

**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, April 1, 2013**

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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 Charles Rosales  
Council Member Robert Rodriguez  
Council Member Donna Redman  
Council Member Robin Carder

Absent: None.

Advisory personnel present: City Manager Robert Russi  
City Attorney Robert L. Kress  
Deputy City Clerk Lupe Gaeta Estrella  
City Treasurer Jeannette Vagnozzi  
Public Works Director Dan Keeseey  
Community Development Director Hal G. Fredericksen  
Finance Officer Ron Clark  
Community Services Director Bill Aguirre  
Police Chief Scott Pickwith  
Fire Chief Pete Jankowski  
City Engineer Dominic Milano  
Fire Battalion Chief Mark Horine  
Principal Planner Eric Scherer  
Senior Management Analyst JR Ranells  
Assistant Planner Rafferty Wooldridge

3. Pledge of Allegiance was led by Mayor Kendrick.

4. Presentation/Introductions  
& Announcements

Introduction and Badge  
Pinning for Newly Appointed  
Engineer/Paramedic Todd  
Haroutunian

Mayor Don Kendrick on behalf of City Council introduced and congratulated newly appointed Engineer/Paramedic Todd Haroutunian. Todd grew up in La Verne and moved to Orange County in high school. He worked in town at Warehouse Pizza for many years. Todd was hired as a firefighter/paramedic in 2007, after serving in the same position for the City of San Marino since 2003. In 1996, Todd earned his Bachelor of Science Degree in Business from Cal Poly Pomona. Todd has been married to his wife Julie for 13 years and they have identical twins Jake & Sean, 9, Ryan, 6, and Zach, 5 and reside in Rancho Cucamonga. Todd's badge was pinned by his wife, Julie.

Introduction and Badge  
Pinning for Newly Appointed  
Engineer/Paramedic John  
Grapentin

Mayor Don Kendrick on behalf of City Council introduced and congratulated newly appointed Engineer/Paramedic John Grapentin. John grew up in Glendora and graduated from Glendora High School in 1987. He became a Reserve Firefighter in 1994, and graduated from Mt SAC's Fire Academy in 1996. John worked for the La Verne Fire Department as a Fire Safety Specialist from 1998 until he became a full time Firefighter/Paramedic in 2001. John is a member of the apparatus and equipment committee. John and his wife Amber have been married for 8 years and have a son, Lukas. His, son Lukas pinned John's badge.

5. Introduction of New Inland  
Valley Daily Bulletin Reporter

Mayor Kendrick introduced Imani Tate, the Inland Valley Daily Bulletin Reporter who will be covering La Verne.

6. At 6:37 p.m., the City Council recessed and immediately reconvened to regular session at 6:38 p.m.

7. Consent Calendar

It was moved by Rodriguez , seconded by Carder, and unanimously carried to accept, approve, or act on the Consent Calendar items, as follows:

City Council Minutes of  
March 18, 2013

**City Council Minutes** of the regular meeting of March 18, 2013, **received and filed** as submitted.

Registers of Audited Demands

**Registers of Audited Demands** in the amount of \$719,323.37 dated 03-18-13, and \$827,493.10 dated 03-25-13. **Approved as recommended.**

City of Pomona and La Verne  
Range MOU

**City of Pomona and La Verne Range MOU** - La Verne Police Officers are required to qualify once a year with long rifles. The La Verne Police Department range does not accommodate long rifles and requires the use of an outdoor range. The Department is seeking an agreement with the City of Pomona for use of their outdoor range. Staff recommended that City Council authorize the City Manager to sign and approve the Memorandum of Understanding (MOU) between the City of Pomona and La Verne for the use of Pomona's outdoor range. **Approved as recommended.**

8. Appeal of Case No. 141-  
12PPR, 1530 White Avenue  
New Outdoor Storage  
Structures. Request to Appeal  
Condition of Approval

Principal Planner Scherer summarized the application process and progress on the applicant's request for multiple outdoor storage structures for the property at 1530 White Avenue. He stated that the Development Review Committee conditionally approved the project at their March 5, 2013, meeting. One of the conditions of approval was that the 550 s.f. illegally constructed structure be removed prior to the issuance of permits for the structures that were approved. He stated that the City Engineer's basis for the condition was because it was built without building permits and poorly constructed and he was concerned about other structures or materials that are attached to it which appear to be dilapidated and falling apart. It was also reported that staff had requested access to the site and they were refused access. The property owner, Mr. Rick Landi of Quality Control Services, objects to this condition and has appealed the Development Review Committee's decision. Staff recommended that the City Council deny the appeal request, upholding the decision of the Development Review Committee, requiring the 550 s.f. illegal structure be removed prior to the issuance of any permits for the project.

Mayor Kendrick asked if City Council had any questions for staff, there were none.

Mayor Kendrick opened the public hearing and called for public comment on this matter.

Rick Landi, 1530 White Avenue, La Verne, addressed the City Council regarding his appeal. He stated that the structure in question is a built cover attached to a trailer for protection of his vehicles, materials, and equipment. He also stated that the 5 foot set-back from the fire wall left a 110 foot pathway and that it was unacceptable because it would result in unusable land. He stated he is willing to work with staff to make the necessary modifications to bring structure to building code. He submitted photos of the site in question to City Council.

Mayor Pro Tem Rosales asked Mr. Landi why he did not grant staff access to his property to take photographs. He stated that the photographs would have helped Council in assessing his appeal. He stated that staff and Council want applicants to succeed, but it did not help when road blocks are put in the way. He stated that the structure has to be built to building code.

Council Member Rodriguez stated he supported denial of the appeal. He stated that the structure was illegally constructed, and not to building code, and should be torn down. He moved to approve the denial of the appeal. Motion failed due to a lack of a second.

Council Member Carder stated she sympathized with Mr. Landi's concern about unusable land. She stated that City staff goes out of their way to work with applicants and they want them to succeed.

Council Member Redman stated she strongly supported City staff. They go above and beyond working with applicants to see applicants succeed, not punish them. She commended staff and stated she was very appreciative of their work.

Mayor Kendrick stated that four members of the City Council served on the Planning Commission and understood and appreciated the value of the application process and the work and dedication put in by staff. He stated that the Community Development Department staff is known for going out of their way to assist applicants to see them succeed. He commended the Community Development staff and thanked them for their hard work and dedication.

City Manager Russi recommended that the City Council continue the public hearing to allow staff time to inspect the site and take photographs and bring back a proper recommendation to Council.

It was moved by Rosales, seconded by Carder, and carried by a vote of 4-1, (Rodriguez no) to continue the public hearing to May 6, 2013, Council meeting to allow staff time to inspect the site and take photographs and come back with a recommendation.

9. CONFLICT OF INTEREST  
RULE OF NECESSITY

Repeal of Ordinance 1039  
(OLVSP Moratorium on New  
Uses)

City Attorney Kress reported that at the Council meeting of November 21, 2011, when Urgency Ordinance No. 1030 was adopted, the Rule of Necessity was invoked. Council Members Redman and Carder declared a conflict of interest because they are employed by the University of La Verne and Mayor Kendrick declared a conflict of interest because his residence and rental properties are within the project area. Council Members Redman and Carder's names were selected by raffle to vote on this matter and the same will be applied to this item, permitting Council Members Redman and Carder to participate and vote. Mayor Kendrick left the Council Chambers.

City Attorney Kress reported on the repeal of Ordinance 1039 (OLVSP Moratorium on New Uses). He stated that in November, 2011, pending the review and adoption process for the new Old Town La Verne Specific Plan, the City Council adopted a moratorium on new uses that would conflict with the proposed new zoning and development regulations. The moratorium was always intended to remain in place only until the effective date of the new Old Town La Verne Specific Plan and is now before the Council for repeal.

It was moved by Redman, and seconded by Rodriguez, and carried by a vote of 4-0 (Kendrick abstained) to adopt Urgency Ordinance No. 1039 which would repeal Ordinance No. 1030 (the moratorium on new conflicting uses in the specific plan area) on the effective date of the new Old Town La Verne Specific Plan (April 18, 2013), as follows:

Urgency Ordinance No. 1039,  
Repealing Ordinance 1030  
Which Established Moratorium  
on New Uses on First Street  
and Arrow Highway Between E  
Street and White Avenue

**Urgency Ordinance No. 1039** AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA REPEALING ORDINANCE NO. 1030 WHICH ESTABLISHED A MORATORIUM ON NEW USES ON FIRST STREET AND ARROW HIGHWAY BETWEEN E STREET AND WHITE AVENUE. ***Adopted by a vote of 4-0 (Kendrick abstained).***

Mayor Kendrick returned to the Council Chambers and took his seat.

10. City Council Representation  
Assignments

City Manager Russi reported on the City Council Representation Assignments. He stated that at the March 18, 2013, Council meeting, Council was provided with the current list of Council assignments for existing committees. At this time, the only change being proposed is representation for Foothill Transit Zone Liaison, where Council Member Rodriguez will move from representative to alternate, and Mayor Pro Tem Rosales will become the representative.

It was moved by Carder, seconded by Kendrick, and unanimously carried to appoint Mayor Pro Tem Rosales as representative and Council Member Rodriguez as alternate to the Foothill Transit Zone.

Mayor Pro Tem Rosales reported on the Cool Cruise event held on Saturday, March 30, in downtown La Verne and stated it was a wonderful, well attended event. He thanked and commended Assistant Planner Wooldridge for his work on the event and City staff.

Mayor Kendrick reported on the Veterans Memorial project, which was nearing completion. He thanked the Public Works Department for their hard work in bringing this project to fruition.

11. 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.

Daniel Cedeno, District Representative for La Verne from the Office of Senator Carol Liu, 25<sup>th</sup> District, reported they have a satellite office at the San Dimas Community Center on Bonita Avenue, and that there will be an Open House on Wednesday, May 11, 2013, 2:00-4:00 p.m. Mr. Cedeno also reported that in conjunction with the La Verne Chamber of Commerce, they will be hosting a "Business Walk" in downtown La Verne with Senator Carol Liu on April 20, 2013, 9:00 a.m. -12:00 p.m.

Rob Ruiz, Director of Forensics Lecturer, and Rebecca Aguilar, President of Lordsburg Debate Union, reported that the University of La Verne 2007 National Debate Championship Team will be hosting more than 50 colleges and universities from the United States and Canada for the 2013 British Parliamentary National Debate Tournament in April.

12. Closed Session

At 7:19 p.m., the City Council met in closed session for the following purpose:

Conference with Labor Negotiator (Government Code Section 54957.6)

City Negotiator: City Manager, Senior Management Analyst  
Employee Organization: La Verne Firefighters' Association

There was no announcement.

13. The meeting was adjourned at 7:40 p.m., to Monday, April 15, 2013, at 5:00 p.m., for a Council Study Session with the Community Services Department.

Respectfully submitted,



Lupe Gaeta Estrella, CMC  
Deputy City Clerk