



MINUTES
REGULAR CITY COUNCIL
TUESDAY, JUNE 9, 2015, 7:00 P. M.
SAN DIMAS COUNCIL CHAMBERS
245 EAST BONITA AVENUE

CITY COUNCIL:

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

STAFF:

City Manager Blaine Michaelis
Assistant City Manager Development Services Larry Stevens
Assistant City Manager Administrative Services Ken Duran
City Attorney Mark Steres
Director Parks and Recreation Theresa Bruns
Director Public Works Krishna Patel
Senior Planner Marco Espinosa
Deputy City Clerk Debra Black

1. CALL TO ORDER AND FLAG SALUTE

Mayor Morris called the meeting to order and led the flag salute at 7:00 p.m.

2. RECOGNITIONS/PRESENTATIONS

➤ Waste Management Newsletter Updates - Terry Muse presented 1st quarter updates

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 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

No one came forward.

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.)

City Attorney Mark Steres provided an explanation on the process of recusal for councilmembers approval of a warrant register when they have a reimbursement shown. Attorney Steres announced the recusal of Councilmember Templeman warrant register 05/31/2015, page1, item 25031 and Councilmember Bertone warrant register 06/15/2015, page, 1item 151734. Councilmember Ebner was absent from the meeting.

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

RESOLUTION NO. 2015-33, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS APPROVING CERTAIN DEMANDS FOR THE MONTHS OF MAY AND JUNE, 2015.

b. Approval of minutes for the regular meeting of May 26, 2015 and special meetings of April 28 and May 12, 2015.

c. Agency Coordination and Financial Agreement to Comply with the Dominguez Channel and Greater Harbors Toxics Total Maximum Daily Load (TMDL)

d. Authorize Mayor to Sign Letter of Opposition to AB 57 (Quirk) regarding Wireless Siting

MOTION: Councilmember Bertone/ seconded Councilmember Badar approve consent calendar with the recusal announcements. (4-0)

YES: Badar, Bertone, Templeman, Morris

NOES: None

ABSENT: Ebner

END OF CONSENT CALENDAR

5. OTHER MATTERS

a. 2015-2016 Annual City Budget

1) Adoption of 2015-2016 Annual Capital and Operating Budget

RECOMMENDED ACTION: Adopt 2015-2016 Annual Capital and Operating Budget

Assistant City Manager Ken Duran presented staff's report on the adoption of the 2015-2016 Annual Capital and Operating Budget, Appropriation Limit for FY 2015-2016 and Salary Resolution 2015- 35.

In response to Mr. Duran's report of a one-time insurance refund of \$402,000 Mayor Morris commented that this is the last year for the insurance refund from CJPIA, because of the formula change. He added that in the future how well the city does on its risk management programs will be reflected on its upfront premium payment. He stated that staff has done well safeguarding the city's liability exposure.

In response to Councilmember Badar question, Mr. Duran explained that the city's actual costs for services are in excess of \$100,000. In addition to the \$87,000 collected from the PEG fee, the general fund contributes additional money to cover those services.

City Manager Michaelis presented the Chamber of Commerce's request for an increase of an ongoing \$10,000 city contribution as well as a \$10,000 one-time contribution to help get new programs started. Mr. Michaelis will meet with Karen Gaffney to get more information and details on the programs and bring back to council.

Mayor Morris stated that there must be an establish government purpose when spending public funds.

MOTION: Councilmember Badar/ seconded Councilmember Bertone to adopt 2015-2016 FY Budget. (4-0)

Yes: Morris, Templeman
Noes: None
Absent: Ebner

2) Adoption of Appropriation Limit for FY 2015-2016

RESOLUTION NO. 2015-34, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ADOPTING APPROPRIATIONS LIMIT FOR FISCAL YEAR 2015-16 AND APPROPRIATE EXCESS REVENUES.

RECOMMENDED ACTION: Adopt Resolution 2015-34, Appropriation Limit for FY 2015-2016

MOTION: Councilmember Badar/seconded Councilmember Bertone waive further reading and adopt Resolution 2015-34. **(4-0)**

Yes: Templeman, Morris
Noes: None
Absent: Ebner

3) Adoption of Salary Resolution 2015-35

RESOLUTION NO. 2015-35, RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS ADOPTING AND EXTENDING THE PAY PLAN AND REIMBURSEMENT SCHEDULE FOR CITY EMPLOYEES

RECOMMENDED ACTION: Adopt Salary Resolution 2015-35

MOTION: Councilmember Templeman/seconded Councilmember Badar to waive further reading and adopt Resolution 2015-35. **(4-0)**

Yes: Bertone, Morris
Noes: None
Absent: Ebner

4) Approve a Cooperative Agreement with the Gold Line Authority to specify the roles and responsibilities of the City and the Authority associated with the construction of Phase 2B of the Gold Line

RECOMMENDED ACTION: Approve agreement with Gold Line Authority.

Blaine Michaelis presented staff's report on this item.

(ADD AMENDED EXHIBIT H TO ORIGINAL AGENDA PACKET HANDED OUT AT MEETING)

Mayor Morris asked if it was anticipated that the city would make any financial contributions.

Mr. Michaelis answered there is no direct financial contribution from the city, but there will be costs associated with the project – staff time, or direct cost of engineer's review of plans and onsite inspection services. He added that this transportation project would be eligible to use some of the city's transportation revenue.

Mayor Morris expressed concern about paragraph 4.2 and the city's costs for work performed.

Mr. Michaelis explained that this was to address any unresolved work issues that were not resolved during the design build process.

Assistant City Manager Larry Stevens shared that the reference is most likely an obsolete one. Now that the \$2 million has been removed the document can be amended. Mr. Stevens pointed out that in the amended exhibit H staff has tried to minimize and provide a description of the unresolved points(design of Bonita/Cataract, design and location of parking structure), that should minimize the argument that they are betterments to be paid from city funds.

Mayor Morris stated that section 4.6 is also inconsistent with other sections of the documents.

Mr. Stevens shared that if section 4.6 eliminated the reference to 4.2 that would clear things up and that there may be some other obsolete language left that may have been missed. Any references to that city contribution should be deleted.

Discussion continued on areas of the document needing changes.

City Manager Michaelis stated that this is in the early stage and will be worked on and brought back to council.

MOTION: Postponement of approval.

6. PUBLIC HEARINGS

- a. Consideration of Municipal Code Text Amendment 15-02,** A request to amend the uses in Specific Plan No. 18, Areas I & III, by allowing expanded Retail and service business uses currently not allowed and other minor text changes, within the San Dimas Plaza and the Fitness Plaza Shopping Centers, located at the northeast and southeast corners of Arrow Highway and Lone Hill Avenue. APNs: 8383-010-024 thru -034, -037, -040, -045, -064, -069, -078 and 8383-020-067 thru -069, -056). **Planning Commission recommended approval 4-0 on May 21, 2015**

ORDINANCE 1232, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS ADOPTING MUNICIPAL CODE TEXT AMENDMENT 15-02 TO AMEND THE USES IN CHAPTER 18.530. SPECIFIC PLAN NO. 18, AREAS I & III, BY ALLOWING EXPANDED RETAIL AND SERVICE BUSINESS USES CURRENTLY NOT ALLOWED, AND OTHER MINOR TEXT CHANGES
(FIRST READING AND INTRODUCTION)

RECOMMENDED ACTION: First reading and introduce Ordinance 1232

Senior Planner Marco Espinoza presented staff's report on this item.

In response to Mayor Morris' question if deleting content still accomplishes what the Planning Commission wanted, Mr. Stevens answered that it repeated the intent of the unclassified use process which is covered by another code.

Councilmember Bertone summarized that what the city is doing is liberalizing the types of business that can go into the shopping centers in order to fill vacancies.

Mr. Espinoza replied yes and that all of the uses are consistent with what is allowed in other shopping centers in the city.

Mr. Stevens added that a minor change is needed to delete the words “wholesaling or” to eliminate confusion.

Mayor Morris opened the public hearing for comment at 8:26 p.m. Seeing no one come forward he closed the hearing.

MOTION: Councilmember Badar/seconded Councilmember Bertone waive further reading and introduce Ordinance 1232 with requested changes presented in staff report. **(4-0)**

Yes: Morris, Templeman

Noes: None

Absent: Ebiner

7. ORAL COMMUNICATIONS

- a. Members of the Audience (Speakers are limited to five-minutes or as may be determined by the Chair.)
 - 1) Raymond Foster Rotary member – updates and announcements
- b. City Manager - Mayor’s call in show
- c. City Attorney – Nothing to report
- d. Members of the City Council
 - 1) Possible appointment of Planning Commissioner
No appointment at this time.
 - 2) Designation of Voting Delegates and Alternate for League of California Cities Meeting September 30, 2015

MOTION: Mayor Morris/seconded Councilmember Bertone appoint Councilmember Templeman as delegate and Councilmember Badar as alternate.

Yes: Badar, Templeman

Noes: None

Absent: Ebiner

- 3) Councilmembers' report on meetings attended at the expense of the local agency.
None
- 4) Individual Members' comments and updates.

Councilmember Templeman notice to shopping centers regarding landscape issues.

8. ADJOURNMENT

The meeting adjourned at 8:39 p.m. The next meeting will be at 4:45 p.m. on June 9, 2015

Respectfully submitted,



Debra Black, Assistant City Clerk