



MINUTES
REGULAR CITY COUNCIL
TUESDAY, FEBRUARY 9, 2016, 7:00 P. M
SAN DIMAS COUNCIL CHAMBERS
245 E. BONITA AVE.

CITY COUNCIL:

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

STAFF:

City Manager Blaine Michaelis
Assistant City Manager Development Services Larry Stevens
Assistant City Manager Ken Duran
City attorney Mark Steres
Director of Parks & Recreation Theresa Bruns
Director of Public Works Krishna Patel
Senior Planner Marco Espinoza
Assistant City Clerk Debra Black

1. CALL TO ORDER AND FLAG SALUTE

Mayor Morris called the meeting to order and led the flag salute at 7:01 p.m.

2. ANNOUNCEMENTS

- Community Open House on February 20, 2016 from 9 AM to Noon to view the Walnut Creek Open Space Project – West Phase Improvements

Director of Parks and Recreation Theresa Bruns invited the community out to the Open House for the Walnut Creek Open Space Project.

- Downtown Specific Plan Charrette – February 22-25, 2016 – Sheriff's Community Room

Assistant City Manager of Community Development Larry Stevens announced progress on the Downtown Specific Plan and provided an overview scheduled meetings.

- 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

1) ASB President at San Dimas High School Evan Celaya updates of upcoming activities and events.

4. CONSENT CALENDAR

(All items on the Consent Calendar are considered to be routine and will be enacted by one motion unless a member of the City Council requests separate discussion.)

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

1) **RESOLUTION 2016-06**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, APPROVING CERTAIN DEMANDS FOR THE MONTHS OF JANUARY AND FEBRUARY, 2016

2) Approve Two-year Extension of Speed Zone Study to 2018

RESOLUTION 2016-11, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, APPROVING A TWO-YEAR EXTENSION OF THE 2011 SPEED ZONE STUDY (ENGINEERING AND TRAFFIC SURVEY) TO 2018

3) Adopt Resolutions authorizing the City Manager to amend the authorized signatures for various banking and investment institutions to add the Administrative Services Manager

RESOLUTION 2016-07, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, AGREEMENT WITH *BANK OF AMERICA/MERRILL LYNCH* FOR CERTIFICATION OF THE INDIVIDUAL AUTHORIZED SIGNER FOR THE PURPOSE OF *DEPOSIT ACCOUNT & TREASURY MANAGEMENT SERVICES*, AND TO DESIGNATE AUTHORIZED SIGNERS ON THE CITY OF SAN DIMAS ACCOUNTS.

RESOLUTION 2016-08, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, AMENDMENT WITH *F & A FEDERAL CREDIT UNION* TO DESIGNATE AUTHORIZED SIGNERS ON THE CITY OF SAN DIMAS ACCOUNTS.

RESOLUTION 2016-09, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, AGREEMENT WITH *US BANK* FOR THE PURPOSE OF *DEPOSIT ACCOUNT & TREASURY MANAGEMENT SERVICES*, AND TO DESIGNATE AUTHORIZED SIGNERS ON THE CITY OF SAN DIMAS ACCOUNTS.

RESOLUTION 2016-10, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA, AGREEMENT WITH *TIME VALUE INVESTMENTS* FOR THE PURPOSE OF INVESTMENT OF IDLE FUNDS AND TO DESIGNATE AUTHORIZED SIGNERS ON THE CITY OF SAN DIMAS ACCOUNTS.

b. **ORDINANCE 1241**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, HEREBY ADOPTING A PLAN AND INTENT TO CONSOLIDATE CITY ELECTIONS WITH THE STATEWIDE ELECTION BY NO LATER THAN THE NOVEMBER 8, 2022, STATEWIDE ELECTION (**SECOND READING AND ADOPTION**)

c. Approval of January 26, 2016 City Council meeting minutes.

- d. Construction Management Services on the Foothill Boulevard Bridge Widening Project (CC 2014-01, BHLS-5367-013, EA 07-9338

- Approve Change Order 2 for Southstar Engineering and Consulting Inc. in the amount not to exceed \$45,000.00 for additional services for the management of the construction contract

- e. Arbor Day 2016

END OF CONSENT CALENDAR

Councilmember Templeman asked for separate discussion on item “D”.

Councilmember Templeman expressed concerned with the request for Change Order 2 on the Foothill Boulevard Bridge Widening Project. He feels that staff should consider requiring the contractor causing the delay to pay the cost from the retention amount

Public Works Director Krishna Patel explained that changes from staff also contributed to delays of the project; however the differences have been resolved.

ACTION: By motion and seconded (Councilmember Templeman/ Councilmember Badar) to approve consent as presented. Motion carried by unanimous vote.

YES: Badar, Bertone, Ebner, Templeman, Morris

NOES: None

ABSENT: None

ABSTAINED: None

5. PUBLIC HEARING

- a. Introducing Ordinance 1243 to Reflect the Correct Recommended Miles Per Hour Speed Limit for San Dimas Avenue Loop Junction to 30.

ORDINANCE 1243, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA INTRODUCING ORDINANCE 1243 TO REFLECT THE CORRECT RECOMMENDED MILES PER HOUR SPEED LIMIT FOR SAN DIMAS AVENUE (LOOP JUNCTION) TO 30 MPH (FIRST READING AND INTRODUCTION)

RECOMMENDED ACTION: Introduce Ordinance 1243, to reflect the correct recommended miles per hour speed limit for San Dimas Avenue (loop junction) to 30 mph.

Director of Public Works Krishna Patel presented staff’s report on this item.

Council and staff discussed the factors of the engineers report, traffic survey and potential liability responsibilities.

Mayor Morris opened the public hearing for comments.

- 1) John Margis resident spoke in opposition to the change.
- 2) Patrick Jones resident spoke in favor of the change.

Mayor Morris closed public hearing and brought the item back for discussion.

Councilmember Templeman suggested having a second opinion when the next survey is done.

City Attorney Mark Steres pointed out there is a typo on the second entry of the chart in the ordinance showing “30” instead of “35”.

ACTION: By motion and seconded (Councilmember Bertone/ Councilmember Templeman) to waive further reading and introduce Ordinance 1243. The motion carried by unanimous vote. **(5-0)**

YES: Badar, Bertone, Ebner, Templeman, Morris

NOES: None

ABSENT: None

ABSTAIN: None

Councilmember Ebner suggested that when the next report is being prepared staff takes a look at all the other factors when considering raising the limit.

6. PLANNING MATTERS

- a. Municipal Code Text Amendment 15-05- Amendment to Chapters 5.28, 5.32 and 5.77. to provide regulatory authority over massage uses consistent with State Law (Assembly Bill 1147)

ORDINANCE 1242, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS, CALIFORNIA ADOPTING MUNICIPAL CODE TEXT AMENDMENT 15-05 WHICH WILL AMEND CHAPTERS 5.77, 5.28 AND 5.32 TO COMPLY WITH ASSEMBLY BILL 1147 RELATING TO HOW MASSAGE BUSINESSES ARE ALLOWED TO BE PROCESSED, OPERATED AND INSPECTED WITHIN THE CITY (FIRST READING AND INTRODUCTION)

RECOMMENDED ACTION: Introduce Ordinance 1242, adopting Municipal Code Text Amendment 15-05 which will amend chapters 5.77, 5.28 and 5.32 to comply with Assembly Bill 1147 relating to how massage businesses are allowed to be processed, operated and inspected within the city amending.

Senior Planner Marco Espinoza presented staff’s report on this item and announced clarification of language added to the ordinance.

ACTION: By motion and seconded (Councilmember Bertone/ Councilmember Badar) to waive further reading and introduce Ordinance 1242. The motion carried by unanimous vote. **(5-0)**

YES: Badar, Bertone, Ebner, Templeman, Morris

NOES: None

ABSENT: None

ABSTAIN: None

7. OTHER BUSINESS

- a. Mandatory Organics Recycling Plan

Assistant City Manager Ken Duran presented staff’s report on this item.

RECOMMENDED ACTION: Adopt the Mandatory Commercial Organics Recycling Plan.

ACTION: By motion and seconded (Councilmember Ebner/Councilmember Badar) to adopt the Mandatory Commercial Organics Recycling Plan. Motion passed by unanimous vote. **(5-0)**

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

8. ORAL COMMUNICATIONS (Speakers are limited to five (5) minutes or as may be determined by the Chair.)

a. Members of the Audience

- 1) Gil Gonzalez resident reported on removal of graffiti behind Red Roof Inn.
- 2) Patrick Jones shared an idea on citywide video cameras

b. City Manager

Announcements of upcoming guests for the "Ask the Mayor" call in show.

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 explained that with the help of Cal Trans, Sheriff's Department and the Manager of the Red Roof Inn a lot of improvement has been made and Red Roof Inn should not be discredited because of the people that hang around that corridor.

Councilmember Badar shared his experience with the Chamber of Commerce and Bonita Unified School District's Principal for a day and encouraged other to participate when the opportunity arises.

9. ADJOURNMENT

The meeting adjourned at 8:40 p.m. to the Preliminary 2015-16 Budget Study Session on February 23, 2016 at 5:00 p.m. followed by the regular City Council meeting at 7:00 p.m.



Debra Black, Assistant City Clerk



Curtis W. Morris, Mayor