

**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, December 17, 2018

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 Muir Davis
Council Member Robin Carder
Council Member Charlie Rosales
Council Member Tim Hepburn

Absent: None

Advisory personnel present: City Manager Robert Russi
City Attorney Robert L. Kress
Assistant City Manager/Public Works Director Dan Keesey
Assistant City Clerk Lupe Gaeta Estrella
Community Development Director Eric Scherer
Community Services Director Bill Aguirre
Police Chief Nick Paz
Fire Battalion Chief Robert Russell
Personnel Officer JR Ranells
Police Captain Coleen Flores
Police Lieutenant Sam Gonzales
Senior Planner Luke Seibert
Finance Manager Nathan Statham
Deputy Public Works Director Anthony Ciotti
 3. Pledge of Allegiance was led by Boy Scout David Martinez.
 4. Presentation to Jerome and Beverly Walzack Mayor Kendrick, on behalf of the City Council, recognized Jerome and Beverly Walzack on their retirement after 32 years as the City of La Verne's Karate instructors. Jerome and Beverly have been married for 29 years and have taught Japanese Karate to thousands of students ranging from four-years old to adults. Fondly referred to as "Sensei" and "Mrs. Sensei," their caring nature instilled coordination, respect, and discipline through Karate. They will be missed by the community but they leave a legacy of "You're learning from me and I'm learning from you".

Recognition of Eagle Scout David Martinez Mayor Kendrick recognized and thanked Boy Scout David Martinez for installing a flagpole at La Verne Veterans Hall as part of his Eagle Scout Project.
 5. Consent Calendar It was moved by Rosales, seconded by Carder, and unanimously carried to accept, approve, or act on the Consent Calendar items.
- City Council Minutes **City Council Minutes** of November 19, 2018, ***received and filed.***

- Registers of Audited Demands **Register of Audited Demands** in the amount of \$760,876.85, dated December 6, 2018, and in the amount of \$669,086.28, dated December 12, 2018. ***Approved as recommended by staff.***
- Treasurer's Report **Treasurer's Report** for the Month of November 2018, ***received and filed.***
- Request to Waive Building Permit fees for Boy Scout Eagle Service Projects **Request to Waive Building Permit fees for Boy Scout Eagle Service Projects** - Staff recently received two separate requests for Building Permit fee waivers from local Boy Scouts working on Eagle Service Projects involving the construction of accessory structures at the University of La Verne and at an historic home. Due to the volunteer and service focused nature and intent of the projects, both Boy Scouts have requested the Building Permit fees be waived.
- Staff recommended that the City Council authorize the waiver of Building Permit fees for both David Martinez's and Naam Kim's respective Boy Scout Eagle Service Projects. ***Approved as recommended by staff.***
- Ordinance(s) second reading and final passage**
- Ordinance No. 1084, Amending and adding to the La Verne Municipal Code Relating to Mobile Home Park Relocation Impact Reports and Mobile Homes in Residential Zones **Ordinance No. 1084** - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AMENDING CHAPTER 9.18 TO TITLE 9 OF THE LA VERNE MUNICIPAL CODE RELATING TO MOBILE HOME PARK RELOCATION IMPACT REPORTS AND ADDING SECTION 18.36.085 RELATING TO MOBILE HOMES IN RESIDENTIAL ZONES – The City Council at its meeting of December 3, 2018, placed on first reading Ordinance No. 1084, amending Chapter 9.18 of Title 9 of the La Verne Municipal Code relating to Mobile Home Park Relocation Impact Reports (RIR).
- Staff recommended that the City Council approve Ordinance 1084, amending Chapter 9.18 of the La Verne Municipal Code relating to mobile home park relocation impact reports. ***Approved as recommended by staff.***
6. Appointment to San Gabriel Valley Mosquito & Vector Control Board City Manager Russi reported on the appointment to San Gabriel Valley Mosquito & Vector Control Board. He stated that the City's representative to the Mosquito and Vector Control Board, Dr. Bob Neher, notified the City he would be retiring at the end of the year. As a result the City posted a notice of the upcoming vacancy for interested residents to apply. Three applications were received from residents expressing interest in this position. It is requested that the City Council make a selection of who will serve as the City representative for the term of January 2019 - December 2023.
- It was moved by Carder and seconded by Hepburn, and unanimously carried to appoint Elyse Rasmussen to serve as the City's representative on the San Gabriel Valley Mosquito & Vector Control Board of Trustees.
- The City Council welcomed Ms. Rasmussen and thanked her for her willingness to serve on the San Gabriel Valley Mosquito & Vector Control Board representing the City of La Verne.

7. Introduction of Ordinance No. 1085, Amending the La Verne Municipal Code, regarding Onsite Wastewater Treatment Systems (OWTS), Adopting by Reference County of Los Angeles Ordinance No. 2018-0037, and Approval to enter into Memorandum of Understanding with County of Los Angeles, Department of Public Health
- Deputy Public Works Director Ciotti reported on Ordinance No. 1085, amending Section 8.04.020(c) of the La Verne Municipal Code, regarding Onsite Wastewater Treatment Systems (OWTS), adopting by reference Los Angeles County Ordinance No. 2018-0037; and approval to enter into Memorandum of Understanding with County of Los Angeles, Department of Public Health regarding OWTS. He stated that the State Water Resources Control Board (SWRCB) established a policy to manage Onsite Wastewater Treatment Systems (OWTS), which allows local agencies to formalize and develop a Local Agency Management Plan (LAMP) regarding site, design requirements, and permits for these systems. The County of Los Angeles Department of Public Health developed a LAMP through Ordinance No. 2018-0037. The City currently goes through the County for these system reviews and adopting the County LAMP by reference allows this process to remain streamlined and cost effective to our residents. This action is exempt from the California Environmental Quality Act, Sections 15307, 15308 and the City of La Verne's Environmental Guidelines.

It was moved by Carder, seconded by Davis, and unanimously carried to introduce and place on first reading Ordinance No.1085, amending the La Verne Municipal Code Section 8.04.020 (c) to include Los Angeles County Ordinance No. 2018-0037 by reference; and to authorize the Mayor to execute a Memorandum of Understanding (MOU) with the County of Los Angeles agreeing to the terms of enforcement of the LAMP ordinance.

Ordinance No. 1085 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AMENDING SECTION 8.04.020 (c) OF THE LA VERNE MUNICIPAL CODE TO INCORPORATE LOS ANGELES COUNTY ORDINANCE NO. 2018-0037 BY REFERENCE.

8. Proposed Job Creation and Business Incentive Policy
- Senior Planner Seibert reported on the Proposed Job Creation and Business Incentive Policy. He stated that the draft policy has been created with the intentions of providing guidelines for the City to determine which qualifying local businesses are awarded a grant or loan. The policy has been divided into two separate programs. One program is referred to as the "Community Development Block Grant" program (CDBG), and the other program is referred to as the "Economic Base Enhancement Program" (EBEP). Each program incorporates economic guidelines and procedures in-line with Federal and State parameters. The funds from the new policy would come from the existing allocation of CDBG funding filtered down from the federal government and general funds allocated as qualifying businesses surface. He stated that this is not something new the City has been doing to help local businesses. Since 1983, the City of La Verne has been partnering with local businesses by entering into agreements to foster successful entrepreneurship and local business activities. During the early years of this business practice, the City had access to Redevelopment Agency (RDA) funding. However, the dissolution of redevelopment agencies in 2011 effectively halted the City of La Verne's ability to progressively act on economic development activities. He also reported on the Community Development Block Grant Program and the Economic Base Enhanced Programs and how the programs would work.

Council Member Hepburn suggested creating a committee with resident participation to oversee the vetting process.

Mayor Kendrick called for public comment on this matter.

Anna Anderson, 2486 Sloan Drive, La Verne, stated she did not want to see the City get involved between the lessee and lessor and that she was still not happy with the Chase's loan.

Marlene stated the new policy is a great idea but that the City also needs a plan to draw businesses to La Verne.

There were no further comments.

Council Member Carder stated that since Redevelopment funds were taken away, this new policy would give the City the opportunity to help local businesses to prosper and stay in the City.

Council Member Davis stated that it was important that the City sustain itself and to thrive. The new policy is a strong step forward.

Council Member Hepburn stated that the new policy protects the City and again suggested resident participation.

Mayor Kendrick also agreed the new policy is a positive thing for the City and it will make La Verne a better city. He stated that economic development is important and the City must find ways to draw businesses to the City. He spoke of the City's past practice of entering in Owner Participation Agreements to help local businesses.

It was moved by Hepburn, seconded by Rosales, and unanimously carried to adopt Resolution No. 18-74, approving the Job Creation and Business Incentive Policy and to direct staff to begin implementing the program.

Resolution No. 18-74,
Approving the Job Creation and
Business Incentive Policy

Resolution No.18-74 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA APPROVING THE JOB CREATION AND BUSINESS INCENTIVE POLICY. **Approved.**

9. 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.

Linda Wilkinson, 5077 Old Ranch Road, La Verne, spoke at length about her Third Street property lease and the financial loss caused by her tenant leaving and the City's involvement. She presented a lawsuit against the City of La Verne.

La Verne Firefighters Association members Danny Montoya and Andy Glaze spoke about ongoing alleged retaliation against the Association using poster boards. In addition, they complained about the Fire Battalion recruitment process and were unhappy with La Verne Police Chief being in charge of the Fire Department.

Matthew Neely, 1770 Golden Hills Road, La Verne, thanked the City Council and the Public Works Staff for resolving the striping issue on Golden Hills Road.

Kathy Newlon, Foothill Terrace, La Verne, urged the City Council to find a solution to resolve the conflict with the La Verne Firefighters' Association.

Rick McGuern, 2358 Tricking Creek, La Verne also stated that the conflict with the La Verne Firefighters' Association needs to be resolved.

Jeff Petersen, Via Dicha, La Verne, stated he was concerned for the public safety of the community and the level of service being compromised. In addition, he spoke about the San Polo Community Facility District.

George Henderson, La Verne, stated he was concerned about Sierra La Verne Golf Course closing.

Joan Reyes suggested that the City should require the residents holding yard sales be required to take down their advertising posters from poles, etc., and that it be a requirement on the yard sales permit. In addition, she stated she was concerned with the condition of the old Baker's Square lot on Foothill Boulevard.

Lynn Del Torro, 7143 Via Dicha, La Verne, spoke about an article written about the City Council abruptly recessing at the December 3, 2018, Council meeting during public comment.

Craig Baumunk, 2956 Peyton Road, La Verne, spoke about the neighborhood Peyton Swimming pool no longer being utilized.

Pam Berry, 2117 Durango Court, La Verne, also spoke about an article written about the City Council abruptly recessing at the December 3, 2018, Council meeting during public comment and that it was not right.

Anna Anderson, 2486 Sloan, La Verne, stated that the Mayor asked for respect and civility at the September 19, 2018, Council meeting, and then the City Council abruptly recesses during public comment at the December 3, 2018, Council meeting. She also said it was unprofessional and not right.

Fred Faught, 2196 Virginia, spoke about the cost of lawsuits and also about City Council recessing abruptly during public comment at the last Council meeting. In addition, he spoke about the registered of audited demands, Chases' loan, his concerns about the Police Chief in overseeing the Fire Department and that the City should promote within the Fire Department for Battalion Chief.

Hugh Kelly, 7235 Monterey, La Verne, also spoke about the Council recessing during public comment, and that it was rude. He spoke about how everything has changed since adoption of the Resolutions 18-51 & 52, excluding Council Member Hepburn from litigation and negotiations meetings.

Bill Skiles, 2625 Pattiglen, La Verne, stated that he loves the City of La Verne, but did not like the direction it was going. He stated that La Verne needs new leadership. In addition, he stated it was not right to have a Police Chief oversee a Fire Department.

Leo Kilman, spoke about that the City's communication center needs to be fixed.

10. Council Comments and Meeting/Conference Reports
Council Member Hepburn reported on Winter Wonderland event and thanked staff for putting on a great event. He wished everyone a Merry Christmas and Happy New Year.

Council Members Carder and Rosales also wished everyone a Merry Christmas and Happy New Year.

Mayor Pro Tem Davis reported on choir concerts and wished everyone a Merry Christmas and Happy New Year.

Mayor Kendrick also wished everyone a Merry Christmas and Happy New Year and to stay safe over the holidays.
11. Cancellation of the January 7, 2019, Council Meeting.
Due to the holiday schedule the next regular meeting of the La Verne City Council scheduled for **Monday, January 7, 2019 at 6:30 pm is cancelled.**
12. At 8:13 pm, the City Council was adjourned and the City Council recessed to Closed Session.

Closed Session

The City Council met in closed session for the following purpose:

Conference with Labor Negotiator (Government Code Section 54957.6).

Negotiators: City Manager, Personnel Officer, and City Attorney

Employee Organization(s): La Verne City Employees Association

***The La Verne City Council wished everyone a Joyous Holiday Season
In addition, a Happy and Prosperous New Year!***



13. Adjournment at 8:45 pm.

Respectfully submitted,

Lupe Gaeta Estrella, CMC
Assistant City Clerk