



AGENDA
ADJOURNED CITY COUNCIL /
REDEVELOPMENT AGENCY MEETING
WEDNESDAY, NOVEMBER 12, 2008, 7:00 P. M.
COUNCIL CHAMBERS, 245 E. BONITA AVE.

COUNCIL:

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

1. CALL TO ORDER AND FLAG SALUTE

2. RECOGNITIONS AND ANNOUNCEMENTS

- Proclaim November 14, 2008 Firefighter Appreciation Day.

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. If you desire to address the City Council on an item on this agenda, other than a scheduled public hearing item you may do so at this time or asked to be heard when that agenda item is considered. Comments on public hearing items will be considered when that item is scheduled for discussion. The Public Comment period is limited to 30 minutes. Each speaker shall be limited to three (3) minutes.)

- a. Members of the Audience

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.)

- a. Resolutions read by title, further reading waived, passage and adoption recommended as follows:

- (1) Consider approval of Warrant Register.

RESOLUTION NO. 08-62, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, APPROVING CERTAIN DEMANDS FOR THE MONTHS OF OCTOBER AND NOVEMBER, 2008.

- (2) Engineering Fee Adjustment

RESOLUTION NO. 08-63, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING A NEW ENGINEERING FEE FOR THE PLAN CHECK OF FINAL MAPS.

- (3) **Resolution No. 08-64**, A Resolution of the City Council of the City of San Dimas, California, prohibiting parking or stopping of vehicles on Hoover Court, except in designated spaces.

- b. Approval of minutes for the regular City Council meeting of October 28, 2008 and study session of October 28, 2008.

- c. Rejection of claim for damages for Lena Malizia.

- d. Consider increase in fee schedule for San Dimas Canyon Golf Course.
- e. Award of Cash Contract 2008-09 to Condor, Inc., in the amount of \$49,300.00, for the Swim & Racquet Club Competition Pool and Training Pool Replaster Project.
- f.
 - 1) Appropriation of \$11,228 from Fund 12:
 - 2) Approval of two change orders to Cash Contract 2008-03 Reconstruction of Alley F for repairs to severely damaged concrete improvements. The change orders are as follows:
Change Order 1: \$11,228 - two drive approaches in the town core area.
Change Order 2: \$30,837 - one drive approach, 450 l.f. of longitudinal gutter and sidewalk in the Tanglewood area.
- g. Amended Personnel Rules and Regulations.

END OF CONSENT CALENDAR

5. PLANNING/DEVELOPMENT SERVICES

- a. Deferral of Plan Check Fees for Loma Bonita Residences Affordable Housing Project.

6. SAN DIMAS REDEVELOPMENT AGENCY

- a. Oral Communications. *(This is the time set aside for members of the audience to address the Board. Speakers are limited to three minutes.)*
- b. Approval of minutes for October 28, 2008 meeting.
- c. Executive Director
- d. Members of the Agency

7. ORAL COMMUNICATIONS

- a. Oral Communications *(This is the time set aside for members of the audience to address the Board. Speakers are limited to three minutes.)*
- b. City Manager
- c. City Attorney
- d. Members of the City Council
 - 1) Councilmembers' report on meetings attended at the expense of the local agency.
 - 2) Individual Members' comments and updates.

8. CLOSED SESSION

Recess to a City/Redevelopment Agency closed session pursuant to Government Code Section 54956.9:

- a. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (PURSUANT TO SUBDIVISION (b)(1) of GOVERNMENT CODE SECTION 54956.9)**
A point has been reached where, on the advice of legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the City.

The Watershed Conservation Authority ("WCA") and the City have acquired approximately 61 acres of property in the unincorporated county area west of the 57 Freeway and adjacent to the 89 acres of property which is owned by the Taiwan Buddhist Tzu Chi Foundation, N.S.A. (the "Tzu Chi Foundation") which is located at 1100 South Valley Center Avenue in the unincorporated county area. The Tzu Chi Foundation, through its attorney, has raised various legal issues regarding this acquisition. Meetings have been held between representatives of the City, Tzu Chi, and WCA which resulted in a proposed Memorandum of Understanding between the parties to cooperate going forward with planning of the entire 150 acres. This proposed Memorandum of Understanding will be discussed with the City Council.

b. Report on closed session items.

9. ADJOURNMENT

On Saturday, November 15, 2008, at 8:00 a.m. a special meeting Retreat of the City Council/Staff will be conducted in the City Council Conference Room.

AGENDA STAFF REPORTS: COPIES OF STAFF REPORTS AND/OR OTHER WRITTEN DOCUMENTATION PERTAINING TO THE ITEMS ON THE AGENDA ARE ON FILE IN THE OFFICE OF THE CITY CLERK AND ARE AVAILABLE FOR PUBLIC INSPECTION DURING THE HOURS OF 8:00 A.M. TO 5:00 P.M. MONDAY THROUGH FRIDAY. INFORMATION MAY BE OBTAINED BY CALLING (909) 394-6216. CITY COUNCIL MINUTES AND AGENDAS ARE ALSO AVAILABLE ON THE CITY'S HOME PAGE ON THE INTERNET:
<http://www.cityofsandimas.com>

SUPPLEMENTAL REPORTS: AGENDA RELATED WRITINGS OR DOCUMENTS PROVIDED TO A MAJORITY OF THE SUBJECT BODY AFTER DISTRIBUTION OF THE AGENDA PACKET SHALL BE MADE AVAILABLE FOR PUBLIC INSPECTION AT THE CITY CLERK'S OFFICE AT 245 EAST BONITA AVENUE DURING NORMAL BUSINESS HOURS. [PRIVILEGED AND CONFIDENTIAL DOCUMENTS EXEMPTED]

HEARING ASSISTANCE: THE CITY OF SAN DIMAS CITY COUNCIL CHAMBERS IS EQUIPPED WITH A HEARING ASSISTANCE SYSTEM. PLEASE CONTACT THE CITY CLERK (909) 394-6216 TO CHECK OUT A RECEIVER.

POSTING STATEMENT: ON NOVEMBER 7, 2008, A TRUE AND CORRECT COPY OF THIS AGENDA WAS POSTED ON THE BULLETIN BOARDS AT 245 EAST BONITA AVENUE (SAN DIMAS CITY HALL) 145 NORTH WALNUT AVENUE (LOS ANGELES COUNTY PUBLIC LIBRARY, SAN DIMAS BRANCH); AND 300 EAST BONITA AVENUE (UNITED STATES POST OFFICE) AND THE CITY'S WEBSITE AT www.cityofsandimas.com.