

CITY OF LA VERNE

CITY COUNCIL AGENDA

Don Kendrick, Mayor

Robin Carder, Mayor Pro Tem

Donna Redman, Council Member

Charlie Rosales, Council Member

Tim Hepburn, Council Member



www.ci.la-verne.ca.us

(909) 596-8726 - Phone

(909) 596-8740 - Fax

City Hall Council Chamber

3660 D Street

La Verne, CA 91750

Monday, March 21, 2016 - 6:30 p.m.

City Hall

Council Chambers

3660 D Street, La Verne, CA 91750

Attendance and participation at the City of La Verne Council meetings are welcomed and appreciated. Community engagement provides the City Council with valuable information. Regular Meetings are held on the 1st and 3rd Monday of every month. In compliance with the American Disabilities Act, any person with a disability who requires a modification or accommodation in order to participate in a meeting should contact the City Clerk's Office at (909) 596-8726 at least 48 hours prior to the meeting.

All items submitted for future agendas must be in writing to the Deputy City Clerk no later than 5 p.m. on the Monday prior to the first and third Monday of each month. Materials related to an item on this agenda, submitted to the Council after distribution of the agenda packet, are available for public inspection at the meeting or in the City Clerk's Office during normal business hours.

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **ROLL CALL:** Council Member Hepburn, Council Member Redman, Council Member Rosales, Mayor Pro Tem Carder, and Mayor Kendrick

4. **ANNOUNCEMENTS AND PRESENTATIONS**

Youth and Family Action Committee Logo Contest Winners- The La Verne Youth and Family Action Committee recently held a contest for local students to help create a new logo for use on outreach and educational materials. Tommy Anderson, Sara Joromat, and Sabrina Finn have been named the finalists and will be recognized for their participation, and awarded their prizes.

5. **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. **City Council Minutes** of the regular and adjourned meetings of March 7, 2016, to be received and filed.

b. **Register of Audited Demands** – in the amount of \$541,755.55 dated February 29, 2016; and in the amount of \$366,937.15 dated March 7, 2016, approval recommended.

c. **Treasurer’s Report for the Month of February, 2016**, to be received and filed.

d. **Resolution(s)** passage and adoption recommended, as follows:

1. **Resolution No. 16-20** – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA CONSENTING TO THE INCLUSION OF PROPERTIES WITHIN THE TERRITORY OF THE CITY OF LA VERNE IN THE CSCDA OPEN PACE PROGRAMS; AUTHORIZING THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY TO ACCEPT APPLICATIONS FROM PROPERTY OWNERS, CONDUCT CONTRACTUAL ASSESSMENT PROCEEDINGS AND LEVY CONTRACTUAL ASSESSMENTS WITHIN THE TERRITORY OF THE CITY OF LA VERNE; AND AUTHORIZING RELATED ACTIONS. *The City Council is requested to authorize participation in the California Statewide Communities Development Authority (CSCDA) Open PACE Program. The Open PACE Program gives qualified residential and commercial property owners the ability to finance the installation of renewable energy, energy and water efficiency improvements, seismic strengthening improvements and electric vehicle charging infrastructure on their property. Financing will be made possible by the issuance of bonds by CSCDA; owners will repay the bonds through a voluntary contractual assessment collected together with their property taxes. The program has no cost to the City of La Verne. Staff recommends that City Council adopt Resolution No. 16-20, authorizing the City of La Verne’s participation in CSCDA Open PACE Program, which will enable property owners to finance permanently fixed renewable energy, energy and water efficiency improvements, seismic strengthening improvements and electric vehicle charging infrastructure.*

2. **Resolution No.16-21** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING EXECUTION OF A PUBLIC WORKS CONTRACT WITH CALIFORNIA PROFESSIONAL ENGINEERING, INC., FOR THE BONITA AVENUE AND B STREET AND BONITA AVENUE AND WHITE AVENUE SIGNAL IMPROVEMENTS, FEDERAL PROJECT NO HSIPL-5149(017). *Bids were received and opened for the Bonita Avenue and B Street and Bonita Avenue and White Avenue Traffic Signal Improvement Project on March 8, 2016. There were three (3) bids received. Staff recommends that the City Council approve Resolution No. 16-21, awarding a public works contract to California Professional Engineering, Inc., the lowest bidder, in the amount of \$306,453.00 for the Bonita Avenue and B Street and Bonita Avenue and White Traffic Signal Improvement Project, and authorize staff to approve change orders of up to 10% of the award amount. This project is categorically exempt from the California Environmental Quality Act, Section 15301 – Existing Facilities, and City of La Verne environmental guidelines.*

6. **PUBLIC HEARINGS**

Proposed Development Agreement with Gilead Sciences, Inc. - The Planning Commission and Development Review Committee previously approved a pharmaceutical manufacturing facility for Gilead Sciences, Inc. located at 1800 Wheeler Avenue. The first phase of the facility is currently under construction, and the applicant has proposed a development agreement with the City that would allow the second phase to remain entitled for up to 15 years.

Staff Recommendation:

The City Council should approve the proposed Development Agreement (Case No. 79-14DA) and place on first reading Ordinance No. 1067, approving the development agreement.

Ordinance No. 1067 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING CASE NO. 79-14DA, A REQUEST BY GILEAD SCIENCES, INC. TO ENTER INTO A DEVELOPMENT AGREEMENT WITH THE CITY OF LA VERNE FOR THE DEVELOPMENT OF A PHARMACEUTICAL MANUFACTURING FACILITY AT 1800 WHEELER AVENUE.

7. **OTHER MATTERS**

- a. **Consideration of a Public Hearing Regarding the Formation of an Underground Utility District on White Avenue between Towne Center Drive and First Street** - California Public Utilities Commission (CPUC) Rule 20A establishes program funding for the undergrounding of overhead utilities by municipalities. To formally initiate the project, Southern California Edison (SCE), requires the City Council adopt a resolution declaring the proposed project area an underground utility district. Per City of La Verne Municipal Code Â§13.36, the City must hold a public hearing before establishing an underground utility district. To satisfy this requirement, the City Council is asked to set a public hearing for Monday, April 18, 2016.

Staff Recommendation:

The City Council should approve Resolution 16-18, calling a public hearing on April 18, 2016 to determine whether public necessity, health, safety, or welfare requires the formation of an Underground Utility District on White Avenue between Towne Center Drive and First Street.

Resolution No. 16 -18 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, CALLING A PUBLIC HEARING TO DETERMINE WHETHER PUBLIC NECESSITY, HEALTH, SAFETY, OR WELFARE REQUIRES THE FORMATION OF AN UNDERGROUND UTILITY DISTRICT ON WHITE AVENUE BETWEEN TOWNE CENTER DRIVE AND FIRST STREET.

This project is categorically exempt from the California Environmental Quality Act (CEQA) under Section 15302 (d) – conversion of overhead electric utility distribution system facilities to underground including connection to existing overhead electric utility distribution lines where the surface is restored to the condition existing prior to undergrounding.

- b. **Rotation of Mayor Pro Tem** - The City Council has followed a formal procedure for the rotation of the office of Mayor Pro Tem since 1993 and reaffirmed that policy annually. According to the established rotation policy, the office of Mayor Pro Tem rotates to Council Member Charles Rosales for a one-year term or until the second Council meeting in March 2017.

Staff Recommendation:

The City Council should adopt Resolution No. 16-19, updating the list of office holders and appointing Charles Rosales as Mayor Pro Tem for a one-year term, or until the second Council meeting March 2017.

Resolution No. 16-19 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ESTABLISHING PROCEDURES FOR SELECTING A MAYOR PRO TEM PURSUANT TO THE PROVISIONS OF CALIFORNIA GOVERNMENT CODE SECTION 26801 AND REPEALING RESOLUTION NO. 15-14.

- c. **Resident Request for Invocations at City Council Meetings** - On March 7, 2016, during public comments, La Verne city resident Mike Noriega spoke to the City Council regarding his desire to have invocations at City Council Meetings.

- d. **Resident Keith Reeves Request** – Mr. Keeves has requested to be placed on the Agenda to present the Council his issues regarding the City's current position on the issuance of Concealed Weapons Permits.

- e. **City Council Assignments** – Each year at this time the Council evaluates whether changes in the council committee assignments are warranted. Considering that staff has prepared the list of assignments with the recommended changes for Council consideration

Staff Recommendation:

The City Council should approve the list of assignments and make any additional changes as appropriate.

- f. **Timeline and Action Items to Evaluate Revenue Measure** - During the strategic planning workshop in January, it was determined that the City should explore the feasibility of pursuing a revenue measure during the March 2017 election. As a result of that decision, the Finance Subcommittee has put together a proposed timeline of steps and budget that would be needed to initiate this effort.

Staff Recommendation:

The City Council should provide comment regarding the attached timeline and give direction on proceeding as described.

- 8. **PUBLIC COMMENTS/ORAL COMMUNICATIONS** - This is the time set aside for anyone wishing to address the City Council on items not listed in any other place on the agenda. Under the provisions of the Brown Act, the legislative body is prohibited from talking 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. Any person desiring to speak should complete a 'Speaker Card,' located at the podium, and hand it to the Deputy City Clerk. When addressing the Council, please go to the podium and state your name and address for the record. The Mayor reserves the right to place limits on duration of comments.

9. **COUNCIL COMMENTS AND CONFERENCE/MEETING REPORTS** - Each Council Member may address the Council and public on matters of general information and/or concern. This is also the time for Council Members to report on conferences and/or meetings they have attended.

10. **CLOSED SESSION** - No matters scheduled.

11. **ADJOURNMENT to Monday, April 4, 2016, at 5:00 p.m.**, for a City Council Study Session on the City's 5-year Capital Improvement Plan in the Conference room of La Verne City Hall, 3660 D Street, La Verne.

THE NEXT REGULAR MEETING of the La Verne City Council
is scheduled for Monday, April 4, 2016 at 6:30 p.m.

ADVISORY STAFF

- _____ Robert Russi, City Manager
- _____ Teri Baker, Assistant to the City Manager
- _____ Robert Kress, City Attorney
- _____ Lupe Gaeta Estrella, Deputy City Clerk
- _____ Dan Keeseey, Director Public Works
- _____ Hal Fredericksen, Director of Community Development
- _____ Richard Martinez, Finance Officer
- _____ Bill Aguirre, Director of Community Services
- _____ Scott Pickwith, Police Chief
- _____ Pete Jankowski, Fire Chief
- _____ Dominic Milano, City Engineer
- _____ Bill Elftman, Information Services Manager