



**MINUTES**  
**REGULAR CITY COUNCIL**  
**TUESDAY, JUNE 12, 2007, 7:00 P. M.**  
**COUNCIL CHAMBERS, 245 E. BONITA AVE.**

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**PRESENT:**

Mayor Curtis W. Morris  
Mayor Pro Tem Jeff Templeman  
Councilmember Emmett G. Badar  
Councilmember Denis Bertone  
Councilmember John Ebner

City Manager Michaelis  
City Attorney Brown  
City Clerk Rios  
Assistant City Manager Stevens  
Assistant City Manager Duran  
Director of Development Services Coleman  
Public Works Director Patel  
Parks and Recreation Director Bruns  
Planning Manager Hensley  
Senior Engineer Garwick  
Landscape Manager Rheude

**1. CALL TO ORDER**

Mayor Morris called the regular meeting to order at 7:02 p.m. and led the flag salute.

**2. RECOGNITION**

➤ **RECOGNIZE DISTINGUISHED SERVICE TO YOUTH AWARD RECIPIENTS**

1) Director Bruns read bios of each recipient being presented a proclamation in three categories: Volunteer Service, the J. Michael Dutton Award; Professional Service; Group or Organization Service.

Mayor Morris recognized Parks and Recreation Commission Chair Margie Green and Commissioners Susan Davis, Georgia Florentine, Adam Phipps, Caryol Ann Smith. He welcomed everyone and the honorees selected to receive the 2007 Distinguished Service to Youth Award for rendering outstanding service to the youth of San Dimas. He congratulated and presented resolutions to recipients in the Volunteer Category (J. Michael Dutton Memorial) to Robert Stalnaker and Lori Ann Alvarez; in the Professional Category to Sujatha Kanthi Aluwihare, Deborah Day, Jenny Pappano, Tommy Carmona and Mandy Snodgrass; and in the Group Category to Jon Clark representing Sunday Morning Chapel Children's Ministries.

2) City Manager Michaelis introduced new San Dimas Sheriff's Station Captain Joseph Hartshorne and his wife, Renee. He provided a brief background on Captain Jim Curtis's new assignment at the Homicide Division and welcomed Captain Hartshorne.

**Captain Joseph Hartshorne** thanked Council for the opportunity and said he looks forward to becoming part of the San Dimas community and is anxious to get started.

### 3. ORAL COMMUNICATIONS

(For anyone wishing to address the City Council on an item not on the agenda. Under the provisions of the Brown Act, the legislative body is prohibited from taking or engaging in discussion on any item not appearing on the posted agenda. Speakers are limited to three minutes for a 30 minute time period.)

a. Members of the Audience

1) **Richard Rauseo** requested that the City prevent construction on Tract 52717. He said the current project is different than the one the City Council approved.

2) **Galen Gillote**, Children's Librarian, San Dimas Library, reminded all parents that school is coming to a close for the summer. She stated that at the San Dimas Library there is plenty to do and outlined the schedule for all programs for June, July and August.

3) **Sharon Trueman** said the Relay of Life San Dimas was held at Horsethief Canyon Park on Saturday-Sunday, June 2-3, 2007, and thanked the community for the support and participation.

Mayor Morris praised Councilmember Badar and Planner Hensley who walked late at night.

4) **Jim Elliott**, Bonita Unified School District, thanked Mayor Pro Tem Templeman for his leadership on the Every Fifteen Minutes program. He said this year the program at San Dimas High School is planned before the prom is held.

5) **Mr. Elliott** thanked Councilmember Bertone for volunteering participation on Measure C Bond Oversight Committee.

6) **Mr. Elliott** reported that 99.6% of seniors passed the California High School Entry Exam and he is very proud of the seniors graduating this week.

7) **Mr. Elliott** commented that it is nice to see Councilmember Ebiner at the Adhoc Committee, where the District and the City share ideas.

8) **Ted Powl**, President/ CEO, Chamber of Commerce, announced the annual Installation Awards Dinner on June 14, 2007 and named the recipients of the awards: New Business of the Year: Art 2 Ink, a graphic arts company; Business of the Year: Medic-1 Ambulance Company; Businessman of the Year: Anton Riady, from Rhoady's; Business Woman of the Year: Debbie Gibbs of Salon VIP; New Commercial Building of the Year: Athena Engineering, on Foothills Blvd.; and Improved Commercial Building of the Year: Christian Community Credit Union at Lonehill/Arrow Highway.

He said the Chamber will also present awards on Thursday, at the Fairplex, to: 1) Volunteers Ann and Bill Huffles, and many others who work diligently for the Chamber; 2) Ambassador of the Year is Sean Frankly, Electronic Merchant Services.

9) **Ted Powl** announced the Golf Tournament at 11:00 a.m. on Monday, June 18, 2007 at Sierra-La Verne, in conjunction with La Verne Chamber.

10) **Ted Powl** said **Alline Kranzer** provided to him an article in an RV magazine that listed East Shore RV Park in San Dimas as one of the best romantic vacation get-away.

11) **Sid Maksoudian**, stated he attended a Chamber event, however, he was not permitted to speak and said he has a right to express his opinions.

#### 4. CONSENT CALENDAR

(All items on the Consent Calendar are considered to be routine and will be enacted by one motion unless a member of the City Council requests separate discussion.)

Item 4(D) was removed from the consent calendar for consideration at the next meeting on June 26, 2007.

Councilmember Ebiner requested removal of items 4(a)(2) and 4(c) related to Safe Routes to School, for elaboration on the contract.

It was moved by Councilmember Bertone, seconded by Councilmember Badar, and carried to accept, approve, or act on the consent calendar, as amended, as follows:

- a. Resolutions read by title, further reading waived, passage and adoption recommended as follows:
  - (1) **RESOLUTION NO. 07-40** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS APPROVING CERTAIN DEMANDS FOR THE MONTHS OF MAY AND JUNE, 2007.
- b. Approval of minutes for regular City Council meeting of March 27, 2007.
- e. Rejection of claim for damages from Mabelle Pou.

#### END OF CONSENT CALENDAR

Items removed from the consent calendar for separate consideration:

Item 4(d):

- d. Closure of Bonita Avenue from San Dimas Avenue to Walnut Avenue and the public parking lots from 5:00 a.m. to 4:00 p.m. Sunday, July 26, 2007, for the annual car show.

The location site should be "east of Cataract Avenue, west of San Dimas Avenue," and this item will be considered at the next meeting.

Item 4 (a) (2):

- (2) Approve Master Agreement with State of California Transportation Department  
**RESOLUTION NO. 07-44**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS AUTHORIZING THE EXECUTION OF THE MASTER AGREEMENT AND THE PROGRAM SUPPLEMENT BETWEEN THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION AND THE CITY OF SAN DIMAS COVERING THE APPROVED SAFE ROUTES TO SCHOOL PROGRAM FUNDS.

Item 4 (c):

- c. Award of Cash Contract No. 2007-07 to Macadee Electrical, in the amount of \$279,959.00, for Safe Route to School Project.

Public Works Director Patel reported that the City received a grant in the amount of approximately \$404,000 from Caltrans transportation funds for the construction of school pedestrian safety, traffic counting devices, and traffic calming devices. He said the project involves installing speed feedback signs at four elementary schools, Lonehill Middle School, and San Dimas High School. He indicated that mid-block flashing crosswalk lights would be installed on Lonehill at the Middle School and part of the program requires replacement and upgrading of all school zone safety signs and other signage. He advised that the grant requires a ten percent (10%) matching funds, which would be shared by the City

funded by Prop C Fund 73, and the School District. He recommended approval to award the contract to Macadee Electrical for the installation of signs to slow vehicles through the school zones.

In response to Mayor Morris, Director Patel replied that technology has tremendously improved regarding the flashing lights system, and the latest equipment would be installed.

It was moved by Councilmember Ebner, seconded by Councilmember Bertone, to approve the Master Agreement with State of California Transportation Department, waive further reading and adopt **RESOLUTION NO. 07-44**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS AUTHORIZING THE EXECUTION OF THE MASTER AGREEMENT AND THE PROGRAM SUPPLEMENT BETWEEN THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION AND THE CITY OF SAN DIMAS COVERING THE APPROVED SAFE ROUTES TO SCHOOL PROGRAM FUNDS, and award Cash Contract No. 2007-07 to Macadee Electrical, in the amount of \$279,959.00, for Safe Route to School Project. The motion carried 5.0.

Mayor Pro Tem Templeman mentioned that Laura Alvarado, President of Sheriff Boosters is present and inquired if there was an issue with the Car Show.

Mayor Morris said the description in the agenda was listed as San Dimas Avenue to Walnut Avenue, and the request was for "east of Cataract Avenue, west of San Dimas Avenue," which was not properly noticed and cannot be discussed.

Laura Alvarado, President, Sheriff's Boosters, mentioned that the correct date is Sunday, July 29, 2007.

## 5. PUBLIC HEARINGS

*(The following item has been advertised and/or posted. The meeting will be opened to receive public testimony.)*

- a. Municipal Code Text Amendment 07-01 - A public hearing to consider amending Title 18 of the San Dimas Zoning Code to prohibit the establishment and operation of medical marijuana dispensaries within the city limits.

**ORDINANCE NO. 1167**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, AMENDING TITLE 18 OF THE SAN DIMAS MUNICIPAL CODE TO PROHIBIT THE ESTABLISHMENT AND OPERATION OF MEDICAL MARIJUANA DISPENSARIES AND OTHER SIMILAR USES. **FIRST READING**

Director of Development Services Coleman summarized the proposed ordinance that would prohibit medical marijuana dispensaries in all zones. He reported that the current zoning code does not list medical marijuana dispensaries as a permitted or conditionally permitted use within any zone in the City. The proposed amendments include: adding a definition for "marijuana" and "medical marijuana" dispensary; and listing medical marijuana dispensary as a prohibited land use within City limits. Staff provided two options for consideration and recommended Option 1 and introduction of Ordinance No. 1167.

Mayor Morris opened the public hearing and invited comments from the audience in favor of, or in opposition, to the matter.

1) **Jim Elliott** strongly supported the ordinance and stated a lot of time and resources are spent teaching kids to stay away from controlled substances.

2) **Alta Skinner** is a strong advocate for this ordinance. She stated the best message that could be sent to kids is to abstain from using drugs.

There being no one else wishing to speak, the public hearing was closed.

After the title was read, it was moved by Councilmember Bertone, seconded by Mayor Pro Tem Templeman, to waive further reading and introduce **ORDINANCE NO. 1167**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, AMENDING TITLE 18 OF THE SAN DIMAS MUNICIPAL CODE TO PROHIBIT THE ESTABLISHMENT AND OPERATION OF MEDICAL MARIJUANA DISPENSARIES AND OTHER SIMILAR USES. The motion carried unanimously.

## **6. OTHER MATTERS**

- a. Update on Farmer's Market - assist with road closures

Director of Parks and Recreation Bruns reported that the San Dimas Farmer's Market has been conducted by Advocates for Healthy Living for six weeks. She summarized the status of City assistance required for the event including traffic control, accessible restroom signage, street sweeping, pressure washing of fluid stains on the street and sidewalk, and financial support. Staff recommended approval to continue to provide staff support for the set up of traffic control equipment for the remainder of the season at an additional cost of approximately \$4,118.

Council felt the discharge was in violation of NPDES, which could result in fines to the City, and Mr. Cuellar should police this situation.

**Maurice Cuellar**, Advocates for Healthy Living, provided a slide show of the Farmer's Market and indicated he would use mats to collect the discharge.

Councilmember Badar expressed some concerns with signs not posted before 5:30 p.m and relying more on City staff.

Mr. Cuellar replied that he is a volunteer and has approximately 10 volunteers, three dedicated to traffic control. He said as he goes further, he is learning and will get to the point of handling each responsibility.

Mayor Pro Tem Templeman congratulated Mr. Cuellar for bringing people together to make something happen that the community wanted. He said the City spends money on community events such as Western Days, the Birthday BBQ, and this one is no different. He mentioned some traffic does not stop at the stop signs while driving through residential neighborhoods on Second and Third Streets.

In response to Councilmember Badar, Director Bruns replied that the Sheriff's Deputies are not dedicated to patrol the market. She further responded that Public Works assist with street closures, and dedicated staff support is not provided.

Councilmember Bertone said the community loves the Farmer's Market; however, a tremendous burden is placed on staff. He hopes this could be improved with additional volunteers.

Director Bruns responded to Council's questions regarding training volunteers for traffic safety; and said the electricity meter bill has not yet been received.

It was moved by Councilmember Ebner, seconded by Councilmember Badar, to approve continued staff support for the Farmer's Market and to appropriate approximately \$4,118 for set up of traffic control equipment. The motion carried 5.0.

Mayor Morris requested another report in six weeks.

Mayor Morris stated that a brief report on the San Dimas High School Band would be provided during the Public Comments.

- b. Receive report and comments regarding the next steps with the Northwoods Maintenance Assessment District - provide direction.

City Manager Michaelis reported that the City's announcement to deactivate the Northwood's Maintenance District has raised resident concern as to how the maintenance needs of the District could be met. As a result of recent meetings with neighbors, Mr. Dan Hargis has proposed a potential arrangement to continue with the District. Mr. Michaelis stated that after a proposal was defeated by District residents, the City concluded that the District would become inactive and residents would be responsible for their own private property maintenance unless residents demonstrated support for a different feasible arrangement that required an Assessment District. He said because of voting procedures, it is not possible to change the assessments for the 2007-08 year. Staff's recommendation is to have the District become inactive so residents could step forward to meet the needs; recognize there may be some tree maintenance and irrigation issues; perhaps the City could consider removing dead wood or hazardous tree issues associated with the District, and if there is interest in establishing a common irrigation system, the City could assist with financing.

In response to Mayor Morris, City Attorney Brown said with the existing District boundaries, no change would occur; it could be done without a vote, however, it would have to go through the engineering process and noticed hearing.

**Dan Hargis** outlined a list of concerns with the lack of maintenance, irrigation system, and water damage to backyards. He indicated he took a petition door-to-door in the neighborhood and said he believes he has the support for a proposal to keep the District active. He said what residents want is accountability and due diligence on the contract; ability to go out to bid for an irrigation system, and the ability to get feedback and control what happens.

City Attorney Brown questioned whether time allowed the preparation of the engineering report, conduct a public hearing, adopt final resolutions and file with the tax collector by the August 1 due date. However, if it is the direction of the City Council, it may still be possible to set in motion to have an assessment at the current rate for the upcoming fiscal year, if all property owners indicate their willingness to sign on again.

In response to Mr. Brown, Mr. Hargis replied he had 21 signatures; over 57% of the tract agrees something has to be done on an active level. He felt people who do not own the land should not be assessed for the irrigation system, but thought something could be worked out to get an active assessment.

In response to Councilmember Bertone, Assistant City Manager Duran replied that the issue came up subsequent to posting of the agenda and tonight Council could make the emergency finding to authorize the preparation of the engineering report to bring back at the next meeting.

City Attorney Brown felt this was sufficiently broad enough to authorize the action.

It was moved by Councilmember Bertone, seconded by Councilmember Badar, to direct staff to start the assessment process, see what can be done, and specifically direct preparation of the engineering report. The motion carried 5.0.

- c. 2007-2008 Annual City Budget
  - 1) Adoption of 2007-2008 Annual Capital and Operating Budget.

Assistant City Manager Duran summarized the recommended changes and provided a general background of the 2007-08 City Budget. Staff recommended approval of the 2007-08 Annual Capital and Operating Budget and adoption of associated Resolution Numbers 07-41, 07-42, 07-43 and 07-45.

Mayor Morris invited comments from public members and no one came forward to speak.

It was moved by Councilmember Bertone, seconded by Councilmember Ebiner, to adopt the proposed 2007-2008 Annual Capital and Operating Budget. The motion carried unanimously.

- 2) **RESOLUTION NO. 07-41**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ESTABLISHING A SALARY SCHEDULE FOR FULL AND PART-TIME CITY EMPLOYEES.

After the title was read, it was moved by Councilmember Bertone, seconded by Councilmember Ebiner, to waive further reading and adopt:

**RESOLUTION NO. 07-41**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ESTABLISHING A SALARY SCHEDULE FOR FULL AND PART-TIME CITY EMPLOYEES.

The motion carried unanimously.

- 3) **RESOLUTION NO. 07-42**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ADOPTING APPROPRIATIONS LIMIT FOR FY 2007-2008.

After the title was read, it was moved by Councilmember Bertone, seconded by Councilmember Ebiner, to waive further reading and adopt:

**RESOLUTION NO. 07-42**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ADOPTING APPROPRIATIONS LIMIT FOR FY 2007-2008.

The motion carried unanimously.

- 4) Planning and Engineering Fee Adjustments:  
**RESOLUTION NO. 07-43**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, APPROVING AN INCREASE IN ENGINEERING AND PLANNING FEES.

After the title was read, it was moved by Councilmember Bertone, seconded by Councilmember Ebiner, to waive further reading and adopt:

**RESOLUTION NO. 07-43**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, APPROVING AN INCREASE IN ENGINEERING AND PLANNING FEES.

The motion carried unanimously.

- 5) Increase Planning Commissioner stipend:  
**RESOLUTION NO. 07-45**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, SETTING THE PER MEETING STIPEND FOR PLANNING COMMISSIONERS.

After the title was read, it was moved by Councilmember Bertone, seconded by Councilmember Ebner, to waive further reading and adopt:

**RESOLUTION NO. 07-45**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, SETTING THE PER MEETING STIPEND FOR PLANNING COMMISSIONERS.

The motion carried unanimously.

d. SB 53 - Agency's Program to acquire Real Property by Eminent Domain:

- 1) **ORDINANCE NO. 1168**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA DESCRIBING THE SAN DIMAS REDEVELOPMENT AGENCY'S PROGRAM TO ACQUIRE REAL PROPERTY BY EMINENT DOMAIN WITH RESPECT TO THE REDEVELOPMENT PLAN FOR THE CREATIVE GROWTH REDEVELOPMENT PROJECT AREA. **FIRST READING**
- 2) **ORDINANCE NO. 1169**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA DESCRIBING THE SAN DIMAS REDEVELOPMENT AGENCY'S PROGRAM TO ACQUIRE REAL PROPERTY BY EMINENT DOMAIN WITH RESPECT TO THE REDEVELOPMENT PLAN FOR THE RANCHO SAN DIMAS REDEVELOPMENT PROJECT AREA. **FIRST READING**

City Attorney Brown reported that Senate Bill 53 requires that each Redevelopment Agency in the state adopt a policy regarding its program for the exercise of the power of eminent domain to acquire property within its project area boundaries. He reported that there are two (2) project areas San Dimas has as a result of prior action: 1) Creative Growth Zone and 2) Rancho San Dimas (the Target Center.) He said the ordinances that have been prepared are summaries of existing provisions within both redevelopment plans. He added that it is highly unlikely there is going to be need for the power of eminent domain over Rancho San Dimas, since the Target Center is built out and all public improvements are in. However, if the Agency wanted to amend the plan, it would be necessary to go through the hearings to make the appropriate findings. Attorney Brown reported that for the Creative Growth Zone, provisions are taken from the redevelopment plan and are consistent with the practice of the Agency in the past, which is only limited to use of power of eminent domain to those instances where it is necessary and required, where appropriate findings are made, and provisions are made for payment of fees that are necessary for the relocation and other expenses associated with the acquisition of property. He said this is not a public hearing, but there may be comments.

In response to Council, Attorney Brown replied this is a legal requirement to place this as an administrative tool if needed.

Mayor Morris invited the audience to speak or ask questions regarding the two ordinances, and no one came forward.

After the title was read, it was moved by Councilmember Bertone, seconded by Mayor Pro Tem Templeman, to waive further reading and introduce **ORDINANCE NO. 1168**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA DESCRIBING THE SAN DIMAS REDEVELOPMENT AGENCY'S PROGRAM TO ACQUIRE REAL PROPERTY BY EMINENT DOMAIN WITH RESPECT TO THE REDEVELOPMENT PLAN FOR THE CREATIVE GROWTH REDEVELOPMENT PROJECT AREA. The motion carried unanimously.

After the title was read, it was moved by Councilmember Ebner, seconded by Councilmember Bertone, to waive further reading and introduce **ORDINANCE NO. 1169**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA DESCRIBING THE SAN DIMAS REDEVELOPMENT AGENCY'S PROGRAM TO ACQUIRE REAL PROPERTY BY EMINENT DOMAIN WITH RESPECT TO THE REDEVELOPMENT PLAN FOR THE RANCHO SAN DIMAS REDEVELOPMENT PROJECT AREA. The motion carried unanimously.

## 7. SAN DIMAS REDEVELOPMENT AGENCY

Mayor Morris recessed the regular city council meeting at 9:11 p.m. and convened a meeting of the San Dimas Redevelopment Agency Board of Directors. The regular meeting reconvened at 9:14 p.m. with all members present.

## 8. ORAL COMMUNICATIONS

- a. Members of the Audience (Speakers are limited to five-minutes or as may be determined by the Chair.)

1) **Richard Rauseo** stated he is waiting for a response from the City regarding Mr. Holt's report on SP-4.

City Manager Michaelis stated that a study session to review all issues is scheduled for June 26, 2007; however, a staff report has not yet been prepared. Mr. Rauseo will be notified of the meeting.

Mr. Rauseo stated he would be in Sacramento on June 26, 2007 and would not be available to attend the meeting.

Councilmember Bertone thought it was necessary for Mr. Rauseo to be in attendance and moved to set the date of the study session to 5:30 p.m., Tuesday, July 10, 2007.

Mayor Pro Tem Templeman said he would like to meet on June 26, 2007 to give residents the opportunity to present their issues and because of the volume of documentation to be heard, a second meeting could be scheduled on July 10. He felt this issue is important to this neighborhood and could not be presented in 1.5 hours.

Councilmembers discussed an appropriate time to meet for the study session, and Councilmember Bertone amended his motion to meet at 6:00 p.m. on June 26, 2007 and at 5:30 p.m. on July 10, 2007.

Mayor Morris said notices would be provided to everyone affected and the staff report would be available on June 22, 2007 for the meeting of June 26, and a staff report reflecting additions as a result of the June 26 meeting would be provided on July 10.

2) **Patrick Jones** mentioned that the comments heard lasted fifteen minutes. He felt the three minute rule should be consistent.

Mayor Morris stated time is determined by the Chair unless overruled by the Council. He indicated that the first oral communications is limited to three minutes to allow the Council to conduct all agenda items.

3) **Greg Meyers** commented on the Northwoods tract, that he believes in paying money for services rendered. He recommended going inactive and residents could monitor the hillside.

Mayor Morris stated there would be a public hearing to decide whether or not to go inactive or assess the District at last year's rate, and all residents would be notified.

**4) Sid Maksoudian** inquired what Councilmembers would do if they came across a business operating without proper permits and if he did anything wrong by turning in that business. He said he would pursue this question until he gets a response.

b. City Manager

1) Update regarding the relocation of the Trauma Response Helicopter.

City Manager Michaelis provided a verbal report regarding the scheduled move of the Trauma Response Helicopter from Fire Station #64. He stated that the original plan to relocate the helicopter to City of Industry is no longer possible and the Department is working on two alternative plans: 1) relocate the helicopter to Brackett Field on or before November 1, 2007; 2) Mr. Michaelis stated that Captain Freeman is willing to keep his promise by temporarily moving to La Canada Flintridge while preparations at Brackett Field were completed, unless the City Council is willing to tolerate an additional four-five months to allow the helicopter to stay in San Dimas. He said the helicopter would be more accessible and would provide fire response in the region.

It was the consensus of the City Council that keeping the Trauma Response Helicopter in San Dimas for the next five months would benefit the whole community.

**1) Patrick Jones** said thirty years ago, the Trauma Response Helicopter was based near Burbank and it took approximately 12 minutes to respond to an emergency call. He said funding is a problem for City of Industry; however, one main issue at Brackett Field is fog and the other issue is food service for the 24 hour shift. He urged Council to keep the helicopter nearby.

It was moved by Councilmember Badar, seconded by Councilmember Bertone to keep the Trauma Response Helicopter in San Dimas until November, 2007. The motion carried 5.0.

c. City Attorney

No report was submitted.

d. Members of the City Council

1) Councilmembers' report on meetings attended at the expense of the local agency.

Councilmember Badar reported that he attended the California Joint Powers Insurance Authority (JPIA) City Council Academy on June 3-5, 2007 in Laguna, which provided a good starting foundation, including insurance issues and the Brown Act. He mentioned that he has a lot of respect for Mayor Morris' knowledge and the City is very fortunate to have him as the executive Vice President of the CAJPIA.

2) Appoint New Commissioner to fill vacancy on Planning Commission.

It was moved by Councilmember Badar, seconded by Councilmember Bertone, to vacate the Council's action of May 15, 2007 to appoint John Davis to the Planning Commission. The motion carried unanimously.

It was moved by Councilmember Bertone, seconded by Councilmember Ebner, to appoint John Davis to a two-year term on the Planning Commission.

Councilmember Badar said they interviewed ten very qualified candidates with seven individuals being extremely qualified. He saw an opportunity to reach out to a different sector of the community and he would support the appointment of Mr. Molina.

Mayor Morris stated that at the interview, Council discussed and suggested three other candidates be contacted, and Mr. Molina and Ms. Mulligan both expressed interest in serving in the general planning vision downtown. Everyone felt they were very qualified.

Mayor Pro Tem Templeman said the City was fortunate to have so many qualified candidates including Mr. Davis, an architect, a couple of engineers, and a former planning staff member.

The motion carried 4.1; Councilmember Badar voted against the motion.

3) Mayor Pro Tem Templeman stated that staff has been instructed to execute a policy that if a DRPB case involves a City Councilmember, Planning Commissioner, City Manager, or other individual on the conflict of interest list, the case immediately go to the City Council. He would like Council's support on implementing a policy on what to do if there are serious allegations made against one of those individuals, whether or not to go to the League of California Cities for best practices, or to have staff investigate how to resolve this issue, and Mr. Brown could help with a level of participation.

In response to Mayor Morris, Mayor Pro Tem Templeman replied the city should have a third party attorney investigate facts.

Councilmember Badar supported the recommendation; however, he thought staff could contact other cities to see what they have in place; then contact the League of California Cities.

4) Mayor Pro Tem Templeman said he was at Horsethief Canyon Park where Environmental Service Coordinator Debbie Figoni worked with L. A. County to set up a free Smart Gardening Class for San Dimas and other L.A. County residents. Attendees were briefed on all the environmental programs offered to San Dimas residents, such as recycling and hazardous waste, and a wide array of outreach materials were made available to them. Also, the representative from L.A. County taught the class on how to backyard and worm compost. The two hour class ended with a tree walk led by Municipal Arborist Deborah Day who talked about the plants at Horsethief Canyon Park and educated attendees on proper pruning. Mr. Templeman said the class should be rescheduled in the future.

5) Councilmember Badar would like to reserve his comment for the adjournment.

6) Director Bruns reported that Ed Wolfe, Music Director for San Dimas High School, is retiring and the community is invited to the potluck retirement celebration hosted by the San Dimas Boosters on Friday, June 22, 2007, at San Dimas High School. She stated Mr. Wolfe worked hard with the San Dimas Boosters and his students to raise funds to allow students to participate in the Festival of States tour in Boston. She indicated she had the pleasure of serving as an escort and it was an exciting opportunity to visit and experience many historical sites throughout Boston. She stated this is a great commemoration for Mr. Wolfe in his final retirement year and she thanked the community for the support

Mayor Morris stated Mr. Wolfe is a great person and a great community asset who would be missed by both San Dimas High School and Lone Hill Middle School.

Mayor Pro Tem Templeman requested a proclamation or plaque to recognize Mr. Wolfe's longevity in serving the music world in the community.

7) Councilmember Badar mentioned that 12 years ago a young Police Officer Louis Pompei responded to a call and lost his life protecting citizens of San Dimas and Councilmember Badar requested the meeting be adjourned in his memory.

## 9. CLOSED SESSION

Mayor Morris recessed the regular meeting at 10:16 p.m. to a City/Redevelopment Agency closed session pursuant to Government Code Section 54956.8:

- a. Property: Agency owned property at the southwest corner of Bonita Avenue and Cataract.  
Negotiating Parties:  
For Agency: Blaine Michaelis, City Manager/Executive Director, and J. Kenneth Brown, City/Agency Attorney, Larry Stevens, Assistant City Manager of Development Services.  
For Buyer:: Gary Parkinson  
Under Negotiation: Terms and conditions of sale of land and City/Agency possible participation.
- b. Report on closed session pursuant to Section 54957.7(a).

There was no action taken by Councilmembers.

## 10. ADJOURNMENT

Mayor Morris adjourned the regular meeting at 10:35 p.m. in memory of Officer Louis Pompei. The next meeting is on June 26, 2007, 5:30 p.m. for a Study Session regarding William Holt Report - SP 4 issues raised by Richard Rauseo.

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Curtis W. Morris, Mayor of the City of San Dimas

ATTEST:

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Ina Rios, CMC, City Clerk