

**MINUTES OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF
LA VERNE HELD IN THE COUNCIL CHAMBERS
OF THE LA VERNE CITY HALL
Monday, June 15, 2015**

1. A regular meeting of the La Verne City Council was called to order by Mayor Kendrick at 6:30 p.m.
2. Council Members present: Mayor Don Kendrick
Mayor Pro Tem Robin Carder
Council Member Donna Redman
Council Member Charlie Rosales

Absent: Council Member Tim Hepburn (excused)

Advisory personnel present: City Manager Robert Russi
City Attorney Robert L. Kress
Assistant to the City Manager City Treasurer/City Clerk Jeannette Vagnozzi
Public Works Director Dan Keeseey
Community Development Director Hal G. Fredericksen
Community Services Director Bill Aguirre
Finance Richard Martinez
Police Chief Scott Pickwith
Fire Chief Pete Jankowski
Dominic Milano, City Engineer
Bill Elftman, Information Services Manager
Police Captain Nick Paz
Personnel Officer JR Ranells
Associate Planner Rafferty Wooldridge
Management Analyst Lisa O'Brien
Maintenance Manager Anthony Ciotti
Public Works Manager Tracey Costello
3. Pledge of Allegiance was led by Mayor Kendrick.
4. Presentation/Introductions
& Announcements

Gold Line Update Habib F. Balian, Chief Executive Officer of Foothill Gold Line, presented an update on the Gold Line.

Waste Management Quarterly Report and Recognition of Carolyn Corrao Teri Muse, Public Sector Solutions Manager for Waste Management of San Gabriel Valley, provided a quarterly update.

City Council recognized Carolyn Corrao, also with Waste Management's Public Sector Solutions Team, for 19 years of service in the La Verne Community.
5. Consent Calendar It was moved by Rosales, seconded by Carder, to accept, approve, or act on the Consent Calendar items by a vote of 4-0 (Hepburn absent), as presented as follows:

- City Council Minutes **City Council Minutes** of the regular meeting of June 1, 2015, ***received and filed*** as submitted.
- May 2015 Treasurer's Report **May 2015 Treasurer's Report**, ***approved as recommended by staff.***
- Registers of Audited Demands **Registers of Audited Demands** in the amount of \$812,335.70, for May 26, 2015, and \$812,335.70 for June 2, 2015, ***approved as recommended by staff.***
- Declaration of Surplus Property **Declaration of Surplus Property** – Certain vehicles and equipment 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 recommended that the City Council declare the vehicles and equipment identified in Attachment A 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. ***Approved as recommended by staff.***
- Release of Subdivision Bonds Tract No. 72003 (Oak Grove Walk) **Release of Subdivision Bonds Tract No. 72003 (Oak Grove Walk)** - Olson Urban Housing Inc., the developer of Tract No. 72003 (Oak Grove Walk) a development of 66 detached homes completed the public and private improvements guaranteed by the subdivision bonds one year ago and have requested the release of the ten percent bonded retention. Staff has inspected and approved the construction as complete and in conformance with the approved plans. Staff recommended that Council authorize the release of the retention surety requirements for Tract No. 72003 as required by the Subdivision Act reflecting that one year has lapsed since the completion and acceptance of all public and private improvements guaranteed by the subdivision bonds. ***Approved as recommended by staff.***
- Traffic Control Plan for the 4th of July Parade **Traffic Control Plan for the 4th of July Parade** – Each year the City hosts community events to celebrate our nation's independence. The largest event is the Fourth of July Parade on City streets through Old Town La Verne. The City Engineer prepared a traffic control plan for the parade route. Formal adoption of this plan by the City Council will limit the City's liability exposure. Staff recommended that Council approve the traffic control plan for the 4th of July Parade. ***Approved as recommended by staff.***
- Resolution (s)** passed & adopted, as recommended, as follows:
- Resolution No. 15-40, Adopting 2015-16 Appropriation Limit **Resolution No. 15-40** – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ADOPTING 2015-16 APPROPRIATION LIMIT. Each year, the City adopts an annual appropriation 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 current and proposed 2015-16 budget reflect proceeds from taxes well under this limit. Staff recommended that the City Council approve Resolution No. 15-40, adopting the 2015-16 Appropriation Limit. ***Approved as recommended by staff.***

Resolution No. 15-41,
Adopting a Budget for the 2015-
16 Fiscal Year

Resolution No. 15-41 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ADOPTING A BUDGET FOR THE 2015-16 FISCAL YEAR. A proposed budget was submitted and discussed at a Budget Study Session held just prior to this Council meeting. At that study session, the City Manager and each of the department heads presented their respective sections of the budget document for Council discussion and consideration. Adopting Resolution No. 15-41, will officially adopt the 2015-16 budget. Staff recommended that City Council approve Resolution No. 15-41, adopting a Budget for Fiscal Year 2015-16. ***Approved as recommended by staff.***

Resolution No. 15-42,
Approving the 2015-16 Capital
Program and the 2016-20
Capital Improvement Program

Resolution No. 15-42 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA APPROVING THE 2015-16 CAPITAL PROGRAM AND THE 2016-20 CAPITAL IMPROVEMENT PROGRAM. The proposed 2015-16 Capital Improvement Program (CIP) consists of 22 projects representing an investment of \$6.28 million. Several of the projects are annual program commitments such as pavement management, equipment replacement, and utility line repairs. Other projects include three new traffic signals and an upgrade to a fourth, improvements to the public safety facility and fire station 2, pool plastering, and two planning programs. Two new drought landscaping projects were also added and the pavement management program was increased subsequent to the Council's May 5 study session on the CIP. The five year CIP represents fiscal years 2016-17 through 2020-21 and amounts to \$24.045 million, with 12 new projects proposed for FY 2020-21. Per Government Code Sections 65103 and 65401, the Planning Commission reviewed the proposed CIP on March 11, 2015, and determined it to be consistent with the General Plan. Staff recommended adoption of Resolution No. 15-42 approving the 2015-16 Capital Improvement Program and associated five year plan in the total amount of \$30,322,000. ***Approved as recommended by staff.***

Resolution No. 15-43,
Determining Special Tax for the
2015-16 for Community
Facilities District No. 90-1

Resolution No. 15-43 - A RESOLUTION OF THE CITY COUNCIL, CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, DETERMINING SPECIAL TAX FOR THE 2015-16 FISCAL YEAR (COMMUNITY FACILITIES DISTRICT NO. 90-1). In January 1991, the City Council approved Ordinance No. 817 authorizing the levy of a special tax for the Community Facilities District No. 90-1. The special taxes are to be levied each year on those properties contained in the District (La Verne Industrial Specific Plan) for the operation and maintenance of the public infrastructure. Refer to Exhibit "A" of the original Engineer's Report and Exhibit "A" of Resolution No. 15-43 for those properties which are to receive a levy. The formation of the district allowed for an annual increase not to exceed 5%. These taxes will fund public safety services, sewer pump maintenance, street maintenance, and related administrative costs for services provided to the District. The total square footage assessed this Fiscal Year is 1,873,254. Staff recommended that the City Council adopt Resolution No. 15-43, levying a special tax for the 2015-16 Fiscal Year per the schedule shown in Exhibit "A," which increases the rate by 0.5 percent to address the cost of living increases based on the annual Consumer Price Index ending March 2015. ***Approved as recommended by staff.***

Resolution No. 15-44,
Determining Special Tax for the
2015-16 for Community
Facilities District No. 11-1

Resolution No. 15-44 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA DETERMINING SPECIAL TAX FOR THE 2015-16 FISCAL YEAR (COMMUNITY FACILITIES DISTRICT 11-1). On May 16, 2011, the City Council approved Ordinance No. 1023 authorizing the levy of a special tax for the Community Facilities District No. 11-1. The special taxes are to be levied each year on those properties contained in the District for the financing of the fire suppression and prevention services necessary to serve the buildings determined to be taxable. The "Map of Proposed Boundaries of City of La Verne Community Facilities District No. 11-11" of the original rate and method of apportionment report shows these properties within the District. A copy of this exhibit was submitted for reference. The total square footage of permitted and/or developed property assessed this Fiscal Year is 165,664. Staff recommended that the City Council adopt Resolution No. 15-44 levying a special tax for the 2015-16 Fiscal Year per the schedule shown in Exhibit "A," which increases the rate by 0.5 percent to address the cost of living increases based on the annual Consumer Price Index ending March 2015. ***Approved as recommended by staff.***

Resolution No. 15-47,
Adopting a Salary Chart for all
Full-time Employees

Resolution No. 15-47 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ADOPTING A SALARY CHART FOR ALL FULL-TIME EMPLOYEES AND REPEALING RESOLUTION NO. 15-01. Staff recommended that the City Council adopt Resolution No. 15-47, amending the salary table for affected positions. ***Approved as recommended by staff.***

Resolution No. 15-48,
Adopting a Salary Chart for all
Part-time Employees

Resolution No. 15-48 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ADOPTING A SALARY CHART FOR ALL PART-TIME EMPLOYEES AND REPEALING RESOLUTION NO. 15-02. Staff recommended that the City Council adopt Resolution No. 15-48, amending the salary table for affected positions. ***Approved as recommended by staff.***

Resolution No. 15-50,
Approving an Agreement with
LSA Associates for
Environmental Consulting
Services

Resolution No. 15-50 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING AN AGREEMENT WITH LSA ASSOCIATES FOR ENVIRONMENTAL CONSULTING SERVICES. Staff recommended that Council adopt Resolution No. 15-50, approving an agreement with LSA Associates. ***Approved as recommended by staff.***

Resolution No. 15-51,
Approving an Agreement with
Rincon Consulting, Inc, for
Environmental Consulting
Services

Resolution No. 15-51 - RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING AN AGREEMENT WITH RINCON CONSULTING, INC. FOR ENVIRONMENTAL CONSULTING SERVICES. Staff recommended that Council adopt Resolution No. 15-51, approving an agreement with Rincon Consulting, Inc. ***Approved as recommended by staff.***

Ordinance (s) passed & adopted, as recommended, as follows:

Ordinance No. 1056,
Amending the Foothill
Boulevard Specific Plan, the
Old Town La Verne Specific
Plan and Title 18 of the La
Verne Municipal Code Relating
to Massage Establishments

Ordinance No. 1056 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AMENDING THE FOOTHILL BOULEVARD SPECIFIC PLAN, THE OLD TOWN LA VERNE SPECIFIC PLAN, AND TITLE 18 OF THE LA VERNE MUNICIPAL CODE RELATING TO MASSAGE ESTABLISHMENTS. **Approved.**

6. CONFLICT OF INTEREST/
RULE OF NECESSITY
Public Hearing to Consider
Issuance of Tax-Exempt
Obligations by California
Municipal Finance Authority on
behalf of the University of
La Verne

Prior to public hearing to consider Issuance of Tax-Exempt Obligations by California Municipal Finance Authority on behalf of the University of La Verne, City Attorney Kress explained that three members of Council, Council Member Redman, Mayor Pro Tem Carder, and Mayor Kendrick have conflicts on this item (Council Member Redman and Mayor Pro Tem Carder are employed by the University of La Verne and Mayor Kendrick has a business within 500 feet of the project area). Since the majority of Council has a conflict, State law provides that when the Council cannot act because it does not have a quorum to take a valid vote, the Rule of Necessity is invoked to permit the participation of a disqualified member in order to allow action. In order for the item to be considered, a quorum may be obtained by selecting one of the disqualified Members by lot. Council Member Redman was selected to participate

City Council must hold a public hearing when tax exempt obligations are proposed to be issued. The City of La Verne is not a party to the financing and would not be liable on the obligations. The obligations are being issued to finance and refinance the acquisition, construction, improvement and equipping of certain educational facilities located on the campus of the University of La Verne. Approval of the issuance of the obligations does not constitute approval of any of the proposed projects, each of which will be reviewed by the applicable development review process. to the public hearing to Consider Issuance of Tax-Exempt Obligations by California Municipal Finance Authority on behalf of the University of La Verne.

Resolution No. 15-49,
Approving the Issuance of the
California Municipal Finance
Authority Refunding of Revenue
Bonds (University of La Verne)

Resolution No. 15-49 - RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING THE ISSUANCE OF THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY REFUNDING REVENUE BONDS (UNIVERSITY OF LA VERNE), SERIES 2015, IN ONE OR MORE SERIES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$20,000,000, FOR THE PURPOSE OF REFINANCING AND REFUNDING BONDS PREVIOUSLY ISSUED TO FINANCE CERTAIN FACILITIES AND IMPROVEMENTS FOR UNIVERSITY OF LA VERNE, AND CERTAIN OTHER MATTERS RELATING THERETO. **CONTINUED**

Due to the absence of Council Member Hepburn, staff recommended that the Council continue the public hearing to Wednesday, June 17, 2015 at 9:00 am. in the City Council Chambers.

Public Hearing CONTINUED
on Issuance of the California
Municipal Finance Authority
Refunding of Revenue Bonds
(University of La Verne)

Mayor Kendrick declared the public hearing opened and continued the public hearing to Wednesday, June 17, 2015, at 9:00 a.m. in the City Council Chambers, due to the absence of Council Member Hepburn and Council Member Redman who was selected by lot is to participate in this matter.

7. Old Town La Verne Business Improvement District Annual Report and Public "Protest" Hearing for Old Town La Verne Business Improvement District (OTLVBID)

Community Development Director Fredericksen reported on the Old Town La Verne Business Improvement District Annual Report and Public "Protest" Hearing for Old Town La Verne Business Improvement District (OTLVBID). He stated that this annual public "protest" hearing is required in order to comply with State Law, the Municipal Code, and By-Laws relative to the Old Town La Verne Business Improvement District (OTLVBID). The City Council was requested to consider approval of the proposed OTLVBID 2015-2016 Annual Budget and incorporate it into the overall City Budget, approve re-establishment of the District boundaries and assessment formula, and approve an appropriations increase to the 2014-2015 budget for increases to the Wine Walk and Farmers Market expenditures.

Mayor Kendrick declared a conflict of interest because he owns a business within the district boundaries and left the Council Chambers. Mayor Pro Tem Carder chaired the meeting for this item.

Mayor Pro Tem Carder declared the public hearing and called for public testimony on this matter. There was none.

It was moved by Redman, seconded by Rosales, and carried by a vote of 3-0 (Hepburn absent and Kendrick abstained) to receive and file a report of the OTLVBID prior year activities. Approve the proposed OTLVBID 2015-2016 Annual Budget, approve re-establishment of the District boundaries and assessment formula, and approve an appropriations increase to the 2014-2015 budget for increases to the Wine Walk and Farmers Market expenditures.

Resolution No. 15-45,
Overruling Protests and
Approving Annual Report for
the Old Town La Verne
Business Improvement District
for 2015-16

Resolution No. 15-45 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, OVERRULING PROTESTS AND APPROVING THE ANNUAL REPORT OF THE OLD TOWN LA VERNE BUSINESS IMPROVEMENT DISTRICT FOR 2015-16 PURSUANT TO THE PROVISIONS OF SECTION 36500 ET SEQ. OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA. ***Approved as recommended by staff.***

Mayor Kendrick returned to the Council Chambers.

8. Hearing to Determine the Necessity of the City Utility User's Tax (-UUT)

City Manager Russi reported on the hearing to determine the necessity of the Utility User's Tax (UUT). He stated that the provisions of Ordinance No. 955 require an annual hearing to determine whether it is necessary to continue the City's UUT. The proposed 2015-16 budget contemplates utilizing all of the estimated \$3,100,000 in UUT revenue in an effort to have a balanced budget.

It was moved by Carder, seconded by Redman, and carried by a vote of 4-0, (Hepburn absent) that based upon fiscal policies previously established, to maintain the City's UUT at the current voter-approved rates, as recommended by staff.

9. Consider Approval of La Verne Chamber of Commerce Annual Report and Funding Agreement for Fiscal Year 2015-16 -
- Community Development Director Fredericksen reported on the La Verne Chamber of Commerce Annual Report and Funding Agreement for Fiscal Year 2015-16. He reported that the La Verne Chamber of Commerce has submitted their annual Report of Accomplishments, Program of Work, and Partnership Agreement for the upcoming 2015-2016 fiscal year. The Chamber is requesting funding in the amount of \$40,000 annually, consistent with last year's agreement. The proposed Agreement also includes renewal of the Incentive-Subsidy Program for Business Recruitment and the previously approved line of credit. Newly-elected Chair of the Board of Directors Arun Tolia and President/CEO Brian McNerney were in attendance for questions. The Council Chamber Liaison Committee and staff recommended that the City Council approve the Chamber of Commerce's Annual Report and Partnership Agreement.

City Council expressed appreciation for Chamber and staff's support of the Chamber.

It was moved by Rosales, seconded by Carder, and carried by a vote of 4-0 (Hepburn absent) to approve Resolution No. 15-46, accepting the La Verne Chamber of Commerce's Annual Report and Partnership Agreement, which includes annual funding in the amount of \$40,000 and an Incentive/subsidy Program for Business Recruitment with a potential cost of \$2,500, for the 2015-16 fiscal year.

Resolution No. 15-46,
Authorizing a Partnership
Agreement with the La Verne
Chamber of Commerce for
Fiscal Year 2015-16

Resolution No. 15-46 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING A PARTNERSHIP AGREEMENT WITH THE LA VERNE CHAMBER OF COMMERCE (FISCAL YEAR 2015-16). ***Approved as recommended by staff.***

10. Gold Line Light Rail Master Cooperative Agreement

Gold Line Light Rail Master Cooperative Agreement – The City Council was requested to consider approval of a Master Cooperative Agreement (MCA) for the proposed Metro Gold Line (Phase II) light rail project between the Metro Gold Line Foothill Extension Construction Authority and the City of La Verne.

The Mayor stressed strong desire to not have permanently closed streets.

It was moved by Carder, seconded by Redman, and carried by a vote of 4-0 (Hepburn absent) to approve Resolution No. 15-52, approving the Master Cooperative Agreement (MCA) for the proposed Metro Gold Line - Phase II (Phase 2B) by and between the Metro Gold Line Foothill Extension Construction Authority and the City of La Verne.

Resolution No. 15-52.
Authorizing the Mayor to Sign
the Master Cooperative
Agreement (MCA) for the
Proposed Metro Gold Line
(Phase II) Light Rail Project

Resolution No. 15-52 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING THE MAYOR TO SIGN THE MASTER COOPERATIVE AGREEMENT (MCA) FOR THE PROPOSED METRO GOLD LINE (PHASE II) LIGHT RAIL PROJECT BY AND BETWEEN THE METRO GOLD LINE FOOTHILL EXTENSION CONSTRUCTION AUTHORITY AND THE CITY OF LA VERNE. ***Approved.***

11. Water Conservation Update

Public Works Director Keesey gave a Water Conservation update on recent efforts and activities relative to water conservation.

City uses decreased via:

Reduced irrigation in parks
Restroom improvements in process
Signs ordered
Residential Audits
Develop Education Program
City Consumption down 49%
Turf rebates delayed
Began Implementing penalties
Deployed reader boards
Letters out – website
Water Waste Hotline

City Council received and filed this report

12. Public Comment

This was the time set aside for anyone wishing to address the City Council on items not listed in any other place on the agenda. Mayor Kendrick called for public comment.

Gary Hunter asked if Emerald and Baseline be a dog park? Can the back portion of Emerald Park be a dog Park? He was informed that the Park Master Plan identifies potential dog park site.

Jeff, owner of Wahffles expressed concern of the \$2000 fee for Entertainment permit for Open Mic Night and that he put up “flag signs” promoting awards he received and they had to be removed. City Manager Russi said it would require a specific plan revision. The Community Development Department wants to develop an interim permit until revisions are in place.

13. Council Comments and Meeting/Conference Reports

Council Member Redman stated that she appreciates the work that went into the budget including City Manager, Finance Officer, and Department Heads.

Mayor Pro Tem Carder expressed appreciation to the City Manager for his leadership.

Mayor Kendrick promoted Concerts in the Park.

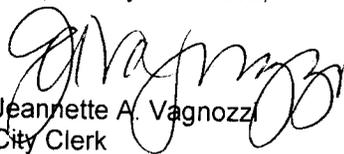
14. City Council Meeting Scheduled for Monday, July 6, 2015 Canceled.

La Verne City Council scheduled for Monday, July 6, 2015, is **CANCELED due to a lack of business.**

15. Meeting adjourned at 7:55 pm., in honor of long-time resident and dedicated volunteer, **Jay Fugitt**, who passed away on June 6, 2015, at the age of 90. Jay is the only La Verne resident to receive the Jack Huntington Pride of La Verne Award twice. He and his wife, Catherine, were the first recipients of the honor in 1993, given for co-founding the Friends of the La Verne Library, acting as major benefactors for the La Verne Community Center, helping construct the new La Verne branch of the Los Angeles County Library and serving on the City Beautiful Committee and Save Old La Verne Environment/La Verne Historical Society executive board. Jay received the award again in 2006 for his work with La Verne Police Department's Retired Senior Volunteer Patrol. Jay was a World War II veteran having served in Army's 37th Division Quartermaster Company. Memorial services will be held at 11 a.m. July 11 at St. Luke's Episcopal Church in Monrovia. Memorial contributions can be made to the Friends of the La Verne Library and the national Wounded Warriors Project; and

City Council adjourned to Wednesday, June 17, 2015, at 9:00 a.m., in the Council Chambers for the Public Hearing to Consider Issuance of a Tax-Exempt Obligations by California Municipal Finance Authority on behalf of the University of La Verne.

Respectfully submitted,



Jeannette A. Vagnozzi
City Clerk