

CITY OF LA VERNE

CITY COUNCIL AGENDA

Don Kendrick, Mayor
Donna Redman, Mayor Pro Tem
Robin Carder, Council Member
Charlie Rosales, Council Member
Ron Ingels, 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, July 21, 2014 - 6:30 p.m.

City Hall

Council Chamber

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 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 Carder, Council Member Ingels, Council Member Rosales, Mayor Pro Tem Redman, and Mayor Kendrick

4. **ANNOUNCEMENTS AND PRESENTATIONS**

- a. **Introduction of Newly Appointed Planning Commissioner Wendy M. Lau** – On June 30, 2014, the City Council held interviews for one vacancy on the Planning Commission. After considering a total of twelve candidates, the appointment of Wendy M. Lau was unanimously approved. Ms. Lau is a practicing attorney with the firm of Wood Smith Henning & Berman LLP specializing in civil defense litigation. She is a graduate of the University of La Verne and received her Juris Doctorate from Pepperdine University. In addition to her extensive volunteerism through her service to the University's Alumni Board and Board of Trustees, Phi Sigma Sigma Board of Directors, and formerly on the Lordsburg Court Homeowners' Association board, Ms. Lau has expressed her commitment to civic engagement and appreciation for this opportunity to serve the community.

- b. **Recognition of John Hackworth for Eight Years of Service on the Planning Commission from 2006 to 2014.**

- c. **Acknowledgement of Captain Nick Paz** – Captain Paz graduated from the 255th Session of the F.B.I. (Federal Bureau of Investigations) National Academy on June 13, 2014. During the ten-week Academy, Captain Paz participated in the Academy's arduous physical training program and was taught courses in Legal Aspects of Supervision, Statement Analysis, Interview Techniques, and Psychology of Leadership. He will provide the City Council with a presentation of his experience.

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 meeting of June 16, 2014, to be received and filed as submitted.

- b. **June 2014 Treasurer's Report**, approval recommended by staff.

- c. **2013-14 Registers of Audited Demands** in the amounts of \$679,591.92, for June 5, 2014, \$591,825.89 for June 18, 2014, \$1,701,397.99 for June 23, 2014, and \$1,021,029.81 for June 30, 2014, and \$702,254.95 for July 7, 2014, approval recommended by staff.

- d. **2014-2015 Registers of Audited Demands** in the amounts of \$33,162.00 for July 1, 2014, and \$1,014,773.28 for July 8, 2014, approval recommended by staff.

- e. **Declaration of Surplus Property** - Certain vehicles have been depreciated through the equipment fund and/or are scheduled for replacement. Each is no longer useful or is ineffective for current operational requirements. Upon replacement, each will become surplus to the City's operational needs and should be disposed per Administrative Regulation No. 606. ***Staff recommends that the City Council declare the vehicles identified as units 3184 and 3186 as surplus to the City's needs and further recommends that the staff be directed to sell each in a fair and equitable manner per Administrative Regulation No. 606.***

- f. **Reduction of Subdivision Bonds for Oak Grove Walk Tract No. 72003** – Olson Urban Housing, Inc., the developer of Tract No. 72003 (Oak Grove Walk) a development of 66 detached homes, has completed the public improvements guaranteed by the subdivision bonds and has requested a reduction of bonds. Staff has inspected and approved the construction as complete and in conformance with the approved plans. ***Staff recommends that Council authorize the reduction of the surety requirements for Tract No. 72003 to the ten (10) percent retention required by the Subdivision Act reflecting the completion and acceptance of all public and private improvements guaranteed by the subdivision bonds.***

- g. **Planning Commission Reappointments** - The City Council is requested to consider the reappointments of Planning Commissioners Tim Hepburn and Philip May. Mr. Hepburn and Mr. May filled unexpired terms of prior Commissioners (McKee 2011 and Pinedo 2013 respectively), and are each eligible for up to two additional four (4) year terms. ***Staff recommends the City Council reappoint Tim Hepburn and Philip May to the La Verne Planning Commission, in accordance with the Municipal Code. If approved, both Commissioner Hepburn's and May's terms would extend until June 30, 2018, with potential eligibility for a second full term after that date.***

- h. **Senior Advisory Committee Reappointments** – The Senior Advisory Committee is comprised of six members appointed to serve two-year terms. Terms for Salvatore Campo, Betty Umland, Terry Kistler, and George Borst expired July 1, 2014. All four committee members wish to remain on the Senior Advisory Committee. There is no limit to the number of terms served. The Committee voted unanimously to support these reappointments. ***It is recommended that the City Council accept the Senior Advisory Committee's recommendation to reappoint Salvatore Campo, Betty Umland, Terry Kistler, and George Borst to serve two-year terms (July 1, 2014 through June 30, 2016).***

- i. **Youth and Family Action Committee Executive Board Reappointments** - The bylaws of the Youth and Family Action Committee allow for a five-member executive governing board that is appointed by City Council. Each member serves two-year terms. The terms for board members Carolyn Cockrell and Patty Latourelle have expired and both have accepted to serve for another two-year term on the committee. ***It is recommended that the City Council reappoint Carolyn Cockrell and Patty Latourelle to the La Verne Youth and Family Action Committee for additional two-year terms (July 1, 2014 through June 30, 2016).***

- j. **Budget Allocation for Grant Received by the Fire Department** - The Fire Department is requesting a budget amendment in the amount of \$75,400 to the 2013/2014 budget. In 2013, the Fire Department received approval for a grant from the State Homeland Security Grant Program (SHSGP). The Fire Department spent \$75,000 out of their 2013/2014 Operating Budget to install a SMART Classroom in the Emergency Operations Center (EOC). In anticipation of the receipt of the reimbursement check from (SHSGP), the Fire Department is requesting a budget amendment, which would allow the reimbursement funds to be placed back into the training fund. Since reimbursement for this expense is not anticipated until later this year, it is necessary to appropriate \$75,000 to cover the expenditure. ***Staff is recommending that the City Council approve a budget amendment in the amount of \$75,400 allowing the grant reimbursement funds to be placed back into the Department's 2013/2014 training budget to offset the initial expense of the SMART Classroom.***

k. **Resolution(s)** passage & adoption, recommended as follows:

1. **Resolution No. 14-51** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ESTABLISHING BENEFITS FOR EXECUTIVE MANAGEMENT EMPLOYEES (DEPARTMENT HEADS) AND REPEALING RESOLUTION NO. 13-72. **Approval recommended by staff.**
2. **Resolution No. 14-52** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ESTABLISHING BENEFITS FOR MIDDLE MANAGEMENT, PROFESSIONAL AND CONFIDENTIAL EMPLOYEES AND REPEALING RESOLUTION NO. 13-73. **Approval recommended by staff.**
3. **Resolution No. 14-53** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ADOPTING A SALARY CHART FOR FULL-TIME EMPLOYEES AND REPEALING RESOLUTION NO. 14-03. **Approval recommended by staff.**
4. **Resolution No. 14-54** – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ADOPTING A SALARY CHART FOR PART-TIME EMPLOYEES AND REPEALING RESOLUTION NO. 14-04. **Approval recommended by staff.**
5. **Resolution No. 14-55** – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA APPROVING A CLASS SPECIFICATION FOR FINANCE OFFICER AND PERSONNEL OFFICER. **Approval recommended by staff.**

6. **PUBLIC HEARINGS**

Confirmation of 2013-14 Weed Clearance Charges - On March 4, 2014, the City Council authorized Los Angeles County Department of Agriculture to conduct weed clearance on specific parcels within the City. The purpose of this hearing is to approve the costs that will be passed on to property owners. A notice of this hearing has been sent to the affected property owners. **Note: Council Member Carder will declare a conflict because she is a member of the Board of Directors for a homeowners' association that oversees property appearing on the weed abatement list.**

STAFF RECOMMENDATION:

At the conclusion of the hearing, the City Council should confirm the list of charges and direct the County Auditor to enter the assessment against the parcels of land on the current assessment roll.

7. **OTHER MATTERS**

- a. **Amending of La Verne Municipal Code Sections 12.32, 6.04.020, 6.16.080 and 6.16.110 Allowing Dogs in Four City Parks** – At the City Council meeting of January 21, Council approved staff’s recommendation to allow dogs in four City parks. Submitted is Ordinance No.1044 allowing leashed dogs in Mills, Lowell Brandt, Kuns and Lincoln parks. The City will place signage in all four parks notifying the public that leashed dogs are permitted. A \$2,000 donation from the Inland Valley Humane Society & SPCA has been received for the cost of dispensers and bags. Additionally, there were some revisions to our code brought forth by the Inland Valley Humane Society & SPCA. The first item allows for and Inland Valley Humane Society’s officers to issue administrative citations for violation and notices to appear in court. The second item removes the specification of the pit bull breed as a “vicious dog.” The penalty for violations of the muzzling requirement is changed from a misdemeanor to an infraction or administrative citation.

STAFF RECOMMENDATION:

Staff recommends that the City Council introduce and place on first reading Ordinance No. 1044 and approve an appropriation of \$2,000, revenue and expenditure, for installation of dispensers and bags in four parks.

Ordinance No. 1044 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AMENDING THE LA VERNE MUNICIPAL CODE RELATING TO ALLOWING DOGS IN DESIGNATED PARKS, MAKING PARK VIOLATIONS INFRACTIONS AND THE SPECIFICATION OF VICIOUS DOGS.

- b. **Congestion Management Plan** - This is a request for consideration of the annual Congestion Management Program (CMP) mandated by ‘Metro’ (also called MTA), the Los Angeles County Metropolitan Transportation Authority. The purpose of the CMP is to offset traffic generated as a result of new development by increasing road capacity and decreasing demand where possible. Metro has suspended some of the CMP reporting requirements while it studies the feasibility of a Congestion Mitigation Fee. This report briefly explains the program and includes the required Resolution of adoption and Local Development Report.

STAFF RECOMMENDATION:

Staff recommends City Council approval of Resolution No. 14-49 stating that the City is in compliance with the Congestion Management Program and adopting the Local Development Report.

Resolution No. 14-49 - A RESOLUTION OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, FINDING THE CITY TO BE IN CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP) AND ADOPTING THE CMP LOCAL DEVELOPMENT REPORT, IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089.

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 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** – The City Council will meet in a closed session for the following purposes:
Conference with Labor Negotiator (Government Code Section 54957.6)
City Negotiator: City Manager and Senior Management Analyst
Employee Organization: La Verne Firefighters' Association
Conference with Real Property Negotiator (Government Code Section 54956.8)
Transaction: Consideration of Lease of Real Property
City Negotiator: City Manager
Property Description: 2106 Bonita Avenue, La Verne, CA (Parcel No. 8377-010-906)

11. **ADJOURNMENT** in memory of former La Verne Police Chief **Jack Baker** who passed away on June 20, 2014. Chief Baker was hired by the La Verne Police Department in 1961. He was appointed Chief of Police on March 4th, 1974, where he served for 7 years as La Verne's Top Cop. He is remembered by the officers who worked with and for him as being an honorable man and a good chief who stood behind his officers. He is survived by his wife, Virgie Baker.

A SPECIAL MEETING of the La Verne City Council is scheduled for Wednesday, July 23, 2014, at 6:30 p.m. in the La Verne Community Center for an Appeal Hearing for the Proposed Walmart Neighborhood Market.

THE NEXT REGULAR MEETING of the La Verne City Council is scheduled for Monday, August 4, 2014, at 6:30 p.m.

ADVISORY STAFF

- ___ Robert Russi, City Manager
- ___ Robert Kress, City Attorney
- ___ Jeannette Vagnozzi, Assistant to the City Manager/City Treasurer/City Clerk
- ___ Dan Keeseey, Public Works Director
- ___ Hal Fredericksen, Community Development Director
- ___ Richard Martinez, Finance Officer
- ___ Bill Aguirre, Community Services Director
- ___ Scott Pickwith, Police Chief
- ___ Pete Jankowski, Fire Chief
- ___ Dominic Milano, City Engineer
- ___ Bill Elftman, Information Services Manager