



MINUTES
REGULAR CITY COUNCIL
TUESDAY, SEPTEMBER 11, 2007, 7:00 P. M.
COUNCIL CHAMBERS, 245 E. BONITA AVE.

PRESENT:

Mayor Curtis W. Morris
Mayor Pro Tem Jeff Templeman
Councilmember Emmett Badar
Councilmember Denis Bertone
Councilmember John Ebner (arrived at 7:04 p.m.)

City Manager Blaine Michaelis
City Attorney J. Kenneth Brown
City Clerk Ina Rios
Assistant City Manager of Community Development Larry Stevens
Assistant City Manager Ken Duran
Director of Development Services Dan Coleman
Director of Public Works Krishna Patel
Director of Parks and Recreation Theresa Bruns
Planning Manager Craig Hensley
Associate Planner Marco Espinoza

1. CALL TO ORDER AND FLAG SALUTE

Mayor Morris called the regular meeting of the City Council to order at 7:01 p.m.

2. RECOGNITIONS

- Proclaim September 23-29, 2007 Childhood Injury Prevention Week.

Mayor Morris presented to Health Educator Anne Widney, Child Health and Disability Prevention Program, a proclamation declaring September 23-29, 2007 Childhood Injury Prevention Week.

Health Educator **Anne Widney**, Child Health and Disability Prevention Program, thanked the Mayor and City Council. She said they offer free well child check-ups for children that do not have insurance. A list of providers is available on their website at lapublichealth.org/cms/chdp or by calling 1-800-993-CHDP.

Mayor Morris directed staff to provide the link on the City's website.

- Recognition of City Swim Team members who represented San Dimas at the Southern California Swimming Championships in Corona.

Parks and Recreation Director Bruns introduced and thanked Facilities Manager Karon DeLeon and her Swim & Racquet Club staff for leading excellent summer swim programs.

Mayor Morris congratulated and presented proclamations to **Paige Bernal, Paul Bernal, Austin Cobo, Gregory Cobo, Kaitlin Hoover, Ashley Mockizuki, Cody Moore, Tatiana Olvarria, Joshua Smith, Kayla Smith, Darin Vera, and Cambria Wright**, members of the City's Swim Team who qualified to represent City of San Dimas and the regional in the Southern California Municipal Athletic Federation Championship in Corona.

Karon DeLeon, Manager, Swim & Racquet Club, introduced and thanked Aquatic Coordinator Katy Guatschi; thanked the parents for their support; and thanked the youth for participating in the program.

- Announcement from Municipal Arborist regarding Community Tree Planting projects.

Municipal Arborist Deborah Day announced that the State of California awarded to the City a Proposition 12 Grant to plant 200 trees in the city. As part of "Make a Difference Day," Saturday, November 17, 2007, the trees will be planted along streets, parkways and parks. Additionally, Ms. Day stated that with funds from the Air Quality Management District, United Voices for Healthier Communities provided a grant to Shull School to plant 100 trees. Those trees will be planted on Saturday, October 27, 2007. Ms. Day asked for volunteers to attend a planting bootcamp on October 13, 2007, 10:00 a.m., at Civic Center Park and help plant the trees on the scheduled dates. She could be reached by email at dday@ci.san-dimas.ca.us or calling 909/394-6273. Ms. Day introduced Chris Ann Horsley, Principal, Shull School.

Chris Ann Horsley, Principal, Shull School, said last year, Ms. Day presented an Arbor Day program to Third Graders and approached her with a grant proposal. The Bonita Unified School District is partnering with the City of San Dimas, volunteers, and children to help plant 100 trees to create a park-like setting at the school. She said the children are learning a lot about trees and what they could do for the environment which benefits the community. She thanked the city for the support.

- Announce San Dimas 5K and 1 mile Family Fun Run.

Recreation Coordinator Tanya Orr invited residents to participate in the 23rd Annual San Dimas 5K and 1 mile Family Fun Run/Walk to be held on Saturday, September 29, 2007, at 7:30a.m. and 8:30 a.m. respectively. She said pre-registration is \$15.00 for the 5K and \$8 for the 1 mile fun run until Wednesday, September 26, 2007. On Race Day, the cost is \$18.00 for 5K and \$10 for the fun run.

- Tribute to San Dimas Military Personnel

Mayor Morris introduced Janie Graef, co-founder, San Dimas Heroes, and said the organization has been instrumental in obtaining and installing banners for our armed forces serving our country.

Janie Graef, San Dimas Heroes, co-founder, stated co-founder Gary Enderele was unable to attend. Ms. Graef said Kyle Colnot and Jim Logan were killed in the line of duty to their country. She added that in an effort to build morale, Army First Lieutenant Amanda Wilson organized a memorial marathon run in Afghanistan; Ms. Graef provided a Powerpoint presentation to honor our military personnel serving our country: Adam Lyons; Alyssa Gomez; Andrew Johnson; Andrew Ortiz; Andy Legolvan; Anthony Barragan; Casey Harris; Christopher Lukachie; Cory Curtis; Daniel Cabrera; Daniel Sullivan; David Van Sickle; Doug and John; Eric Leos; Eric Malicki; Jarod Behee who was critically injured; Jay Williams Jr.; Jeffery Horner; Jim Logan; Joe Logan who was recently promoted to Captain; Joshua Coleman; Kerry Westerfield; 1987 and in 2005 promoted to Master Sergeant; Kiel Vickers; Kyle Colnot; Luke Perry Orrin; Marty Garcia; Matthew Armstrong; Matthew Brady; Michael Cabrera; Michael Lukachie; Monica Preston Garcia; Peter Yanez; Phillip Beserra; Robert Preston; Ronnie Marquez; Ryan Wearp; Sean Hulderman; Steven Pena; Timothy Baker and mother Lieutenant Commander Sheri Schmitt; and William Kisella.

Ms. Graef said pictures are not available for the following: Jeff Bratt will be discharged this month and the banner will be removed and presented to his family; Christopher Garcia; James Justin; Justin Kelso; Cody Meeks; and Eric and Jared Seal. She thanked the Council for the opportunity to make the presentation.

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. However; your concerns may be referred to staff or set for discussion at a later date. The Public Comment period is limited to 30 minutes. Each speaker shall be limited to three (3) minutes.)

a. Members of the Audience

1) **Ted Powl**, President/CEO, Chamber of Commerce, highlighted the activities scheduled for Western Days on October 6-7, 2007 and invited businesses to contact the Chamber at 909/592-3818 if they would like to be included in the community parade.

2) **Mr. Powl** stated that the Chamber partnered with the City to conduct electronic waste collection on Friday-Saturday, November 9-10, 2007 at San Dimas High School.

3) **Galen Gillotte**, Children's Librarian, announced the annual Book Mark contest; Friends of the Library annual book sale; and outlined the activities for October. She mentioned the Library is now wired for Wii and invited everyone to enjoy their library.

4) **Caryol Smith**, representing Friends of San Dimas Dog Park, said the Dogs will be seen in the Western Days parade. For more information, contact their website: sandimasdoggpark.org. She praised staff for coordinating everything at the Dog Park.

5) **Maurice Cuellar**, Advocates For healthy living, said the Farmers' Market is well attended and has been well received. He said the layout has been changed and bands are scheduled every week.

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 removal for separate discussion.)

Councilmember Ebner stated he did not attend the August 14, 2007 meeting and would abstain from approval of those minutes.

It was moved by Councilmember Ebner, seconded by Councilmember Bertone, 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) **No. 07-57**; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS; CALIFORNIA; APPROVING CERTAIN DEMANDS FOR THE MONTHS OF AUGUST AND SEPTEMBER 2007.

(2) Approval of final Tract Map No. 62861 located at the southeast corner of Baseline Road and Cataract Avenue; Approval of Subdivision Agreement for Tract 62861.

No. 07-58; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS; COUNTY OF LOS ANGELES; STATE OF CALIFORNIA; APPROVING THE FINAL MAP OF TRACT NO. 62861.

b. Ordinances read by title; further reading waived; passage and adoption recommended as follows:

(1) **No. 1172; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS; AMENDING THE SAN DIMAS MUNICIPAL CODE BY AMENDING SECTION 10.06 THERETO DESIGNATING SPEED LIMIT ON CERTAIN STREETS IN THE CITY OF SAN DIMAS. SECOND READING AND ADOPTION**

c. Approval of minutes for regular City Council meeting of August 28, 2007; and Special meeting of May 12, 2007.

d. Commending Foothill Presbyterian Hospital on its grand opening celebration on September 24, 2007 of its Arthur and Sarah Ludwick Emergency Care Pavilion in Glendora and the East San Gabriel Valley.

END OF CONSENT CALENDAR

4c. Approval of minutes for regular City Council meeting of August 14, 2007.

It was moved by Councilmember Bertone, seconded by Councilmember Badar, to approve the minutes of August 14, 2007. The motion carried; Councilmember Ebner abstained.

5. PLANNING/DEVELOPMENT SERVICES

a. Request to determine noticing requirements for proposed Interim Policy Guideline within Specific Plan No. 4.

Director of Development Services Coleman outlined the proposed Resolution establishing a requirement for review by the Development Plan Review Board (DPRB) as a result of a series of special meetings regarding Specific Plan No. 4. He said the Council discussed adopting the Resolution as an interim policy to expire in two years. Staff recommends mailing notices and the Resolution to all property owners within Specific Plan No. 4 prior to City Council consideration of the Resolution.

It was the consensus of the City Council to authorize staff to solicit input from all property owners within Specific Plan No. 4 relative to the proposed interim policy. Staff was directed to bring back to the next meeting for consideration and approval the Resolution and residents comments.

b. Discussion and direction regarding existing City Council policy to prohibit the use of vinyl siding in the Town Core Area.

Director of Development Services Dan Coleman distributed copies of letter and photos provided by the applicant.

Associate Planner Marco Espinoza provided an overview of the characteristics of vinyl siding and reported that after considering a request to install vinyl siding at a house located in the town core, the Development Plan Review Board requested that the City Council address the issue of vinyl siding. He said existing policy prohibits the use of vinyl siding citywide and this specific request is within the Town Core area. Staff presented three alternatives for City Council consideration and recommended that the City Council uphold the current policy. Mr. Espinoza provided samples of vinyl siding for Council's review.

Mayor Morris thought neither this particular house nor the site were historic and expressed concern enforcing a policy prohibiting vinyl siding. However, he did not advocate the replacement of wood siding in the Town Core area.

Mayor Pro Tem Templeman said he has been a proponent of allowing vinyl siding and suggested imposing requirements on the type of product and installation. He mentioned that building materials could be problematic from an environmental point of view

Planner Espinoza responded to Council's questions regarding permit requirements and materials allowed.

Councilmember Badar stated he would support alternative 2 to allow vinyl siding at the subject address and revise existing policy to allow vinyl siding only on properties in the Town Core area that are zoned AP.

Councilmember Bertone said if vinyl siding is permitted in the Town Core, it should be allowed city-wide.

Elizabeth Anderson, 158 No. San Dimas Avenue, requested the Council consider approving vinyl siding. She introduced her contractor, Frank Tatti.

Frank Tatti, Mycontractor.com, is a certified installer. He addressed the issues related to vinyl siding, indicated standards have improved, and said the manufacturer now provides a lifetime warranty against fading. He responded to Council's questions regarding quality of materials and provided samples.

In response to **Alan Anderson**, Mayor Morris stated that Council is reviewing existing policy prohibiting the use of vinyl siding and considering if there is an interest in changing the policy and imposing requirements.

Councilmember Ebner said if vinyl siding were allowed, the siding around windows should be reviewed by the Development Plan Review Board. He did not feel vinyl siding met the high standards developed over the years in San Dimas.

It was moved by Mayor Pro Tem Templeman, seconded by Councilmember Badar, to direct staff to craft policy and procedures to accept vinyl cladding under guidelines discussed and to bring back the policy for Council approval on October 9, 2007. The motion carried 3.2; Councilmembers Bertone and Ebner opposed.

6. OTHER BUSINESS

- a. Update on the Farmer's Market.

Director of Parks and Recreation Bruns submitted a memo update on the status of the San Dimas Farmer's Market.

7. SAN DIMAS REDEVELOPMENT AGENCY

Mayor Morris recessed at 9:03 p.m. the regular meeting and convened a meeting of the San Dimas Redevelopment Agency Board of Directors. The regular meeting reconvened at 9:04 p.m.

8. ORAL COMMUNICATIONS

- a. Members of the Audience (*Speakers are limited to five (5) minutes or as may be determined by the Chair.*)

1) **Richard Rauseo** addressed the City Council concerning a request to see plans for a wall built in the scenic easement within Specific Plan No. 4 and was told plans are not yet available.

In response to Council, Director Coleman explained the construction design would be appropriately addressed through the Development Plan Review process and staff is awaiting DRPB approval. He added that it is not the DRPB's purpose to review engineering design.

Assistant City Manager Stevens stated it is not unusual for an application to be submitted for a preliminary design without complete engineering plans. He said the Board reviews it and if sufficient information is provided, a decision is made that would normally include conditions. If in the final design, it is substantially different than what was represented, it goes back to the Board for review and opportunity to appeal.

2) **Alline Kranzer** felt residents should be allowed to install vinyl siding.

- b. City Manager

- 1) Verbal report on Code Enforcement Issues.

Director Coleman provided a brief report on the initial weekend code enforcement program. He said as expected, the single officer predominantly removed illegal signs and made contact with property owners conducting garage sales without a permit. He added that the Permit Plus System was implemented and all complaints are now tracked electronically.

Mayor Pro Tem Templeman suggested adding to the Retreat agenda an item on keeping motels from becoming apartment complexes.

- 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.

Mayor and Councilmembers attended the League of California Cities annual conference in Sacramento on September 5-8, 2007 and each provided a synopsis of the sessions they attended.

- 2) Mayor Pro Tem Templeman said two applicants need to be interviewed for Equestrian Commission and he would like Equestrian Commission Chair Misty Reiss to sit in.

- 3) Councilmember Ebner said he attended the Senior Citizens Commission and members of the audience brought up two items of concern: 1) the timing on crossing at Arrow Highway/Maimone needs to be adjusted to allow seniors to cross safely. 2) Residents at Sunnyside had a substantial rent increase and he suggested Diana Kasuyama present a brief report at a Council meeting.

- 4) Councilmember Bertone mentioned that seniors are also concerned about the dangerous crossing at Iglesia Street/Bonita Avenue. Mr. Ebner said Prudence Short suggested using a box with flags on either side of the street. Mayor Morris suggested installing a traffic signal.

5) Councilmember Badar said two candidates would be interviewed on Wednesday, September 12, for one position on the Golf Course Advisory Committee. He inquired about the School District Adhoc Committee meeting. Mr. Templeman said they met on Monday, September 10 and discussed parking drop off at Gladstone School and Principal addressed the performing arts issue, which is tentatively set for another meeting. City Manager Michaelis said some items go to traffic safety and a report is prepared.

6) Councilmember Bertone praised staff for promoting the County of Los Angeles Public Works Household Hazardous Waste and e-waste event on Saturday, August 25, 2007 at San Dimas High School.

CLOSED SESSION

Mayor Morris stated that a reception would be held at 6:45 p.m. on September 25, 2007, in the city hall lobby. in memory of a long term employee, Leonard "Mac" McCarthy.

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 NEGOTIATION

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. Property: Discussion regarding potential property acquisition involving Vista Verde. Ranch property generally located in the unincorporated county area adjacent to and north of the development in Via Verde.

Negotiating Parties:

For City: Blaine Michaelis; City Manager; Larry Stevens; Assistant Manager Development Services; and J. Kenneth Brown; City Attorney.

For Seller: Daniel Singh

Under Negotiation: Terms and conditions of Grant application involving potential acquisition of land and possible City participation

d. Report on closed session.

Pursuant to Section 54957.7(a); the City Council announced that there was no action taken on closed session items.

10. MEMORIAL ADJOURNMENT

Mayor Morris adjourned the meeting at 11:20 p.m. in observance of 9-11-01. The next meeting is on Saturday; September 15; 2007; 8:00 a.m. to 11:30 a.m. for a joint City Council/Planning Commission Meeting; at the Senior Citizens/Community Center.

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

ATTEST|:

Ina Rios, CMC, City Clerk