

**MINUTES**  
**REGULAR CITY COUNCIL /**  
**SUCCESSOR AGENCY MEETING**  
**TUESDAY, MARCH 08, 2016, 7:00 P. M.**  
**SAN DIMAS COUNCIL CHAMBERS**  
**245 E. BONITA AVENUE**

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**CITY COUNCIL:**

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

**STAFF:**

City Manager Blaine Michaelis  
Assistant City Manager of Development Services Larry Stevens  
Assistant City Manager Administrative Services Ken Duran  
Director of Parks and Recreation Theresa Bruns  
Director of Public Works Krishna Patel  
Municipal Arborist Jim Robertson  
Assistant City Clerk Debra Black

**1. CALL TO ORDER FLAG SALUTE**

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

**2. RECOGNITIONS AND ANNOUNCEMENTS**

- Theresa Bruns – Director of Parks and Recreation recognized by the 41<sup>st</sup> State Assembly District Office as a Woman of Distinction Honoree for 2016

**City Manager Blaine Michaelis** introduced Theresa and congratulated her for being honored and shared the city's mutual acknowledgement of her accomplishment.

- Municipal Arborist Jim Robertson to announce the Arbor Day Activity scheduled for March 9, 2016 at Shull School and to present the Tree City USA 10 Year Award

**Mr. Robertson** introduced himself as the city's Municipal Arborists and announced the city receiving the Tree City USA Award.

- Parks and Recreation Department to announce the Annual Family Festival, Easter Egg Hunts, and Community Service Planting Project to be held on March 19, 2016 at the Civic Center and Via Verde Park.

**Recreation Coordinator Erica Rodriguez** highlighted some of the events and activities of the Annual Family Festival and Easter Egg Hunt

➤ Los Angeles County Sheriff's Department Recognition of Incycle for Holiday Toy Event

**Mayor Morris** read details of the organizations activities and events, after which he and Lt. Andy Berg presented plaques to some of the organizers.

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) **Evan Celaya**, ASB President highlighted events and activities at the High School.
- 2) **Cheryl Panzer**, President of the Chamber of Commerce announced events and activities produced/presented by the Chamber.
- 3) **Kevin Kenney** resident thanked the Council for the opportunity to volunteer and the lessons he learned by serving on City Commissions.

The Mayor and Councilmembers thanked Mr. Kenney for his contribution to the community.

#### 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.)

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

- a. **RESOLUTION 2016 -15**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS APPROVING CERTAIN DEMANDS FOR THE MONTHS OF FEBRUARY AND MARCH 2016.
- b. **RESOLUTION 2016-16**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS AMENDING A STANDARDIZED CONFLICT OF INTEREST CODE FOR DESIGNATED EMPLOYEES OF THE CITY OF SAN DIMAS
- c. Approve the minutes of the February 23, 2016 Study Session and regular City Council meetings.
- d. Deny Claim Arellano vs. City of San Dimas (#1931980 TVQ)

- e. Award of Engineering and Geotechnical Design Contacts for Design of Proposition 1 grant Application Project for Stormwater Permit Requirements

**MOTION:** By motion and second (Councilmember Ebner and Councilmember Bertone) the motion carried by unanimous vote to approve the consent calendar as presented.

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

END OF CONSENT CALENDAR

## 5. PLANNING MATTERS

- a. Consideration of an Agreement with NJD, Ltd. to modify the project approvals to reflect the inclusion of the South 40 parcel within the scope of the project and adjust the potential development rights on both parcels; revise the equestrian trail required by Condition No. 56 of Tentative Tract Map No. 70583 to include an alternate trail; require that developer transfer fee title of approximately fifteen (15) acres of the South 40 parcel that includes the new South 40 Trail and the area located east of the South 40 trail and adjacent to Horsethief Canyon Park to the City with the remaining approximate twenty-five (25) acres of the South 40 parcel to be preserved in a natural state and used as future environmental mitigation; and, waive the City's option to take ownership of 84 acres of open space described in the Development Agreement or any other open space in the project while still preserving it in a natural state.

- 1) **AGREEMENT TO MODIFY DEVELOPMENTS RIGHTS AND OBLIGATIONS FOR NORTHERN FOOTHILLS PROJECT**
- 2) **ORDINANCE 1236, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN DIMAS APPROVAL OF MUNICIPAL CODE TEXT AMENDMENT 12-04, AMENDING THE BOUNDARY OF PLANNING AREA ONE OF SPECIFIC PLAN NO. 25 TO INCLUDE 40 ADDITIONAL ACRES AND TO INCREASE THE NUMBER OF LOTS WITHIN THE REVISED PLANNING AREA ONE FROM 61 LOTS TO 65 LOTS. (SECOND READING AND ADOPTION)**

**RECOMMENDATION:** Approve the Agreement with NJD, Ltd. and adopt Ordinance 1236.

**Assistant City Manager of Development Services Larry Stevens** presented staff's report on this item.

**Councilmember Bertone** asked who is going to own the 84 acres in the north and the 25 acres on the south.

In response Mr. Stevens stated that this is the subject of an agreement between the

developer, Army Corps and US Fish and Wildlife, requiring permanent mitigation and managed by an independent management agency.

**Councilmember Bertone** asked about the language regarding NJD requesting an amendment to the Tentative Tract Map.

**Mr. Stevens** responded that they currently have an approved TTM for 61 lots and they are taking four of those lots that the zoning ordinance allows on the south 40 and moving them to the main project, which requires an amendment to the map.

**Stan Stringfellow** for the developer added that Mr. Stevens and staff did a great job laying out the deal points and added that the Southwest Resource Management Agency is the name of the agency that will be conserving the property. He added that this is good use of the property because it conserves almost 160 acres.

**ACTION:** By motion and second (Councilmember Bertone, Councilmember Ebiner) to modify the Agreement to Development Rights and Obligations for Northern Foothills Project. The motion passed unanimously.

**YES:** Badar, Bertone, Ebiner, Templeman, Morris  
**NOES:** None  
**ABSENT:** None  
**ABSTAIN:** None

**ACTION:** By motion and second (Councilmember Ebiner, Councilmember Bertone) to adopt Ordinance 1236. The motion passed unanimously.

**YES:** Badar, Bertone, Ebiner, Templeman, Morris  
**NOES:** None  
**ABSENT:** None  
**ABSTAIN:** None

**Councilmember Bertone** commented that he was disappointed that 61 homes are going up, but once this agreement is accepted it will preserve a lot of open space. He also thanked Mr. Stevens for a good job.

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

- a. Members of the Audience

No one came forward.

- b. City Manager

Announcement of the Mayor's call in show.

- c. City Attorney

Nothing was reported.

d. Members of the City Council

- 1) City Council appointment of Southern California Association of Governments (SCAG) General Assembly representative.

**ACTION:** By motion and second (Councilmember Badar, Mayor Morris) to appoint Councilmember Bertone. Motion passed by unanimous vote.

**YES:** Badar, Bertone, Ebner, Templeman, Morris

**NOES:** None

**ABSENT:** None

**ABSTAIN:** None

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

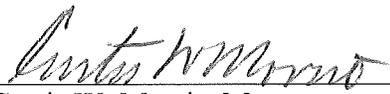
Nothing was reported.

- 4) Individual Members' comments and updates.

**7. ADJOURNMENT**

The meeting adjourned at 7:53 p.m. The next City Council meeting will be held on Tuesday, March 22, 2016, 7:00 p.m.

  
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Debra Black, Assistant City Clerk

  
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Curtis W. Morris, Mayor