



**AGENDA**  
**REGULAR CITY COUNCIL MEETING**  
**TUESDAY, APRIL 24, 2012, 7:00 P. M.**  
**CITY HALL COUNCIL CHAMBERS**  
**245 E. BONITA AVENUE**

**NOTE: RECEPTION AT 6:30 P.M. FOR DISTINGUISHED SERVICE TO YOUTH AWARD RECIPIENTS IN CITY HALL LOBBY**

**CITY COUNCIL:**

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

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

**2. RECOGNITIONS**

- a. Recognize Distinguished Service to Youth Award Recipients

**3. ANNOUNCEMENTS**

- a. Pui-Ching Ho, Librarian, San Dimas Library
- b. Energy Upgrade Workshops for Homeowners – May 1, 2012 6:30 – 8:00 pm San Dimas Community Building

**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

**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.)

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

(2) **RESOLUTION NO. 2012-25**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, IN SUPPORT OF THE TRANSFER OF ONTARIO INTERNATIONAL AIRPORT (ONT) TO LOCAL CONTROL.

(3) **RESOLUTION NO. 2012-26**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, AUTHORIZING THE CITY OF SAN DIMAS TO APPLY FOR, ACCEPT AND APPROPRIATE UP TO FOUR HUNDRED AND FIFTEEN THOUSAND DOLLARS (\$415,000) DURING A 5-YEAR PERIOD FROM 2012 TO 2017 IN BICYCLE TRANSPORTATION ACCOUNT (BTA) FUNDS.

- b. Approval of minutes for regular meetings of March 27, 2012 and April 10, 2012.
- c. Proclaim April as County of Los Angeles Earthquake Preparedness Month.

END OF CONSENT CALENDAR

## 6. OTHER MATTERS

- a. Update – office location for San Dimas Rodeo organization.

## 7. ORAL COMMUNICATIONS

- a. Members of the Audience (Speakers are limited to five (5) minutes or as may be determined by the Chair.)
- b. City Manager
- c. City Attorney
- d. Members of the City Council
  - 1) Reappointment to Senior Citizen Commission.
  - 2) Reappointment to Parks and Recreation Commission.
  - 3) Councilmembers' report on meetings attended at the expense of the local agency.
  - 4) Individual Members' comments and updates.

## 8. CLOSED SESSION

**Recess to a closed session pursuant to Government Code Section 54956.8:**

### a. CONFERENCE WITH REAL PROPERTY NEGOTIATION

**Property:** Assessor Parcel Number 8665-003-001 and 8665-001-005  
**Negotiating Parties:**  
**For City:** Blaine Michaelis, City Manager, Larry Stevens, Assistant City Manager for Community Development, and J. Kenneth Brown, City Attorney.  
**For Seller:** NJD Limited; Agent: Travis W. Gillmore, Phelps-Tointon, Inc.  
**Under Negotiation:** Terms of possible gifting of property to the City.

## 9. ADJOURNMENT

The next meeting will be held on May 8, 2012, 7:00 p.m.

**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://cityofsandimas.com/minutes.cfm>.

**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]

**POSTING STATEMENT:** ON APRIL 20, 2012, 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); ALSO AT THE VONS SHOPPING CENTER (PUENTE/VIA VERDE) AND THE CITY'S WEBSITE AT [WWW.CITYOFSANDIMAS.COM/MINUTES.CFM](http://WWW.CITYOFSANDIMAS.COM/MINUTES.CFM).

**RESOLUTION NO. 2012-24**

**A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF SAN DIMAS, CALIFORNIA, APPROVING  
CERTAIN DEMANDS FOR THE MONTH OF  
APRIL 2012**

WHEREAS, the following listed demands have been audited by the Director of Finance;  
and

WHEREAS, the Director of Finance has certified as to the availability of funds for  
payment thereto; and

WHEREAS, the register of audited demands have been submitted to the City Council for  
approval.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of San Dimas  
does hereby approve Warrant Register: 04/30/2012; 139575 through 139743; in the amount of  
\$796,641.72.

PASSED, APPROVED AND ADOPTED THIS 24th DAY OF APRIL 2012.

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

ATTEST:

\_\_\_\_\_  
Ina Rios, CMC, City Clerk

I HEREBY CERTIFY that the foregoing Resolution was adopted by vote of the City  
Council of the City of San Dimas at its regular meeting of April 24, 2012, by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

\_\_\_\_\_  
Ina Rios, CMC, City Clerk

5.a.1



***THE WARRANT DISBURSEMENT  
JOURNAL IS NOT AVAILABLE TO  
VIEW THROUGH LASERFICHE***

***A PAPER COPY IS AVAILABLE IN THE  
FINANCE DEPARTMENT***

***SORRY FOR ANY INCONVENIENCES.***

***DOCUMENT IMAGING DEPT.***



## Agenda Item Staff Report

**TO:** Honorable Mayor and Members of City Council  
For the Meeting of April 24, 2012

**FROM:** Blaine Michaelis, City Manager *BM*

**SUBJECT:** Support for the transfer of Ontario International Airport to local control

### **SUMMARY**

*Ontario Airport is operated by the City of Los Angeles' Department of Airports which also operates LAX and the Van Nuys airports. Other airports – Orange County, Burbank, Palm Springs, and Long Beach are all independently operated.*

*Ontario has been experiencing a decline in passengers and an increase in costs per enplaned passenger over the past few years – their declines and cost increases have been greater than any other airport in the Southern California region. Both of these factors have created serious operating issues for ONT.*

*Ontario has identified that the operational arrangement they have with the Los Angeles Department of Airports has resulted in overstaffing, high labor costs, a 15% administrative fee, and reduced budgetary commitment to airport regionalization. Ontario also is concerned with the guidance and practicality being demonstrated in the decision making for Ontario Airport.*

*Ontario has asked for other local governments to provide support for the Airport to be under local control. Over 50 cities, Planning Agencies for both Los Angeles and San Bernardino County, and state and local elected officials have endorsed this move.*

*I do believe this is an important issue for our region. Having a successful and economically viable airport in our area is important to us. Being out from under the control of the LA Department of Airports will help Ontario to be more competitive with the other airports that serve Southern California.*

**RECOMMENDATION** Approve the attached Resolution encouraging local operation of Ontario Airport.

*5. A. 2*

**RESOLUTION NO. 2012-25**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS,  
CALIFORNIA, IN SUPPORT OF THE TRANSFER OF ONTARIO INTERNATIONAL  
AIRPORT (ONT) TO LOCAL CONTROL.**

**WHEREAS**, the City of San Dimas recognizes ONT as an important regional asset, providing both services and economic resources to the residents of the Inland Empire and the San Gabriel Valley.

**WHEREAS**, local control of airports in Southern California has been shown to be conducive to the development of successful regional airports because the airport sponsor has a vested interest in the airport making the greatest contribution to its economy.

**WHEREAS**, local control of ONT will help ensure that all of Southern California will have sufficient airport capacity to meet the long-term demand for air travel in the region.

**WHEREAS**, the City of San Dimas has historically supported local control and has supported efforts of local cities to retain and regain local control.

**WHEREAS**, the City of San Dimas has and continues to support efforts which reduce vehicle traffic and the survival of ONT is a key in reducing vehicle trips from the Inland Empire and San Gabriel Valley to LAX.

**WHEREAS**, on January 7, 2011, the Los Angeles Economic Development Corporation called on Los Angeles World Airports (LAWA) to shift control of ONT – as well as the responsibility and risk that comes with that control – to another entity so LAW can focus more of its energy on modernizing Los Angeles International Airport.

**WHEREAS**, on November 29, 2010, the Alliance for a Regional solution to Airport Congestion (ARSAC) urged the Los Angeles Board of Airport Commissioners to transfer ONT airport management decisions to the local Ontario area in pursuit of a regional airport system that can better address ONT patronage decline and regional service demands.

**WHEREAS**, on September 2, 2010, the Southern California Association of Governments (SCAG) Regional Council enacted a resolution recommending the transfer of ONE to local control as being in the best interest of Los Angeles and the Southern California region. SACAG further stated that under local control, ONT can recover from the economic downturn of the past several years while positioning itself for long-term growth, consistent with the reorganization of air traffic contemplated in SCAG's Regional Transportation Plan.

**WHEREAS**, after transfer to local control, ONT can operate on the same basis as airports in Burbank, Orange County, Long Beach and palm Springs – as low-cost secondary airports under local control.

**NOW THEREFORE, THE SAN DIMAS CITY COUNCIL DOES HEREBY RESOLVE:**

**SECTION 1.** The City Council hereby supports the transfer of ONT to local control in furtherance of airport regionalization and the region's economy.

**SECTION 2.** The City Council requests the cities of Los Angeles and Ontario commit the necessary resources and effort to affect the transfer of ONT to local control a the earliest possible date.

**SECTION 3.** The City Clerk shall communicate this action of the City Council to the Mayors of Los Angeles and Ontario, the Acting Administrator of the Federal Aviation Administration, and state and federal elected representatives.

**SECTION 4.** The Mayor shall sign this Resolution and the City Clerk shall attest and certify to the passage and adoption thereof.

**PASSED, APPROVED, AND ADOPTED** this 24<sup>th</sup> day of April, 2012

\_\_\_\_\_  
Mayor, City of San Dimas

ATTEST:

\_\_\_\_\_  
City Clerk, City of San Dimas

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney, City of San Dimas

LATEST NEWS Daily Bulletin: Baseball icon Tommy Lasorda has become the city's newest champion in its quest to reclaim...

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**ENDORSEMENTS**

- Assemblyman Curt Hagman
- Brea Chamber of Commerce
- Chaffey College
- City of Adelanto  
*San Bernardino County*
- City of Banning  
*Riverside County*
- City of Beaumont  
*Riverside County*
- City of Calimesa  
*Riverside County*
- City of Canyon Lake  
*Riverside County*
- City of Chino  
*San Bernardino County*
- City of Chino Hills  
*San Bernardino County*
- City of Claremont  
*Los Angeles County*
- City of Colton  
*San Bernardino County*
- City of Corona  
*Riverside County*
- City of Diamond Bar  
*Los Angeles County*
- City of Duarte  
*Los Angeles County*
- City of Eastvale  
*Riverside County*
- City of Fontana  
*San Bernardino County*
- City of Glendora  
*Los Angeles County*
- City of Grand Terrace  
*San Bernardino County*
- City of Hawthorne  
*Los Angeles County*
- City of Hemet  
*Riverside County*
- City of Hesperia  
*San Bernardino County*

*SCAG supports the finding to recommend the transfer of ONT to local control as being in the best interests of Los Angeles and the Southern California region.” – Southern California Association of Governments Regional Council representing 189 cities, six counties, six County Transportation Commissions and a Tribal Government representative within Southern California.*

Hasan Ikhata, Executive Director,  
Southern California Association of Governments

City of Highland  
*San Bernardino County*

City of Industry  
*Los Angeles County*

City of Inglewood  
*Los Angeles County*

City of Jurupa Valley  
*Riverside County*

City of La Verne  
*Los Angeles County*

City of Laguna Niguel  
*Orange County*

City of Loma Linda  
*San Bernardino County*

City of Menifee  
*Riverside County*

City of Monrovia  
*Los Angeles County*

City of Montclair  
*San Bernardino County*

City of Moreno Valley  
*Riverside County*

City of Norco  
*Riverside County*

City of Ontario  
*San Bernardino County*

City of Palmdale  
*Los Angeles County*

City of Pomona  
*Los Angeles County*

City of Rancho Cucamonga  
*San Bernardino County*

City of Redlands  
*San Bernardino County*

City of Rialto  
*San Bernardino County*

City of Riverside  
*Riverside County*

City of San Bernardino  
*San Bernardino County*

City of South El Monte  
*Los Angeles County*

City of Temecula  
*Riverside County*

City of Upland  
*San Bernardino County*

City of Victorville  
*San Bernardino County*

City of Walnut  
*Los Angeles County*

City of West Covina  
*Los Angeles County*

City of Yucaipa  
*San Bernardino County*

Congressman Jerry Lewis, U.S. House of Representatives

Congressman Joe Baca, U.S. House of Representatives  
Congressman Ken Calvert, U.S. House of Representatives  
County of Riverside  
Inland Valley Business Alliance  
League of California Cities (Inland Empire Division)  
Long Beach Mayor Bob Foster  
Los Angeles County Economic Development Corporation  
Los Angeles County Supervisor Michael Antonovich  
March Joint Powers Commission  
North Orange County Legislative Alliance  
Regional Chamber of Commerce – San Gabriel Valley  
San Gabriel Valley Economic Partnership  
Southwest California Legislative Council  
Town of Apple Valley  
*San Bernardino County*  
Western Riverside Council of Governments

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# Agenda Item Staff Report

**To:** Honorable Mayor and Members of the City Council  
*For the Meeting of April 24, 2012*

**From:** Blaine Michaelis, City Manager

**Initiated by:** Public Works Department *LM*

**Subject:** **BICYCLE TRANSPORTATION ACCOUNT (BTA) PROGRAM GRANT APPLICATION AND APPROVAL OF RESOLUTION 2012-26 FOR THE BIKE LANE IMPROVEMENTS AT SOUTH SAN DIMAS AVE TOWARDS VIA VERDE, AS WELL AS PROVIDE THE MATCH FOR THE FOOTHILL BLVD AT SAN DIMAS WASH FEDERAL BRIDGE PROJECT**

## Summary

The Bicycle Transportation Account (BTA) is an annual program that provides state funds for city and county projects geared to improve safety and convenience for bicycle commuters. Resolution 2012-26 authorizes staff to seek funds to further the goals of the Bicycle Master Plan and repair, re-construct, and stripe an existing bike lane at South San Dimas Ave towards Via Verde, as well as provide the matching funds for the Foothill Blvd at San Dimas Wash federal bridge project. If awarded, the City would receive a total of **\$415,000**, of which \$90,000 will be allocated for the South San Dimas Ave towards Via Verde project, and \$325,000 will be allotted as matching funds for the Foothill Blvd at San Dimas Wash Project. The City would be responsible for providing a minimum of 10 percent of the total funding (**\$41,500**)

## BACKGROUND

In accordance with the Streets and Highways Code (SHC) Section 890-894.2 - California Bicycle Transportation Act, projects must be designed and developed to achieve the functional commuting needs and physical safety of all bicyclists. The BTA funds are used to support a multitude of bicycle commuter safety enhancement projects including new bikeways, installation of traffic control devices, planning construction engineering, as well as improvement and maintenance of bikeways. Caltrans anticipates approximately \$7.2 million dollars annually for projects that improve safety and convenience for bicycle commuters.

## DISCUSSION

As part of the BTA, local agencies must first establish eligibility by preparing and adopting a Bicycle Transportation Plan that complies with SHC Section 891.2. This plan must be approved by the local agency's Regional Transportation Planning Agency. In compliance with the aforementioned requirement, the City of San Dimas Council adopted the City's Bike Master Plan (BMP) via Resolution 2011-40 on August 23, 2011. METRO provided formal approval of San Dimas' BMP on APRIL 11, 2012. The BMP represents the City's commitment to providing safe, convenient and efficient alternative transportation facilities for the residents of San Dimas. The City recognizes that bicycling can be a viable and beneficial means of transportation within San Dimas as well as to and from surrounding communities; Resolution 2012-26 will authorize the application and administration of BTA grant programs for five years, or until April 24, 2017.

The BMP includes a multitude of projects to improve cyclist safety and infrastructure in San Dimas, and this year's application includes two infrastructure improvements of key importance. First, in the case of

*5.a.3*

Foothill Blvd at San Dimas Wash, this project will eliminate the only bottleneck of Foothill Blvd in the City. Secondly, connect the existing bike lane on San Dimas Avenue south of Arrow Highway all the way to Via Verde. The Federal Highway Bridge Program allows for the local 11% match to come from either state or local sources so in continuous search for budgetary savings, the BTA is a perfect opportunity to assist with this match. The project is well underway, in the design engineering and environmental review phases, so securing these funds now will provide a solid future to bring this project to completion.

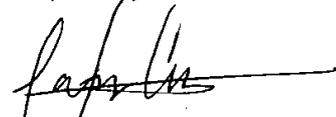
South San Dimas Avenue is an extremely popular regional bicycle route, and the bike lanes installed several years ago were among the first of the City's early commitment to cyclist safety. In addition to the bike lanes, while the storm drain grates were designed to Caltrans standard for bicycle safety, last year the grates along this roadway were replaced with an extremely improved design consisting of reinforced steel crossbars resistant to vandalism and damage. Approximately 1500 linear feet of the existing bike lane South of Avenida Loma Vista has experienced severe street pavement distress caused by underlying bedrock heave, this undulated heaving has caused the segments of the existing bike lane to be out of compliance and in need of major repairs. After careful review of the design and roadway parameters, a plan was designed to accommodate vehicular traffic while improving the bike lane to be continuous.

The estimated cost to reconstruct, repair, and stripe the existing bike lane at South San Dimas Ave towards Via Verde is **\$90,000**, whereas the required match for the federally funded Foothill Blvd at San Dimas Wash Project is **\$325,000**. The estimated total cost for both projects is **\$415,000**. The City would be responsible for providing a minimum of 10 percent of the total funding (**\$41,500**). Although the match for this grant is \$41,500, this grant will cover the required match of \$325,000 for the Foothill Blvd at San Dimas Wash project; therefore saving the City \$283,500. In addition to these infrastructure projects, should there be an opportunity within the BTA to fund safety classes for our residents, encouraging safe riding practices and increasing ridership among our population additional appropriations will supplement such educational outreach efforts.

#### **RECOMMENDATION**

Staff recommends that Council approve Resolution 2012-26 authorizing the application for eligible grant programs administered by the Bicycle Transportation Account.

Respectfully submitted,



Latoya Cyrus  
Environmental Services Coordinator

Attachment: Resolution 2012-26

kp/lc 04-12-01

**RESOLUTION NO. 2012-26**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, AUTHORIZING THE CITY OF SAN DIMAS TO APPLY FOR, ACCEPT AND APPROPRIATE UP TO FOUR HUNDRED AND FIFTEEN THOUSAND DOLLARS (\$415,000) DURING A 5-YEAR PERIOD FROM 2012 TO 2017 IN BICYCLE TRANSPORTATION ACCOUNT (BTA) FUNDS

WHEREAS, the California Department of Transportation Bicycle Transportation Account (BTA) annually disburses funding to eligible jurisdictions for projects that improve safety and convenience for bicycle commuters; and,

WHEREAS, the City of San Dimas desires to apply for, accept and appropriate up to \$415,000 in funding from BTA for fiscal years 2013-14; and,

WHEREAS, the appropriation of \$90,000 will design, repair, re-construct, and stripe a bike lane at South San Dimas Avenue; and,

WHEREAS, \$325,000 will provide match for the for the Foothill Blvd at San Dimas Wash federal bridge project in FY 2013-2014; and,

WHEREAS, if available, said funding will also permit bicycle safety classes for San Dimas residents, encouraging safe riding practices and increasing ridership among our population; and,

WHEREAS, the BTA is a revolving funding program providing allocations to cities throughout the state on a yearly basis therefore,

BE IT RESOLVED: That the City Council hereby authorizes the application, acceptance and appropriation of FY 2013-14 BTA funds in the amount of \$415,000 to design, repair, re-construct, and stripe a bike lane at South San Dimas Avenue towards Via Verde and provide match for the Foothill Blvd at San Dimas Wash Project to be deposited to Public Works Infrastructure Fund; and

BE IT FURTHER RESOLVED: That the Director of Public Works or his designee, is authorized, on behalf of the City of San Dimas, to execute and submit all documents, payment requests and related actions, as well as to appropriate any additional funds received for the completion of the project, future applications, and future projects to be completed to implement the Bicycle Master Plan; and

BE IT FURTHER RESOLVED that these authorizations are effective for five (5) years from the date of adoption of this resolution (from April 24, 2012 through April 24, 2017.

PASSED, APPROVED AND ADOPTED this 24<sup>th</sup> day of April, 2012.

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

ATTEST:

\_\_\_\_\_  
Ina Rios, CMC, City Clerk



**MINUTES**  
**REGULAR CITY COUNCIL /**  
**SUCCESSOR AGENCY MEETING**  
**TUESDAY, MARCH 27, 2012, 7:00 P. M.**  
**SAN DIMAS 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 Ebner

City Manager Blaine Michaelis  
City Attorney Ken Brown  
City Clerk Ina Rios  
Assistant City Manager for 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  
Recreation Coordinator Erica Rodriguez

**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**

- Proclaim April 2012 as Fair Housing month.

On behalf of the City Council, Mayor Morris read and presented a Proclamation to Outreach Coordinator Maria T. Benitez of the Fair Housing Foundation declaring April as Fair Housing Month.

On behalf of the Fair Housing Foundation, Maria T. Benitez, Outreach Coordinator, thanked the City Council for the recognition. She said Fair Housing's mission is dedicated to eliminating discrimination in housing and promoting equal access to housing for everyone. She invited the community to a free Tenant Rights Workshop on April 10, 2012, from 3:00-4:30 p.m. in the Community Building.

**3. ANNOUNCEMENTS**

- a. Announce 22nd Annual Family Festival and Egg Hunt event to be held on March 31, 2012.

Recreation Coordinator Rodriguez invited the City Council and community to join them on Saturday, March 31, 2012, from 10:00 a.m. to 3:00 p.m. at the annual Family Festival in the Civic Center Park. She reminded everyone to be on time for the Spring Egg Hunts at 10:00 a.m. sharp at both Civic Center Park and Via Verde Park. Coordinator Rodriguez announced two new programs: 1) the new Stay Fit San Dimas Fitness Rally will be conducted at 2:00 p.m.; 2) Celebrating the final discovery of the actual location of the original Tongva village of Kwenangna Paringa, with displays of native artifacts from 10:00 a.m. to 3:00 p.m. and storytelling at 1:00 p.m. and 3:00 p.m.

*S.B.*

b. Pui-Ching Ho, Librarian, San Dimas Library

Pui-Ching Ho, Library Manager, announced the Book Party Group Discussion group meets Wednesday April 4, at 10:30 a.m. in the Senior Center and the book for discussion in April is *Dinosaur in a Haystack*. She invited the community to join the Family Drum Circle on April 18, 6:30 p.m. for fun exploring a variety of musical instruments to tell stories. On April 21, at 3:00 p.m., Richard Woloski will provide Legos to teach children how to use their imagination to build a variety of creations.

c. Announce the opening of the San Dimas Farmer's Market on Wednesday, April 4, 2012.

Maurice Cuellar, Advocates for Healthy Living, announced the Farmer's Market will startup on Wednesday, April 4th from 4:00 p.m. to 8:30 p.m. He said he and the vendors are looking forward to the upcoming Farmers Market and are working to reduce the cost to provide inflatables for the children. He said a slide was purchased to subsidize the cost.

**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 and ask 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) Yvette Picconi, representing the Equestrian Commission, 1136 Iglesia Street, invited the City Council and the community to their annual trail cleanup event on Saturday, April 14, from 9:00 a.m. to 12:00 noon, at which time a delicious barbecue lunch will be provided to all volunteers. Everyone will meet at Horstchief Canyon Park at 9:00 a.m. to remove debris off the trails used by hikers and equestrians. Interested parties can RSVP to Ken Duran at city hall, 909.394.6214. She mentioned that this is a great opportunity for scouts to earn their community service hours and looks forward to seeing everyone there.

2) Jake Barbosa, 425 South San Oaks Drive, Austin Hill, 123 East 2<sup>nd</sup> Street, Mike Jersey, 1016 West Via Vaquero, on behalf of the San Dimas High School Football Team, announced their upcoming 2012 San Dimas Football Golf Tournament at 1:00 p.m. on Saturday, April 21, at San Dimas Canyon Golf Course, to raise funds to replace helmets and upgrade equipment. Registration starts at 11:30 a.m. or register at [www.sandimasfootball.com](http://www.sandimasfootball.com). They hope to see everyone there. They reported that the Varsity Team played second in League and advanced to the CIF Semi-Finals and are excited to play in the new stadium.

**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.)

**MOTION:** It was moved by Councilmember Ebner, seconded by Councilmember Badar, and carried to accept, approve, and act upon the consent calendar, as follows:

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

(1) **RESOLUTION NO. 2012-16**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS APPROVING CERTAIN DEMANDS FOR THE MONTH OF MARCH, 2012.

- b. Approval of minutes for special meeting of February 28, 2012 and regular meeting of March 13, 2012.

END OF CONSENT CALENDAR

**6. OTHER MATTERS**

- a. Grove Station-Assignment to and Assumption of obligations by Olson Urban Housing LLC. (Successor Agency).

(1) **RESOLUTION NO. 2012-17**, RESOLUTION OF THE CITY OF SAN DIMAS AS SUCCESSOR TO THE SAN DIMAS REDEVELOPMENT AGENCY APPROVING THE ASSIGNMENT TO AND ASSUMPTION BY OLSON URBAN HOUSING LLC OF THE INTEREST OF GROVE STATION, LLC IN CERTAIN AGREEMENTS.

City Attorney Brown provided a brief background on the Owner Participation and Disposition and Development Agreement (OPDDA) entered into on February 16, 2006, between the San Dimas Redevelopment Agency and The Fox Company/Grove Station, LLC, for the construction of 107 condominium units on San Dimas Avenue, four of which are owned by the San Dimas Housing Authority. He said the Housing Authority staff is moving forward to sell those four units to qualifying persons of moderate income and he said additional information is available on the City's website at [www.cityofsandimas.com](http://www.cityofsandimas.com).

City Attorney Brown reported that development of the remainder of the property did not occur and the receiver, the successor to Grove Station, is in escrow to sell the remainder of the property to Olson Urban Housing, LLC (Olson). Olson proposes to take an assignment of Grove Station's interest under the OPDDA, and assume its development obligations with a modified development consisting of 67 condominium units. He said both the Planning Commission and the Development Plan Review Board approved the Olson proposal. City Attorney Brown stated that the Olson proposal is subject to the requirement in the OPDDA that a percentage of the units in the entire development be affordable to persons of moderate income and funds were set aside for that purpose.

City Attorney Brown said that prior to its dissolution in January 31, 2012, the Agency had set aside funds to provide for the construction of the additional six affordable units, and those funds are identified on the Enforceable Obligation Payment Schedule and the Recognized Obligation Payment Schedule adopted by the City Council earlier this year. Mr. Brown added that the City paid the first month's dues to the Homeowners Association, and it is the City's intention that when the remainder of the units are constructed, that they be under one Homeowners Association. City Attorney Brown recommended that the City Council adopt Resolution 2012-17.

In response to Mayor Pro Tem Templeman, Assistant City Manager Duran replied that there is approximately \$7 million in set aside housing funds, and \$2.7 million is committed for the Grove Station project and another \$2.68 million is committed to the Bonita Gateway project. He further replied that if the Oversight Committee disallows the use of housing set aside monies, or the pending legislation is not adopted, the Olson Company is under no obligation to build affordable units.

In response to Mayor Pro Tem Templeman, City Attorney Brown said by completing the project, the City is trying to provide affordable housing and save the \$2.7 million in housing set aside funds if legislation is adopted.

In response to Councilmember Ebiner, Assistant City Manager Stevens explained the difference between a private road from a public road and said the City would maintain the public portion of the street to the end of the decorative paving component. He added that the road is designed to private standards as part of the original design, that there are some private parking spaces, and that a gate is not anticipated in this development.

In response to Councilmember Badar, Assistant City Manager Stevens replied that as Successor Agency, the City is responsible for maintaining the frontage and public roads, landscaping, and a small component of the entrance. He said the remainder of the property is subject to maintenance and operation to satisfactory standards by the Homeowners Association as set forth in the Declaration of Covenants, Conditions and Restrictions (CC&Rs).

City Attorney Brown stated that the City has enforcement rights under the existing CC&Rs. He stated that the Olson Company is in agreement with what the City wants, and is focusing on implementing one set of CC&Rs for the entire complex.

In response to Mayor Pro Tem Templeman, City Attorney Brown replied that a provision in the existing CC&Rs allows the City, as Successor Agency, to enforce parking and traffic regulations on those properties.

**MOTION:** After the title was read, it was moved by Councilmember Bertone, seconded by Mayor Pro Tem Templeman, to waive further reading and adopt **RESOLUTION NO. 2012-17, RESOLUTION OF THE CITY OF SAN DIMAS AS SUCCESSOR TO THE SAN DIMAS REDEVELOPMENT AGENCY APPROVING THE ASSIGNMENT TO AND ASSUMPTION BY OLSON URBAN HOUSING LLC OF THE INTEREST OF GROVE STATION, LLC IN CERTAIN AGREEMENTS.** The motion carried unanimously.

In response to Mayor Morris, City Attorney Brown replied that the Resolution includes a provision that authorizes the City Manager to execute an agreement to address the details of the CC&Rs for a single Homeowners Association. He stated that this is being done to accommodate escrow closing on Friday.

City Attorney Brown requested for the public record, that representatives of the Olson Company concur that they are in agreement with statements he made and that their intentions are to end up with a single Homeowners Association.

1) John Reekstin, Senior Vice President, The Olson Company, said they are driven by the receiver to close escrow on the property by Friday, and he expressed his appreciation for staff's hard work, diligence and willingness to work with him. He said FHA loans are predominant for the project and it is important to meet FHA requirements and get their approval. He indicated that pending the deadline with the Bank, the Receiver will finalize negotiations on the terms of the Homeowners Association. He looks forward to producing an outstanding product and fully concurs with Mr. Brown's recommendations.

- c. Lot Line Adjustment 11-03, The subject lots are within the Grove Station Development located on the east side of San Dimas Avenue just south of the rail road tracks (APN: 8390-018-077, 082, 083, 084, 085, 086 and 087). The lot line adjustment request is in order to accommodate the development of 43 residential units.

- e. Lot Line Adjustment 12-01, The subject lots are within the Grove Station Development located on the east side of San Dimas Avenue just south of the rail road tracks (APN: 8390-018-077, 085, 106, 107, 113, 114, 116, 126, 129, 153, 155, 154, 156, 159, 160, 162 and 163). The lot line adjustment request is in order to accommodate the development of 12 residential units.

Assistant City Manager for Community Development Stevens reported that two lot line adjustments are being proposed to accommodate the revised site plan. He said the previous proposal consisted of underground parking and podium units on two rear pads and the current proposal calls for stack flat condominiums on the rear pads and configuration of parcels and common areas to access the changes.

Staff recommends approval of Lot Line adjustment 11-03 in order to accommodate the development of the 43 residential units and approval of Lot Line adjustment 12-01 in order to accommodate the development of 12 residential units.

**MOTION:** It was moved by Councilmember Bertone, seconded by Councilmember Ebner, to approve Lot Line Adjustment 11-03, Lots 8 and 9 within the Grove Station Development located on the east side of San Dimas Avenue, south of the railroad tracks (APN: 8390-018-077, 082, 083, 084, 085, 086 and 087). The motion carried unanimously.

**MOTION:** It was moved by Councilmember Bertone, seconded by Councilmember Ebner, to approve Lot Line Adjustment 12-01, Lots 5 and 6 within the Grove Station Development located on the east side of San Dimas Avenue, south of the railroad tracks (APN: 8390-018-077, 085, 106, 107, 113, 114, 116, 126, 129, 153, 155, 154, 156, 159, 160, 162 and 163). The motion carried unanimously.

- b. Successor Agency activities update – Authorize Successor Agency staff to make amendments to the Recognized Obligation Payment Schedule (ROPS) as necessary.

Assistant City Manager Duran reported that AB 1x 26 dissolving Redevelopment Agencies, has varying interpretations on various issues and many unanswered questions. He said the California Redevelopment Association hosted educational workshops on the process and procedures of dissolution, responsibilities of the various parties involved, recognized obligation payment schedule, property and asset distribution, accounting and auditing requirements, housing responsibilities and bond compliance issues, however, there are still differing opinions on issues. Mr. Duran provided the City's status report for a timeline of key deadlines. He stated that the Recognized Obligation Payment Schedule was approved by the City Council on February 28<sup>th</sup> to meet the March 1<sup>st</sup> deadline, however, new information was received that necessitates amendments to the ROPS. Staff recommended that the City Council authorize staff to make future amendments to the ROPS as deemed necessary.

In response to Mayor Morris, Assistant City Manager Duran replied that the City has not accepted the Board of Supervisor's offer to provide administrative support services for the Oversight Committee; staff feels the City would be better served if all Board Members receive the same orientation training, rather than having each appointing Agency provide training.

**MOTION:** It was moved by Councilmember Bertone, seconded by Mayor Pro Tem Templeman, to authorize staff to make future amendments to the Recognized Obligation Payment Schedule as needed.

In response to Councilmember Ebner, Assistant City Manager Duran replied that staff is in the process of compiling supporting documentation to accompany the Recognized Obligation Payment Schedule.

The motion carried unanimously.

- c. Authorize the Mayor to sign a letter in support of AB 1585 (John A. Perez) Redevelopment.

City Manager Michaelis reported that Assembly Bill 1585 was introduced by Speaker of Assembly John Perez as an urgency measure to amend and clarify certain elements of the Redevelopment dissolution process. He said critical elements of AB1585 are provisions and conditions to consider payment of city loans made to redevelopment agencies and allowing a Successor Agency to keep set-aside housing funds on deposit as of February 1, 2012. AB1585 passed the Assembly by a 58-7 vote on Monday, March 26, 2012, and now goes before the Senate as an urgency measure. Mr. Michaelis recommended that the City Council authorize the Mayor to sign a letter in support of AB 1585.

**MOTION:** It was moved by Mayor Pro Tem Templeman, seconded by Councilmember Badar, to authorize the Mayor to sign a letter in support of AB 1585 (Perez) regarding amendments to the Redevelopment dissolution process. The motion carried unanimously.

## 7. ORAL COMMUNICATIONS

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

- 1) David Harbin, 242 E. 4<sup>th</sup> Street, stated that his Mother-in-law received notices from the Humane Society to cut down brush and trees on her undeveloped property at the end of Way Hill, to address a coyote problem. Mr. Harbin felt it was out of the Humane Society's jurisdiction to require abatement and he asked staff to explain to them that this is contrary to City ordinance.

- b. City Manager

City Manager Michaelis said he and Mayor Morris promoted the *Call the Mayor* show to air on Thursday, March 29<sup>th</sup>, at 7:00 p.m. He encouraged citizens to tune in and call.

Mayor Morris said they can be contacted in several ways – by email during and prior to the show, calling in advance or during the show, or by writing letters.

- 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.

There were no comments.

- 2) Individual Members' comments and updates.

- 1) Mayor Pro Tem Templeman asked that a letter be sent thanking the contractor for completing the roof at the Library.

- 2) Mayor Pro Tem Templeman said he will be out of town and is unable to attend the Festival of Arts Exhibition and Sale show.

- 3) Mayor Pro Tem Templeman asked that the meeting be adjourned in memory of community volunteer Don Story, whose celebration of life will be held on Friday afternoon.

4) Councilmember Badar announced that the annual San Dimas Sheriff's Boosters Volunteers dinner will also be conducted on Friday night, at Via Verde Country Club. President Laura Alvarado can be contacted for reservations.

5) Councilmember Bertone encouraged everyone to mark their calendar to attend the Meet the Candidates Legislative Forum hosted by the Chamber of Commerce on May 25<sup>th</sup> in the Stanley Plummer Building. He said this is a great opportunity for people to meet candidates from the 32<sup>nd</sup> Congressional District; 25<sup>th</sup> Senatorial District and 41<sup>st</sup> Assembly District. He said the Primary Election is scheduled for June 5<sup>th</sup> and the two top candidates will run in the General Election in November.

## **8. CLOSED SESSION**

Mayor Morris recessed the regular City Council meeting at 8:15 p.m. to convene a City Council closed session pursuant to Government Code Section 54956.9:

**a. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(SUBDIVISION (a) OF GOVERNMENT CODE SECTION 54956.9)**

Name of Case: Robert Mathis II v. Curt Morris, Mayor of San Dimas; Curt Morris an individual; City of San Dimas; and Does 1 through 50, inclusive. Case No. KC063259

b. Report on closed session items.

There was no reportable action.

## **9. ADJOURNMENT**

Mayor Morris adjourned the meeting at 8:35 p.m. in memory of community volunteer Don Story. The next meeting will be at 7:00 p.m. on Tuesday, April 10, 2012.

Respectfully submitted,

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Ina Rios, CMC, City Clerk



**MINUTES**  
**REGULAR CITY COUNCIL**  
**TUESDAY, APRIL 10, 2012, 7:00 P. M.**  
**SAN DIMAS COUNCIL CHAMBERS**  
**245 E. BONITA AVENUE**

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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 Blaine Michaelis  
City Attorney Ken Brown  
City Clerk Ina Rios  
Assistant City Manager for 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 7:00 p.m. and led the flag salute.

**2. RECOGNITIONS**

- Proclaim May as Older Americans Recognition Month and recognize Linda Groth as the City's Older American honoree.

Mayor Morris congratulated and presented a proclamation to Linda Groth, the City's honoree who is well deserving of the recognition and who will be recognized at the Los Angeles County Older American Recognition Day on May 23, 2012, and he declared the month of May as Older Americans Month.

Linda Groth expressed her appreciation to Mayor Morris and the City Councilmembers for the recognition and said she enjoys volunteering and being with people.

Councilmember Bertone said he is fortunate to be the City Council Liaison to the Senior Citizens Commission, and for Linda Groth, he would change the title from Older American to Active American. He said she relocated from Milwaukee to California in 1989 and moved to San Dimas in 1993. Ms. Groth believes the secret to being active is to be involved and she enjoys being around other people. Ms. Groth has been actively involved in the Senior Citizens Club and has served as its Treasurer for the past seven years. He said Ms. Groth was nominated by the Senior Citizens Club and the vote was unanimous for the well-deserved honor.

- Proclaim April 8-14, 2012 as National Library Week.

Mayor Morris read and presented to Pui-Ching Ho, San Dimas Librarian, a proclamation declaring April 8-12, 2012 as National Library Week. He mentioned that the San Dimas Library has a lot of high-tech activity and offers the greatest deal on used books. He encouraged citizens to visit the Library.

Pui-Ching Ho thanked the City Council for the recognition and said the San Dimas Library offers a variety of programs.

### 3. ANNOUNCEMENTS

#### a. Pui-Ching Ho, Librarian, San Dimas Library

Pui-Ching Ho, Library Manager, invited the community to join the Family Drum Circle at 6:30 p.m. on Wednesday, April 18, for a fun experience exploring a variety of musical instruments to tell stories. On Thursday, April 19, the Thursday Evening Book Club is reading books set in Los Angeles – the book for April is *Bright Shiny Morning*. On Saturday, April 21, at 3:00 p.m., Richard Woloski will provide Legos to teach children how to use their imagination to build a variety of creations; Saturday, April 28, 3:00 p.m., join Historical Society Past President Ralph Thomas for a presentation on the history of California Citrus Crate Labels. She said citrus crate labels were used for 70 years, then underwent a major transformation in design and appearance between the late 19<sup>th</sup> century and the 1950's when they were replaced by cardboard boxes with preprinted labels. For more information on any program or activity, contact the San Dimas Library at 909.599.6738.

#### b. Presentation of a \$5,000 Keep America Beautiful Grant from Waste Management for the Parks and Recreation Department Tree Management Program.

Carolyn Anderson Corrao, Public Sectors Solution Manager, Waste Management, presented to Mayor Morris and Parks and Recreation Director Bruns a check in the amount of \$5,000 from Keep America Beautiful for keeping the City of San Dimas beautiful.

On behalf of Municipal Arborist Deborah Day and the great volunteer organization, the Branch Hands, Mayor Morris and Parks and Recreation Director Bruns accepted the check for \$5,000 grant award. Director Bruns expressed appreciation to Mrs. Corrao for the partnership and for providing the opportunity to allow them to keep San Dimas beautiful and keep the Tree Management program alive and active through this grant program.

Carolyn Anderson Corrao reminded the community to think green, think Waste Management from environment protection to everyday collection.

#### c. Senior Citizens Club Annual Report

Linda Groth, Senior Citizens Club Treasurer, said spending was curtailed due to the renovation and construction of city hall, and because the Senior Citizens Multi-purpose room has limited capacity, not too many people came to play Bingo. She reported that in spite of limitations, donations were made to the following: \$1,000 to San Dimas Utilities; \$4,120 for scholarships; \$145 for the Hunger Program; \$76 to the Salvation Army; \$100 to the Los Angeles Mission; \$221 to the HEROES Memorial; and \$1,500 for the City's Snow Program; for a total of \$7,162. She indicated that payments to the City toward special events resumed and \$6,000 was earmarked for donations in 2012, in addition to what Bingo will provide. She stated that people in charge of Bingo are bringing new games to keep people interested and spend more money.

Mayor Morris expressed his sincere appreciation to all members of the Senior Citizens Club for their efforts in making the community better and their contributions to the various programs.

**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

Nicki Sacro, ASB President, San Dimas High School, reported on the Band's successful fundraisers and Color Guard, Drum Line, and Jazz Band activities. She said Drum Line will be going to a Championship round at Miller High School on April 28<sup>th</sup>. She reported that at the Choral Festival, the Women's Ensemble won Second Place Gold, Chamber Singers took First Place Gold and both choirs were invited to sing in New York at Carnegie Hall. She reported that students are holding a shoe donation; preparing for tests and the prom; and seniors are turning in their Senior portfolios.

**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 or audience requests separate discussion.)

**MOTION:** It was moved by Mayor Pro Tem Templeman, seconded by Councilmember Ebner, and carried to accept, approve, and act upon the consent calendar, as follows:

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

- (1) **RESOLUTION NO. 2012-18**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, APPROVING CERTAIN DEMANDS FOR THE MONTHS OF MARCH AND APRIL, 2012.
- (2) Proposed 2012-2013 Assessment Rates for Open Space Maintenance Districts:  
**RESOLUTION NO. 2012-19**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING THE ENGINEER'S REPORT AND DECLARING ITS INTENTION TO LEVY AND COLLECT AN ASSESSMENT FOR FISCAL YEAR 2012-2013 PURSUANT TO THE LANDSCAPE AND LIGHTING ACT OF 1972 AND ARTICLE XIII D OF THE CALIFORNIA CONSTITUTION, AND FIXING A TIME AND PLACE FOR A PUBLIC HEARING FOR HEARING OBJECTIONS FOR OPEN SPACE MAINTENANCE DISTRICT NO. 1 (TRACT 32818, BOULEVARD).
- (3) **RESOLUTION NO. 2012-20**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING THE ENGINEER'S REPORT AND DECLARING ITS INTENTION TO LEVY AND COLLECT AN ASSESSMENT FOR FISCAL YEAR 2012-13 PURSUANT TO THE LANDSCAPE AND LIGHTING ACT OF 1972 AND ARTICLE XIII D OF THE CALIFORNIA CONSTITUTION, AND FIXING A TIME AND PLACE FOR A PUBLIC HEARING FOR HEARING OBJECTIONS FOR OPEN SPACE MAINTENANCE DISTRICT NO. 1, ANNEXATION NO. 3 (TRACT 32841, NORTHWOODS).
- (4) **RESOLUTION NO. 2012-21**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS ADOPTING A REVISED APPROPRIATIONS LIMIT FOR FISCAL YEAR 2011-12 AND APPROPRIATE EXCESS REVENUES.

**5) RESOLUTION NO. 2012-22, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, ADOPTING THE PARS SECTION 457 FICA ALTERNATIVE RETIREMENT PLAN, REPLACING IN FULL THE CITY OF SAN DIMAS 3121 PART-TIME ALTERNATE TO SOCIAL SECURITY PLAN.**

- b. Proclaim April 8-14, 2012 Safety Seat Checkup Week.
- c. Proclaim April 22-28, 2012 Week of the Young Child.

END OF CONSENT CALENDAR

**6. PUBLIC HEARING**

- a. Consider revised Tentative Parcel Map 65790, 405 W. Gladstone Street (APN: 8392-015-029), from its original approval. The number of lots remains the same; four lots. Categorically Exempt, Section 15332 in-fill development project class 32.
  - 1) **RESOLUTION NO. 2012-23, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS APPROVING REVISED TENTATIVE PARCEL 65790, A REQUEST TO SUBDIVIDE ONE LOT (3.78 ACRES) INTO FOUR LOTS (35,190 SQ. FT. – 45,218 SQ. FT.) AT THE PROPERTY LOCATED AT 405 W. GLADSTONE STREET**

Associate Planner Espinoza provided a Powerpoint presentation and reported that on February 12, 2007, the City Council approved subdivision of the parcel map after much discussion and added conditions of approval. He stated that the applicant is requesting that the map be revised to address many of the issues involving extensive grading, retaining walls, tree removal, access and land locked parcels originally addressed by staff. Planner Espinoza distributed revised Conditions of Approval with newly added conditions 16, 26, 27, 29, 55, and 56. He stated that approximately 29 trees within Lot No. 1 will be preserved by the vacation of the vehicular access off of Gladstone Street for Lots 1 and 2 with the reduction of grading and retaining walls. He added that although staff would like to preserve additional oak trees No. 6 and 7 on Lot 3, a condition was not included. However, at direction by the City Council, the condition can be added. He stated that on February 15, 2012, the Planning Commission reviewed the revised map and recommended approval to the City Council. Staff recommends that the City Council adopt Resolution No. 2012-23 approving revised Tentative Parcel Map 65790.

In response to Mayor Pro Tem Templeman, Planner Espinoza replied that the applicant currently owns the 10-foot driveway that will be increased in size to meet fire code access.

In response to Councilmember Ebner, Planner Espinoza replied that the retaining wall varies in height and most of the trees on the southerly side will be preserved, however, trees No. 6 and 7 on Lot 3 might not be preserved. Planner Espinoza further replied that the lots meet minimum size requirements and set back requirements for horse keeping.

Councilmember Badar inquired whether condition No. 5 regarding abatement was appropriate for this project. Associate Planner Espinoza replied that in order to move forward with the project to get the map approved, the applicant must comply with code enforcement issues to clean up the site.

In response to Mayor Pro Tem Templeman, Director Coleman replied that the City Council's Order of Abatement was adopted last year. He said in order for the City to issue a grading permit, the applicant must comply with abatement and for development, the map must be ready to record by the time frames established by the City Council, unless the City Council grants an extension.

Mayor Pro Tem Templeman said he would like abatement issues resolved, however, he expressed concern about the timeline to prepare an appropriate grading plan.

In response to Councilmember Badar, Director Coleman replied that the Resolution has a provision that empowers him to grant up to a six-month extension based upon substantial progress. He said the developer has been diligently moving forward with the project.

Mayor Morris declared the public hearing opened and invited the applicant to present his request.

Stan Stringfellow, 326 West Arrow Highway, provided a Powerpoint presentation of a visual-comparative map and said the original plan required grading of the entire hillside and a large amount of retaining walls at the entrance. He summarized the revisions and stated that the revised plans reduced grading on the hillside by 40%; eliminated impacts to adjacent homes; preserved a significant number of trees; eliminated more than 460-feet of retaining walls on the side; and improved public safety for egress and ingress, as well as fire access. He said in addition to preserving 29 trees, which are on Lots 1 and 2, staff would also like two oak trees preserved, which are located on the proposed house pad on Lot 3. He said in order to protect those two trees, a well would have to be built around the drip line and it would be difficult to redesign the layout of the house with other setbacks. He asked for Council decision to either allow him to remove the trees and build a home at the north end of the lot, or preserve the trees and build the home on the south end of the lot. He expressed concern that no one wants horse keeping facilities in this area. If that is the case, he asked that the lot be de-restricted to not permit horse keeping. Mr. Stringfellow stated he is in agreement with the conditions of approval as approved by the Planning Commission, and further amended by staff, with the exception of condition No. 5, which he requests be removed from the conditions of approval. He stated that Mr. Hollander is no longer involved in this project and asked that the City Council authorize a six-month extension for approval of the revisions. He should be able to get the map ready for recording and grading within 90 days, however, he has no control over County timelines and asked for the extension to get the grading plan done correctly.

In response to Councilmember Badar, Director Coleman replied that a County storm drain cuts diagonally on the entire property and the County needs to be involved in the plan. Mr. Stringfellow stated that it not only has a County storm drain line, it has a sewer transition line through the property, and the City has an easement across the property as well.

In response to Mayor Pro Tem Templeman, Mr. Stringfellow replied that the first two homes will be built on Lots 3 and 4. He said home building will be deferred on lots 1 and 2 which will be graded and coated for dust control.

In response to Councilmember Ebiner, Associate Planner Espinoza replied that the Tree Preservation Ordinance prohibits the removal of trees on the hillside without Development Plan Review Board or staff approval. Mr. Stringfellow said he is not opposed to the hillside being designated as a no build area. He said a good number of trees will be planted on the hillside to create a buffer for traffic on Gladstone.

Assistant City Manager Stevens stated that it is within the City Council's purview to designate an area to be left in its natural condition, rather than relying on the tree removal or grading Ordinance.

Mayor Morris called for public testimony in opposition of the project.

Ron Hoffman, 344 Cody Road, expressed concern that increased vehicular and equestrian traffic off the private driveway at the corner of Cody Road and Chaparral Road will have an unsafe congestion problem once those homes are built and kids become of driving age. He said that although he is not against the development, he would like safer roads for the children in the area.

In response to Mayor Morris, Assistant City Manager Stevens said that in order to address concerns, the private driveway will be widened from 10-feet to 20-feet and the street is being widened where the knuckle is added to the cul-de-sac. He stated that by widening the private driveway and street, there should be adequate opportunity for better traffic safety and visibility going in and out of the driveways.

In response to Councilmember Badar, Assistant City Manager Stevens explained that the knuckle is a street curvature of two street intersections meeting at right angles. Currently at the site, there is a truncated street that resulted because there was not a public right-of-way to construct a standard street knuckle at the time the homes in that area were built. He stated that the proposed street improvements will result in a standard design which would have been completed at the time the houses were developed if the required public right-of-way was available.

In response to Mayor Morris, Assistant City Manager Stevens replied that the property line plan shows that the driveway is being abandoned as part of street improvements to service parcels 1 and 2.

Assistant City Manager Stevens further responded that the driveway does not provide primary access to Mr. Hoffman's property. He said that 10-feet of public right-of-way behind the equestrian fence will be replaced by curb, gutter and sidewalk.

In response to Mayor Pro Tem Templeman, Assistant City Manager Stevens explained that the subject driveway does not lead to a permitted parking space, and it is expected to be abandoned because having three driveways in close proximity to a curve situation is not safe. He said staff will meet with Mr. Stringfellow and neighbors to review plans and see if there is a basis for doing something different.

Mayor Morris invited Mr. Stringfellow to rebut Mr. Hoffman's comments.

Stan Stringfellow, applicant, said the property has not yet been surveyed and he would be happy to meet with staff and the neighbors to work out an arrangement that works for all parties.

There being no further comments, the public hearing was closed.

Councilmember Bertone inquired about changing the date on condition No. 5.

Assistant City Manager Stevens stated that amendment of condition No. 5 related to abatement action is not on the agenda. He said the City Council can either leave in or remove condition No. 5 from the Conditions of Approval. He added that as long as the applicant is progressing with the project, staff will not terminate the parcel map and has the discretion to grant an appropriate extension. He said that if an extension is not granted, the applicant has the right to appeal staff's decision and come before the City Council through the appropriate process. If it is the City Council's decision to remove condition No. 5, the time frames in the original Resolution will apply.

Councilmember Ebner expressed his support in removing condition No. 5 and letting the time run pursuant to the original Resolution. He suggested that a condition be included to prohibit the removal of trees by future property owners to protect trees on the natural hillside of Lot No. 1.

In response to Councilmember Ebner's concern about planting an excessive number of trees on the hillside, Associate Planner Espinoza replied that once the existing driveway is removed, some kind of fill and vegetation in that area will be needed to offset drainage. Staff will review the need and use discretion in approving the number of trees planted.

Councilmember Ebner stated that tree No. 66 on the eastern edge of the property is healthy and worth preserving. He suggested that the tree be saved.

In response to Councilmember Ebner, Assistant City Manager Stevens replied that based upon final plans, staff will make every attempt to preserve the four trees by making sure grading and retaining walls will not adversely affect the trees. He said if those trees cannot be saved, they will be included in the tree removal permit with replacement.

Assistant City Manager Stevens said if the majority of the City Council is inclined, a condition could be added to designate the hillside area as a "no build" area, and require special review to limit future grading adversely affecting the natural topography and limit tree removal. He said staff could revisit tree removal as part of the house plans, or as part of the grading plan, and determine whether to increase or decrease the replacement value for the tree removal permit.

Mayor Pro Tem Templeman suggested that the owner might want a walking trail that goes up to Gladstone.

Assistant City Manager Stevens replied that a walking trail was suggested, but not prohibited. He said a "no build area" would be designated to maintain the natural topography.

In the interest of development, Councilmember Badar agreed with the decision of the Planning Commission to remove trees 6 and 7.

After the title was read, it was moved by Councilmember Ebner, to exclude condition No. 5 and add to the Conditions of Approval a condition to preserve the hillside with minor grading for a walking path and to waive further reading and adopt **RESOLUTION NO. 2012-23, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS APPROVING REVISED TENTATIVE PARCEL 65790, A REQUEST TO SUBDIVIDE ONE LOT (3.78 ACRES) INTO FOUR LOTS (35,190 SQ. FT. – 45,218 SQ. FT.) AT THE PROPERTY LOCATED AT 405 W. GLADSTONE STREET.** The motion was seconded by Councilmember Bertone and carried unanimously.

## **7. OTHER MATTERS**

- a. San Dimas HEROES Clydesdales Community Event on Friday, May 4, 2012 - consider authorization for street closure on Commercial Street and parade route.

Public Works Director Patel reported that San Dimas HEROES submitted a Special Event application and is requesting City Council approval to close Commercial Street for a community event and fundraiser on May 4, 2012. He said the event will take place at Freedom Park and on the adjacent portion of Commercial Street, with a parade in the town core.

It was moved by Councilmember Bertone, seconded by Mayor Pro Tem Templeman, to approve closure of Commercial Street from San Dimas Avenue to Shirlmar on May 4, 2012, from 10:00 a.m. to 8:30 a.m. to conduct a community event, and rolling closure of the Clydesdale parade route from Freedom Park as outlined in the staff report. The motion carried unanimously.

## **8. ORAL COMMUNICATIONS**

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

Gary Enderle, San Dimas HEROES, 2044 Via Esperanza, expressed his sincere gratitude to City staff and volunteers who participated in making the Comedy Evening with Fritz Coleman a great success.

Mr. Enderle thanked the City Council for approving the street closure for the Clydesdales fundraiser. He stated that most downtown businesses will remain open until 6:00 p.m. for the event. He said some businesses have contributed to the HEROES program and some have indicated they will donate for the event to parade

through the downtown. He is promoting the event with fliers going out to the schools and invited the kids to attend. Carl's Jr. will have a diner truck and is donating a percentage of their sales to the HEROES program. Carl's Jr. is also offering to children 12 and under Free Cool Kids Meal certificates for use at their local restaurant. He looks forward to having everybody support their event.

b. City Manager

- 1) Establish a revised date for the Spring City Council/Staff Retreat  
Possible dates: Monday, April 30; Wednesday, April 25; Saturday, May 5

It was the consensus of the City Council to conduct the Spring City Council/Staff Retreat on Monday, May 14, 2012, 5:00 p.m.

2) City Manager Michaelis extended an invitation to the City Council and staff to Reverse Student In Government day on May 4, at San Dimas High School, at 9:30 a.m. He said the students will explain their programs and activities and enjoy a lunch with Councilmembers and staff.

3) City Manager Michaelis said the due to scheduling difficulties, the Mayor's Call in show will not be broadcast for the month of April, and will return on May 24, 2012.

c. City Attorney

There were no comments.

d. Members of the City Council

- 1) Reorganization of City Council:
  - a) Appointment of Mayor Pro Tem

Councilmember Bertone nominated Councilmember Badar for Mayor Pro Tem for a one year term. There being no other nominations, the nominations were closed.

It was moved by Councilmember Bertone, seconded by Councilmember Ebner, to elect Mr. Badar to the position of Mayor Pro Tem for a one year term. The motion carried unanimously.

- b) Confirm Commission, Committee and Organization representations and assignments.

It was moved by Councilmember Bertone, seconded by Councilmember Ebner, to allow the Council members to retain the same assignments. The motion carried unanimously.

Councilmember Bertone said he is delegate to the General Assembly of the Southern California Association of Governments and serves on the Joint Powers Association of the Metro Gold Line Foothill Extension. He would like those two headings corrected.

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

There was nothing to report.

- 3) Individual Members' comments and updates.

a) Councilmember Bertone thanked City Manager Michaelis for his speech and Mayor Pro Tem Badar for his work as Emcee at the San Dimas Sheriff's Boosters Volunteer Dinner.

b) Mayor Pro Tem Badar thanked all volunteers from reserves to Booster members and Board Members for their participation in the successful annual San Dimas Sheriff's Booster Volunteer Dinner at Via Verde Country Club, on Friday, April 6, 2012. He said all members received as a gift a CD of the program. He said the volunteers realize they have a lot of community support and he looks forward to next year's dinner.

#### **9. ADJOURNMENT**

Mayor Morris adjourned the regular meeting of the City Council at 9.00 p.m. The next meeting is at 6:30 p.m. on Tuesday, April 24, 2012, City Hall Lobby, for a reception for Distinguished Service to Youth Awards; Regular meeting at 7:00 p.m.

Respectfully submitted,

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Ina Rios, CMC, City Clerk



## Agenda Item Staff Report

**TO:** Honorable Mayor and Members of City Council  
*For the Meeting of April 24, 2012*

**FROM:** Blaine Michaelis, City Manager *BM*

**SUBJECT:** Update – office location for the San Dimas Rodeo Organization

### **SUMMARY**

*As we worked on the Pacific Railroad Society's lease of the train depot in January of this year, interest was expressed in finding another place for the Rodeo organization so that the entire Train Depot building could be made available to the Railroad Society to expand their museum.*

*We have worked out an opportunity to have the Rodeo move to a room on the second floor of the Martin House. The Historical Society, Festival of Arts, and the Chamber are using second floor rooms of the Martin House. What has been worked out will allow each of the groups to have the space they desire.*

### **RECOMMENDATION**

Receive an oral presentation on this matter. Ask questions as desired.

Authorize staff to prepare an agreement for the Rodeo to use a portion of the Martin House.

Authorize staff to prepare an amendment to the Pacific Railroad Museum agreement to provide for their use of the entire Train Depot.

*6.a*



# Agenda Item Staff Report

**To:** Honorable Mayor and Members of the City Council  
*For the meeting of April 24, 2012*

**From:** Blaine Michaelis, City Manager

**Initiated By:** Theresa Bruns, Director of Parks and Recreation

**Subject:** Senior Citizen Commission Appointments

*THB*

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## BACKGROUND

The Commission terms for the following individuals on the Senior Citizen Commission will expire in May, 2012:

Fred Garcia  
Lou Gross  
Chester Sasaki  
Ed Wolfe

All are eligible for and request reappointment.

Commissioner Connie Brown has completed her three terms and is not eligible for reappointment; therefore there is one vacancy for this Commission.

Recruitment is open and ongoing.

## RECOMMENDATION

Staff recommends that the City Council reappoint Commissioners Garcia, Gross, Sasaki and Wolfe at this time.



# Agenda Item Staff Report

**To:** Honorable Mayor and Members of the City Council  
*For the meeting of April 24, 2012*

**From:** Blaine Michaelis, City Manager

**Initiated By:** Theresa Bruns, Director of Parks and Recreation 

**Subject:** Parks and Recreation Commission Appointments

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## BACKGROUND

The Commission terms for the following individuals on the Parks and Recreation Commission will expire in May, 2012:

John Margis  
Frank Neal

Each is eligible for and request reappointment.

Commissioners Susan Davis, Georgia Florentine and Caryol Smith have completed their three terms and are not eligible for reappointment; therefore there are three vacancies for this Commission.

Recruitment is open and ongoing.

## RECOMMENDATION

Staff recommends that the City Council reappoint Commissioners Margis and Neal at this time.