



MINUTES
REGULAR CITY COUNCIL
TUESDAY, OCTOBER 12, 2010, 7:00 P. M.
SENIOR CITIZEN/COMMUNITY CENTER
MULTIPURPOSE ROOM, 201 E. BONITA AVE.

PRESENT:

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

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
Associate Planner Marco Espinoza

1. CALL TO ORDER AND FLAG SALUTE

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

2. RECOGNITIONS

- Proclaim October 2010 as Fire Prevention Month

Mayor Morris read a proclamation declaring October as Fire Prevention Month - the 2010 theme is "Smoke Alarms: A Sound You Can Live With!" and urged residents to protect their homes and families by heeding the potentially life-saving messages of Fire Prevention Month 2010 and to support the many activities and efforts of San Dimas Fire and Emergency Services. He presented the proclamation to Battalion Chief Ron Cabrera and his crew with appreciation for their services.

Captain Wade Seymour accepted the Proclamation and provided some helpful tips to keep accidents from happening.

On behalf of the Los Angeles County Fire Department, Battalion Chief Ron Cabrera thanked the City Council for the recognition and invited the community to come to the Fire Station if they need help on fire prevention.

- Presentation of Urban Forestry Award by Rebecca Latta,

Rebecca Latta, on behalf of the California Urban Forests Council, said the California Urban Council is a statewide organization that promotes education of urban forest management practices. She said Calfire nominated the program in San Dimas for exercising exceptional leadership and demonstrating they value the urban forest by growing the size of the urban forest and proper maintenance and care of the forest. She presented the Urban Forestry Award to Landscape Maintenance Manager Rheude and Mayor Morris.

3. PRESENTATIONS

- 50th Anniversary Flashbacks

Bill Emerson, San Dimas Historical Society, recited headlines from the San Dimas Press for October 18, 1962, October 16, 1963, and October 16, 1975.

- Pui-Ching Ho, Library Manager, San Dimas Library

Pui-Ching Ho, Library Manager, highlighted the various events and activities to be held at the Library during the month of October 2010. For detailed information, contact the Library at 909/599-6738.

4. 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

1) Caryol Smith, Park and Recreation Commissioner, invited the City Council and staff to the Bowser Bash to celebrate the 5th anniversary of the San Dimas Dog Park, on October 23, 2010, from 10:00 a.m. until 1:00 p.m., at Horsethief Canyon Park.

2) Casey Gibbs, Class President, Chaparral High School said he is working hard to motivate the senior class to graduate and make sure they have an exciting and productive year. He introduced Mrs. Williams the new Principal and reviewed ASB Activities and the modernization of the school.

3) Ted Powl, CEO/President, Chamber of Commerce, thanked everyone for participating at Western Days; announced E-Waste Collection at San Dimas High School on Saturday/Sunday, October 23-24, 2010; and reported that \$50,000 was raised at the Walk for the Hungry in support of Inland Valley Hope Partners and four Food Pantries.

5. 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.)

Mayor Pro Tem Ebiner requested a change to page 5 of the minutes to replace the comment regarding "sound walls" to state that "he was concerned about the height of the walls required by RV storage."

Councilmember Templeman said he was absent at the last meeting and will abstain from approval of the minutes.

It was moved by Councilmember Bertone, seconded by Mayor Pro Tem Ebiner, and carried to accept, approve and act upon the consent calendar, as amended, as follows:

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

- (1) **Resolution No. 2010-52**, A Resolution of the City Council of the City of San Dimas Approving certain demands for the months of September and October, 2010.
 - (2) **Resolution No. 2010-53**, A Resolution of the City Council of the City of San Dimas Calling and giving notice of the holding of a General Municipal Election to be held on Tuesday, March 8, 2011, for the election of certain officers as required by the provisions of the laws of the State of California relating to general law cities.
 - (3) **Resolution No. 2010-54**, A Resolution of the City Council of the City of San Dimas Requesting the Board of Supervisors of the County of Los Angeles to render specified services to the City relating to the conduct of a General Municipal Election to be held on Tuesday, March 8, 2011.
 - (4) **Resolution No. 2010-55**, A Resolution of the City Council of the City of San Dimas, County of Los Angeles, State of California, adopting regulations for candidates for elective office pertaining to candidate statements submitted to the voters at an election to be held on Tuesday, March 8, 2011.
- b. Approval of minutes for September 28, 2010 regular City Council meeting. Councilmember Templeman abstained.
 - c. Award of Cash Contract 2010-09, Pavement Preservation Slurry Project in Maintenance Zone "G", to Doug Martin Contracting Company, Inc., in the amount of \$347,834.12.
 - d. Proclamation honoring the dedication of the Bishop Amat Memorial High School Alumni Military Memorial and Existing Vietnam War Memorial.
 - e. Addition of Part-Time Assistant Planner classification to the City's Pay Plan and Reimbursement Schedule. **MINUTE RESOLUTION**

END OF CONSENT CALENDAR

Mayor Morris said Development Services Director Coleman will provide an update on the City Hall renovation project at this time.

- 1) Update on City Hall, Civic Center, and Stanley Plummer expansion and renovation project.

Development Services Director Coleman provided a Powerpoint presentation and said in 1967 the Civic Center Authority was created to purchase property to build the new prairie style civic center, which was dedicated on October 24, 1969. He reported that progress continues on the current renovation project and can be followed on the city's website at www.cityofsandimas.com.

6. OTHER MATTERS

- a. A Request to initiate a Municipal Code Text Amendment of Chapter 13.16.400 pertaining to Dog Park Rules.
 - 1) **ORDINANCE NO. 1197**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, AMENDING CHAPTER 13.16.400 REGARDING REVISION OF THE DOG PARK RULES. **INTRODUCTION AND FIRST READING**

Parks and Recreation Director Bruns said in 2005 the City Council adopted Ordinance No. 1149 adding dog park rules to the San Dimas Municipal Code pursuant to a recommendation by the Joint Powers

Insurance Authority. The Parks and Recreation Commission reviewed and discussed the original rules and recommended revisions and additions reflecting safety related issues and conflicts related to aggressive behavior. She introduced representative Commissioners Frank Neal, Georgia Florentine, and Caryol Smith. Staff and the Parks and Recreation Commissioners recommended that the City Council introduce Ordinance No. 1197.

In response to Mayor Pro Tem Ebner, Director Bruns replied that smoking and alcohol are generally prohibited in parks under the General Park Rules, however, Commissioners felt strongly that the rules needed to be identified on Park Rule signs so there is no question of acceptance.

Mayor Morris invited audience comments. No one came forward to speak.

Mayor Pro Tem Ebner expressed concern that patrons might conclude that the rules only apply to the interior of the dog park and not outside the dog park fence.

In response to Council, Director Bruns said to augment park signage, the Parks and Recreation Commission and staff are undergoing a sign inventory to determine what signs are in place and how clear the ordinance states the rules for parks.

- 1) Caryol Smith said the Commission wanted to clarify the park rules because not only children, but beer drinkers use the picnic areas nearby and challenge the rules if they are not posted at the dog park gate.
- 2) In response to Sid Maksoudian, Mayor Morris said signs will be available for other parks in the city in due course.
- 3) Sid Maksoudian stated he experienced an issue with kids riding bicycles on the sidewalk and is waiting for specific language on signs for enforcement. He understands that the Dog Park needs the signage, but other parks cannot be excluded.

In response to Councilmember Badar, Director Bruns replied that an existing ordinance prohibits alcohol in public parks and the Commission and staff are reviewing whether every park is posted with the rules. She added that signs will be replaced or repaired as necessary.

After the title was read, it was moved by Councilmember Badar, with the inclusion of the reference to the prohibition of smoking and alcohol at city parks, to waive further reading and introduce **ORDINANCE NO. 1197, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, PERTAINING TO DOG PARKS AND AMENDING THE SAN DIMAS MUNICIPAL CODE.** The motion was seconded by Councilmember Bertone and carried unanimously.

- b. Adopt Resolution in support of Proposition 22 - The Local Taxpayer, Public Safety and Transportation Protection Act of 2010.
 - 1) **RESOLUTION NO. 2010-56, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, IN SUPPORT OF PROPOSITION 22 - THE LOCAL TAXPAYER, PUBLIC SAFETY AND TRANSPORTATION PROTECTION ACT OF 2010.**

City Manager Michaelis stated that Proposition 22 is on the November ballot to more completely protect local government funds and does not raise taxes or take away state or school funding, and does not increase local government funds. He said through the years the state has raided local funds and increased local requirements without providing funds for those services. He stated that in 2004 voters passed Proposition 1A to keep local government funds at the local level. Proposition 1A provided partial protection. Staff recommended adoption of Resolution No. 2010-56 supporting Proposition 22.

After the title was read, it was moved by Mayor Pro Tem Ebner, seconded by Councilmember Bertone, to waive further reading and adopt **RESOLUTION NO. 2010-56**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, IN SUPPORT OF PROPOSITION 22 - THE LOCAL TAXPAYER, PUBLIC SAFETY AND TRANSPORTATION PROTECTION ACT OF 2010. The motion carried unanimously.

7. SAN DIMAS REDEVELOPMENT AGENCY

Mayor Morris recessed the regular meeting at 7:53 p.m. to convene a meeting of the San Dimas Redevelopment Agency Board of Directors. The regular meeting reconvened at 8:06 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) Sid Maksoudian said he had asked Public Works to revisit the Wheeled Toys Ordinance because he was informed by Sheriff's Deputies that the Ordinance number must be included for them to cite violators.

2) Sid Maksoudian asked the City Council to review how the contract with Saffron was approved. He said he does not know the reason the original restaurant operators left and when they left, the restaurant use should have been re-bid. He said the purchase of the Walker House was paid for by grants, which are taxpayer funds.

- b. City Manager

1) Update on City Hall, Civic Center, and Stanley Plummer expansion and renovation project.

Development Services Director Coleman provided a Powerpoint presentation earlier tonight on the progress of the city hall renovation project.

- 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.

Councilmember Templeman reported that he attended the League of California Cities annual conference and exposition in San Diego, on September 15-17, 2010. He said the focus of the sessions was on Proposition 22, however, he attended one interesting session presented by Cesar Millan, on mastering leadership; and another on the strategic revitalization of older city buildings.

2) Individual Members' comments and updates.

a) Councilmember Bertone announced the free Festival of Arts Wildlife Art Show on October 16-17, 2010, at the San Dimas Walker House.

b) Mayor Pro Tem Ebner touted the Library's services and said that instead of purchasing a pictorial book, he ordered it online from the San Dimas Library.

- c) Councilmember Templeman said the City should do what it can to address pedestrian and bicycle safety in the downtown.
- d) Councilmember Templeman said he and Mayor Morris presented certificates to members of the Mountain Rescue at their 55th Anniversary Event on October 9, 2010. He pointed out that only 16 out of 100 applicants completed the rigorous training to become a mountaineer.
- e) Councilmember Templeman thanked staff for the preparation of numerous topics for the Council-Staff Retreat, and said the new Green Building Concepts became law on January 2010 and staff is making best practices for green building available on the website.
- f) Mayor Morris reported on Marstellar Investments LLC's acquisition of all assets of Saffron Catering and the public hearings held to award them the contract and lease to provide food services based on a Memorandum of Understanding, which included restricted days of operation to allow the Festival of Arts to conduct the annual Art Exhibition and Sale events.
- g) Councilmember Templeman stated the Redevelopment Agency has an ongoing history of creating beneficial business partnerships to help businesses get started.
- h) City Manager Michaelis highlighted additional services provided by Marstellar Investments as part of the Use Agreement.

9. ADJOURNMENT

Mayor Morris adjourned the meeting at 8:26 p.m. The next meeting is on October 26, 2010, 6:00 p.m. Study session at 6:00 p.m..

Respectfully submitted,

Ina Rios, CMC, City Clerk