

CITY OF LA VERNE

CITY COUNCIL AGENDA

Don Kendrick, Mayor
Muir Davis, Mayor Pro Tem
Robin Carder, Council Member
Charlie Rosales, Council Member
Tim Hepburn, Council Member



www.cityoflaverne.org
(909) 596-8726 - Phone
(909) 596-8740 - Fax
City Hall Council Chamber
3660 D Street
La Verne, CA 91750

Monday, May 07, 2018 - 6:30 p.m.

City Hall

Council Chambers

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 Assistant 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 Rosales, Council Member Hepburn, Mayor Pro Tem Davis and Mayor Kendrick

4. **ANNOUNCEMENTS AND PRESENTATIONS**

a. **Chuck Coyne, President, Bonita Unified School Board will be introducing new Bonita Unified School District Superintendent Carl Cole.**

b. **Presentation of Community Emergency Response Team (CERT) Certificates** - 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 will be 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 Contreras	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	

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. **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, ***approval recommended.***

b. **Agreement with XG Communities** - As presented this year during the January 11th Fiscal Sustainability Plan meeting, staff is requesting 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 recommends 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.

- c. **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 recommends 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

- d. **Resolution(s) passage and approval recommended, as follows:**

1. **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 recommends 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.

2. **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 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 required 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 ad valorem tax revenue it currently receives from the affected property.***

Staff recommends 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.

e. **Ordinance(s) Second Reading, approval recommended, as follows:**

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 recommends 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.

6. **PUBLIC HEARINGS**

Amending the Comprehensive Fee Resolution- Annual Adjustments - 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 Recommendation:

Following the public hearing, the City Council should 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 - 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.

7. **OTHER MATTERS**

a. **Encroachment Agreement – 2079 Bonita Avenue** - 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, Alostia 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.

Staff Recommendation:

The City Council should 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.

- b. **Amended Lease Agreement – 2122 and 2124 Bonita Avenue** - 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.

Staff Recommendation:

The City Council should 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.

- c. **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.**

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 Assistant 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 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.

11. **ADJOURNMENT** 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.

THE NEXT REGULAR MEETING of the La Verne City Council
is scheduled for Monday, May 21, 2018, at 6:30 p.m.

ADVISORY STAFF

____ Robert Russi, City Manager
____ Robert Kress, City Attorney
____ Lupe Gaeta Estrella, Assistant City Clerk
____ Dan Keeseey, Director of Public Works
____ Eric Scherer, Director of Community Development
____ Bill Aguirre, Director of Community Services
____ Nick Paz, Police Chief
____ Pete Jankowski, Fire Chief
____ Dominic Milano, City Engineer
____ Bill Elftman, Information Services Manager