

# CITY OF LA VERNE

## CITY COUNCIL AGENDA

Don Kendrick, Mayor

Charlie Rosales, Mayor Pro Tem

Donna Redman, Council Member

Robin Carder, Council Member

Tim Hepburn, Council Member



[www.ci.la-verne.ca.us](http://www.ci.la-verne.ca.us)

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City Hall Council Chamber

3660 D Street

La Verne, CA 91750

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**Monday, December 19, 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 1<sup>st</sup> and 3<sup>rd</sup> 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 Assistant 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 Carder, Mayor Pro Tem Rosales and Mayor Kendrick

4. **ANNOUNCEMENTS AND PRESENTATIONS**

a. **Presentation to Calvary Baptist Cougars Football Team 2016 Majestic League**

**Champions** - The Calvary Baptist Cougars had a 5-5 overall record and went 3-0 in league to win the Majestic League. They advanced to the 1<sup>st</sup> round of the CIF playoffs. This was the Calvary's Baptist 1<sup>st</sup> League Championship in football since 2010. Calvary Baptist was the smallest school in the State of California to field a varsity tackle football team and they played in the CIF 8-man football, small school divisions. The team was coached by Lincoln Dial and assisted by Miguel Garcia-Salas and Jim Hefferon. The team roster is as follows:

Taylor Dial	Jeremiah Frisco	Ryan Callum
Andrew Diaz-DeLeon	Ryan Zhang	Hayoon Lim
Max Garza	William Gao	Israel Ramirez
Shane Hefferon	June Ho Choi	Joshua Woods
		Christian Reynolds

b. **Presentation to Southern California Velo Cycling Club** - The City Council will be recognizing Demi Hechanova, President of the SC Velo Cycling Club for their donation of a bicycle repair station at Oak Mesa Park. The bicycle repair station makes it easy for cyclists to make the necessary repairs to their bikes before they ride the Marshall Canyon Trail.

c. **Swearing In Ceremony and Badge Pinning for Police Chief Designate Nick Paz**

On November 7, 2016, City Council announced the selection of Captain Nick Paz as the next Police Chief, succeeding Police Chief Scott Pickwith.

Chief Paz has served the City of La Verne for over 30 years in a number of capacities with the last 5 years as Police Captain. He has a Bachelor of Science Degree in Organizational Management from the University of La Verne, and attended the FBI National Academy, in Quantico, Virginia. Chief Paz has been instrumental in moving the department forward with projects such as: implementation of the Police Department's new dispatch, records management, license plate reader, and 911 systems as well as the re-establishment of the Explorer Program. Additionally, he has enhanced community outreach efforts through technology. Nick has dedicated his personal time to bettering the community as a member of the La Verne Youth and Family Action Committee, the California Special Olympics, and the United States Air Force Mini Jet Program which serves children with cancer and developmental disabilities.

**Judge Geanene Yriarte will be swearing in Chief Paz, and son Nicolas Paz III will be pinning his badge.**

Immediately following the ceremony, City Council will **RECESS** for a reception for Police Chief Designate Nick Paz.

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 November 21, 2016, to be ***received and filed***.
  
- b. **Register of Audited Demands** in the amount of \$746,267.99 dated November 28, 2016, and in the amount of \$1,141,972.45, dated December 5, 2016, ***approval recommended***.
  
- c. **Treasurer's Report for the Month of November 2016** to be ***received and filed***.
  
- d. **Resolution (s) passage and adoption recommended, as follows:**
  - 1. **Resolution Nos. 16-90 and 16-91, Amending the Appropriations Limit for 2015/16 and 2016/17** - Each year the City adopts an annual appropriations limit that is concerned with the appropriations financed by proceeds from taxes. Appropriations financed by service fees, non-taxes and other revenues are exempt. The City's fiscal year 2015/16 and 2016/17 budgets reflect proceeds from taxes well under this limit.

**Resolution No. 16-90** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AMENDING RESOLUTION 15-40 WHICH DETERMINED AND ADOPTED AN APPROPRIATIONS LIMITATION FOR THE 2015-16 FISCAL YEAR

**Resolution No. 16-91** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AMENDING RESOLUTION 16-46 WHICH DETERMINED AND ADOPTED AN APPROPRIATIONS LIMITATION FOR THE 2016-17 FISCAL YEAR

***It is recommended that the City Council adopt the resolutions amending the appropriations limit for Fiscal Year's 2015/16 and 2016/17.***

- 2. **Resolution No. 16-92** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, CASTING ITS THREE VOTES FOR ROSEMEAD COUNCILMEMBER MARGARET CLARK TO REPRESENT CITIES WITHOUT PRESCRIPTIVE PUMPING RIGHTS ON THE BOARD OF THE SAN GABRIEL BASIN WATER QUALITY AUTHORITY - At its November 7, 2016 meeting, the City Council approved Resolution No. 16-80, nominating Council member Margaret Clark of the City of Rosemead for election to the San Gabriel Basin Water Quality Authority representing cities that do not have prescriptive pumping rights in the San Gabriel Basin. The City of La Verne has three votes that may be cast in this election for Ms. Clark or for City of La Puente Mayor Valerie Munoz. Approval of the attached resolution will cast the three votes for Margaret Clark, Council member for the City of Rosemead.

***Staff recommends that the City Council adopt the Resolution No. 16-92, casting its three votes for Margaret Clark to represent cities without prescriptive pumping rights on the Board of the San Gabriel Basin Water Quality Authority.***

e. **Ordinance(s) second reading passage** and adoption recommended, as follows:

1. **Ordinance No. 1071** - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNE, CALIFORNIA AMENDING THE FOOTHILL BOULEVARD SPECIFIC PLAN, THE OLD TOWN LA VERNE SPECIFIC PLAN, THE ARROW CORRIDOR SPECIFIC PLAN, AND TITLE 18 OF THE LA VERNE MUNICIPAL CODE RELATING TO SMOKING AND VAPING USES.

*It is recommended that the City Council adopt the Ordinance No. 1071.*

6. **OTHER MATTERS**

- a. **Resolution 16-88 Agreement for Temporary Employment (Jerry Mesa)** Utilities Manager Jerry Mesa has submitted paperwork to retire at the end of this month after serving in that capacity for nearly 13 years. In order to minimize disruption to La Verne's water operations resulting from this loss of institutional and operational knowledge, the City is interested in retaining his services until the end of the fiscal year. In order to be compliant with California Law and the 2013 Pension Reform Act, it is necessary for the City Council to certify there is an urgent need to waive the 180-day waiting period as well as take an action affirming the execution of such employment arrangements. The attached resolution and agreement satisfy those requirements.

**Staff Recommendation:**

The City Council should approve the resolution authorizing the City Manager to execute an agreement with Jerry Mesa to provide temporary, part-time employment.

**Resolution No. 16-88** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING AN AGREEMENT WITH "RETIRED ANNUITANT" JERRY MESA AS INTERIM UTILITIES MANAGER.

- b. **Resolution 16-89 Agreement for Temporary Employment (Hal Fredericksen)** Community Development Director Hal Fredericksen has submitted paperwork to retire at the end of this month after serving in that capacity for nearly 18 years. In order to minimize disruption to the Community Development Department resulting from this loss of institutional and operational knowledge, the City is interested in retaining his services until the end of the fiscal year. In order to be compliant with California Law and the 2013 Pension Reform Act, it is necessary for the City Council to certify there is an urgent need to waive the 180-day waiting period as well as take an action affirming the execution of such employment arrangements. The attached resolution and agreement satisfy those requirements.

**Staff Recommendation:**

The City Council should approve the attached resolution authorizing the City Manager to execute an agreement with Hal Fredericksen to provide temporary, part-time employment.

**Resolution No. 16-89** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING AN AGREEMENT WITH "RETIRED ANNUITANT" HAL FREDERICKSEN AS INTERIM COMMUNITY DEVELOPMENT DIRECTOR.

- c. **Adoption of 2017 Los Angeles County Building Code, the California Fire Code and the 2016 Fire Code and the 2016 California Green Building Code by Reference.** - The adoption of the Los Angeles County Building Code, the 2016 California Green Buildings Standards Code, and the California Fire Code are necessary under the California Health and Safety Code. These codes are established to provide the City of La Verne with the minimum construction and property maintenance standards that promote the health and welfare of the general public to make buildings more efficient in the use of materials and energy, and to reduce environmental impact during and after construction. Since the County recently amended these codes, it is necessary for the City to adopt these changes. Due to the State's deadline of January 1, 2017, these standards must be adopted by urgency ordinance.

**Staff Recommendation:**

The City Council should adopt the urgency ordinance adopting Title 26 – Building Code of the Los Angeles County Code, Title 27 – Electrical Code of the Los Angeles County Code, Title 28 – Plumbing Code of the Los Angeles County Code, Title 29 – Mechanical Code of the Los Angeles County Code, Title 30 – Residential Code of the Los Angeles County Code, Title 24 Part 11 – California Green Building Code, Title 24 Part 9 – California Fire Code, and the City of La Verne amendments to portions of these codes also known as the 2016 California Building Standards Code, by reference, with certain changes and modifications, and making revisions thereto.

**Urgency Ordinance No. 1075** - AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNE ADOPTING BY REFERENCE, PURSUANT TO GOVERNMENT CODE SECTION 50022.2, THE CALIFORNIA BUILDING CODE (TITLE 26 BUILDING CODE OF THE LOS ANGELES COUNTY CODE), THE CALIFORNIA ELECTRICAL CODE (TITLE 27 ELECTRICAL CODE OF THE LOS ANGELES COUNTY CODE), THE CALIFORNIA PLUMBING CODE (TITLE 28 PLUMBING CODE OF THE LOS ANGELES COUNTY CODE), THE CALIFORNIA MECHANICAL CODE (TITLE 29 MECHANICAL CODE OF THE LOS ANGELES COUNTY CODE), THE CALIFORNIA RESIDENTIAL CODE (TITLE 30 RESIDENTIAL CODE OF THE LOS ANGELES COUNTY CODE), THE CALIFORNIA GREEN BUILDING CODE (TITLE 24 PART 11 OF THE CALIFORNIA BUILDING STANDARDS CODE), THE CALIFORNIA FIRE CODE (TITLE 24, PART 9) AND ADOPTING LOCAL AMENDMENTS THERETO.

- d. **Active Transportation Update** – Staff organized/hosted an Active Transportation Workshop where many avid bicyclists and residents were present to gather information on what is needed to make La Verne an Active Transportation friendly city. The workshop was very successful and gathered information that has been analyzed and presented to the Development Review Committee, the Planning Commission, and now City Council for further feedback.

**Staff Recommendation:** The City Council should review information gathered and direct staff to proceed with next steps as outlined.

- e. **Motorola Public Safety Radio Console Purchase** - A recent forensic examination of the Police Department's public safety radio equipment revealed that specific components of our equipment are incompatible with components of the regional radio system known as COM-NET, of which La Verne is a member. This has resulted in radio transmission failures in routine and emergency situations and has become an officer safety issue. To resolve this, new dispatch consoles and ancillary components are required to establish compatibility with regional radio systems.

**Staff Recommendation:** The City Council should approve a \$578,000 budget appropriation increase to the fiscal year 2016-2017 Asset Forfeiture budget to purchase radio equipment. It is further recommended that the City Council authorize staff to execute the agreement with Motorola Solutions, per attached proposal, for acquisition and installation of the radio system.

7. **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 Assistant 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.

8. **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.

9. **CLOSED SESSION -**

**The City Council will meet in closed session for the following purpose:**

Conference with Labor Negotiator (Government Code Section 54957.6)

City Negotiators: City Manager, Personnel Officer, and City Attorney

Employee Organization(s): La Verne City Employees, La Verne Police Officers, and La Verne Police Middle Management Associations

10. **ADJOURNMENT**

***THE NEXT REGULAR MEETING*** of the La Verne City Council  
is scheduled for ***Tuesday, January 3, 2017, at 6:30 p.m.***

***Wishing Everyone a Joyous Holiday Season and a  
Happy and Prosperous New Year!***

**ADVISORY STAFF**

\_\_\_ Robert Russi, City Manager  
\_\_\_ Teri Baker, Assistant to the City Manager  
\_\_\_ Robert Kress, City Attorney  
\_\_\_ Lupe Gaeta Estrella, Assistant City Clerk  
\_\_\_ Dan Keesey, Director of 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