

**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, May 7, 2018**

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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 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 Clerk Lupe Gaeta Estrella  
Public Works Director Dan Keeseey  
Community Development Director Eric Scherer  
Community Services Director Bill Aguirre  
Police Chief Nick Paz  
Police Captain Coleen Flores  
Fire Chief Pete Jankowski  
Personnel Officer JR Ranells
3. Pledge of Allegiance was led by Mayor Kendrick.
4. Letter from La Verne Commending the La Verne Police Department  
Council Member Carder stated she received a letter from a La Verne resident when she was at the Ciclavia event thanking the La Verne Police Department for the quick response and professionalism when they responded to a burglary call at his home of three individuals breaking into cars.
5. Introduction of New Bonita Unified School District Superintendent Carl Cole.  
- Superintendent Carl Cole.  
Chuck Coyne, President, Bonita Unified School Board introduced new Bonita Unified School District Superintendent Carl Cole.  
  
The City Council welcomed the new school superintendent and stated they looked forward to working with him

Presentation of Community Emergency Response Team (CERT) Certificates

Mayor Kendrick, on behalf of the City Council, recognized and congratulated the graduates of the Community Emergency Response Team (CERT) Since the introduction of the City's Community Emergency Response Team (CERT) Program in 2016; 86 La Verne residents have received their CERT Basic Training Certification. The fifth eight-week CERT course recently completed training and the participants will be receiving their certificates tonight. These trained volunteers play a significant role in our community's emergency response to disasters. In addition to being ready to assist the City during times of crisis, team members also provide support at City events. Recent CERT activities have included community smoke alarm canvas events, and a multi-city CERT program-training event. On April 11, 2018, 24 new graduates completed the basic training course for the CERT Program. The following individuals were presented their certificate of completion and ID cards.

Robert Burke	Bonnie Funk	Bruce Lamarche	David Okey
Tom Cheng	John Gonzales	Takla Mankarious	Char Parry
Concepcion	Yvonne Gatica	Roberto Merza III	Dagmar Pascua
Susan Covarrubias	Dennis Hart	Kathy Moseanko	Tim Stillions
Nancy Cuen	Manuel Hernandez	Rich Moseanko	Abraham Tavasolian
Robert Ewald	Jennifer Kurnik	Alicia Nichols	

6 The City Council recessed at 6:43 pm, and reconvened at 6:47 pm.

7. Consent Calendar It was moved by Carder, seconded by Rosales, and unanimously carried to accept, approve, or act on the Consent Calendar items

Registers of Audited Demands **Register of Audited Demands** in the amount of \$417,135.35, dated April 17, 2018, and in the amount of \$221,074.79, dated May 1, 2018. **Approved as recommended.**

Agreement with XG Communities **Agreement with XG Communities** - As presented at the January 11, 2018, Fiscal Sustainability Plan meeting, and staff requested authority to enter into an agreement with XG Communities to market and manage City of La Verne assets to small-cell wireless providers. Through this action, the City of La Verne will competitively engage suitable leasing partners through XG Communities and enable staff to have more local control over the aesthetics of each installation and it is anticipated to create a reoccurring revenue stream that could generate as much as \$150,000 per year.

Staff recommended that the City Council grant the City Manager authority to sign the agreement to begin the process of marketing and leasing our newly acquired light poles. **Approved as recommended by staff.**

Request of Los Angeles County Participation in the City's Enhanced Infrastructure Financing District (EIFD) **Request of Los Angeles County Participation in the City's Enhanced Infrastructure Financing District (EIFD)** - Late last year, the City Council took actions to establish an Enhanced Infrastructure Financing District (EIFD) connected to the Gold Line Light Rail Extension and the adjacent area's Transit Oriented Development. While the District was established with the City as the only taxing entity, it was understood that County participation would be revisited once they had finalized their process of consideration. In a recent meeting with County representatives, it was communicated that a formal letter from the City should be submitted to initiate that process.

Staff recommended that the City Council authorize the City Manager to transmit a formal letter requesting the County to initiate the process for participation in the City's EIFD for the purpose of dedicating property tax increment to fund the necessary public improvements within the District. **Approved as recommended by staff.**

**Resolution (s)** passed & adopted, as recommended, as follows:

Resolution No. 18-17,  
Execution of a Public Works  
Contract with Gentry Brothers  
Inc., for the E Street 8" Water  
Main Replacement and Street  
Rehabilitation Project

**Resolution No. 18-17** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING EXECUTION OF A PUBLIC WORKS CONTRACT WITH GENTRY BROTHERS INC. FOR THE E STREET 8" WATER MAIN REPLACEMENT AND STREET REHABILITATION PROJECT. The Public Works Department recently solicited bids for the E Street 8" Water Main Replacement and Street Rehabilitation Project. The project was advertised on March 16 and March 23 and bid proposals were received and opened on April 17, 2018. This project is categorically exempt from the California Environmental Quality Act, Section 15301 – Existing Facilities, and City of La Verne environmental guidelines.

Staff recommended that the City Council approve Resolution No. 18-17, awarding a Public Works contract to Gentry Brothers Inc., the lowest, responsible bidder, in the amount of \$793,658.00. **Approved as recommended by staff.**

Resolution No. 18-18,  
Joint Resolution with the Los  
Angeles County and other  
Agencies for Annexation No.  
430 to Sanitation District No. 22

**Resolution No. 18-18** - A JOINT RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES ACTING ON BEHALF OF THE LOS ANGELES COUNTY GENERAL FUND, LOS ANGELES COUNTY LIBRARY, LOS ANGELES COUNTY FLOOD CONTROL, THE BOARD OF DIRECTORS OF COUNTY SANITATION DISTRICT NO. 22 FOR LOS ANGELES COUNTY, AND THE GOVERNING BODIES OF CITY OF LA VERNE AND THREE VALLEYS MUNICIPAL WATER DISTRICT, APPROVING AND ACCEPTING NEGOTIATED EXCHANGE OF PROPERTY TAX REVENUES RESULTING FROM ANNEXATION TO COUNTY SANITATION DISTRICT NO. 22. The Los Angeles County Sanitation District has requested that the City Council approve a joint tax sharing resolution resulting from the annexation to County Sanitation District No. 22. The annexation process requires that a resolution for property tax revenue exchange be adopted by all affected local agencies before an annexation may be approved. By sharing the property tax increment with the County Sanitation District, the City will not lose any existing tax revenue it currently receives from the affected property.

Staff recommended that the City Council adopt Resolution No. 18-18, approving the joint resolution with the County of Los Angeles approving and accepting negotiated exchange of property tax revenue. **Approved as recommended by staff.**

Ordinances 2<sup>nd</sup> reading, approved as recommended, as follows:

City Attorney Kress read into the record a letter received from Anthony C. Rodriguez, Attorney at Law, representing the owner of Casitas La Verne Mobile Home Park strongly objecting to the Mobile Home Park Closure Ordinance.

The City Attorney stated his partner who drafted the proposed ordinance reviewed the correspondence and at this point, staff recommendation stands. He stated there is no need for further discussion. He stated there is no change in staff recommendation and recommended approval of Ordinance No. 1083, relating to Mobile Park Relocation Impact Reports.

Ordinance No. 1083,  
Relating to Mobile Home Park  
Relocation Impact Reports

**Ordinance No. 1083** - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ADDING CHAPTER 9.18 TO TITLE 9 OF THE LA VERNE MUNICIPAL CODE RELATING TO MOBILE HOME PARK RELOCATION IMPACT REPORTS. Ordinance No. 1083 adds Chapter 9.18 to Title 9 of the La Verne Municipal Code to better protect residents who live in mobile home parks. This ordinance would require the person or entity proposing the closure of a mobile home park to file and obtain approval of a relocation impact report with the City Council.

Staff recommended that the City Council approve Ordinance No. 1083, adding Chapter 9.18 to Title 9 of the La Verne Municipal Code to better protect mobile home residents. **Approved as recommended by staff.**

8. Amending the Comprehensive  
Fee Resolution- Annual  
Adjustments

City Manager Russi reported on the annual adjustments to the comprehensive fee resolution. He stated that the City's comprehensive fee schedule established by Resolution 17-23, is reviewed each year in conjunction with the annual budget process. Changes are made to reflect cost of services in accordance with State and local law, Resolution No. 18-19 provides fee schedule updates for City fees except for certain water and sewer fees which are established under Resolution No. 13-65 and 17-58. Staff is recommending that following the public hearing, the City Council approve the adjustments to the City's comprehensive fee schedule.

Mayor Kendrick opened the public hearing and called for public comment on this matter. There was none.

It was moved by Davis, seconded by Carder, and unanimously carried to approve the updates to the City's comprehensive fee schedule as set forth in the proposed resolution 18-19. In compliance with past Council policy, all comprehensive fee schedule updates are scheduled to become effective July 1, 2018.

Resolution No. 18-19,  
Amending Resolution No. 17-  
23, Relative to Certain fees  
and Policies for Services  
Provided by the City of  
La Verne,

**Resolution No. 18-19** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AMENDING RESOLUTION NO. 17-23 RELATIVE TO CERTAIN FEES AND POLICIES FOR SERVICES PROVIDED BY THE CITY OF LA VERNE. **Approved.**

9. Encroachment Agreement  
2079 Bonita Avenue

Community Development Director Scherer reported on the Encroachment Agreement for 2079 Bonita Avenue. He stated that the property owner of 2079 Bonita Avenue, D Street Square, Mr. Ed Leonard, has requested an encroachment into the public right-of-way for his tenant in Suite 101, Alosta Brewing Co. The encroachment would utilize a small portion of the public right-of-way of D Street to enclose the patio to the north of the building to the entrance to the tenant space. The agreement will provide for the necessary legal protections, as well as compensation for the use of the space.

Mayor called for public comment on this matter. There was none.

It was moved by Hepburn, seconded by Davis, and unanimously carried to approve the encroachment agreement between the Leonard Family Trust and the City to allow the use of public right-of-way along D Street for the business located at 2079 Bonita Avenue, Suite 101.

10. Amended Lease Agreement,  
2122 and 2124 Bonita Avenue

Community Development Director Scherer reported on the Amended Lease Agreement for 2122 and 2124 Bonita Avenue. He stated that the property owner of 2122 and 2124 Bonita Avenue, Mr. Daniel Damon, has requested to expand the outdoor patio seating area for his tenant, Fourth Street Mill restaurant. The expansion would allow for the restaurant to add three tables to the existing outdoor patio, which is located on City owned property (Transportation Plaza). Staff has prepared an amended lease agreement to include the proposed expansion, which provides for the necessary legal protections, as well as compensation for the use of the space.

Mayor called for public comment on this matter. There was none.

It was moved by Rosales, seconded by Carder, and unanimously carried to approve the amended lease agreement between Daniel and Jacqueline Damon and the City to allow the use of public property for the business located at 2122 and 2124 Bonita Avenue.

11. Council Member Tim Hepburn  
requested that the Findings of  
the Class & Compensation  
Study to be Placed on the  
Agenda

Council Member Tim Hepburn requested that the Findings of the Class & Compensation Study presented by the Public Sector Personnel Consultant at the April 2, 2018, City Council Study Session be placed on the Agenda.

City Manager Russi reported that at the April 2, 2018, meeting, the Class and Compensation Study were presented to City Council. The consultant gave a slide presentation with their findings. No action was taken by Council.

Council Member Rosales stated that the City Council already addressed this matter and that the slide presentation with the findings is on the City's website and it was waste of City Council time.

Council Member Carder stated she agreed with Council Member Rosales and asked why this matter was being brought back to Council.

Council Member Hepburn stated he wanted to give the public the opportunity to discuss the study.

Mayor called for public comment.

Rick Bowen, 2340 Eagle Court, La Verne, stated he was glad that the Class and Compensation study was on the Agenda because at the April 2, 2018, meeting there were only two residents in attendance. He asked about the purpose of the study. He questioned the data use to do the survey and the job titles used. He complained of the cost of healthcare for retirees. He also complained about the vacation payouts, holidays, and sick leave and if that was also surveyed. In addition, he asked if the survey was done based on 4-day 36-hour workweek.

City Manager Russi replied that vacations, holidays, and sick pay were also surveyed and that the salary survey was bench marked at 90% of the market.

Janelle Gray, La Verne Resident and City Employee, asked if the survey was based on the employees' hourly rate vs. monthly because employees are paid 10% below the median. She stated that the General Services Employee group has the lowest cost HMO as other cities.

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.

Mark Fulgenzi, 2473 Santiago, He stated that Ciclavia was a big success and that over 50,000 came through the City that day. He presented to the City Council a La Verne Bicycle Friendly Community Report Card prepared by La Verne Bike Coalition. He also reported that May was National Bicycle Month.

Mayor Kendrick thanked him for coming and presenting them the report card.

Richard Bowen, 2340 Eagle Court asked when the City Council minutes for the past months would be ready.

City Manager Russi replied that there have been lengthy meetings, and the Assistant City Clerk will strive to get them done.

13. Council Comments and Meeting/Conference Reports

Council Member Carder reported on Ciclavia event and the memorial service for La Verne Police RSVP Judy Schwieterman.

Council Member Rosales reported on the annual volunteer luncheon and the awesome volunteers. He thanked Mayor Pro Tem Davis and Council Member Carder for their support and efforts in bringing Ciclavia to La Verne.

Mayor Pro Tem Davis also reported on the Ciclavia event and that it was truly a glorious day and he looked forward to future events. He commended City staff for their participation and work on that day.

Council Member Hepburn also reported on the annual volunteer luncheon and Ciclavia. He also commended the volunteers for the countless hours of service to the City and that the Ciclavia was a great event. He also thanked City staff, fire and police for their work on that day.

Mayor Kendrick also reported on the Ciclavia event and he too agreed that the event was amazing. He commended the La Verne Police RSVP for all the work they do and that they are an asset to the Community. He reported on the fundraiser event for fallen Pomona Police Officer Gregory Casillas, Bright Prospect Event, attending a Social Justice meeting with Police Chief Paz and Police Captain Flores, the Chamber of Commerce Community Yard Sale at Bonita High School parking lot, the success of the Wine Walk Event and the Peace Conference at the University of La Verne.

- 14 The City Council recessed at 7:39 pm. to Closed Session...

Closed Session

The City Council met in Closed Session for the following:

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, La Verne Police Officers' Association, La Verne Firefighters' Association, La Verne Police Middle Management Association, and all unrepresented employees.

13. Adjournment at 9:15 pm, to Monday, May 21, 2018, at 4:30 p.m. in the Conference Room of La Verne City Hall for a CIP/Budget Council Study Session.

Respectfully submitted,



Lupe Gaeta Estrella, CMC  
Assistant City Clerk