



**MINUTES**  
**REGULAR CITY COUNCIL**  
**TUESDAY, JULY 24, 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 Badar  
Councilmember Denis Bertone  
Councilmember John Ebiner

City Manager Blaine Michaelis  
City Attorney J. Kenneth Brown  
City Clerk Ina Rios  
Assistant City Manager Development Services Larry Stevens  
Assistant City Manager Ken Duran  
Director of Development Services Dan Coleman  
Public Works Director Krishna Patel  
Parks and Recreation Director Theresa Bruns  
Planning Manager Craig Hensley  
Senior Engineer Shari Garwick

**1. CALL TO ORDER AND FLAG SALUTE**

Mayor Morris called the meeting to order at 7:01 p.m. and led the flag salute.

**2. RECOGNITIONS**

- ❖ Recognize Zachary Foster for achieving the rank of Eagle Scout, Boy Scouts of America.

On behalf of the City Council, Mayor Morris recognized and congratulated Zachary Foster for achieving the rank of Eagle Scout from the Boy Scouts of America. He indicated that in order to obtain this designation Zachary fulfilled demanding requirements and demonstrated a record of significant contributions to the community. Zachary earned 27 merit badges, 6 more than the necessary 21 and held several troop leadership positions. For his project, Zachary designed, planned and supervised the building of a garden of California native plants at the local Johnstone Girl Scout camp and training center.

**Zachary Foster** said he is honored to be here tonight to be recognized by the City of San Dimas. He thanked his parents who stayed by his side so many years and he thanked Mayor Morris who responded to his correspondence regarding city issues.

**3. ORAL COMMUNICATIONS**

(Members of the audience are invited to address the City Council on any 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) **Ted Powl**, President/CEO, Chamber of Commerce, congratulated Zachary Foster, and said he had the pleasure of sitting at the Eagle Scout Board and has not seen many as qualified as Zachary.

Mr. Powl reminded everyone of the City Birthday BBQ on August 3, 2007. He said there would a lot of entertainment and activities for the children. Tickets are \$5/adults, \$4/seniors, and \$3/children.

Mr. Powl invited citizens to the Annual Car Show Sunday, July 29, 2007. He said the downtown merchants would be open, and he hopes it is a positive event.

Mr. Powl said there are three opportunities for people to get more involved in Western days. The Chamber is still accepting applications for Lil Miss San Dimas, ages 6-9 and parade applications, and he encouraged non-profit organizations to get in touch with the Chamber for a free booth to promote their organization.

Mr. Powl said the Rodeo is coming and the Pow Wow is getting bigger all the time, featuring a movie actor, one dancer, next to Albertson's. He hopes people come out to enjoy themselves.

2) **Paul Kirby**, Downtown San Dimas, stated he found an article offensive regarding the Wine Shop's reopening. He thought the City should pull the CUP and he felt that anyone who runs a business should be governed by rules.

3) **Jim Elliott**, Board member, BUSD, said summer school is coming to a close and fall school starts on September 5, 2007. He said there is a lot of activity going on with bond dollars and buildout of the school modernization, which is getting started at Ekstrand Elementary School; at final phase at Grace Miller Elementary; and the work should be completed at Lone Hill Middle School by holiday vacation. He invited citizens to visit the new, improved website, [www.bonita.k12.ca.us](http://www.bonita.k12.ca.us), which is more user-friendly. He appreciates all the support and looks forward to seeing everyone around town.

4) **Galen Gillotte**, Children's Librarian, San Dimas Library, reminded everyone of the summer reading program, and she outlined the various programs still available at the Library July through August for young children, young adults and adults. She encouraged attendance and continued reading through August to win prizes.

5) **Sid Maksoudian** addressed the Council concerning unethical actions by the Attorney representing the Wine Shop. He stated he was also served with a Cease and Desist Order and stated he has a right to speak at public meetings.

6) **Mark Hankin**, Attorney representing the Daniels and the Wine Shop, rebutted Mr. Maksoudian's statement indicating that Mr. Maksoudian voluntarily abandoned papers which Mr. Hankin returned to the Sheriff's Captain.

7) **Jon Brainard** indicated he has served on several Committees and Commissions for the City and the goal has always been to bring vibrancy to the downtown area, which the Wine Shop does. He hopes it goes forward through all the legal grounds.

#### 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 or audience requests separate discussion.)

Councilmember Badar requested removal of consent item 4(a)2) pending a brief report from City Manager Michaelis.

It was moved by Councilmember Bertone, seconded by Councilmember Ebner, and carried unanimously to accept, approve and act upon the consent calendar, as presented, as amended, as follows:

- a. Resolutions read by title, further reading waived, passage and adoption recommended as follows:
  - (1) **RESOLUTION NO. 07-49**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS APPROVING CERTAIN DEMANDS FOR THE MONTH OF JULY 2007.
- b. Approval of minutes for the regular City Council meetings of April 24, 2007, June 26, 2007, and July 10, 2007; and minutes for Special City Council meetings of January 18, 2007;
- c. Reject claim for damages from Victor Hoyos.

END OF CONSENT CALENDAR

**Item 4a(2)**

- (2) Resolution No. 07-51 - amending Resolution 07-41 Pay Plan and Reimbursement Schedule to include \$45 per month reimbursement for PDA data plan service for specific employees.

**RESOLUTION NO. 07-51**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS ADOPTING AND EXTENDING THE PAY PLAN AND REIMBURSEMENT SCHEDULE FOR CITY EMPLOYEES

City Manager Michaelis explained the reimbursement policy and reported that the Resolution proposes reimbursement of \$45 per month to seven employees for use of their PDAs.

It was moved by Councilmember Bertone, seconded by Councilmember Badar, to waive further reading and adopt **RESOLUTION NO. 07-51**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS ADOPTING AND EXTENDING THE PAY PLAN AND REIMBURSEMENT SCHEDULE FOR CITY EMPLOYEES. The motion carried unanimously.

**5. PUBLIC HEARING**

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

- a. Northwood's Assessment District –Take action to approve the Resolution to implement the assessment for 2007-08 or decline to approve the Resolution and declare the District inactive with private property owners to be responsible for their own maintenance and Record Revocable Grant of License for each parcel.

**RESOLUTION NO. 07-50**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, CONFIRMING THE DIAGRAM AND ASSESSMENT FOR FISCAL YEAR 2007-2008 FOR OPEN SPACE DISTRICT NO. 1, ANNEXATION NO. 3 (TRACT NO. 32841 - NORTHWOODS)

Director of Parks and Recreation Bruns reported that at their June 26 meeting, the City Council approved Resolution No. 07-47, approved the Engineers Report for the 2007-08 Interim Assessment District, and authorized staff to move forward with an interim plan with the Northwood's residents. The Interim Plan requested that a majority of property owners confirm the plan in order for the City Council to consider the assessment for 2007-08. Of 28, 26 affirmative votes were received. She asked for direction from the City

Council whether or not to collect the assessment for 2007-08. Staff provided three options for Council consideration and responded to Council's questions explaining Option 2 and how it should be expended.

In response to Councilmember Bertone, Director Bruns stated that staff is leaning toward recommending Option 2; however, if the district were declared inactive, the City would still make a contribution of \$5,000 to assist with the irrigation system, but homeowners would have to pay the water bills.

In response to Councilmember Bertone, City Manager Michaelis stated that the contribution of \$5,000 is intended to be an exit strategy to help residents. It would require residents to agree to an overall irrigation system, however, if each property owner installed their own system, the contribution would not apply.

In response to Councilmember Badar, Director Bruns explained that the assessment district has been operating since 1977, but rates have not changed since 1994 and the city cannot provide the same level of maintenance today for \$630 that was provided 14 years ago. She stated that a vote of property owners is required to change the assessment; and over the past four years, the city has conducted two ballot procedures for approval of the proposed assessment increases. In both instances the ballot procedures failed and the increase in the assessment was denied. Ms. Bruns added that this is private property with a maintenance easement and the property tax assessment the city has in order to maintain the slopes is limited in the revenue that it provides for the City to provide the service.

Mayor Morris opened the public hearing and called for public testimony. The following persons spoke:

**1) Dan Hargis**, member of the Resident Board, stated that out of 45 landscapers he contacted, 12 responded who informed him they were told the budget was fixed. He said one bidder, Mr. Paul Jaeckel, reported there has been no consistent maintenance for some time because the slope areas are very dry, which indicates irrigation issues, and debris must be removed to eliminate the fire hazard. Mr. Jaeckel provided an estimate of \$5,000 for general cleanup excluding tree trimming. Mr. Hargis stated that he convinced some residents not to file lawsuits and he requested additional funds for tree trimming.

**2) Paul Jaeckel**, Campbell Landscapes, Inc., stated that whoever was hired to maintain the slope was not getting the proper funds for the job needed to be done on the 5.5 acre parcel. He said Mr. Hargis asked him to bid based on what it would take to maintain it. His bid for cleanup and maintenance are tied together as a package, but said it is impossible to bid the irrigation until a thorough evaluation has been conducted on the system. He believes if done properly on a consistent basis, the slopes could be beautiful, but to do that would require weekly maintenance.

In response to Mayor Morris, Mr. Jaeckel replied that after the initial cleanup and other than irrigation, the bid would be \$3,800 per month, sending a crew once weekly.

Mayor Morris inquired if Mr. Jaeckel could do a lesser amount of maintenance on the slope and still have an acceptable level of maintenance of the area. Mr. Jaeckel replied that the area is too vast and added that switching over to an independent irrigation system would be too costly.

In response to Mayor Pro Tem Templeman, Mr. Jaeckel stated that there are a lot of native, drought resistant plants that could be put in to help offset maintenance costs.

Mayor Morris thanked Mr. Jaeckel for providing the information and said every year the service gets more expensive with the same level of funds.

Mr. Jaeckel said homeowners have to make the decision of what they want and what they want the slopes to look like. He said with proper care and treatment, the slopes could be beautiful again and thrive.

Mr. Hargis felt money had been collected from homeowners for years and they expect to see a minimum level of service. He said he contacted Captain Garcias to determine if the slopes were a fire hazard. He mentioned he liked the fact that the City came forward to contribute for tree trimming and irrigation.

Councilmember Bertone said Mr. Jaeckel's estimate would cost homeowners twice as much money as they are paying now and felt homeowners might not be willing to pay double.

Mr. Hargis replied that homeowners are going to meet to work out a budget and decide what they want done. He said homeowners have been paying \$630 per year and expect to see results.

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

In response to Mayor Pro Tem Templeman, Director Bruns explained the bid submitted by General Landscaping and Tree Trimming, Inc. She said the budget is driven by the \$23,000 revenue source and clarified that contractors were informed that the budget was limited to \$1300 per month for maintenance and were requested to submit bids based on those figures and a comparison bid. She added that the \$5,000 city contribution is to provide repair work in the irrigation system throughout the interim year.

In response to Councilmember Bertone, Director Bruns said if either Option 1 or 2 are approved, she would immediately meet with Mr. Hargis to set a target date to schedule a property owner meeting to allow them the opportunity to select their board to begin the process of tackling the maintenance contract and work toward a plan for 2008-09 to be presented to Council before the end of 2007.

Councilmember Bertone suggested authorizing staff to choose Option 1 or 2 after consulting with homeowners and direct staff to continue working with homeowners to come to a long term solution.

Mayor Morris stated that ample evidence has been presented that the assessment produces one-half as much money as it takes to do the work necessary, without the cleanup. He felt cleanup was necessary and would eliminate the fire hazard; however, there were still insufficient funds for maintenance.

After the title was read, it was moved by Councilmember Ebner, seconded by Councilmember Badar, to waive further reading and adopt **RESOLUTION NO. 07-50**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, CONFIRMING THE DIAGRAM AND ASSESSMENT FOR FISCAL YEAR 2007-2008 FOR OPEN SPACE DISTRICT NO. 1, ANNEXATION NO. 3 (TRACT NO. 32841 - NORTHWOODS). The motion carried unanimously.

Councilmember Ebner moved to direct staff to work with Northwoods property owners to get a sense of what homeowners want, as a first step to letting them have some control over the hillside; and to appropriate no more than \$7,500 as the city contribution. The motion was seconded by Councilmember Bertone and carried unanimously.

- b. Municipal Code Text Amendment 07-02 - A public hearing to consider various amendments to Title 8 of the San Dimas Municipal Code and Title 18 Zoning Code.

**ORDINANCE NO. 1170**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, AMENDING TITLE 8 OF THE SAN DIMAS MUNICIPAL CODE AND TITLE 18 ZONING CODE. **FIRST READING**

Director of Development Services Coleman reported that on May 12, 2007 staff presented a series of recommendations to amend various sections of the Municipal Code and Zoning Code regarding DPRB,

incomplete applications, property maintenance, use determinations, appeals, definitions, and other provisions. The Planning Commission and staff recommend introduction of Ordinance No. 1170.

Mayor Morris opened the public hearing and invited testimony from the public. There being no one wishing to speak, the public hearing was closed.

After the title was read, it was moved by Councilmember Badar, seconded by Councilmember Bertone, to waive further reading and introduce **ORDINANCE NO. 1170**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, AMENDING TITLE 8 OF THE SAN DIMAS MUNICIPAL CODE AND TITLE 18 ZONING CODE. The motion carried unanimously.

## **6. OTHER MATTERS**

### **a. Update on Farmer's Market**

Parks and Recreation Director Bruns reported that since May 2, 2007, Advocates for Healthy Living have operated the San Dimas Farmer's Market, and attendance has been good. She outlined some concerns regarding traffic control; accessibility to sidewalks; fluid discharge; trash; business impacts; and entertainment. Staff requested direction regarding the revocation of the Temporary Use Permit for traffic control violations and the potential for fines for fluid discharge violations.

Councilmembers felt the Market Place was a great event; however, NPDES rules and regulations must be followed to avoid penalties and fines.

Councilmember Badar stated there are no signs indicating restrooms are open at city hall and the public is going to Albertson's. He inquired where signs could be placed to direct the public to city hall. Director Bruns suggested restroom signs directing the public to city hall be placed in the center of the street in front of city hall.

**Maurice Cuellar** said the Farmer's Market is a nonprofit organization with dedicated volunteers who come early and stay late. He said traffic control set up is assisted by city staff and he gets positive comments. He said the use of vehicles to block the road is required on the traffic plan, but is not part of the Uniform Traffic Code. He mentioned that the sidewalk sign was accidentally left out one week; and he purchased mats for the vendors to use for fluid discharge. It is his understanding that streets could be pressure washed as long as recovery is done; and originally the City allowed him to use the trash bins at city hall. He sees synergy with Music in the Park, Starbucks, the Market and any business that wants to be involved to make a grand event. He criticized the website publicity and said city events could be integrated into the calendar. He felt they were doing a great job and expressed disappointment that staff and Council did not feel the same.

Mayor Morris mentioned that during the former Farmer's Market, the handicap access was blocked during set up, pictures were taken, and a claim was filed against the City. The Joint Powers Insurance Authority paid \$15,000 to settle the case and paid a substantial amount of money to the defense attorney. He said any one day blocking the handicap access is a serious violation of ADA and would probably cost the City \$100,000. He added that NPDES is an equally important matter and violations put the City at risk. He inquired about the required insurance policy covering ADA violations and naming the City as additionally insured.

In response to Mr. Cuellar, Mayor Morris stated that before approving the request Mr. Cuellar was repeatedly told that ADA and NPDES were very important issues and Mr. Cuellar does not seem to put the same importance on those requirements. He stressed the importance of not blocking handicap access at any time.

Councilmember Ebner said the Market is going well and Mr. Cuellar is doing a great job; however, there are some things that need to be addressed, such as mats and restroom signs. He said Mr. Cuellar could work with staff for assistance on where and how to use the mats and signs.

**Heidi Daniels** inquired how other cities handle fluid discharge and is the volunteer pool enough to handle an event like this. She suggested meeting with volunteers to stress the importance of the job and how to address problems. She mentioned that leaflets could be distributed to vendors outlining the rules and regulations as well as consequences for violations.

Mayor Morris said mats won't take care of fluid discharge by vendors after closing. He stressed that those materials cannot go into the storm drain which would be a violation of NPDES provisions.

**Paul Kirby** said he was confronted for many years with this situation with the former Farmer's Market and he worked with staff to pressure wash and street sweep. He said the problem came from the vendors pouring dirty water on the street and that odor lingered well after the street faire, that he could not open the front door to his business.

- b. Authorization to perform night work on Cash Contract 2007-08 Covina Blvd Street Resurfacing and Restoration Project.

Public Works Director Patel reported that Cash Contract 2007-08 to resurface Covina Boulevard from Badillo Street to the 57 Freeway was awarded on July 10, 2007. He said due to the impact on Lone Hill Middle School and San Dimas High School, the project is required to be completed by August 29, 2007. Due to time constraints and traffic considerations, the contractor requested performing the resurfacing work at night. Staff discussed the advantages and disadvantages and believes the best interests of the City would be served by allowing night work subject to certain conditions. Staff requested Council direction.

In response to Councilmember Ebner, Director Patel said performing the work at night would be preferable to minimize traffic impacts. He said the plan was to get the work completed before school starts and the contractor would absorb the extra costs. He stated that the original bid was for work done during daytime from 7:00 a.m. to 6:00 p.m.; however, the contractor requested performing the work at night.

Senior Engineer Garwick stated the intent was to perform the work in August so it would not impact summer school, and have the work completed before school started in September.

Mayor Pro Tem Templeman expressed concern with construction noise in the early hours. He inquired about the time line since a neighborhood group meeting is going to be scheduled. Senior Engineer Garwick replied that staff is proposing to hold the meeting on August 1 or 2 and the night work would start on August 11.

In response to Mayor Pro Tem Templeman, Director Patel replied that the City has easements along the paved portions of old abandoned Amelia Avenue, and one of the plans during construction is to have access in and out of the mobile home park.

In response to Councilmember Ebner, Senior Engineer Garwick said the operation would happen from 7:00 p.m. to 7:00 a.m. for only three nights, Monday through Saturday; work would not be conducted on Sunday.

Mayor Morris stated that because of summer school, the project could not start earlier and if staff had gone out to bid as night work, the bids would have been considerably higher. He said the contractors preferred to perform the work at night.

Director Patel stated that the Foothill Boulevard project is coming soon before Council, and the intent is to bid the work for night time. Mayor Morris said there are few residents on Foothill Boulevard.

Mayor Morris invited the contractor to explain why they want to perform the work at night.

**Ron Salcido**, Project Manager, American Asphalt, said all street lanes would be opened during the day so traffic flow would not be disrupted and the shipment of materials would be more consistent making the work process flow better. He said some noise could not be avoided with the operation of safety equipment, but he felt the City would benefit from traffic flow and quality of the project if work were performed at night.

In response to Mayor Pro Tem Templeman, Mr. Salcido replied that a full time foreman would be in constant communication with the City inspector on the project. He suggested handing out a list with cell phone numbers and if there is a complaint, the citizen could call the City Inspector.

In response to Councilmember Ebner, Mr. Salcido stated that light towers would be directed at the work for the employees' safety. He added that the asphalt plant in Irwindale has been dedicated for this project which translates to better delivery of materials and no interruption of work, for a smoother running job.

Senior Engineer Garwick stated that regardless of whether the project is performed during the day or night, the bid specifications require the project to be completed by August 29, 2007.

In response to Mayor Pro Tem Templeman, Senior Engineer Garwick stated that the intent of the meeting with residents was to provide information and schedule the work to alleviate noise impacts.

In response to Councilmember Bertone, Senior Engineer Garwick stated that the entire project work is scheduled for twelve nights and residents would likely be impacted for four non-consecutive nights.

It was moved by Councilmember Bertone, seconded by Councilmember Badar to authorize performing night work on Cash Contract 2007-08 Covina Boulevard Street Resurfacing and Restoration Project.

Councilmember Ebner stated he would vote against this motion because of the inconvenience to residents.

Mayor Pro Tem Templeman said staff needs to notify the Sheriff's Department, Fire Department, Hospital, and Ambulance Services so they could find alternate routes during the work process. Director Patel stated that is the standard operation process.

In response to Mayor Pro Tem Templeman, Engineer Garwick replied that a two-way eleven-foot lane is required to be maintained at all times while work is being performed.

**Patrick Jones** stated that although he does not live there, he would oppose the work performed at night.

The motion failed 3.2, with Councilmembers Ebner, Templeman, and Morris voting against the motion.

## **7. RECESS**

The City Council will recess to a meeting of the San Dimas Redevelopment Agency.

## **8. SAN DIMAS REDEVELOPMENT AGENCY**

Mayor Morris recessed at 9:24 p.m. the regular Council meeting to convene a meeting of the San Dimas Redevelopment Agency Board of Directors. The regular meeting reconvened at 9:28 p.m.

## 9. ORAL COMMUNICATIONS

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

1) **Sid Maksoudian** reported that work was stopped at the Wine Shop and he did not understand why she posted banners advertising the grand opening for July 22. He mentioned that the pamphlet advertised wine tasting every night, and said City staff would revisit that issue as part of the condition to reopen.

2) **Heidi Daniels** said there was a miscommunication with the contractor hired to pull permits and construction has resumed. She added that it was unrealistic of her to tell her customers that she would be opened by July 22. She mentioned she takes a lot of pride and time in the educational process of wine and a lot of places serve wine every night. She is going through the process of complying with all requirements.

3) **Cindy Williams** said due to work on the Walker House, for the past week, mice have been running through her Antique Store, and would appreciate installation of some type of mouse trap.

4) **Paul Kirby** takes offense at excuses and said if rules were followed, everything would be right.

- b. City Manager

1) City Manager Michaelis said the past Wednesday, the City was recognized by the Joint Powers Authority for having the lowest worker's compensation losses in the entire fund. Additionally, the City was recognized for best overall for the past five years. He congratulated employees, especially yard personnel who take safety issues seriously.

2) City Manager announced that Housing Programs Manager Diana Kasuyama informed him that the City received a \$500,000 housing grant to supplement the rehabilitation program. He said this grant would allow the housing rehab program expand affordable housing opportunities for more of its residents.

Councilmember Bertone suggested publicizing the news.

Councilmember Ebiner suggested an article in the Frontier.

- c. City Attorney

There were no comments.

- d. Members of the City Council

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

Councilmembers did not report attending any meetings at the expense of the local agency.

2) Equestrian Commission: Receive report from staff regarding the recruitment to fill two vacancies; provide direction on how to proceed with the process to appoint new Commissioners and bring back a report to explore alternative options.

Assistant City Manager Duran presented the staff report and requested direction.

Mayor Morris mentioned a suggestion that has been discussed over the years to consider merging the Equestrian Commission into Parks and Recreation Commission.

Mayor Pro Tem Templeman said he would like to discuss the merge with Commission members. He would like to see one person appointed at the next meeting and would like to keep the recruitment open. He suggested staff contact outgoing Commission members if they had an interest in attending the meetings until another person is appointed.

Assistant Manager Duran said the next Equestrian Commission meeting would be cancelled due to lack of business.

Councilmember Ebner suggested meeting once every other month.

- 3) Senior Citizen Commission: Receive status report from staff regarding the recruitment to fill three vacancies; provide direction on how to proceed with the process to appoint new Commissioners.

Parks and Recreation Director Bruns presented the staff report and said interviews could be scheduled at the close of recruitment for appointment at the August 14, 2007 City Council meeting.

Councilmember Bertone recommended that he and Mayor Morris review applications and bring back recommendations to the City Council.

Mayor Morris explained the reason for extending the recruitment is that originally, there were two vacancies and during the recruitment process, another vacancy became available.

- 4) In response to Mayor Pro Tem Templeman, Mayor Morris said he invited Councilmember Badar, City Manager Michaelis and Assistant City Manager Stevens to participate in a meeting of the Short Range Planning of the Bonita Avenue Corridor Committee. He said this meeting was limited to property owners between Monte Vista/Exchange Place. He said ICI is not interested in leasing any of their buildings at current market rates and one property owner said she is not interested in selling but might be interested in developing her property which is 25' wide and 100' deep.

City Attorney Brown expressed concern that this item is not on the agenda and said discussion should be limited.

Mayor Morris assured that the Committee was not talking about acquisition of property and agreed to provide a brief written report.

- 5) Councilmember Ebner said Music in the Park is going great. Every week there's a great band, with different types of music. He said the last band played songs from the 60's, 70's, and 80's and residents named the tune and the band.

- 6) Councilmember Badar praised Public Works crew for straightening out a bent mail box.

## **10. CLOSED SESSION**

Mayor Morris recessed at 9:54 p.m. to a City/Redevelopment Agency closed session pursuant to Government Code Section 54956.8:

- a. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

- Property: Agency owned property at the southwest corner of Bonita Avenue and Cataract.
- Negotiating Parties:  
For Agency: Blaine Michaelis, City Manager/Executive Director, Larry Stevens, Assistant Manager Development Services, and J. Kenneth Brown, City/Agency Attorney.  
For Buyer: Gary Parkinson  
Under Negotiation: Terms and conditions of sale of land and City/Agency possible participation.
- b. Property: Agency owned property at the southeast corner of Bonita Avenue and Eucla;  
Negotiating Parties:  
For Agency: Blaine Michaelis, City Manager/Executive Director, Larry Stevens, Assistant Manager Development Services, and J. Kenneth Brown, City/Agency Attorney.  
For Buyer: Mike Patel, Chaparral Lanes and Jerry Zimmerman, Bravo Burgers  
Under Negotiation: Terms and conditions of sale of land and City/Agency possible participation.
- c. Report on closed session.

Pursuant to section 54957.7(a), the Council reported that there was no reportable action on any closed session items.

## 11. ADJOURNMENT

Mayor Morris adjourned the meeting at 10:50 p.m. . The next meeting is on August 14, 2007, 6:00 p.m. for a study session to discuss SP-4.

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

ATTEST:

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Ina Rios, CMC, City Clerk