



**REGULAR JOINT MEETING OF THE  
CITY COUNCIL, SUCCESSOR AGENCY, MONTCLAIR HOUSING CORPORATION,  
MONTCLAIR HOUSING AUTHORITY, AND MONTCLAIR COMMUNITY FOUNDATION**

to be held in the Council Chambers  
5111 Benito Street, Montclair, California

Monday, February 5, 2024  
7:00 p.m.

*Remote Participation Information:*

Zoom Link: <https://zoom.us/j/93717150550>  
Dial Number: 1 (669) 900-6833  
Meeting ID: 937-1715-0550

*Please be advised that those participating via Zoom do so at their own risk. The meeting will not be suspended or cancelled if any technical issues occur during the meeting.*

*If you want to provide comments on an agenda item, including public hearing and closed session items, please complete a Speaker Card located in the Council Chambers or online at <https://www.cityofmontclair.org/public-comment/>. The Mayor/Chair (or the meeting's Presiding Officer) will call on those who submitted requests to speak at the appropriate times during the meeting. Those who did not submit a request to speak who are present at the meeting location may raise their hand during Public Comment to request to speak. Those participating remotely may request speak using the "raise hand" function in Zoom or may dial \*9 if on the phone, and then \*6 to un-mute when called on to speak. Written comments (200-word limit per agenda item, and 200-word limit for all non-agenda items combined) and requests to speak can also be emailed to [cityclerk@cityofmontclair.org](mailto:cityclerk@cityofmontclair.org) at least one hour before the meeting begins.*

*Video recordings of Council meetings are available on the City's website at <https://www.cityofmontclair.org/council-meetings/> and can be accessed by the end of the business day following the meeting.*

## **AGENDA**

- I. CALL TO ORDER** City Council [CC], Successor Agency Board [SA],  
Montclair Housing Corporation Board [MHC],  
Montclair Housing Authority Commission [MHA],  
Montclair Community Foundation Board [MCF]

**II. INVOCATION**

*In keeping with our long-standing tradition of opening our Council meetings with an invocation, this meeting may include a nonsectarian invocation. Such invocations are not intended to proselytize or advance any faith or belief or to disparage any faith or belief. Neither the City nor the City Council endorses any particular religious belief or form of invocation.*

**III. PLEDGE OF ALLEGIANCE**

**IV. ROLL CALL**

**V. PRESENTATIONS**

- A. Introduction of New and Promoting Fire Department Employees  
B. Introduction of New Police Officers

**VI. PUBLIC COMMENT**

*During Public Comment, you may comment on any subject that **does not** appear on this agenda. Each speaker has up to five minutes. The meeting's presiding officer may provide more or less time to accommodate speakers with special needs or a large number of speakers waiting in line. (Government Code Section 54954.3).*

*If you did not submit a Speaker Card and would like to speak on an item on the **Consent Calendar**, please raise your hand during Public Comment to announce the agenda item you would like to provide comments on. The presiding officer will call on you to speak at the time of the item's consideration.*

*Under the provisions of the Brown Act, the meeting bodies are prohibited from participating in substantial discussion of or taking action on items not listed on the agenda.*

**VII. PUBLIC HEARINGS**

- A. Second Reading — Consider Adoption of Ordinance No. 24-1005 Amending Title 11, Chapters 11.02 (Definitions), 11.38 (Development Standards Generally), and 11.77 (Administrative Permit) of the Montclair Municipal Code to Allow Monitored Electrified Security Fences in Specified Commercial and Industrial Zones within City Limits (Case No. 2023-35) [CC] 5
- B. Consider Projects and Prioritization of Funding for the Fiscal Year 2024-25 Community Development Block Grant Program [CC] 19

**VIII. CONSENT CALENDAR**

- A. Approval of Minutes
  - 1. Regular Joint Meeting — January 16, 2024 [CC/SA/MHC/MHA/MCF] 224
- B. Administrative Reports
  - 1. Consider Approval of Warrant Register & Payroll Documentation [CC] 20
  - 2. Consider Authorizing the Destruction of Certain Obsolete Public Records Pursuant to the City of Montclair Records Retention Schedule [CC] 21
  - 3. Consider Authorizing a \$54,200 Appropriation from the Federal Asset Forfeiture Fund to Purchase Three New Servers for the Police Department [CC] 23
  - 4. Consider Declaring a 2012 Toro GM4000 Wide Area Mower (Unit 410) as Irreparable and Authorizing its Disposal and Removal from Inventory [CC] 25
  - 5. Consider Authorizing an Allocation of up to \$15,000 from Donation Funds from the Montclair Community Foundation for the Purchase of Items for the 2024 Montclair to College Graduation Ceremony [MCF] 26
- C. Agreements
  - 1. Consider Approval of Agreement Nos. 24-04, 24-05, and 24-06 with Montclair Little League and Golden Girls Softball League for the use of Ball Field Facilities, Subject to Any Revisions Deemed Necessary by the City Attorney [CC] 27
  - 2. Consider Award of Contract to Sequel Contractors, Inc. in the Amount of \$2,696,433.75 for Construction of the Alleyway Improvements Project [CC]  
Consider Approval of Agreement No. 24-08 with Sequel Contractors, Inc. for the Construction of the Alleyway Improvements Project, Subject to Any Revisions Deemed Necessary by the City Attorney [CC]  
Consider Authorizing a \$966,433.75 Appropriation from the 2021 Lease Revenue Bond Fund for Costs Related to the Construction of the Alleyway Improvements Project [CC]  
Consider Authorizing a \$270,000 Construction Contingency for the Alleyway Improvements Project [CC] 49

3. Consider Approval of Agreement No. 24-09 with Blais & Associates, Inc. For Grant Writing Services, Subject to Any Revisions Deemed Necessary by the City Attorney [CC]  
Consider Authorizing a \$100,000 Appropriation from the Contingency Reserve Fund for Costs Related to Agreement No. 24-09 [CC] 59
  4. Consider Approval of Agreement No. 24-10 with Claremont Graduate University School of Community and Global Health to Implement a Field Internship Program for Master in Public Health and Applied Biostatics, and Doctorate in Public Health Students, Subject to Any Revisions Deemed Necessary by the City Attorney [CC] 80
  5. Consider Approval of Agreement No. 24-11 with Firehouse Subs Public Safety Foundation, Inc. Authorizing the Receipt of a Grant Award for \$28,067.50 to Purchase Automated External Defibrillators [CC]  
Consider Authorizing City Manager Edward C. Starr to Sign Said Agreement [CC] 88
  6. Consider Approval of Agreement No. 24-15 with the San Bernardino County Office of Emergency Services Authorizing the Receipt of \$16,021 from the Fiscal Year 2022 Homeland Security Grant Program [CC]  
Consider Authorizing City Manager Edward C. Starr to Sign Said Agreement [CC]  
Consider Authorizing a \$16,021 Appropriation from the Public Safety Grant Fund to Purchase a Firewall and a Maintenance Service Agreement for the Police Station and Fire Station [CC] 91
  7. Consider Approval of Agreement No. 24-16 with the United States Department of Energy to Accept the Energy Efficiency and Conservation Block Grant Equipment Rebate Voucher Award [CC]  
Consider Authorizing Public Works Director Monica Heredia to Sign Said Agreement and Other Program-Related Documents [CC] 104
- D. Resolutions
1. Consider Adoption of Resolution No. 24-3426 Authorizing Placement of Liens on Certain Properties for Delinquent Sewer and Trash Charges [CC] 136
  2. Consider Adoption of Resolution No. 24-3427 Rescinding and Superseding Resolution No. 23-3424 Identifying and Correcting Updated Terms and Conditions for a Fire Department Response Away from its Official Duty Station when Assigned to an Emergency Incident and Modifying Language at the Direction of the State of California Governor's Office of Emergency Services [CC] 142
  3. Consider Adoption of Resolution No. 24-3428 Declaring that Certain Real Property Located at 9795 Central Avenue, Montclair, is Exempt Surplus Land Pursuant to Government Code Section 54221 and Finding that Such Declaration is Exempt from Environmental Review Under the California Environmental Quality Act [CC]  
Consider Adoption of Resolution No. 24-3429 Approving Agreement No. 24-12, an Affordable Housing Agreement with the Montclair Housing Authority and the Montclair Housing Corporation; Authorizing the Transfer of 9795 Central Avenue, Montclair, to the Montclair Housing Authority for use as an Affordable Housing Unit [CC]

Consider Adoption of MHC Resolution No. 24-01 Approving Agreement No. 24-12, an Affordable Housing Agreement with the City of Montclair and the Montclair Housing Authority [MHC]

Consider Adoption of MHA Resolution No. 24-01 Approving Agreement No. 24-12, an Affordable Housing Agreement with the City of Montclair and the Montclair Housing Corporation, and Accepting the Transfer of Certain Real Property from the City of Montclair [MHA]

Consider Authorizing a \$100,000 Appropriation from the Housing Trust Fund for Rehabilitation of the Property Located at 9795 Central Avenue, Montclair [MHA]

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4. Consider Adoption of Resolution No. 24-3430 Authorizing the Appointment of Merry Westerlin as a Retired Annuitant into the Temporary Part-Time Position of Building Official Pursuant to Government Code Section 21221(h) Effective February 6, 2024 [CC]

Consider Authorizing the Commencement of a Recruitment for a Permanent Building Official on February 6, 2024 [CC]

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**IX. PULLED CONSENT CALENDAR ITEMS**

**X. RESPONSE**

A. Consider Receiving the Response to an Inquiry from the City Council Regarding Costs Associated with, and Potential Dissemination of, a Public Information Communication to Montclair Households Addressing all Cost Components Related to Garcia/Fuentes v. Lopez, Including Expenditures Related to Legal Claims, Conducting Investigations, Mediation, City Staff Services, Settlement with Plaintiffs and Litigation, and Other Matters Thereof; and Providing any Further Direction Thereto [CC]

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**XI. COMMUNICATIONS**

A. Department Reports — None

B. City Attorney

C. City Manager/Executive Director

D. Mayor/Chairperson

1. Announcement of a Special City Council Meeting to be held Wednesday, February 21, 2024, at 6:00 p.m. in the Council Chambers for the Mid-Year Budget Review [CC/MHC]

E. Council Members/Directors

F. Committee Meeting Minutes *(for informational purposes only)*

1. Personnel Committee Meeting — January 16, 2024 [CC]

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**XII. ADJOURNMENT** — *This meeting will be adjourned in memory of Building Official Michael Dorsey.*

*The next regular joint meeting of the City Council, Successor Agency Board, Montclair Housing Corporation Board, Montclair Housing Authority Commission, and Montclair Community Foundation Board will be held on Tuesday, February 20, 2024 at 7:00 p.m.*

*Reports, backup materials, and additional materials related to any item on this Agenda distributed to the meeting bodies after publication of the Agenda packet are available for public inspection in the Office of the City Clerk between 7:00 a.m. and 6:00 p.m., Monday through Thursday. Please call the City Clerk's Office at (909) 625-9416 or send an e-mail to [cityclerk@cityofmontclair.org](mailto:cityclerk@cityofmontclair.org) to request documents via e-mail.*

*If you need special assistance to participate in this meeting, please contact the City Clerk's Office at (909) 625-9416 or e-mail [cityclerk@cityofmontclair.org](mailto:cityclerk@cityofmontclair.org). Notification prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35.102-35.104 ADA Title II)*

*I, Andrea M. Myrick, City Clerk, hereby certify that I posted, or caused to be posted, a copy of this Agenda not less than 72 hours prior to this meeting on the City's website at <https://www.cityofmontclair.org/agendas/> and on the bulletin board adjacent to the north door of Montclair City Hall at 5111 Benito Street, Montclair, CA 91763 on Thursday, February 1, 2024.*