



AGENDA
REGULAR CITY COUNCIL
SAN DIMAS SUCCESSOR AGENCY
HOUSING AUTHORITY
TUESDAY, MAY 28, 2013, 7:00 P. M.
SAN DIMAS COUNCIL CHAMBERS
245 E. BONITA AVENUE

COUNCIL:

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

1. CALL TO ORDER AND FLAG SALUTE

2. RECOGNITIONS

- Small Business of the Year
 - Hometown Rentals
 - Awards by Champion

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 or member of the audience requests separate discussion.)

- a. Resolutions read by title, further reading waived, passage and adoption recommended as follows:
 - (1) **RESOLUTION NO. 2013-29, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS APPROVING CERTAIN DEMANDS FOR THE MONTH OF MAY, 2013.**
- b. Approval of minutes for special meetings of April 29, 2013, May 14, 2013 and regular meeting of May 14, 2013.
- c. Consideration of Municipal Code Text Amendment 12-01 – A Request to amend Section 18.544.380 (Building Setbacks) of Specific Plan No. 26 to allow Accessory Structures, including carports, into the required interior property line setback

ORDINANCE NO 1220, APPROVING MUNICIPAL CODE TEXT AMENDMENT 12-01, A REQUEST TO AMEND SECTION 18.544.380 OF SPECIFIC PLAN NO. 26 TO ALLOW ACCESSORY STRUCTURES, INCLUDING CARPORTS, INTO REQUIRED INTERIOR PROPERTY LINE SETBACK SECOND READING AND ADOPTION

d. SCAG Sustainability Program Grant Application

1) RESOLUTION 2013-35, RESOLUTION OF THE CITY OF SAN DIMAS CITY COUNCIL APPROVING THE APPLICATION FOR GRANT FUNDS FOR THE SUSTAINABILITY PROGRAM, A NEW LOCAL ASSISTANCE PLANNING PROGRAM FROM THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS.

e. 2013-13 National Pollutant Discharge Elimination System (NPDES) Budget Appropriation of \$12,000.00 from the General Fund New NPDES Permit Implementation Requirements

f. Approve Cash Contract 2013-02, Alley K Reconstruction (North of Second Street from Acacia Street to 150 feet east of Cataract Avenue) to Crownline General Contractor for the bid amount of \$117,095.50

g. Request for Care for the Children Paint Citywide Curb Addresses 2013 Program

END OF CONSENT CALENDAR

5. PUBLIC HEARINGS

(The following item has been advertised and/or posted. The meeting will be opened to receive public testimony.)

a. Recommending the Assessment Rate be confirmed for District 1 (Boulevard, Tract 32818) and District 1, Annexation No. 3 (Northwoods, Tract 32841), pursuant to the Landscape and Lighting Act of 1972 and subject to the procedures and approval process of Section 4 of Article XIID of the California Constitution.

1) RESOLUTION NO. 2013-30, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, CONFIRMING THE DIAGRAM AND ASSESSMENT FOR FISCAL YEAR 2012-2013 FOR OPEN SPACE DISTRICT NO. 1 (TRACT 32818, BOULEVARD DEVELOPMENT.)

2) RESOLUTION NO. 2013-31, RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, CONFIRMING THE DIAGRAM AND ASSESSMENT FOR FISCAL YEAR 2012-2013 FOR OPEN SPACE DISTRICT NO. 1, ANNEXATION NO. 3 (TRACT 32841, NORTHWOODS.)

b. Setting the Special City-wide parcel tax for Fiscal Year 2013-2014.

1) RESOLUTION NO. 2013-32, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, SETTING THE SPECIAL CITYWIDE PARCEL TAX FOR FISCAL YEAR 2013-2014 TO BE USED FOR LANDSCAPE MAINTENANCE PURPOSES

6. OTHER MATTERS

a. Consider continuation of the 1% Public, Educational and Government (PEG) fee for public access support.

1) RESOLUTION NO. 2013-33, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS SETTING THE PUBLIC ACCESS FEE FOR FISCAL YEAR 2013-2014 TO BE USED FOR PEG PURPOSES.

- b. Consider increase to Business License Fees.

- 1) **RESOLUTION NO. 2013-34, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF LOS ANGELES, SETTING THE BUSINESS LICENSE FEES RATES FOR FISCAL YEAR 2012-13.**

7. HOUSING AUTHORITY

- a. Purchase of Affordable Units from Olson Urban Housing LLC

- 1) **RESOLUTION NO 5, A RESOLUTION OF THE HOUSING AUTHORITY OF THE CITY OF SAN DIMAS AS SUCCESSOR TO THE HOUSING ASSETS OF THE DISSOLVED SAN DIMAS REDEVELOPMENT AGENCY APPROVING AN AGREEMENT AMENDING THE OWNER PARTICIPATION AND DISPOSITION AND DEVELOPMENT AGREEMENT TO PROVIDE FOR THE PURCHASE OF HOUSING UNITS FROM OLSON URBAN HOUSING LLC**

8. 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) Re-appointment to Parks and Recreation Commission
 - 2) Councilmembers' report on meetings attended at the expense of the local agency.
 - 3) Individual Members' comments and updates.

9. ADJOURNMENT

The next meeting is 7:00 p.m. on June 11, 2013.

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 MAY 24, 2013, 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.

RESOLUTION NO 2013-29

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF SAN DIMAS, CALIFORNIA, APPROVING
CERTAIN DEMANDS FOR THE MONTH OF
MAY 2013**

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: 05/30/13; 143809 through 143928 in the amount of \$752,488.65.

PASSED, APPROVED AND ADOPTED THIS 28th DAY OF MAY 2013.

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

ATTEST:

Debra Black, Deputy 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 May 28th, 2013 by the following vote:

AYES: Councilmembers Badar, Bertone, Ebiner, Templeman, Morris
NOES: None
ABSTAIN: None
ABSENT: None

Debra Black, Deputy City Clerk



***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.



MINUTES
SPECIAL CITY COUNCIL MEETING/RETREAT
MONDAY, APRIL 29, 2013 5:00 P. M.
SAN DIMAS COUNCIL CHAMBERS
245 E. BONITA AVENUE

CITY COUNCIL:

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

City Manager Blaine Michaelis
City Attorney Ken Brown
Assistant City Manager/City Clerk Ken Duran
Assistant City Manager for Community Development Larry Stevens
Director of Public Works Krishna Patel
Director of Parks and Recreation Theresa Bruns

1. CALL TO ORDER

Mayor Morris called the Special Meeting to order at 5:00 p.m.

2. MTA TRAFFIC SIGNALIZATION GRANT

Councilmember Ebner recused himself and left the room due to a conflict of interest on this item.

Director Patel provided a history of the MTA grant that had previously been awarded to the City for traffic signalization improvements to the Bonita Cataract intersection. He provided several previously reviewed designs. He further added that for the City to move forward we would need to spend \$100,000 - \$150,000 in further design costs and staff feels that there is currently not a feasible design option to warrant going forward.

Councilmember Templeman made a motion to not go forward with a project at this time and to inform MTA that we are declining the grant. The motion was seconded by Mayor Morris and approved on a vote of 4-0 with Councilmember Ebner abstaining.

3. POTENTIAL OVERFLOW PARK AND RIDE LOT

Councilmember Ebner recused himself and was absent from the room due to a conflict of interest on this item.

Director Patel present a concept for a potential overflow park and ride lot utilizing underutilized/abandoned railroad right of way north of Rhoades Park. He requested that if the Council agrees that this concept has merit they authorize staff to further explore this idea with the MTA and Gold Line Construction Authority. He added that staff's intention would be to apply for a Call for Projects grant to fund the project. He further added that proposed design only works utilizing the former Redevelopment Agency property.

The Council discussed the project including safety issues. There was a consensus that the project has merit. Mayor Pro Tem Bertone made a motion to direct staff to proceed with the conceptual plan. The

motion was seconded by Councilmember Templeman and approved by a vote of 4-0 with Councilmember Ebner abstaining.

4. TYPE 20 LIQUOR LICENSE MORATORIUM

(Councilmember Ebner rejoined the meeting at 5:30 p.m.)

Associate Planner Jennifer Williams provided an overview of her staff report regarding the ABC moratorium on issuing any new Type 20, off-site beer and wine, liquor licenses. She also reviewed the difference between snack shops and convenience markets at gas stations. She also explained the exemption process to override the moratorium and the need for the City Council to make a finding of Public Convenience and Necessity (PCN) on a case by case basis. Assistant City Manager Stevens added that it has been the Council prior policy not to make (PCN) findings.

The Council discussed the moratorium, the finding necessary for PCN and current gas station requests for convenience markets and beer and wine sales. The Council also discussed the current Council policy on not allowing convenience markets at gas stations even though they are permitted in most zones.

After further discussion Assistant City Manager Stevens summarized the City Council direction as the previous Council policy on accessory snack shops is no longer in effect and to clarify that convenience stores are allowable under existing zoning, except in CG Area 1, and there are no limitations on size. He further added that the Councils position is not to consider PCN requests. The Council concurred with Assistant City Manager Stevens summary of the Council direction.

5. MATERNITY HOTEL ISSUES

Mr. Stevens described what are commonly being referred to as maternity hotels as residential homes that are being used as hotels that cater to foreign woman who are pregnant. He explained how other communities are investigating and responding to these operations. He discussed a strategy that staff is considering to investigate potential hotels that may occur in the City.

Mayor Morris recessed that meeting at 6:25 p.m. The meeting reconvened at 6:30 p.m.

6. CASE STUDY OF RECENT ZONING AND LAND USE ISSUES

Assistant City Manager Stevens reported that in order to address some recent planning related issues that have been raised he will be presenting a few recent examples to see if there are perceived problems and see if solutions can be developed. He provided the background, details and issues with each of the case studies. He explained that case study #1 was a request for a use in the M 1 zone that was not a clearly permitted use. Issues that were raised and discussed by Council included the length of time and cost of a zone change application, whether our process is similar to other cities, that portions of our code are archaic without much latitude given to staff, the increasing number of applications for uses that are not clear cut and fit into current definitions and the feeling that we need to be business friendly.

Assistant City Manager Stevens described another case study as a conditional use permit application where parking and compatibility with other tenants in the center became issues raised by the other tenants. The need for a parking study became an issue by the applicant. The landlord ended up not allowing the applicant to go forward. Assistant City Manager Stevens commented that staff has discussed that maybe the City should be less concerned about parking impacts in existing centers and let the landlord and tenants address impacts.

Assistant City Manager Stevens described another case that dealt with a use determination of a retail store in the downtown. He described the use determination process.

Assistant City Manager Stevens also described a case study of a use determination for a use in the M 1 zone. There was discussion on what process use determinations might take.

There was discussion on ways to make use determinations or to further clarify permitted or prohibited uses in M 1 and commercial centers. There was quite a bit of discussion on ways to determine appropriate uses.

City Manager Michaelis suggested that maybe there is a way to get preliminary feedback from the Council early on in the process on some of these use determination type matters.

Assistant City Manager Stevens offered that he will write-up a summary of the Council's discussion and comments and bring that back at a future study session for Council review and discuss the next steps.

City Manager Michaelis commented that he will use his weekly status report to informally update the Council on issues that come forward.

7. REDEVELOPMENT DISSOLUTION UPDATE

Assistant City Manager Duran provided a brief update on recent activities regarding the redevelopment agency dissolution process.

8. 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

No comments.

9. ADJOURNMENT

Mayor Morris adjourned the Special City Council at 8:50 p.m.

Respectfully submitted,

City Clerk



MINUTES
REGULAR CITY COUNCIL
SUCCESSOR AGENCY
HOUSING AUTHORITY MEETING
TUESDAY MAY 14, 2013, 7:00 P. M.
SAN DIMAS COUNCIL CHAMBERS
245 E. BONITA AVE.

6:30 p.m. Every 15 Minutes Reception in the City Hall Lobby

CITY COUNCIL:

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

STAFF:

City Manager Blaine Michaelis
City Attorney Ken Brown
Assistant City Manager of Development Services Larry Stevens
Assistant City Manager Administrative Services Ken Duran
Director of Parks & Recreation Theresa Bruns
Director of Public Works Krishna Patel
Deputy City Clerk Debra Black

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

a. Every 15 Minutes Program

Mayor Morris introduced Councilmember Templeman who has been involved with the program from the start. Councilmember Templeman commended and thanked all the participants for being involved and supportive of the program. Councilmember Templeman introduced Rita Kear the Assistant School Principal who thanked the city and all of the organizations who played a big part in running the program.

Mayor Morris asked Councilmember Templeman to read the resolution being presented, after which Mayor Morris and Ms. Kear presented them to the participants.

b. San Dimas High School Coach George Duran – Daily Bulletin Girls’ Soccer Coach of the Year – Mr. Duran was not present

c. Recognize Lupus Awareness Month

Mayor Morris read the resolution prepared for presentation to Kimberly Howse and then asked her to the podium.

Kimberly Howse diagnosed with Lupus spoke of living with Lupus and the work of her foundation to bring awareness about the disease to the public.

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 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

Elaine Regis San Dimas Chamber of Commerce, Chairman of the Board gave an update on the Chambers recent and upcoming activities.

Amy Crow Acting Manager with San Dimas Library gave an update on the activities planned at the library.

Hiba Mouri ASB President San Dimas High School introduced Cassidy, the ASB President for next year and gave an update of activities at the high school.

Katherine Shepherd diagnosed with Lupus thanked the council for their recognition and invited everyone to the May 18th walk fundraiser at her church in Pomona.

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.)

MOTION: Councilmember Ebner requested a correction to the minutes of April 23, 2013 page three of Vice Mayor to Mayor Pro Tem. It was moved by Councilmember Bertone, seconded by Councilmember Templeman to accept, approve and act upon the consent calendar as amended and as follows:

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

RESOLUTION NO. 2013 -26, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, APPROVING CERTAIN DEMANDS FOR THE MONTHS OF APRIL AND MAY 2013

- b. **RESOLUTION NO. 2013 -27, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS , CALIFORNIA APPROVING AMORTIZATION SCHEDULE FOR THE SAN DIMAS CANYON GOLF COURSE FUND FOR LOANS DUE TO THE CITY OF SAN DIMAS GENERAL FUND AT 2% INTEREST UNTIL FURTHER NOTICE**
- c. Vacation of an existing pedestrian easement to be used by commuters of the future Metro Gold Line Station to access a future parking structure and the acceptance of a new easement for the same purpose within the same project site Grove Station – Village Walk (APN: 8390-018-085)

RESOLUTION 2013-22, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, APPROVING THE VACATION OF AN EXISTING PEDESTRIAN EASEMENT TO BE USED BY COMMUTERS OF THE FUTURE METRO GOLD LINE STATION TO ACCESS A FUTURE PARKING STRUCTURE,

AND APPROVING A NEW PEDESTRIAN EASEMENT FOR THE SAME PURPOSE WITHIN THE SAME PROJECT SITE GROVE STATION – VILLAGE WALK (APN: 8390-018-085) AS PROVIDED BY STREETS AND HIGHWAY CODE § 8333 (c)

- d. Approval of minutes for the regular City Council meeting of April 23, 2013, Special City Council meetings of April 9, 2013 , April 18, 2013, April 23, 2013
- e. Denial of Claim for Southern California Edison
- f. Approval of Right of Way Acquisition Services with Los Angeles County Department of Public Works in the amount of \$61,000.00 under General Services Agreement – Bridge Widening, Bikeway Improvements at Foothill Blvd over San Dimas Wash (Federal Project No. BHLS 5367 (013)
- g. Adoption of Resolution 2013-28 Designation of authorized officials for Federal Certification under Federally Funded Projects

RESOLUTION 2013-28, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, APPROVING AND AUTHORIZING THE CITY MANAGER, DIRECTOR OF PUBLIC WORKS AND/OR CITY ENGINEER TO EXECUTE ALL RIGHT OF WAY CERTIFICATIONS ON ALL STATE AND/OR FEDERALLY FUNDED PROJECTS, AND TO SIGN ALL STATE AND/OR FEDERAL FUNDING DOCUMENTS ASSOCIATED WITH GRANT FUNDING ALLOCATIONS PURSUANT TO MASTER AGREEMENT NO. 07-5367R BETWEEN THE CITY OF SAN DIMAS AND THE STATE OF CALIFORNIA

- h. Cash Contract 2013-01 - Pavement Preservation Chip Seal Project at Various Locations
 - 1) Budget Amendment for revenue and expenditure of up to \$64,076.00 of CalRecycle Grant funds from Infrastructure Fund for the Pavement Preservation Project
 - 2) Award of Contract for Chip Seal Project at Various Locations to Pavement Coatings Council in the amount of \$189,142.80
- i. San Gabriel Valley Council of Governments Update

END OF CONSENT CALENDAR

5. PUBLIC HEARINGS

- a. Presentation of 2013-14 Preliminary Budget – Receive public comment

City Manager Blaine Michaelis gave introductory comments on the city's spending plan for 2013-14 which starts July 1st, 2013. The theme used in preparation was "Reassess and Rebuild". City Manager Michaelis highlighted some of the financial challenges the city faced this past year that made it necessary for the city to make significant changes and reductions to allow it to move through the challenges. He further stated that staff feels they have put together a budget that will not entail any reduction in city services and allows us to meet all requirements we have. City Manager Michaelis introduced Assistant City Manager Ken Duran who gave brief explanation on how to read the budget document and outlined the budget process.

Councilmember Templeman commented that we are roughly at 85% of our general fund expenditures and that we are one of the economically sound cities in the area.

Mayor Morris opened the meeting for public comment on the budget.

No one came forward.

Mayor Morris closed the public comment period.

- b. Consideration of Municipal Code Text Amendment 12-01 – A Request to amend Section 18.544.380 (Building Setbacks) of Specific Plan No. 26 to allow Accessory Structures, including carports, into the required interior property line setback

ORDINANCE NO 1220, APPROVING MUNICIPAL CODE TEXT AMENDMENT 12-01, A REQUEST TO AMEND SECTION 18.544.380 OF SPECIFIC PLAN NO. 26 TO ALLOW ACCESSORY STRUCTURES, INCLUDING CARPORTS, INTO REQUIRED INTERIOR PROPERTY LINE SETBACK FIRST READING AND INTRODUCTION

Assistant City Manager of Development Services Larry Stevens presented staff's report and explained that the changes were relatively minor permitting carports to encroach along setbacks and property lines, reduce setback from 15ft. to 10ft; and clearer written points related to interior setbacks and minor accessory buildings in terms to where they could be located. (Section 18.544.380) Staff recommends approval of MCTA 12-01.

Councilmember Ebner asked about location of the carports on the map attached to the staff report and carports at existing multifamily development projects near the project.

Assistant City Manager Stevens clarified that the lines on the map are the location of carports and that the existing multifamily development projects also have carports.

Mayor Morris opened the matter up for public hearing.

Councilmember Templeman clarified that this is only for text amendment not discussion on the project.

Mayor Morris answered only for the text amendment.

Marilyn Albert resident asked if senior apartments where going to be built.

Mayor Morris answered what has been approved is for family apartments.

Ms. Albert asked about driveway access to the project and if there was a diagram to see the setup.

Mayor Morris explained that those things are not before the council tonight and was not part of the material available tonight but staff might be able to give that information.

Assistant City Manager Stevens answered that there is one additional driveway proposed on Bonita Avenue, primarily exit only and emergency use and the primary driveway to the project will be located on San Dimas Canyon Road. Staff doesn't anticipate any increases in traffic that can't be handled by the existing street.

Councilmember Ebner asked if staff would provide Mrs. Albert with a diagram.

Mayor Morris closed the public comment period.

MOTION: A motion was made by Councilmember Bertone and seconded by Councilmember Templeman to waive further reading and introduce **ORDINANCE NO 1220, APPROVING MUNICIPAL CODE TEXT AMENDMENT 12-01, A REQUEST TO AMEND SECTION 18.544.380 OF SPECIFIC PLAN NO. 26 TO ALLOW ACCESSORY STRUCTURES, INCLUDING CARPORTS, INTO REQUIRED INTERIOR PROPERTY LINE SETBACK.** The motion carried unanimously.

Mayor Morris recessed the City Council meeting at 7:58 p.m. and convened the meeting of the San Dimas Housing Authority.

6. HOUSING AUTHORITY

- a. Assignment of Interest of VCH-San Dimas Company LLC to Avalon San Dimas L.P. Bonita Gateway Apartment Development

RESOLUTION NO 4, A RESOLUTION OF THE HOUSING AUTHORITY OF THE CITY OF SAN DIMAS AS SUCCESSOR TO THE HOUSING ASSETS OF THE DISSOLVED SAN DIMAS REDEVELOPMENT AGENCY APPROVING THE ASSIGNMENT TO AND ASSUMPTION BY AVALON SAN DIMAS, L.P. OF THE INTEREST OF VCH-SAN DIMAS COMPANY, LLC IN THE AGREEMENT FOR THE PURCHASE AND SALE OF AFFORDABLE HOUSING COVENANTS AND APPROVING THE TRANSFER OF FUNDS TO ESCROW

City Manager Michaelis gave the background on the history of the project requirement of the affordable housing units and the transaction now needed to help the project go forward.

City Attorney Ken Brown spoke of the purpose of the resolution and explained the process of the transaction and explained that the changes in the document were to add dates to make it more accurate.

MOTION: After the title was read, it was moved by Councilmember Ebner and seconded by Councilmember Bertone to waive further reading and approve Resolution 4, Approving the Assignment to and Assumption by Avalon San Dimas, L.P. of the interest of Vch-San Dimas Company, LLC in the Agreement for the Purchase and Sale of Affordable Housing Covenants and Approving the Transfer of Funds to Escrow. The motion carried unanimously.

Mayor Morris invited Mr. Degret and the representative from Avalon Communities up to speak.

Mr. Degret thanked the council and staff for their support of the project and process.

Mayor Morris thanked Mr. Degret for the work he has put into a location that had been derelict for years. His effort has really made a difference in San Dimas and has been a positive asset to the community. The commercial aspect of the project looks good as well.

Mr. Degret responded that one of the challenges with the location was the situation with Fresh and Easy, who own their building and the land is a strong store and all indications are they will be part of what emerges.

Mark Yonder from Avalon Bay Communities shared that they are excited to be a part of this project and added that they also own the two Eades Communities in San Dimas.

Mayor Morris recessed that Housing Authority meeting and reconvened the City Council meeting at 8: 10 p.m.

7. OTHER BUSINESS

a. Successor Agency Update -Verbal Report

Assistant City Manager Ken Duran provided the update for the Successor Agency:

- Appeal hearing for the Walker House LLC on April 30th, with decision by May 15th

8. ORAL COMMUNICATIONS

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

No one came forward

b. City Manager

Mayor call in show next broadcast May 30th, 2013

c. City Attorney

Nothing to report

d. Members of the City Council

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

Nothing to report

2) Individual Members' comments and updates

Councilmember Templeman asked if there was anything we could do to help with repairs to the driveway at the library and what the status with the county is on the trees and Decomposed Granite Walkway.

Director of Public Works Krishna Patel answered that he has sent an email with a reminder that our maintenance contract expires at the end of the year.

City Manager Michaelis explained that it was indicated that it would take several weeks to get County Board approval for the release of funds. Staff will stay on it and make contact in regards to the library driveway.

Councilmember Ebner announced next Tuesdays meeting of the Parks & Recreation Commission Community meeting.

Councilmember Badar asked about the filing period for applications for the vacancies on the Senior Citizens and Public Safety Commissions.

Deputy City Clerk Debra Black responded that the deadline for turning in applications is Friday May 31st, 2013 at 5:00.

Councilmember Templeman shared that at 1:00 on May 31st council has a walk about with Senator Lui at the Walker House.

Mayor Morris adjourned the City Council meeting to closed session at 8:20 p.m.

9. CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATOR – G.C. Section 54957.6

City Representative: Blaine Michaelis, City Manager
Employee Group: San Dimas Employees' Association

10. ADJOURNMENT

The next meeting is May 28, 2013, 7:00 p.m.

Respectfully submitted,

Deputy City Clerk



MINUTES
SPECIAL CITY COUNCIL MEETING/RETREAT
MONDAY, MAY 14, 2013 5:00 P. M.
SAN DIMAS COUNCIL CHAMBERS
245 E. BONITA AVENUE

CITY COUNCIL:

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

City Manager Blaine Michaelis
City Attorney Ken Brown
Assistant City Manager/City Clerk Ken Duran
Assistant City Manager for Community Development Larry Stevens
Director of Public Works Krishna Patel
Director of Parks and Recreation Theresa Bruns

1. CALL TO ORDER

Mayor Morris called the Special Meeting to order at 5:00 p.m.

2. FY 2013-14 PRLIMINARY DRAFT BUDGET

City Manager Michaelis provided a general overview on staff's approach in preparing the annual budget.

Assistant City Manager presented an overview of his staff report, the budget notes and preliminary budget. He explained the general key points highlighted in the staff report.

In response to a question Mr. Michaelis stated that the budget for Charter Oak Mobile Home Park is not included in the City's budget. He suggested providing the Council with an overview of that budget separately.

Assistant City Manager Duran presented some highlights in the Administrative Services and General Services budget.

Councilmember Templeman asked if the reduction in motor vehicle citation revenue is a result of the elimination of the motorcycle officers. Captain Slawson responded that that probably is a factor and he is looking at ways to designate a traffic car in the evenings. He also added that though there are less citations being issued traffic collisions are down.

Assistant City Manager Stevens presented highlights of the Community Development Department budget. He commented that the budget does not include funds for the CEQA obligation for the Walnut Creek Open Space project because the cost is not known yet.

Councilmember Templeman commented that he would support adding a line item for planning consulting services to help move some projects along. City Manager Michaelis responded that every department could use extra assistance but he is trying to have them work within current funding levels. He added that requests from each department can be brought back for consideration in September. Mayor Morris

responded that that may be a good idea but also suggested that if an immediate need arises that can be brought to the Council at any time.

Director Patel presented highlights of the Public Works Department budget. He discussed the need to budget for an additional \$75,000 next year for planning for the MS 4 permit. He discussed some of the carry-over and new capital improvement projects. He also discussed the Foothill bridge widening project and the traffic detour plans.

In response to a question, City Manager Michaelis stated that the discussion and decision on street sweeping operations is not tied to the proposed budget and will be presented to the Council at a later date.

Director Bruns presented highlights of the Parks and Recreation Department budget. In response to a question she explained the various park development funds and Quimby fees. She also explained some of the park and facility capital improvement projects.

Director Bruns reported on a question raised in February regarding the cost of the City replacing the fence and taking over trail maintenance on Baseline. She stated that the cost to remove and replace the fence and rehab the trail is approximately \$67, 549 and this does not include on-going maintenance. There was discussion on options to remove the fence and only replace on City property. She suggested further discussions with the homeowners association and to bring back options to the Council for consideration.

Karen Gaffney, President of the Chamber of Commerce, provided an annual report on Chamber activities. She added that the Chamber is requesting the same level, \$45,000, of City funding this year. City Manager Michaelis replied that the proposed budget includes \$45,000 in Chamber funding.

8. 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

No comments.

9. ADJOURNMENT

Mayor Morris adjourned the Special City Council at 6:37 p.m.

Respectfully submitted,

City Clerk

ORDINANCE NO. 1220

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS APPROVING MUNICIPAL CODE TEXT AMENDMENT 12-01, A REQUEST TO AMEND SECTION 18.544.380 OF SPECIFIC PLAN NO. 26 TO ALLOW ACCESSORY STRUCTURES, INCLUDING CARPORTS, INTO REQUIRED INTERIOR PROPERTY LINE SETBACK.

THE CITY COUNCIL OF THE CITY OF SAN DIMAS DOES ORDAIN AS FOLLOWS:

SECTION 1. Replace existing Section 18.544.380 entitled "Building Setbacks" in its entirety to read as follows:

18.544.380 Building setbacks.

- A. Building setbacks in Area II shall be as follows:
1. Adjacent to East Bonita Avenue. The minimum required setback shall be fifteen feet and shall be fully landscaped and maintained.
 2. Adjacent to San Dimas Canyon Road. The minimum required setback shall be fifteen feet and shall be fully landscaped and maintained.
 3. Interior property lines, minimum ten feet, except that a garage or carport structure may be located within the setback provided that the garage or carport structure does not exceed one story in height.
 4. Accessory buildings, except as may be allowed in Subsection B, shall be minimum ten feet from property line.
- B. Where feasible, residential buildings shall be located a minimum of ten feet from parking spaces and parking aisles, as measured from the curbs.

SECTION 2. This Ordinance shall take effect 30 days after its final passage, and within 15 days after its passage the City Clerk shall cause it to be published in the Inland Valley Daily Bulletin, a newspaper of general circulation in the City of San Dimas hereby designated for that purpose.

PASSED, APPROVED AND ADOPTED THIS 28th DAY OF May, 2013.

Curt Morris, Mayor of the City of San Dimas

ATTEST:

Debra Black, Deputy City Clerk

I, DEBRA BLACK, DEPUTY CITY CLERK of the City of San Dimas, do hereby certify that Ordinance No. 1220 was regularly introduced at the regular meeting of the City Council on May 14th, 2013, and was thereafter adopted and passed at the regular meeting of the City Council held on May 28th, 2013 by the following vote:

AYES: Badar, Bertone, Ebner, Templeman, Morris
NOES: None
ABSENT: None
ABSTAIN: None

I DO FURTHER CERTIFY that within 15 days of the date of its passage, I caused a copy of Ordinance No. 1220 to be published in the Inland Valley Daily Bulletin.

Debra Black, Deputy City Clerk



CITY OF SAN DIMAS MEMORANDUM

TO: City Council, City Manager, Assistant City Managers
For the meeting of May 28, 2013

FROM: Larry Stevens, Assistant City Manager-Community Development

SUBJECT: SCAG Sustainability Program Grant Application

The **Sustainability Program** combines Compass Blueprint assistance for integrated land use and transportation planning with new Green Region initiative assistance aimed at local sustainability and Active Transportation assistance for bicycle and pedestrian planning efforts. This program will focus on voluntary efforts that meet our local needs and contribute to implementing the Sustainable Communities Strategy (SCS).

Awarded proposals will benefit from a customized program of services and SCAG assistance. The Sustainability Program's innovative tools and services will allow us to evaluate planning and policy options and stimulate sustainable development opportunities.

The 2013-2014 Sustainability Program will assist in developing plans that will reduce greenhouse gas emissions while achieving additional economic environmental, public health, and/or community benefits.

The City is proposing to submit a request for assistance in finalizing the San Dimas Downtown Specific Plan. The Specific Plan is in DRAFT form and requires some additional review and issues that need to be resolved. The City is proposing that the work be done in-house with assistance from a consultant on some components of the Final plan.

Awards of assistance are made on a competitive basis and are subject to available funds. Typical awards range from \$20,000 to \$200,000 in value of planning services

RECOMMENDATION:

Staff recommends adoption of Resolution No. 2013-35

4d

RESOLUTION NO: 2013-35

**RESOLUTION OF THE CITY OF SAN DIMAS CITY COUNCIL
APPROVING THE APPLICATION FOR GRANT FUNDS FOR
THE SUSTAINABILITY PROGRAM, A NEW LOCAL ASSISTANCE PLANNING PROGRAM
FROM THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS.**

WHEREAS, the Southern California Association of Governments (SCAG) have combined Compass Blueprint assistance for integrated land use and transportation planning with new Green Region Initiative assistance aimed at local sustainability and Active Transportation assistance for bicycle and pedestrian planning efforts; and

WHEREAS, with the adoption of the region's first Sustainable Communities Strategy (SCS), the program will focus on voluntary efforts that will meet local needs and contribute to implementing the SCS; and

WHEREAS, said efforts will help in reducing greenhouse gas (GHG) emissions, and providing the range of local and regional benefits outlined in the SCS; and

WHEREAS, an awarded Sustainability Program application will benefit, free of charge, from a customized program of consultant services, SCAG staff time, financial resources and technical assistance; and

WHEREAS, the applicant, if selected, will enter into an agreement with SCAG to carry out the development of the proposal.

NOW, THEREFORE, BE IT RESOLVED that the City of San Dimas City Council;

1. Approves the filing of an application for finalizing the San Dimas Downtown Specific Plan in order to encourage sustainability;
2. Certifies that applicant understands the assurances in the application, that show that the planning project is consistent with the SCS, and
3. Certifies that the Proposal will comply with any applicable laws and regulations.
4. Appoints the Assistant City Manager of Community Development, or designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary for the completion of the aforementioned project(s).

Passed, approved and adopted the 28th day of May 2013.

Curtis W. Morris, Mayor City of San Dimas

ATTEST:

Debra Black, Deputy 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 May 28th, 2013 by the following vote:

AYES: Badar, Bertone, Ebiner, Templeman, Morris
NOES: None
ABSTAIN: None
ABSENT: None

Debra Black, Deputy City Clerk



Agenda Item Staff Report

To: Honorable Mayor and Members of the City Council
For the meeting of May 28, 2013

From: Krishna Patel, Director of Public Works *KP*

Subject: **2012-2013 National Pollutant Discharge Elimination System (NPDES) Budget**
1. Appropriation of \$12,000 from the General Fund new NPDES Permit Implementation Requirements.

Summary

The new National Pollutant Discharge Elimination System (NPDES) Permit provides alternative approaches referred to as the Watershed Management Plan (WMP) or Enhanced WMP to comply with associated program requirements. These watershed plans are intended to provide Cities with additional time to identify the main pollutants of concern and how to address them efficiently. While developing alternative compliance approaches Permittees, including the City of San Dimas are required to continue implementation of current NPDES programs under the previous Permit, until the Los Angeles Regional Water Quality Control Board (Regional Board) approves the Watershed Management Plan (WMP) or Enhanced WMP.

BACKGROUND

The NPDES Permit (Permit) was adopted by the Los Angeles Regional Water Quality Control Board (Regional Board) on November 8, 2012 and has become effective on December 28, 2012. As this new Permit has become a reality, so has the additional financial burdens placed on municipalities for first year Permit implementation, which will consist of continual implementation of the current Stormwater Quality Management Program (SQMP) until the Regional Board approves the Watershed Management Plan (WMP) or Enhanced WMP. Furthermore, if opting to comply with the new Permit via a WMP or EWMP the City is required develop a low impact development (LID) ordinance and green streets policy.

DISCUSSION

Although the 5-year term of the old Permit has passed, it is expected that Permittees should inspect critical industrial/commercial facilities prior to approval of a WMP or EWMP under new permit requirements. Additionally, Permittees are required to implement interim compliance measures such as:

- Draft low impact development (LID) ordinance
- Draft a Green Streets Policy
- Submit an Notice of Intent (NOI) for WMP or EWMP development
- Modify Stormwater Management programs, protocols, practices, and our municipal code to be consistent with new Permit requirements

Below are the estimated anticipated costs associated with the aforementioned interim compliance measures for the remainder of fiscal year 2012-2013.

Train all employees in targeted positions (interactions, jobs, & activities affect SW quality) on the requirements of the overall SW mgmt. program - <i>consultant</i>	\$2,000
Notify RB intent to develop Watershed Management Program (WMP) or Enhanced Watershed Management Program (EWMP) & request submittal date for draft program plans.	\$10,000
Technical assistance in evaluating benefits of implementing a WMP or EWMP and coordination of RB compliance notifications, including the NOI. - <i>Potential multi-jurisdictional arrangement with the cities of Claremont, La Verne, and Pomona as well as sharing consultant costs.</i>	
(Revised) FY 2012-2013 Total:	\$12,000

The Los Angeles Permit Group is pursuing more defined compliance deadlines to better assist cities in allocated cost. However, the aforementioned cost will substantially increase next fiscal year due to development of a EWMP or WMP and associated interim compliance costs, as well as continual SQMP implementation.

RECOMMENDATION

Staff recommends that Council consider appropriating \$12,000 from the General Fund to support NPDES Permit compliance requirements for the remainder of FY 2012-2013.

Respectfully submitted,



Krishna Patel
Director of Public Works

lc:05-13-16



Agenda Item Staff Report

To: Honorable Mayor and Members of the City Council
For the Meeting of May 28, 2013

From: Blaine Michaelis, City Manager

Initiated by: Public Works Department *MP*

Subject: **Approval of Cash Contract No. 2013-02 Alley K Reconstruction (North of Second St from Acacia Street to 150 feet east of Cataract Avenue) to Crownline General Contractor for the amount bid of \$117,095.50.**

Summary

Reconstruction of Alley "K North of Second Street from Acacia Street to Cataract Avenue and 150 feet east of Cataract Avenue is budgeted for \$175,000 in fiscal year 2012/2013. This project is part of the City's annual alley repair program. The program was put on hold last year due to budget constraints.

This project was advertised for public bid, and the City received sealed bids on May 16, 2013 from 10 contractors for the construction work. Crownline General Contractor is the low bidder. Staff recommends that Council consider awarding the contract to the low bidder, Crownline General Contractor for the bid amount of \$117,095.50.

In addition to the construction costs, the budget includes funding for contingencies, survey and compaction testing as in previous alley projects. Additionally, this year, Staff is requesting a portion of the budgeted costs to include funds for contract inspection. The estimated costs of all items fall within the fiscal year budgeted amount of \$175,000.

BACKGROUND

Sealed bids for Cash Contract No. 2013-02 Alley K Reconstruction (North of Second St from Acacia Street to 150 feet east of Cataract Avenue) were received by the Deputy City Clerk on Thursday, May 16, 2013, and publicly opened. The project consists of reconstruction of asphalt pavement, installation of longitudinal gutter, reconstruction of alley intersections, and installation of curb and gutter.

The lowest five bid results are as follows:

Crownline General Contractor	\$117,095.50
Grigolla and Sons	\$119,718.00
Hardy and Harper	\$123,000.00
Ace CD Inc.	\$124,534.81
United Paving Inc	\$128,512.50

For Fiscal year 2012/2013 the City allocated \$175,000 in Fund 12 for the project. Should Council choose to award to the apparent low bidder, the project budget would also include in addition to the construction costs, funds for Contingencies, Survey/Engineering and Soil Testing and contract inspection. The proposed project budget would be as follows:

Proposed Project Costs:

Construction	\$117,095.50
17% Contingency	\$ 20,000.00
Survey	\$ 5,000.00
Compaction Testing	\$ 12,000.00
Contract Inspection	\$ 20,000.00
 Total Project Costs:	 \$174,095.50

The budgeted amount of \$175,000 is adequate to fund the costs of the construction and ancillary items listed.

Staff reviewed the bid proposal provided by the lowest responsible bidder, Crownline General Contractor and verified that the contractor’s bid bond is issued by an admitted surety, as required by Public Contract Code 20170. It was confirmed through the State Contractor’s License Board that the contractor’s license #978079, Class A, expires on 10/31/2014. Staff contacted several of the references provided by the contractor who indicated that Crownline General Contractor has successfully completed a paving project in their City.

RECOMMENDATION

Staff recommends that Council consider approving the project budget and awarding Cash Contract No. 2013-02, Alley Reconstruction - Alley “K” North of Second Steet from Acacia Street to Cataract Avenue and 150 feet east of Cataract Avenue to Crownline General Contractor for the bid amount of \$117,095.50.

Respectfully submitted,



Shari Garwick
Senior Engineer

05-13-18 sg



Agenda Item Staff Report

To: Honorable Mayor and Members of the City Council
For the Meeting of May 28, 2013

From: Krishna Patel, Director of Public Works *KP*

Subject: **Request for Care for the Children Paint Citywide Curb Addresses – 2013 program**

SUMMARY

Council to consider and approve Care For The Children, a charitable organization, to paint curbs addresses numbers citywide for residential homes at no cost to the City. Residents would pay Care For The Children directly and the San Dimas Senior Club would receive a percentage of the proceeds.

BACKGROUND

Curb addresses are an important public safety element for emergency vehicles and benefits the residents when it comes to receiving their deliveries (Fed EX, UPS, DHL, etc.). In the past the City has contracted through different vendors to provide the citywide address numbers painted. In FY2004-05, \$28,117.50 was budgeted for this project. In 2008, Council authorized a new approach for citywide curb address painting which was to have a charitable organization paint the addresses for both residential and commercial totaling approximately 10,000 addresses. Care For The Children provided this service at no cost to the city or resident, rather all voluntary donations.

Care For The Children's main goal is to bring help to those in need. It donates a portion of the proceeds to other charitable organizations within the cities they work in. Care For The Children has done work for the Cities of: West Covina, Covina, Norwalk, Bellflower, Los Angeles, Tustin, Monrovia, Fullerton, Mission Viejo, Rancho Cucamonga, and San Gabriel.in, Fullerton, Bellflower, Brea, Diamond Bar, Chino, Gardena, Whittier, Corona and La Verne.

In 2008, Care For The Children had agreed to donate 25% of their net proceeds to charitable organizations within San Dimas and subsequently, Council designated San Dimas Senior Club as the recipient which received the \$4,138 donation.

DISCUSSION

Staff believes that it is time to once again have the curb addresses repainted since 5 years has elapsed since they were last freshened up. It will also assist the City as numerous unauthorized contractors have been regularly preying on city residents looking for the curb address painting business. With our overall previous experience with Care For The Children being positive and the fact they were very responsive in fixing the problems of missing addresses or mislabeled numbers several months later is a testament of a caring company.

For this fiscal year's program, it would be appropriate to authorize Care For The Children to repaint residential addresses only (approximately 7,000), unlike last time when commercial properties (approximately 3,000) were also included. This time around Staff feels that it is unnecessary to paint the

commercial premises due to their locations relative to the street and quite often it is unsightly when you have a group of addresses clumped together. Like last time Care For the Children guarantees customer satisfaction by providing each resident with an 800 number and assures response to all complaints within a 48-hour period.

In addition to normal permit conditions, Care For Children will be required to adhere with following as part of the approval process:

- The general notification letter prior to starting will also include the following "City San Dimas of issued a permit" for them to do the work rather being authorized to do curb addressing.
- Care For The Children employees shall not solicit for donations after 8:00 pm in the evening.
- At all times Care For The Children employees must carry and show company ID's or badges.
- Care For The Children and City staff shall meet each day prior to starting work to review and forward any complaints or issues.

Staff has reviewed Care For The Children's 2012 tax documentation and the following is in good order:

- 2012 Federal Return of Organization Exempt From Income Tax
- 2012 California Exempt Organization Annual Information Return
- 2012 Annual Registration Fee Report to Attorney General of California

Care For The Children has agreed to donate 20-25% of their net proceeds to a charitable organization within the City. Staff proposes the donation be awarded again to the San Dimas Senior Club. The painting dates will be determined upon satisfying the permit and insurance requirements. Staff has included for Council's information the draft resident Notices that will be delivered prior to curb painting.

RECOMMENDATION

Staff recommends Council approve Care For The Children, a charitable organization, to paint the curb address numbers with the following understanding:

1. Care for The Children will paint the curb addresses for the residential addresses Citywide.
2. Care for the Children will provide the necessary insurance documentation for issuance of a Citywide encroachment permit and conditions.
3. Approve the designated portion of the proceeds to be donated to the San Dimas Senior Club.

Respectfully submitted,



Krishna Patel
Director of Public Works

Attachment: Curb Painting Notification Letters

05-13-10 kp



NOTICE

June 2013

The City of San Dimas has authorized and permitted ***Care For The Children*** to paint address numbers on all curbs within the City. *Care for the Children* will provide all materials and labor for the service which is estimated at \$20.00 per address. Since the City does not pay *Care For The Children*, they will be accepting voluntary donations from residents after the work is completed. Checks will be accepted and payable to *Care for the Children*, with 25% of your contribution donated to the **San Dimas Senior Club**. **Care for the Children will only collect donations between 4:00 to 8:00pm, Monday thru Friday and Saturday 9:00am to 8:00pm; we suggest you ask to see identification.**

The proceeds from the work will go to promote goodwill and welfare for all of our senior citizens. One of the goals of the San Dimas Senior Citizen's Club is to provide association for seniors to find companionship, wholesome and healthful programs and lifelong education to promote the development of new interests.

The City will issue *Care For The Children* a permit which will require that the numbers be painted in accordance with the City's specifications: 4-inch black numbers on a white reflective background on the face of the curb.

For more information, compliments, or concerns regarding *Care For The Children* or questions regarding the San Dimas Senior Club, you may contact:

Care For The Children OR Erica Rodriguez
P. O. Box 3144 San Dimas Senior Club
Whittier, CA 90607 (909) 394-6290
(888) 227-3801

Please contact the City of San Dimas Public Works Department at (909) 394-6240 if you are not satisfied with the service.



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Agenda Item Staff Report

To: Honorable Mayor and Members of the City Council
For the meeting of May 28, 2013

From: Blaine Michaelis, City Manager

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

Subject: Public Hearing regarding Open Space Maintenance District No. 1 (Tract 32818, Boulevard) and the Adoption of Resolution No. 2013-30

Summary

Conduct a Public Hearing and consider adopting Resolution No. 2013-30, confirming the assessment for fiscal year 2013-2014 for Open Space Maintenance District No. 1 (Tract No. 32818, Boulevard).

BACKGROUND

On April 23, 2013 the City Council adopted Resolution No. 2013-24 approving the Engineer's Report and declaring its intention to levy and collect an assessment for fiscal year 2013-2014 for Open Space Maintenance District No. 1 (Tract No. 32818 - Boulevard) and set a Public Hearing for May 28, 2013.

The Engineer's Report was prepared with the scope of work to include general landscape maintenance, water, and electricity, with an assessment increase of 1.3%, reflective of changes in the Consumer Price Index. The 2012-13 assessment rate was \$525.75 per parcel and the 2013-14 rate is \$532.58 per parcel, an increase of \$6.83 per parcel or 1.3%. The last increase was adopted for fiscal year 2010-11 at 1.9%, or \$9.80.

A notice of the public hearing was published and mailed to each property owner within the district.

RECOMMENDATION

Staff recommends that the City Council conduct a public hearing on the proposed assessment rate for Open Space Maintenance District No. 1 (Tract No. 32818, Boulevard). At the conclusion of the public hearing the City Council may adopt Resolution 2013-30 confirming the diagram and assessment for fiscal year 2013-2014 for Open Space Maintenance District No. 1 (Tract 32818, Boulevard).

Attachments:

- Resolution No. 2013-30
- 2013-2014 Engineer's Report for Boulevard Open Space Maintenance District

RESOLUTION NO. 2013-30

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS,
COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, CONFIRMING THE DIAGRAM
AND ASSESSMENT FOR FISCAL YEAR 2013-2014 FOR OPEN SPACE DISTRICT NO. 1
(TRACT NO. 32818-BOULEVARD)

WHEREAS, the City Council of the City of San Dimas, County of Los Angeles, State of California, formed Landscape Maintenance District No. 1, pursuant to the Landscaping and Lighting Act of 1972, by adopting Resolution No. 77-57; and

WHEREAS, by Resolution No. 2013-24, adopted on April 23, 2013, the City Council approved the Engineer's Report which indicates the amount of the proposed assessments for the fiscal year 2013-2014, the district boundary, the assessment zones, and detailed description of improvements; and

WHEREAS, in said Resolution No. 2013-24, City Council did declare its intention to levy and collect an assessment within Open Space District 1, for fiscal year 2013-2014, and fixed the 28th day of May, 2013, at 7:00 p.m., as the date and time, and the San Dimas Council Chamber as the place for hearing any objections to the levy of the proposed assessment; and

WHEREAS, notice of said hearing has been posted and published in accordance with law; and

WHEREAS, the said City Council has held said hearing, has afforded all interested persons the opportunity to hear and be heard, and has considered all oral statements and all written protests made or filed by any interested person.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN DIMAS AS FOLLOWS:

1. The assessments, as shown in the Engineer's Report, a copy of which is attached hereto, are approved, and the adoption of this resolution constitutes the levy of said assessments for the 2013-2014 fiscal year.
2. The City Clerk of the City of San Dimas is hereby authorized and directed to file a certified copy of the diagram and assessments with the County Auditor of the County of Los Angeles no later than the 1st day of August, 2013.
3. The City Council hereby orders the annual maintenance program work as set forth in said resolution of intention to be done.

APPROVED AND ADOPTED this 28th day of May 2013.

Curtis W. Morris Mayor of the City of San Dimas

ATTEST:

Deputy City Clerk

I HEREBY CERTIFY that the foregoing Resolution No. 2013-30 was adopted by vote of the City Council of the City of San Dimas at its regular meeting of May 28, 2013 by the following vote:

AYES: Badar, Bertone, Ebiner, Templeman, Morris
NOES: None
ABSENT: None
ABSTAIN: None

Deputy City Clerk

CITY OF SAN DIMAS
OPEN SPACE MAINTENANCE DISTRICT NO. 1
(TRACT 32818, BOULEVARD DEVELOPMENT)

**ENGINEER'S REPORT
FISCAL YEAR 2013-2014**

SECTION 1. AUTHORITY FOR REPORT

This report is prepared pursuant to the order of the City Council of the City of San Dimas, and in compliance with the requirements of Article 4, Chapter 1, Landscaping and Lighting Act of 1972, and Article XIII D of the California Constitution.

SECTION 2. THE IMPROVEMENTS

The improvements consist of an irrigation system and landscaping within Lot 20 of Tract No. 32818, which was required to be installed by the developer and accepted for maintenance by the City. The plans and specifications for the landscaping are in conformance with the requirements of the conditions of approval of said Tract No. 32818, and City Standards. Reference is hereby made to the said plans and specifications for the exact location and nature of the landscape improvements. Said plans and specifications by reference are hereby made a part of this report, and are on file in the office of the City Engineer.

SECTION 3. DIAGRAM FOR THE ASSESSMENT DISTRICT

A copy of the assessment diagram is on file in the office of the City Engineer.

SECTION 4. ESTIMATE OF COSTS OF THE IMPROVEMENTS

The cost of the initial landscaping of Lot 20 of Tract 32818 was borne by the subdivider; therefore, all assessments relate to maintenance only.

Direct Maintenance Costs:

General Maintenance (by Contract)	\$	3,860
Utilities - Electrical	\$	280
Utilities - Water	\$	3,600
Irrigation Repair	\$	-
Total of Direct Maintenance Costs	\$	7,740

CURRENT ASSESSMENT:	\$	9,989	(\$525.75/parcel)
2013-14 ANNUAL ASSESSMENT:	\$	10,119	(\$532.58/parcel)

2013-14 Fund Balance \$2,379

Prior Fund Balance \$871
Ending Fund Balance \$3,250

The City has funded an unrealized balance over time based upon the approval of an annual adjustment to reflect changes in the Consumer Price Index to eventually recuperate this balance over time, and to then begin to develop a fund balance for future extraordinary expenses.

SECTION 5. ASSESSMENT

The following information regarding assessments to individual lots for the 2013-2014 Fiscal Year is contained herein and is to be levied on July 1, 2013. The net amount estimated to be assessed upon the assessable lands within the district is \$10,119 which is apportioned to all assessable lots shown on the attached Assessment Roll.

The landscape district was developed for the benefit and enjoyment of all properties included within the assessment district boundaries, and all parcels benefit equally from the improvements.

Respectfully submitted,



KRISHNA PATEL
DIRECTOR OF PUBLIC WORKS



DOMINIC C. MILANO P.E.
CITY ENGINEER

CITY OF SAN DIMAS ASSESSMENT ROLL FOR**OPEN SPACE MAINTENANCE DISTRICT NO. 1****Boulevard**

ADDRESS	TRACT 32818, LOT NO.	ASSESSOR'S REFERENCE	2012-2013 ASSESSMENT	2013-2014 ASSESSMENT INCREASE	TOTAL 2013-2014 ASSESSMENT
1204 Via Verde	4	8448-021-027	525.75	6.83	532.58
1228 Via Verde	7	8448-021-032	525.75	6.83	532.58
1236 Via Verde	8	8448-021-033	525.75	6.83	532.58
1244 Via Verde	9	8448-021-034	525.75	6.83	532.58
1252 Via Verde	10	8448-021-035	525.75	6.83	532.58
1260 Via Verde	11	8448-021-036	525.75	6.83	532.58
1306 Via Verde	12	8448-021-037	525.75	6.83	532.58
1318 Via Verde	13	8448-021-038	525.75	6.83	532.58
1322 Via Verde	14	8448-021-039	525.75	6.83	532.58
1330 Via Verde	15	8448-021-040	525.75	6.83	532.58
1338 Via Verde	16	8448-021-041	525.75	6.83	532.58
1346 Via Verde	17	8448-021-042	525.75	6.83	532.58
1354 Via Verde	18	8448-021-043	525.75	6.83	532.58
1362 Via Verde	19	8448-021-044	525.75	6.83	532.58
1219 Paseo Dorado	1	8448-021-046	525.75	6.83	532.58
1203 Paseo Dorado	3	8448-021-047	525.75	6.83	532.58
1220 Via Verde	6	8448-021-048	525.75	6.83	532.58
1211 Paseo Dorado	2	8448-021-049	525.75	6.83	532.58
1212 Via Verde	5	8448-021-050	525.75	6.83	532.58
			9989.25	129.77	10119.02



Agenda Item Staff Report

To: Honorable Mayor and Members of the City Council
For the meeting of May 28, 2013

From: Blaine Michaelis, City Manager

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

Subject: Public Hearing regarding Open Space Maintenance District No. 1, Annexation No. 3 (Tract 32841, Northwoods) and the Adoption of Resolution No. 2013-31

Summary

Conduct a Public Hearing and consider adopting Resolution No. 2013-31, confirming the assessment for fiscal year 2013-2014 for Open Space Maintenance District No. 1, Annexation No. 3 (Tract 32841, Northwoods).

BACKGROUND

On April 23, 2013 the City Council adopted Resolution No. 2013-25 approving the Engineer's Report and declaring its intention to levy and collect an assessment for fiscal year 2013-2014 for Open Space Maintenance District No.1, Annexation No.3 (Tract 32841, Northwoods) and set a Public Hearing for May 28, 2013.

The Engineer's Report was prepared with the scope of work to include general landscape maintenance, water, and electricity. No increase is proposed in the Assessment rate. The 2011-12 assessment rate was \$898.42 per parcel and the rate proposed for 2013-14 will remain at \$898.42 per parcel.

A notice of the public hearing was published and mailed to each property owner within the district.

RECOMMENDATION

Staff recommends that the City Council conduct a public hearing on the proposed assessment rate for Open Space Maintenance District No.1, Annexation No.3 (Tract 32841, Northwoods). At the conclusion of the Public Hearing the City Council may adopt Resolution No. 2013-31 confirming the diagram and assessment for fiscal year 2013-2014 for Open Space Maintenance District No.1, Annexation No.3 (Tract 32841, Northwoods).

Attachments:

- Resolution No. 2013-31
- 2013-2014 Engineer's Report for Northwoods Open Space Maintenance District

RESOLUTION NO. 2013-31

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, CONFIRMING THE DIAGRAM AND ASSESSMENT FOR FISCAL YEAR 2013-2014 FOR OPEN SPACE MAINTENANCE DISTRICT NO. 1, ANNEXATION NO. 3 (TRACT NO. 32841-NORTHWOODS)

WHEREAS, the City Council of the City of San Dimas, County of Los Angeles, State of California, formed Open Space Maintenance District No. 1, Annexation No. 3, pursuant to the terms and provisions of the Landscaping and Lighting Act of 1972, by adopting Resolution No. 78-38; and

WHEREAS, by Resolution No. 2013-25, adopted on April 23, 2013, the City Council approved the Engineer's Report which indicates the amount of the proposed assessment for the fiscal year 2013-2014, the district boundary, the assessment zones, and detailed description of improvements; and

WHEREAS, in said Resolution No. 2013-25, City Council did declare its intention to levy and collect assessments within Open Space Maintenance District No. 1, Annexation No. 3 for fiscal year 2013-2014, and fixed the 28th day of May, 2013, at 7:00 p.m., as the date and time, and the San Dimas Council Chamber as the place for hearing any objections to the levy of the proposed assessment; and

WHEREAS, notice of said hearing has been posted and published in accordance with law; and

WHEREAS, the said City Council has held said hearing, has afforded all interested persons the opportunity to hear and be heard, and has considered all oral statements and all written protests made or filed by any interested person.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN DIMAS AS FOLLOWS:

1. The assessments, as shown in the Engineer's Report, a copy of which is attached hereto, are approved, and the adoption of this resolution constitutes the levy of said assessments for the 2013-2014 fiscal year.
2. The City Clerk of the City of San Dimas is hereby authorized and directed to file a certified copy of the diagram and assessments with the County Auditor of the County of Los Angeles no later than the 1st day of August, 2013.
3. The City Council hereby orders the annual maintenance program work as set forth in said resolution of intention to be done.

APPROVED AND ADOPTED this 28th day of May 2013.

Curtis W. Morris Mayor of the City of San Dimas

ATTEST:

Deputy City Clerk

I HEREBY CERTIFY that the foregoing Resolution No. 2013-31 was adopted by vote of the City Council of the City of San Dimas at its regular meeting of May 28, 2013 by the following vote:

AYES: Badar, Bertone, Ebiner, Templeman, Morris
NOES: None
ABSENT: None
ABSTAIN: None

Deputy City Clerk

CITY OF SAN DIMAS
OPEN SPACE MAINTENANCE DISTRICT NO.1, ANNEXATION NO. 3
(TRACT 32841, NORTHWOODS DEVELOPMENT)

**ENGINEER'S REPORT
FISCAL YEAR 2013-2014**

SECTION 1 AUTHORITY FOR REPORT

This report is prepared pursuant to the order of the City Council of the City of San Dimas, and in compliance with the requirements of Article 4, Chapter 1, Landscaping and Lighting Act of 1972, and Article XIII D of the California Constitution.

SECTION 2 THE IMPROVEMENTS

The improvements consist of an irrigation system and landscaping of easements within Tract No. 32841, which was required to be installed by the developer and accepted for maintenance by the City. The plans and specifications for the landscaping are in conformance with the requirements of the conditions of approval of said Tract No. 32841, and City Standards. Reference is hereby made to the said plans and specifications for the exact location and nature of the landscape improvements. Said plans and specifications by reference are hereby made a part of this report, and are on file in the office of the City Engineer.

SECTION 3 DIAGRAM FOR THE ASSESSMENT DISTRICT

A copy of the assessment diagram is on file in the office of the City Engineer.

SECTION 4 ESTIMATE OF COSTS OF THE IMPROVEMENTS

The cost of the initial landscaping of Tract 32841 was borne by the subdivider; therefore, all assessments relate to maintenance only.

Direct Maintenance Costs:

General Maintenance (by Contract)	\$16,900
Utilities – Electrical	\$ 880
Utilities – Water	\$13,100
New Planting	\$ 0
Irrigation Repairs or Upgrades	\$ 3,260

Total of Direct Maintenance Costs: \$34,140

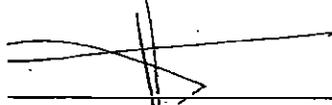
CURRENT ASSESSMENT:	\$34,140 (\$898.42/parcel)
2013-14 ANNUAL ASSESSMENT:	\$34,140 (\$898.42/parcel)

SECTION 5 ASSESSMENT

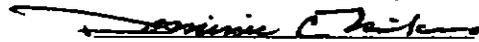
The following information regarding assessments to individual lots for the 2013-2014 Fiscal Year is contained herein and is to be levied on July 1, 2013. The net amount estimated to be assessed upon the assessable lands within the district is \$34,140, which is apportioned to all assessable lots shown on the attached Assessment Roll.

The landscape district was developed for the benefit and enjoyment of all properties included within the assessment district boundaries, and all parcels benefit equally from the improvements.

Respectfully submitted,



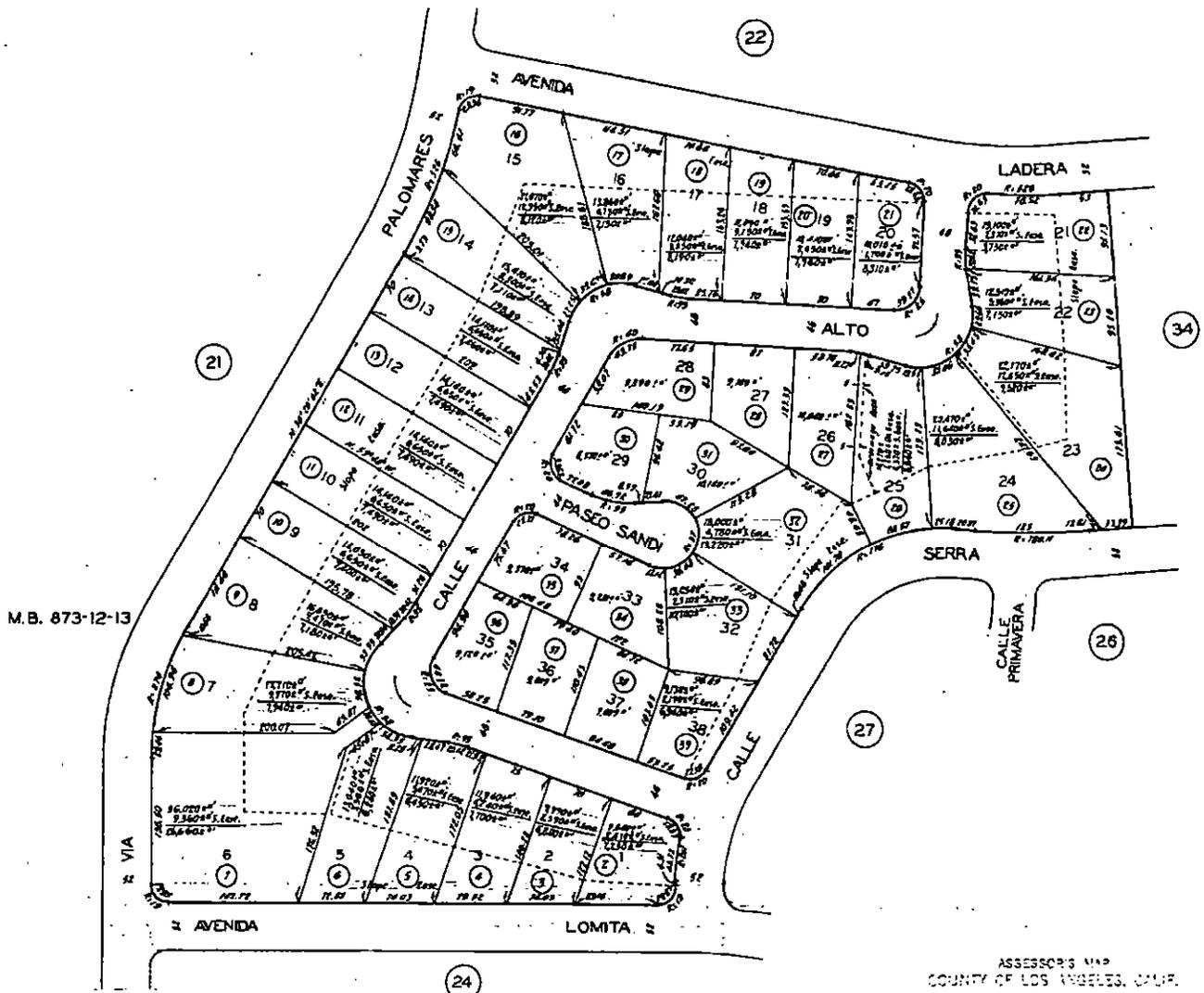
KRISHNA PATEL
DIRECTOR OF PUBLIC WORKS



DOMINIC C. MILANO P.E.
CITY ENGINEER

CITY OF SAN DIMAS ASSESSMENT ROLL FOR			
OPEN SPACE MAINTENANCE DISTRICT NO. 1, ANNEXATION No. 3			
Northwoods			
ADDRESS	TRACT 32841, LOT NO.	ASSESSOR'S REFERENCE	2013-2014 ASSESSMENT
1793 Calle Alto	1	8395-023-002	898.42
1789 Calle Alto	2	8395-023-003	898.42
1785 Calle Alto	3	8395-023-004	898.42
1781 Calle Alto	4	8395-023-005	898.42
1777 Calle Alto	5	8395-023-006	898.42
1773 Calle Alto	6	8395-023-007	898.42
1767 Calle Alto	7	8395-023-008	898.42
1765 Calle Alto	8	8395-023-009	898.42
1761 Calle Alto	9	8395-023-010	898.42
1757 Calle Alto	10	8395-023-011	898.42
1753 Calle Alto	11	8395-023-012	898.42
1749 Calle Alto	12	8395-023-013	898.42
1745 Calle Alto	13	8395-023-014	898.42
1741 Calle Alto	14	8395-023-015	898.42
1737 Calle Alto	15	8395-023-016	898.42
1733 Calle Alto	16	8395-023-017	898.42
1729 Calle Alto	17	8395-023-018	898.42
1725 Calle Alto	18	8395-023-019	898.42
1721 Calle Alto	19	8395-023-020	898.42
1719 Calle Alto	20	8395-023-021	898.42
1702 Calle Alto	21	8395-023-022	898.42
1706 Calle Alto	22	8395-023-023	898.42
1710 Calle Alto	23	8395-023-024	898.42
1714 Calle Alto	24	8395-023-025	898.42
1718 Calle Alto	25	8395-023-026	898.42
1722 Calle Alto	26	8395-023-027	898.42
1726 Calle Alto	27	8395-023-028	898.42
1730 Calle Alto	28	8395-023-029	898.42
1121 Paseo Sandi	29	8395-023-030	898.42
1113 Paseo Sandi	30	8395-023-031	898.42
1105 Paseo Sandi	21	8395-023-032	898.42
1102 Paseo Sandi	32	8395-023-033	898.42
1110 Paseo Sandi	33	8395-023-034	898.42
1118 Paseo Sandi	34	8395-023-035	898.42
1780 Calle Alto	35	8395-023-036	898.42
1784 Calle Alto	36	8395-023-037	898.42
1788 Calle Alto	37	8395-023-038	898.42
1792 Calle Alto	38	8395-023-039	898.42
			34,139.96

OPEN SPACE MAINTENANCE DISTRICT NO. 1, ANNEXATION NO. 3
(TRACT 32841, NORTHWOODS DEVELOPMENT)





Agenda Item Staff Report

TO: Honorable Mayor and Members of City Council
For the Meeting of May 28, 2013

FROM: Blaine Michaelis, City Manager

INITIATED BY: Theresa Bruns, Director of Parks and Recreation *tb*

SUBJECT: Adoption of Resolution No. 2013-32
City Wide Landscape Parcel Tax for Fiscal Year 2013-14

SUMMARY

Ordinance No. 1086 requires that the voter approved City Wide Landscape Parcel Tax shall be set annually by the City Council following a public hearing. Resolution 2013-32 is presented for Council consideration and review.

BACKGROUND

In November 1997 the voters of the City of San Dimas by a 71% affirmative vote, approved Ordinance No. 1086 adopting a special parcel tax to be levied against properties in the city. The revenues collected from the tax are exclusively used to improve and maintain landscaping and trees in parkways, parks and other public areas.

Ordinance No. 1086 requires that commencing with FY 1999–2000; the special tax shall be set annually by the City Council following a public hearing. The rate of the tax was established by Ordinance No. 1086 but can be adjusted annually to reflect changes in the Consumer Price Index.

Options

Staff would like Council to review two options for the rate of the tax.

Option 1 - Maintain the landscape parcel tax at the same rate without adjustment for FY 2013-14.

Option 2 - Adjust the tax by increasing the rate to reflect the change in the Consumer Price Index of 1.3% for March 2013.

5b(1)

<u>Property Classification</u>	<u>Option 1</u> <u>Amount of Tax</u>	<u>Option 2</u> <u>Amount of Tax</u>
Single Family Residential	\$54.57	\$55.28
Commercial/Industrial, per front foot	\$1.64	\$1.66
Non-Profit/Tax Exempt Parcels, per front foot	\$0.35	\$0.35
Multi-Family Residential, per unit	\$39.96	\$40.48
Mobile home Parks, per front foot	\$1.27	\$1.29

Option 1: The current estimated revenue for Option 1 is \$767,000. The amount is based on the revised budget estimate for the FY 2012-13 based upon the current estimated actual receipts.

Option 2: The revenue estimate is \$777,000, an increase of \$10,000.

Staff requests that the City Council review options for the City Wide Landscape Parcel Tax rates for FY 2013–2014. Even with the proposed increased rate the parcel tax collections do not cover the total cost for landscape maintenance. The additional cost is borne by the general fund.

The city-wide landscape assessment revenue is reflected in Fund 8 of the City budget. Other revenue in Fund 8 includes a reimbursement from the Bonita Unified School District for a share of the SportsPlex maintenance costs. Total revenue in Fund 8 for FY 2013-14 with the increase in the tax is projected at \$794,793. The total estimated expenditures for FY 2013-2014 are \$886,150. The expenditures will exceed annual revenues even with the proposed increase. An estimated fund balance of \$18,405 as well as a \$72,952 transfer from the general fund will be applied to cover the difference in expense to revenue.

Concluding the Public Hearing, City Council may adopt Resolution 2013-32 maintaining the landscape parcel tax at the same rate as FY 2012–2013 or with a 1.3% Cost of Living adjustment.

RECOMMENDATION

Staff recommends adoption of Resolution 2013–32 setting the City Wide Landscape Parcel Tax for FY 2013–2014 including the 1.3% Cost of Living increase.

RESOLUTION NO. 2013-32

(Option 1)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, SETTING THE SPECIAL CITY WIDE PARCEL TAX FOR FISCAL YEAR 2013-2014 TO BE USED FOR LANDSCAPE MAINTENANCE PURPOSE

WHEREAS, at the November 1997 City election, the voters of the City of San Dimas approved Ordinance No. 1086 adopting a special parcel tax to be levied against the properties in the City, with the revenues to be used to improve and maintain parkway trees, landscaping, public parks and other public areas;

WHEREAS, Ordinance No. 1086 requires that commencing with fiscal year 1999-2000, the special tax shall be set annually by the San Dimas City Council following a public hearing; and

WHEREAS, the public hearing to set the annual special tax has been properly noticed for the City Council meeting of May 28, 2013; and

WHEREAS, the public hearing was held and testimony received, if any at the May 28, 2013 City Council meeting; and

WHEREAS, the City Council desires to levy the special parcel tax at the same rates for fiscal year 2012-2013.

NOW, THEREFORE, the City Council of the City of San Dimas does hereby resolve as follows:

For fiscal year 2013-2014 the following special parcel tax shall be levied against property in the City of San Dimas:

PROPERTY CLASSIFICATION	AMOUNT OF TAX
Single Family Residential	\$54.57
Commercial/ Industrial, per front foot	\$1.64
Non-Profit/Tax Exempt Parcels, per front foot	\$.35
Multi-Family Residential, per unit	\$39.96
Mobil Home Parks, per front foot	\$1.27

APPROVED AND ADOPTED this 28TH day of May 2013.

Curtis W. Morris Mayor City of San Dimas

ATTEST:

Debra Black, Deputy City Clerk

I HEREBY CERTIFY that the forgoing Resolution No. 2013-32 was adopted by vote of the City Council of the City of San Dimas at its regular meeting of May 28, 2013 by the following vote:

AYES: Badar, Bertone, Ebiner, Templeman, Morris
NOES: None
ABSENT: None
ABSTAIN: None

Debra Black, Deputy City Clerk

RESOLUTION NO. 2013-32
(Option 2)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF
LOS ANGELES, STATE OF CALIFORNIA, SETTING THE SPECIAL CITY WIDE PARCEL
TAX FOR FISCAL YEAR 2013-2014 TO BE USED FOR LANDSCAPE MAINTENANCE
PURPOSE

WHEREAS, at the November 1997 City election, the voters of the City of San Dimas approved Ordinance No. 1086 adopting a special parcel tax to be levied against the properties in the City, with the revenues to be used to improve and maintain parkway trees, landscaping, public parks and other public areas;

WHEREAS, Ordinance No. 1086 requires that commencing with fiscal year 1999-2000, the special tax shall be set annually by the San Dimas City Council following a public hearing; and

WHEREAS, the public hearing to set the annual special tax has been properly noticed for the City Council meeting of May 28, 2013; and

WHEREAS, the public hearing was held and testimony received, if any at the May 28, 2013 City Council meeting; and

WHEREAS, the City Council desires to increase the rate of the special parcel tax at the Consumer Price Index rate of 1.3% for fiscal year 2013-2014 as authorized by the provisions of Ordinance No. 1086.

NOW, THEREFORE, the City Council of the City of San Dimas does hereby resolve as follows:

For fiscal year 2013-2014 the following special parcel tax shall be levied against property in the City of San Dimas:

PROPERTY CLASSIFICATION	AMOUNT OF TAX
Single Family Residential	\$55.28
Commercial/ Industrial, per front foot	\$1.66
Non-Profit/Tax Exempt Parcels, per front foot	\$.35
Multi-Family Residential, per unit	\$40.48
Mobil Home Parks, per front foot	\$1.29

APPROVED AND ADOPTED this 28TH day of May 2013.

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

ATTEST:

Debra Black, Deputy City Clerk

I HEREBY CERTIFY that the forgoing Resolution No. 2013-32 was adopted by vote of the City Council of the City of San Dimas at its regular meeting of May 28, 2013 by the following vote:

AYES: Councilmembers Badar, Bertone, Ebiner, Templeman, Morris
NOES: None
ABSENT: None
ABSTAIN: None

Debra Black, Deputy City Clerk



Agenda Item Staff Report

TO: Honorable Mayor and Members of City Council
For the Meeting of May 28, 2013

FROM: Blaine Michaelis, City Manager

INITIATED BY: Ken Duran, Assistant City Manager

SUBJECT: Resolution setting the amount of the Public Access Fee for Fiscal Year 2013-14

BACKGROUND

In September 2006, the Digital Infrastructure and Video Competition Act of 2006 (DIVCA) law went in to effect which allowed video service providers to obtain a state issued franchise to provide video services in a local community. DIVCA establishes the California Public Utilities Commission (CPUC) as the sole franchising authority for video service providers' state wide; however it delegated certain limited rights to local authorities. Those rights needed to be established by a local ordinance to be enforceable on state video franchise holders. In October 2008 the City Council adopted Ordinance 1183 establishing San Dimas rights under DIVCA.

Among other things DIVCA allowed the city to adopt an up to 1% PEG fee to be paid by all video subscribers to fund public access. The fee requires customers to pay up to 1% of the cable portion of their bill. The fee can only be used for capital expenses associated with public access and not operating expenses, such as personnel. The fee is only imposed on video subscribers who have the PEG channel available to them. Residents who do not subscribe to Verizon or Time Warner and therefore, do not have the channel available to them are not impacted by the fee.

The 1% public access fee was adopted by the City Council and became effective in 2009. The enabling Ordinance requires the City Council to set the amount of the fee annually. The Council has the option of imposing the full 1%, something less than 1% or not imposing the fee in any given year. It is estimated that a 1% fee would generate approximately \$82,000 in FY 2013-14.

The City currently has a contract with the University of La Verne for the management of the City's public access channel. The current annual contract expires in December of 2013. This includes expenses for personnel costs, rent, equipment and supplies. All of these expenses with the exception of the personnel costs are eligible for use of the public access fee. In addition, funds

collected from the fee are used for equipment associated with the operations of access channel and filming of City Council meetings.

RECOMMENDATION

The City will be incurring ongoing expenses for the management and operation of the City's public access channel as well as the need to replace aging equipment. Therefore, staff recommends that the City Council approve the public access fee in the amount of 1% for fiscal year 2013-2014 by adoption of Resolution 2013-33.

RESOLUTION NO. 2013-33

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF SAN DIMAS, CALIFORNIA, SETTING THE PUBLIC ACCESS FEE FOR
FISCAL YEAR 2013-2014 TO BE USED FOR PEG PURPOSES**

WHEREAS, the City Council approved Ordinance No. 1183 adding Section 5.60.380 to the San Dimas Municipal Code establishing franchise and PEG fees and customer service penalties for state franchise holders providing video service within the City of San Dimas, and

WHEREAS, Ordinance No. 1183 states that for any state video franchise holder operating within the boundaries of the City of San Dimas, there shall be a fee paid to the City equal to up to one percent of the gross revenue of the state video franchise holder, which fee shall be used by the City for PEG purposes consistent with state or federal law, and

WHEREAS, Ordinance No. 1183 requires the percentage amount of the fee to be set annually by the City Council, and

NOW, THEREFORE, THE City Council of the City of San Dimas does hereby resolve that for Fiscal Year 2013-2014 the percentage amount of the PEG fee shall be 1%.

PASSED, APPROVED AND ADOPTED THIS 28th DAY OF MAY, 2013.

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

ATTEST:

Debra Black, Deputy City Clerk

I HEREBY CERTIFY that the foregoing Resolution No. 2013-33 was adopted by vote of the City Council of the City of San Dimas at its regular meeting of May 28, 2013 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Debra Black, Deputy City Clerk



Agenda Item Staff Report

TO: Honorable Mayor and Members of City Council
For the meeting of *May 28, 2013*

FROM: Blaine Michaelis, City Manager

INITIATED BY: Ken Duran, Assistant City Manager

SUBJECT: Increase to Business License Fees

SUMMARY

Ordinance No. 956, provides that basic business license fees may be increased by an amount equal to the increase in the Consumer Price Index of the period extending from April 1st of the previous year through March 31st of the current year. At the May 14, 2013 City Council Special Session, the Council agreed to consider an increase to Business License Fees. Resolution 2013-34 is presented for Council consideration and review.

BACKGROUND

The current business license fees were established by Ordinance No. 956 adopted in 1991. The ordinance established the fees for the various categories of business licenses and built in automatic increases up through 1993. The ordinance then allowed for an annual increase in business license fees in the amount of the annual Consumer Price Index (CPI) beginning the 1994. The fees were adjusted by CPI in 1991, but were not adjusted from 1995-2002. They have been adjusted each year since then.

Ordinance No. 956 provides the basic business license fees may be increased by an amount equal to the increase in the Consumer Price Index of the period extending from April 1st of the previous year through March 31st of the current year. The Consumer Price Index for the period of April 1, 2012 to March 31, 2013 was 1.3%.

Staff would like Council to review the two options for the business license fees:

Options 1 maintain the business license fees at the same rate without adjustment for fiscal year 2013-2014.

Options 2 would adjust the fees by increasing the rate to reflect the change of the Consumer Price Index of 1.3%, April 1, 2012 to March 31, 2013.

May 28, 2013
Consideration of Business License Fee Increase

Exhibit "A" reflects Current, or Option 1, and Proposed, Option 2. Business License Fees

Staff would like City Council to review the Options for the Business License Fees for fiscal year 2013-2014. The total net increase in revenue to the city if the license is increased would be approximately \$5,300. Staff recommends Option 2, to increase the business license fees by the 1.3% CPI as permitted by Ordinance 956. The most commonly utilized business license fee category is C03 General Business with employees. The base fee would increase from \$121.20 to \$122.80 and the per employee fee would increase from \$8.90 to \$9.10.

If City Council concurs with the staff recommendation, they should adopt Resolution 2013-34 setting the business license fee rates for fiscal year 2013-2014 with the 1.3% CPI increase.

RESOLUTION 2013-34

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS,
COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, SETTING THE CITY BUSINESS
LICENSE FEES RATES FOR FISCAL YEAR 2013-2014**

WHEREAS, Section A of the San Dimas Municipal Code Section 5.24.060 relating to business license fees provides that basic fees may be increased by an amount equal to the increase in the Consumer Price Index for the period extending from April 1st of the previous year through March 31st of the current year; and

WHEREAS, the Consumer Price Index for the period of April 1, 2012 to March 31, 2013 was 1.3%;

WHEREAS, the City Council of the City of San Dimas did review the rate options for business license fees;

NOW, THEREFORE, the City Council of the City of San Dimas does hereby resolve as follows:

SECTION 1. For fiscal year 2013-2014 the City of San Dimas hereby adopts the following fee schedule, adjusted to reflect the 1.3% Consumer Price Index from April 1, 2012 to March 31, 2013, as shown in the following exhibit:

A. Exhibit "A" Proposed Business License Fee Rates

APPROVED AND ADOPTED this 28th day of May 2013.

MAYOR

ATTEST:

CITY CLERK

I HEREBY CERTIFY that the foregoing Resolution No. 2013-34 was adopted by vote of the City Council of the City of San Dimas at its regular meeting of May 28, 2013 by the following vote:

AYES: Badar, Bertone, Ebiner, Templeman, Morris
NOES: None
ABSENT: None
ABSTAIN: None

CITY CLERK

City of San Dimas
Business License Fee Comparison
Current and Proposed Rates

EXHIBIT A

Rate	Description		OPTION 1	OPTION 2
			Current 2012-2013 Fees	Proposed Increase @ 1.3% CPI 2013- 2014 Fees*
C01	Billiard & Pool Hall	for 1st table	\$ 87.80	\$89.00
		for each additional table	\$ 10.90	\$11.10
C02	Bowling Alley	for 1st 5 lanes	\$ 121.20	\$122.80
		for each additional lane over 5	\$ 17.80	\$18.40
C03	Business with employees	business fee	\$ 121.20	\$122.80
		per employee or partner	\$ 8.90	\$9.10
C04	Apartment & Business Rentals	business fee	\$ 121.20	\$122.80
		for each unit over 2	\$ 10.90	\$11.10
C05	Mini Storage	for each 100 sq ft of storage space	\$ 2.20	\$2.30
C06	Hotels, Motels, Hospitals, and Retirement Care Homes	business fee	\$ 80.90	\$82.00
		for each bed	\$ 8.20	\$8.40
C07	Movie Filming	per day	\$ 337.50	\$341.90
C08	Recreational Vehicle Park	per space	\$ 8.30	\$8.50
C09	Solicitors	principal solicitor	\$ 201.90	\$204.60
		each additional solicitor permit	\$ 134.60	\$136.40
C10	Mobile Home Park	per space	\$ 10.20	\$10.40
C11	RV Parking Space at Storage Lots	per space	\$ 5.60	\$5.70
C12	Deliveries	per vehicle	\$ 100.90	\$102.30
C13	Rubbish, Waste, Garage Collection	not permitted unless license is in effect	\$ -	\$0.00
C14	Non-Profit Public Marketplace	per space	\$ 52.50	\$53.20
C15	Communication Sites	business fee	\$ 121.20	\$122.80
	cell towers, antenna sites, pay phones	per site or unit	\$ 8.90	\$9.20
F01	Contractors	flat fee	\$ 128.00	\$129.70
F02	Bar & Lounge	flat fee	\$ 242.20	\$249.80
F03	Dance Hall	flat fee	\$ 242.20	\$245.40
F04	Theatres	flat fee	\$ 269.10	\$272.60
F05	Home Occupation	flat fee	\$ 121.20	\$122.80
F06	Exempt or Non-Profit	flat fee	\$ 1.00	\$1.00
F07	Consignment businesses	flat fee	\$ 269.10	\$272.60
F08	Entertainment	flat fee	\$ 19.80	\$20.10

* Rounding to the nearest "nickel"

City of San Dimas
 Business License Fee Comparison
 Current and Proposed Rates

EXHIBIT A

Rate	Description		OPTION 1	OPTION 2
			Current 2012-2013 Fees	Proposed Increase @ 1.3% CPI 2013- 2014 Fees*
F09	Secondhand Dealer	flat fee	\$ 134.60	\$136.40
F10	Special Permit Fee	flat fee	\$ 19.80	\$20.10
G01	Gross Receipts	\$0-\$15,999	\$ 81.00	\$82.10
		\$16,000-\$30,999	\$ 94.40	\$95.70
		\$31,000-\$50,999	\$ 107.90	\$109.40
		\$51,000-\$75,999	\$ 121.20	\$122.80
		\$76,000-\$100,999	\$ 134.70	\$136.50
		\$101,000-\$200,999	\$ 148.20	\$150.20
		\$201,000-\$300,999	\$ 161.60	\$166.70
		\$301,000-\$400,999	\$ 175.00	\$177.30
		\$401,000-\$500,999	\$ 188.40	\$190.90
		\$501,000-\$600,999	\$ 201.90	\$204.60

* Rounding to the nearest "nickel"

McKenna Long & Aldridge^{LLP}

MEMORANDUM

TO: Chairperson and Members of the Housing
Authority of the City of San Dimas

FROM: City Attorney

DATE: May 28, 2013

RE: Purchase of Affordable Units from Olson Urban Housing LLC

On February 16, 2006 an Owner Participation and Disposition and Development Agreement (the "OPDDA") was entered into by and between the San Dimas Redevelopment Agency (the "Agency") and Grove Station, LLC ("Grove Station") regarding the property which has come to be known as the Grove Station Development (the "Project"). The OPDDA required Grove Station, as part of the development, to provide certain residential units that would be affordable to persons of moderate income. The OPDDA provided that the difference between the market rate selling price for the unit and the amount persons of moderate income could pay for that unit would be paid from the Agency's Low and Moderate Income Housing Fund (the "LMIHF"). This difference was referred to as the "Affordability Gap".

The OPDDA was amended by two Implementation Agreements. These provided that the Agency would purchase and prepay for four affordable units in Phase 1 of the Project and six affordable units in Phase 2 of the Project. Agency would then sell them to persons of moderate income. The total amount of money which the Agency committed to this Project, for the affordable units was:

Phase 1 - \$1,571,000
Phase 2 - \$2,709,000

Phase 1, which has been completed, consists of 14 residences, included a number of live-work units, in addition to the four residences which the Agency previously purchased. Because Phase 2 was not begun, the \$2,709,000 was retained by the Agency in the LMIHF to be used for the affordable units which are being constructed in Phase 2.

Between the time when this Project commenced and the present, the California Redevelopment Law was dissolved. Pursuant to the provisions of California Health and Safety Code Section 34176(a)(1) the City of San Dimas elected to retain the housing assets and functions previously performed by the Agency and transferred those responsibilities and assets to the San Dimas Housing Authority (the "Housing Authority"). Among the housing assets transferred to the Housing Authority were the four units constructed in Phase 1. Title to these units is held in the name of the Housing Authority which is presently marketing them for sale.

The Housing Authority also succeeded to the assets identified on the Housing Authority Asset List which was filed with and approved by the California Department of Finance (the "DOF"). These included, as an enforceable obligation of the Housing Authority, the \$2,709,000 allocated for the Phase 2 affordable units. This amount has also been shown, as an enforceable obligation of the Housing Authority, on all of the Recognized Obligation Payment Schedules and has been consistently approved by the DOF.

On March 27, 2012 the City of San Dimas, as Successor to the San Dimas Redevelopment Agency approved the assignment of the OPDDA to Olson Urban Housing LLC ("Olson") by adoption of Resolution No. 2012-17. Olson is now moving forward to complete a revised Phase 2 development, consisting of 67 residential units of which 10 percent will be affordable to persons of moderate income pursuant to the terms of the OPDDA.

Olson and the Housing Authority staff have identified the affordable units and the phasing of this construction. They have also discussed purchasing the affordable units as was done in Phase 1 rather than paying the Affordability GAP. The OPDDA and its Amendments had contemplated an Affordability GAP financing strategy or an acquisition strategy. Housing Authority staff has determined that the purchase and then resale by the Housing Authority of these units would allow the Housing Authority greater flexibility in providing additional affordable housing for persons in need within the City of San Dimas.

We talked with the Olson representatives and they are agreeable to having the Housing Authority purchase up to seven units at a price which will be negotiated. If the Housing Authority concurs: We recommend that the Housing Authority authorize preparation and execution of an agreement with Olson to amend the OPDDA to authorize the Housing Authority to acquire up to an additional seven residential units instead of the Affordability GAP financing, at a total cost not to exceed the previously committed \$2,709,000, and waive further reading and adopt Resolution No. 5:

A RESOLUTION OF THE HOUSING AUTHORITY OF THE CITY OF SAN DIMAS AS SUCCESSOR TO THE HOUSING ASSETS OF THE DISSOLVED SAN DIMAS REDEVELOPMENT AGENCY APPROVING AN AGREEMENT AMENDING THE OWNER PARTICIPATION AND DISPOSITION AND DEVELOPMENT AGREEMENT TO PROVIDE FOR THE PURCHASE OF HOUSING UNITS FROM OLSON URBAN HOUSING LLC

RESOLUTION NO. 5

A RESOLUTION OF THE HOUSING AUTHORITY OF THE CITY OF SAN DIMAS AS SUCCESSOR TO THE HOUSING ASSETS OF THE DISSOLVED SAN DIMAS REDEVELOPMENT AGENCY APPROVING AN AGREEMENT AMENDING THE OWNER PARTICIPATION AND DISPOSITION AND DEVELOPMENT AGREEMENT TO PROVIDE FOR THE PURCHASE OF HOUSING UNITS FROM OLSON URBAN HOUSING LLC

RECITALS

WHEREAS, as of February 1, 2012 the San Dimas Redevelopment Agency (the "Agency") was dissolved pursuant to the provisions of ABx 1 26 (the "Dissolution Act"); and

WHEREAS, pursuant to the provisions of ABx 1 26 and AB 1484 and California Health and Safety Code Section 34176(a)(1), the City of San Dimas elected to retain the housing assets and functions previously performed by the Agency and transferred those responsibilities to the San Dimas Housing Authority (the "Housing Authority"); and

WHEREAS, among the housing assets transferred to the Housing Authority and approved by the California Department of Finance (the "DOF") as an enforceable obligation, was an Owner Participation and Disposition and Development Agreement (the "OPDDA") which was entered into by and between the Agency and Grove Station, LLC ("Grove Station") regarding certain property described therein; and

WHEREAS, the OPDDA required Grove Station to make available a number of affordable residences to persons of moderate income and committed funds from the Agency's Low and Moderate Income Fund for that purpose; and

WHEREAS, the OPDDA and the interest of Grove Station therein, including the obligation to provide the affordable units, was assigned to Olson Urban Housing LLC ("Olson") and that assignment was approved by the City of San Dimas as Successor To The San Dimas Redevelopment Agency through the adoption of Resolution No. 2012-17; and

WHEREAS, Resolution 2012-17 provided the terms under which the affordable units would be sold to persons of moderate income; and

WHEREAS, a staff report has been received which recommends that the Housing Authority amend the OPDDA and change the provisions of Section 9 of Resolution No. 2012-17 and authorize the Housing Authority to purchase the affordable units.

NOW THEREFORE, the Housing Authority of the City of San Dimas as Successor To The Housing Assets Of The Dissolved San Dimas Redevelopment Agency does hereby find, determine and declare as follows:

1. The foregoing Recitals are adopted as findings and incorporated herein and made a part hereof.

2. Section 9 of Resolution 2012-17 is changed to permit the Housing Authority to purchase up to seven affordable units as provided in the staff report.

3. An amendment to the OPDDA to provide for the purchase of the affordable units is approved and the executive director is authorized to execute it and such other documents as are required to provide for the purchase of the affordable units.

PASSED, APPROVED AND ADOPTED THIS 28th day of May 2013.

Chairperson of the Housing Authority of the City of
San Dimas as Successor to the Housing Assets of
the San Dimas Redevelopment Agency

ATTEST:

Secretary

I CERTIFY that the foregoing Resolution was adopted by vote of the City Council of the City of San Dimas at its regular meeting of May 28th, 2013 by the following vote:

AYES: Badar, Bertone, Ebner, Templeman, Morris
NOES: None
ABSTAIN: None
ABSENT: None



Agenda Item Staff Report

To: Honorable Mayor and Members of the City Council
For the meeting of May 28, 2013

From: Blaine Michaelis, City Manager

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

Subject: Parks and Recreation Commission Reappointment

BACKGROUND

The Commission term for Jose Martinez on the Parks and Recreation Commission will expire in May, 2013.

Mr. Martinez is eligible for and requests reappointment.

RECOMMENDATION

Staff recommends that the City Council reappoint Commissioner Martinez.