



**REGULAR CITY COUNCIL MINUTES
TUESDAY, JUNE 14, 2016, 7:00 P. M.
SAN DIMAS COUNCIL CHAMBERS
245 EAST BONITA AVENUE**

CITY COUNCIL:

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

STAFF:

City Manager Blaine Michaelis
Assistant City Manager Community Development Services Larry Stevens
Assistant City Manager Administrative Services Ken Duran
City Attorney Mark Steres
Director of Parks and Recreation Theresa Bruns
Director of Public Works Krishna Patel
Associate Engineer Steve Barragan
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 7:05 p.m.

2. 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

- 1) **Nora Chen** San Dimas Library announcements
- 2) **Michael Huff** La Verne resident opposing the removal of a Heritage Oak tree with the Golden Hills Road Project
- 3) **Gary Enderle** San Dimas resident announced these upcoming events:

- National Night Out August 2 at Via Verde Park,
- San Dimas HEROES Golf Tournament September 12.

He shared that the Care Meridian Group has done a good job in communicating with the Via Verde Ridge Homeowners Association, and that June 9th will be the 21st anniversary of the death of Louis Pompei he would like to see someone from the city attend some part of the planned ceremony.

- 4) **Bob Hardcastle** Sheriff's Volunteer announced an event planned by the Horse Evacuation And Resource Team (HEART) on June 18, 2016.

3. 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:**

RESOLUTION 2016-33, A Resolution of the City Council of the City of San Dimas Approving Certain Demands for the Months of May and June 2016.

- b. **Approval of minutes for the special meetings of May 24, 2016, June 2, 2016 and the regular meeting of May 24, 2016, 7:00 pm.**

- c. **RESOLUTION 2016-36**, A Resolution of the City Council of the City of San Dimas Authorizing Submittal of Application for Payment Programs and Related Authorizations

- d. **Claim Denial Merritt v. City of San Dimas (1937812) TVQ**

Councilmember Badar recused himself from approval of Warrant Register 06/15/2016. (Item #155509). There being no further considerations or requests the following action was taken:

MOTION: Badar
SECOND: Ebner
AYES: Badar, Ebner, Bertone, Templeman, Morris
NOES: None

The motion carried to approve the consent calendar as presented.

END OF CONSENT CALENDAR

4. OTHER MATTERS

- a. **Verbal report from Staff – Metrolink Horn Noise – Quiet Zone Designation**

Recommended Action: Receive and file

City Manager Blaine Michaelis presented staff's report on this item.

Councilmember Badar asked if there would be any value to council signing and sending a letter to Metrolink.

Mr. Michaelis explained that the step of responding staff to staff was more immediate and allows council to address any matter they would like to address with the Metrolink Board separately.

Councilmember Templeman shared that he requested staff add this item to the agenda and prepare a letter from the Mayor. And while he is okay with staff's letter he doesn't want the city to sleep on this issue and feels a message from all of council at some point would be a stronger indication that they are supportive of this direction. He added that this is Metrolink's problem and they should fix it.

Councilmember Ebner felt that a sample work plan and a detailed list of requirements should be obtained to get an overview of what the process of getting a quiet zone entails.

Councilmember Bertone agreed with Councilmember Ebner and would like to see a detailed listing of the requirements for quiet zones.

Councilmember Badar felt that if there is going to be a problem with the Gold Line horns in the future the conversations need to start now.

Mr. Michaelis summarized the plan of action with the understanding that a letter from the council would be prepared once it is known what will be discussed at the board meeting.

Director of Public Works Krishna Patel shared that there will be a national hearing on the issue of horns and quiet zones where comments can be submitted. Staff plans to bring to council their suggestion of a resolution with suggested comments at the next council meeting.

Mayor Morris invited members of the audience for comment.

Claudia Flores resident thanked staff for their time and commitment to project and pointed out that the double track and quiet zones should be kept as separate issues.

Chelsea Todd resident asked where someone could go to oppose Metrolink acquiring additional track footage.

Mayor Morris gave a brief description of the imminent domain component of a court hearing.

Mr. Michaelis added that a benefit of the initial design of the project will identify the areas of right of way that need the additional footage and they are required to hold hearings where the public can comment.

Pete S. resident strongly discourages the double track and shared details of other projects that are experiencing difficulties because of opposition by citizens groups.

Councilmember Ebner left dais 7:57 pm and returned 7:59pm.

b. CC 2016-01 Bonita Avenue Boardwalk Streetscape Replacement & Renovation Project Renovation Project

Recommended Action:

- Grant low bidder Yakar's request to withdraw bid due to clerical error in calculating bid amount.
- Award Construction Contract 2016-01 to the second low bidder Act 1 for the base bid amount of \$2,553,348.50.
- Approve Change Order No. 1 that reduces the project cost by \$115,035 by deleting bid items that could be completed collectively by City forces or by another City contractor.
- Approve Change Order No. 2 that reduces the project cost by \$335,619 by allowing a different construction method or approved equal substitution.
- Award of Soils Engineering and Construction Surveying and other Contractors associated with the contract.
- Appropriate \$2,065,000 from General Fund and Fund 07: City Wide Lighting District.
- Approve revised total construction project budget of \$2,595,683.90.

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

Mayor Morris announced that council held a special meeting earlier to hear a detailed presentation from staff on this item.

Councilmember Badar asked staff to verify what the balance of the city reserves would be after funding of this project.

Assistant City Manager Ken Duran supplied the following summary; the ending fund balance at the end of next year is anticipated to be \$16.1 million, representing 79% of the city's general operating expenses.

City Attorney Mark Steres advised that unless there is a split vote all seven items could be voted on at once.

There being no further discussion the following action was taken:

MOTION: Bertone

SECOND: Templeman

AYES: Badar, Ebner, Bertone, Templeman, Morris

NOES: None

The motion carried to approve the recommended action listed for the CC 2016-01 Bonita Avenue Boardwalk Streetscape Replacement & Renovation Project.

c. Approval of the Final Mitigated Negative Declaration as Required to Obtain Los Angeles County Flood Control Easements for the Re-alignment and Reconstruction of Golden Hills Road through the San Dimas Debris Placement Site (a Flood Control Property)

Recommended Action: Approve the Final Mitigated Negative Declaration

Associate Engineer Steven Barragan presented staff's report on this item.

Mayor Morris asked about the removal of the one Oak tree.

Director of Public Works Krishna Patel answered that the impacted tree cannot be saved because of the alignment of the road.

In response to **Mayor Morris'** question regarding alternate alignment options Mr. Patel answered that he did share information with another resident who had several concerns, however the resident tonight did not respond to letters sent.

Councilmember Ebiner asked how much the road would have to be moved to avoid removing the tree and the effect on other trees.

Mr. Patel replied that if moved to the north it increases the effect on the trees on the other side of the road.

Mr. Huff questioned the need to remove the tree and recommended moving the road instead and asked for a review on this matter.

Council, staff and the resident continued discussing ideas and remedies on how to save the tree.

In conclusion it was decided to continue this item to the next council meeting, after some councilmembers and staff visited the site.

ACTION: Consensus to continue this item to the meeting of June 28, 2016.

d. 2015 Annual Housing Element Progress Report

Recommended Action: Receive and file.

Mr. Stevens presented staff's report on this item with an update that he would be adding a sentence to section "C", which indicates there were 11 units that the city provided rental assistance to.

There being no discussion on this item the following action was taken:

MOTION: Templeman

SECOND: Bertone

AYES: Badar, Bertone, Ebiner, Templeman, Morris

NOES: None

The motion carried to receive and file the Annual Housing Element Progress Report.

e. Inland Valley Humane Society Service Agreement

Recommended Action: Approve the proposed two-year Service Agreement with Inland Valley Humane Society.

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

There being no discussion on this item the following action was taken:

MOTION: Bertone
SECOND: Ebiner
AYES: Badar, Bertone, Ebiner, Templeman, Morris
NOES: None

The motion carried to approve the two-year Service Agreement with the Inland Valley Humane Society.

f. Adoption of 2016-2017 Annual Capital and Operating Budget

Recommended Action: Adopt 2016-2017 Annual Capital and Operating Budget

Mr. Duran presented staff's report on this item.

Mayor Morris asked if this budget included the same amount of assistance to the Chamber of Commerce as in previous years.

Mr. Duran answered yes it is the same amount of assistance but staff is still in talks over what they will actually need in the future.

Councilmember Ebiner asked what the \$120,000 amount budgeted for the decorative lighting will cover for the coming year.

Mr. Patel responded that it will cover three blocks of Fourth Street.

Mayor Morris opened the discussion for public comments. Seeing no one come forward public comments was closed.

There being no further discussion on this item the following action was taken:

MOTION: Bertone
SECOND: Ebiner
AYES: Badar, Bertone, Ebiner, Templeman, Morris
NOES: None

The motion carried to adopt the 2016-2017 Annual Capital and Operating Budget.

- g. RESOLUTION 2016-34**, 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 2016-17 and Appropriate Excess Revenues.

Recommended Action: Adopt Resolution 2016-34, Appropriation Limit for FY 2016-2017

Mr. Duran presented staff's report on this item.

There being no discussion on this item the following action was taken:

MOTION: Templeman
SECOND: Ebner
AYES: Badar, Bertone, Ebner, Templeman, Morris
NOES: None

The motion to adopt Resolution 2016-34, Appropriation Limit for FY 2016-2017 carried.

- h. RESOLUTION 2016-35**, A 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 Resolution 2016-35, Adopting and Extending the Pay Plan and Reimbursement schedule for City Employees

Mr. Duran presented staff's report on this item. There being no discussion on this item the following action was taken:

MOTION: Ebner
SECOND: Bertone
AYES: Badar, Bertone, Ebner, Templeman, Morris
NOES: None

5. ORAL COMMUNICATIONS

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

No one came forward.

- b. City Manager**

Announcement of the Mayor's call in show this week.

- c. City Attorney**

Thanked council for excusing him for vacation.

d. Members of the City Council

- 1) Designation of Voting Delegates and Alternate for League of California Cities Meeting October 5, 2016 in Long Beach.

There being no discussion on this item the following action was taken:

MOTION: Ebner
SECOND: Bertone
AYES: Badar, Bertone, Ebner, Templeman, Morris
NOES: None

The motion to designate Councilmember Badar as the delegate and Councilmember as the alternate carried.

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

Councilmembers Templeman, Ebner, Badar Gold Line meeting - \$10.00 transit card.

- 3) Individual Members' comments and updates.

- Councilmember Templeman commented on a camera at Wells Fargo ATM School District ad Hoc Committee
- Councilmember Badar raised concern over on cell phone service in downtown and crime statistics on transit stations
- Councilmember Bertone restated his interest in having specifics on intersections of quiet zones and requested a staff person to accompany him to the Golden Hills Road Project site

6. ADJOURNMENT

There being no further business, Mayor Morris adjourned the meeting at 9:25 p.m. to Tuesday June 28, 2016 at 7:00 p.m.



Debra Black, Assistant City Clerk



Curtis W. Morris, Mayor