

MINUTES OF THE REGULAR JOINT MEETING OF THE MONTCLAIR CITY COUNCIL, SUCCESSOR AGENCY AND MONTCLAIR HOUSING CORPORATION BOARDS, MONTCLAIR HOUSING AUTHORITY COMMISSION, AND MONTCLAIR COMMUNITY FOUNDATION BOARD HELD ON MONDAY, OCTOBER 16, 2023, AT 7:00 P.M. IN THE CITY COUNCIL CHAMBERS, 5111 BENITO STREET, MONTCLAIR, CALIFORNIA

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I. CALL TO ORDER

Mayor/Chair Dutrey called the meeting to order at 7:00 p.m.

II. INVOCATION

Pastor Lance Irely, Trinity Lutheran Church, gave the invocation.

III. PLEDGE OF ALLEGIANCE

Council Member/Director Martinez led meeting participants in the Pledge.

IV. ROLL CALL

Present: Mayor/Chair Dutrey; Mayor Pro Tem/Vice Chair Johnson; Council Members/Directors Ruh, Lopez, and Martinez

City Manager/Executive Director Starr; Assistant City Manager/Director of Human Services Richter; Director of Finance Kulbeck; Director of Public Works/City Engineer Heredia; Acting Police Chief Reed; City Attorney Robbins; Deputy City Clerk Walker

V. PRESENTATIONS — None

VI. PUBLIC COMMENT

- **Cathy Cimbalo** speaking on behalf of **Court Appointed Special Advocates (CASA) of San Bernardino County**, invited the City Council to a Casino Night fundraiser event at the Upland Country Club on Thursday, November 2, 2023.
- **Nena Upadhyaya** introduced herself as the District Representative for **Senator Susan Rubio (California Senate District 22)**, and announced that the Senator is opening a new district office in Ontario. She advised **Senator Rubio's** Office is hosting an upcoming Senior Scam Stopper seminar in partnership with the **California Department of Financial Protection and Innovation** at the Irwindale Senior Center on Thursday, November 2, at 10:00 a.m.
- **Vincent Urbina** spoke in opposition to the City participating in Community Choice Energy, thanked Council Member Lopez for discussing unsafe driving conditions on Monte Vista Avenue, and expressed concerns related to increasing pollution in the City due to the recent industrial and economic growth.
- **Ruby Long**, Field Representative for **San Bernardino County Fourth District Supervisor Curt Hagman**, announced the District will host a Veteran Claims Event on Wednesday, November 8, from 10:00 a.m. to 2:00 p.m. at the District office located at 14010 City Center Drive in Chino Hills.

VII. PUBLIC HEARINGS — None

**VIII. CONSENT CALENDAR**

<b>ACTION - Consent Calendar</b>	
<b>ACTING:</b>	City Council Successor Agency Board Montclair Housing Corporation Board Montclair Housing Authority Commissioners Montclair Community Foundation Board
<b>DISCUSSION:</b>	Item B-10
<b>MOTION:</b>	Pull Item C-1; and approve the remainder of the Consent Calendar as presented.
<b>MADE BY:</b> <b>SECOND BY:</b>	Council Member/Director Lopez Council Member/Director Ruh
<b>AYES:</b> <b>NOES:</b> <b>ABSTAIN:</b> <b>ABSENT:</b>	Lopez, Martinez, Ruh, Johnson, Dutrey None None None
<b>RESULT:</b>	Motion carried 5-0.

**A. Approval of Minutes**

**1. Regular Joint Meeting — October 2, 2023**

<b>ACTION - Consent Calendar - Item A-1</b>	
<b>ACTING:</b>	City Council Successor Agency Board Montclair Housing Corporation Board Montclair Housing Authority Commissioners Montclair Community Foundation Board
<b>RESULT:</b>	Approved on Consent Calendar; motion carried 5-0.

**B. Administrative Reports**

**1. Consider Receiving and Filing City Treasurer’s Report – September 2023**

<b>ACTION - Consent Calendar - Item B-1</b>	
<b>ACTING:</b>	City Council
<b>RESULT:</b>	Approved on Consent Calendar; motion carried 5-0.

**2. Consider Approval of City Warrant Register and Payroll Documentation**

<b>ACTION - Consent Calendar - Item B-2</b>	
<b>ACTING:</b>	City Council
<b>RESULT:</b>	Approved on Consent Calendar; motion carried 5-0.

**3. Consider Receiving and Filing SA Treasurer’s Report – September 2023**

<b>ACTION - Consent Calendar - Item B-3</b>	
<b>ACTING:</b>	Successor Agency Board
<b>RESULT:</b>	Approved on Consent Calendar; motion carried 5-0.

**4. Consider Approval of SA Warrant Register – September 2023**

<b>ACTION – Consent Calendar – Item B-4</b>	
<b>ACTING:</b>	Successor Agency Board
<b>RESULT:</b>	Approved on Consent Calendar; motion carried 5-0.

**5. Consider Receiving and Filing MHC Treasurer’s Report – September 2023**

<b>ACTION – Consent Calendar – Item B-5</b>	
<b>ACTING:</b>	Montclair Housing Corporation Board
<b>RESULT:</b>	Approved on Consent Calendar; motion carried 5-0.

**6. Consider Approval of MHC Warrant Register – September 2023**

<b>ACTION – Consent Calendar – Item B-6</b>	
<b>ACTING:</b>	Montclair Housing Corporation Board
<b>RESULT:</b>	Approved on Consent Calendar; motion carried 5-0.

**7. Consider Receiving and Filing of MHA Treasurer’s Report – September 2023**

<b>ACTION – Consent Calendar – Item B-7</b>	
<b>ACTING:</b>	Montclair Housing Authority Commissioners
<b>RESULT:</b>	Approved on Consent Calendar; motion carried 5-0.

**8. Consider Approval of MHA Warrant Register – September 2023**

<b>ACTION – Consent Calendar – Item B-8</b>	
<b>ACTING:</b>	Montclair Housing Authority Commissioners
<b>RESULT:</b>	Approved on Consent Calendar; motion carried 5-0.

**9. Consider Authorizing the Destruction of Certain Obsolete Public Records Pursuant to the City of Montclair Records Retention Schedule**

<b>ACTION – Consent Calendar – Item B-9</b>	
<b>ACTING:</b>	City Council
<b>RESULT:</b>	Approved on Consent Calendar; motion carried 5-0.

**10. Consider Approval of the Filing of a Notice of Completion with the San Bernardino County Recorder’s Office for the Electric Vehicle Charging Stations Project**

**Consider Authorizing Release of Retention 30 Days After Recordation of the Notice of Completion**

Council Member Lopez received clarification that unexpended funds for this project will remain in the same fund from which they would have been expended and would not be transferred to the General Fund.

<b>ACTION - Consent Calendar - Item B-10</b>	
<b>ACTING:</b>	City Council
<b>RESULT:</b>	Approved on Consent Calendar; motion carried 5-0.

- 11. Consider Authorizing the Receipt of \$5,695.82 from the Fiscal Year 2023 Patrick Leahy Bulletproof Vest Partnership Program to Assist with the Purchase of Ballistic Vests**

<b>ACTION - Consent Calendar - Item B-11</b>	
<b>ACTING:</b>	City Council
<b>RESULT:</b>	Approved on Consent Calendar; motion carried 5-0.

**C. Agreements**

- 2. Consider Approval of Agreement No. 23-79, Amendment No. 1 to Agreement No. 20-31 with San Bernardino County for Construction of the Pipeline Avenue Pavement Rehabilitation Project, Subject to Any Revisions Deemed Necessary by the City Attorney**

<b>ACTION - Consent Calendar - Item C-2</b>	
<b>ACTING:</b>	City Council
<b>RESULT:</b>	Approved on Consent Calendar; motion carried 5-0.

- 3. Consider Approval of Agreement No. 23-50 with Ontario-Montclair School District to Provide Case Management Services, Subject to Any Revisions Deemed Necessary by the City Attorney**

<b>ACTION - Consent Calendar - Item C-3</b>	
<b>ACTING:</b>	City Council
<b>RESULT:</b>	Approved on Consent Calendar; motion carried 5-0.

**D. Resolutions — None**

**IX. PULLED CONSENT CALENDAR ITEMS**

**C. Agreements**

- 1. Consider Approval of Agreement No. 23-77, Between the City of Montclair and the Montclair Chamber of Commerce for the Lease of a City-Owned Facility, Subject to Any Revisions Deemed Necessary by the City Attorney**

Mayor Pro Tem Johnson recused herself due to her volunteer involvement with the Chamber's operations.

Council Member Lopez stated he is glad the Chamber will be using the facility.

<b>ACTION -Consent Calendar- Item C-1 (Pulled)</b>	
<b>ACTING:</b>	City Council
<b>DISCUSSION:</b>	Item C-1
<b>MOTION:</b>	Approve Agreement No. 23-77 with the Montclair Chamber of Commerce.

ACTION -Consent Calendar- Item C-1 (Pulled)	
MADE BY: SECOND BY:	Mayor Dutrey Council Member Ruh
AYES: NOES: ABSTAIN: ABSENT:	Lopez, Martinez, Ruh, Dutrey None Johnson None
RESULT:	Motion carried 4-0-1 (Johnson abstained).

## X. COMMUNICATIONS

A. **Department Reports** — None

B. **City Attorney** — None

C. **City Manager/Executive Director** — None

D. **Mayor/Chair**

Mayor/Chair Dutrey somberly recognized the conflict taking place in Israel and Palestine and stated tonight's meeting would be adjourned in memory of those who have lost their lives. He expressed hope for peace in the world and stated this country must continue to support the common good of all cultures and people.

E. **Council Members/Directors**

1. Council Member/Director Ruh announced the passing of 50-year Montclair resident **Barbara Ness**, who worked at Montclair Hospital for 18 years and extended to her family his deepest condolences; noted he recently attended an event at the **University of La Verne** for the inauguration of its new president, **Dr. Pardis Mahdavi**; and shared his thoughts on the conflict in the Middle East.
2. Council Member/Director Lopez noted former Mayor of Rancho Cucamonga **Donald Kurth** recently passed away and should be remembered for overcoming addiction and becoming a doctor to help others in need. He announced **SED Cocina** just had its grand opening and encouraged residents to try it out, and noted he attended **Montclair High School's** homecoming game on October 13. He disapproved the media's portrayal of the conflict in Israel, and provided history on Hamas as a terrorist and anti-Semitic organization while expressing support for Israel.
3. Mayor Pro Tem/Vice Chair Johnson stated the conflict in Israel hurts her heart and she hopes it ends quickly. She announced **Montclair High School** needs volunteers to interview and counsel students about careers for the school's *Ready to Launch* initiative on November 8, from 8:00 a.m. to 1:00 p.m., which prepares students to enter the job market.

F. **Committee Meeting Minutes**

The following committee minutes were received and filed for informational purposes:

1. Personnel Committee - October 2, 2023

**XI. ADJOURNMENT**

At 7:36 p.m., the City Council, Successor Agency Board, Montclair Housing Corporation Board, Montclair Housing Authority Commission, and Montclair Community Foundation Board were adjourned.

Submitted for City Council/Successor Agency Board/Montclair Housing Corporation Board/ Montclair Housing Authority Commission/Montclair Community Foundation Board approval,



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Andrea Myrick,  
City Clerk

*The meeting was adjourned in memory of longtime Montclair resident **Barbara Ness**, former Rancho Cucamonga Mayor **Donald Kurth**, and the innocents who have lost their lives in the ongoing conflict in the Middle East.*