

CITY OF LA VERNE

CITY COUNCIL AGENDA

Tim Hepburn, Mayor

Wendy Lau, Mayor Pro Tem

Rick Crosby, Council Member

Steven Frank Johnson, Council Member

Meshal "Kash" Kashifalghita, Council Member



www.cityoflaverne.org

(909) 596-8726 - Phone

(909) 596-8740 - Fax

City Hall Council Chamber

3660 D Street, La Verne, CA

Tuesday, September 5, 2023
Closed Session at 5:30 p.m.
Regular Session at 6:30 p.m.
La Verne City Hall – Council Chambers,
3660 D Street, La Verne, CA 91750

In compliance with the American Disabilities Act, any person with a disability who requires a modification or accommodation to participate in a meeting should contact the City Clerk's Office at (909) 596-8726 at least 48 hours prior to the meeting. Regular Meetings are held on the 1st and 3rd Monday of every month.

Individuals can email their comments to the Assistant City Clerk at cityclerk@cityoflaverne.org up to noon on the day of the meeting. Those comments will be shared with City Council in advance of the City Council meeting and included as part of the permanent record. **Please be advised that public comments submitted by emails or any other format to the City are public records that will be made available for public viewing.**

Individuals who wish to share their comments with Council during the meeting may do so in a variety of ways:

- Attend the City Council Meeting in person and fill out a comment card or raise your hand to request to comment on the current agenda item(s).
- Participate via Zoom, by visiting cityoflaverne.org/zoom where you will be automatically redirected to the meeting. You will have the ability to watch the meeting in real time and raise your hand to request to comment as appropriate on the current agenda item(s). Once it is your turn to speak, you will be brought into the meeting and have the ability to turn your video on when called upon.
- Call into the meeting via phone 1-669-900-6833 and entering **ID: 894 2567 4691** when prompted.

Once items are considered by the City Council, no further public comment on that matter will be accepted. A time limit of 3-minutes is set for all public comments.

Council Meeting Decorum: Per the City's Rules for Decorum, all Speakers and Members of the Audience are to conduct themselves with decorum and not engage in willful conduct which interrupts the meeting or with the orderly conduct of the meeting.

CLOSED SESSION AGENDA – 5:30 p.m.

CALL TO ORDER

PUBLIC COMMENTS - This is the time set aside for anyone wishing to address the City Council on items listed on the Closed Session agenda.

ROLL CALL Council Member Meshal “Kash” Kashifalghita, Council Member Steven Frank Johnson, Council Member Rick Crosby, Mayor Pro Tem Wendy Lau, and Mayor Tim Hepburn.

CLOSED SESSION

The City Council will meet in a Closed Session for the following:

Conference with Labor Negotiators, pursuant to Government Code Section 54957.6:

Negotiators: City Manager, Assistant City Manager, and Assistant City Attorney.
Employee Organization(s): La Verne City Employees Association and the La Verne Police Officers’ Association

Conference with Real Property Negotiators, pursuant to Government Code Section 54956.8:

Property: Property Commonly Referred to as 1200 Arrow Highway; APN: 8378-012-033
City Negotiator: City Manager, Fire Chief
Negotiating Parties: University of La Verne Facilities Board
Under Negotiation: Price and Terms of payment for lease

The City Council will recess and reconvene at 6:30 p.m. for the regular scheduled City Council meeting.

REGULAR CITY COUNCIL MEETING – 6:30 p.m.

PLEDGE OF ALLEGIANCE by Isboseth Burgos; U.S. Airforce E-4 (SSG)

ROLL CALL Council Member Meshal “Kash” Kashifalghita, Council Member Steven Johnson, Council Member Rick Crosby, Mayor Pro Tem Wendy Lau, and Mayor Tim Hepburn.

PRESENTATIONS

Marisa Creter, Executive Director of the San Gabriel Valley Council of Governments will give an update on San Gabriel Vally Council of Governments for 2023 along with a slide presentation.

ANNOUNCEMENTS OF UPCOMING COMMUNITY EVENTS

(Any person who wishes to make a brief announcement of a future community event that is open to the public may do so at thistime.)

CONSENT CALENDAR

(All items on the Consent Calendar are routine and will be enacted by one motion unless a member of the City Council or member of the audience requests separate discussion.)

1. **CITY COUNCIL MINUTES** of the joint closed session and regular City Council meeting of August 21, 2023.

Recommendation: That the City Council approve the minutes.

2. **REGISTER OF AUDITED DEMANDS** for the following:

Fiscal Year 2022-23 – In the amount of \$155,700.63 dated August 10, 2023, and in the amount of \$934,413.42 dated August 16, 2023.

Fiscal Year 2023-24 – In the amount of \$249,458.54 dated August 10, 2023, and in the amount of \$1,800,925.10 dated August 16, 2023.

Recommendation: That the City Council approve the Register of Audited Demands.

3. **APPROVING ADMINISTRATIVE PURCHASE OF FOUR VEHICLES IN THE AMOUNT OF \$155,662.68 AND AUTHORIZING ADMINISTRATIVE APPROVAL OF VEHICLE/EQUIPMENT PURCHASES APPROVED THROUGH THE BUDGET PROCESS** - This action will retroactively approve the administrative purchase of four (4) new F-150 pick-ups trucks, in the amount of \$155,662.68. Additionally, this action will provide authority to the City Manager to administratively authorize purchases greater than \$75,000 for vehicles/equipment previously approved by City Council through the annual budget process.

Recommendation: That the City Council retroactively approve the purchase of four (4) 2023 Ford F-150 Pick-ups in the amount of \$155,662.28 and approve Resolution No. 23-62 titled: A RESOLUTION OF THE CITY COUNCIL, CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, PROVIDING ADMINISTRATIVE AUTHORITY TO CITY MANAGER, OR DESIGNEE, TO PURCHASE VEHICLES/EQUIPMENT APPROVED THROUGH THE ANNUAL BUDGET PROCESS.

4. **PURCHASE OF FIRE DEPARTMENT MOBILE RADIOS** - The Fire Department's current mobile radios are no longer supported and are obsolete. This item seeks City Council authorization to issue a purchase order in the amount of \$161,000 to Motorola Solutions, Inc., for new radios and accessories for all apparatus, including support vehicles, ambulances, and fire engines.

Recommendation: That the City Council approve a purchase order with Motorola Solutions Inc., in the amount of \$161,000 for the purchase of new mobile radios and accessories.

5. **SETTING TIME AND DATE FOR PUBLIC HEARING REGARDING THE REQUEST FOR TIME EXTENSION ON VESTING TENTATIVE TRACT MAP 82001 (500 BASELINE ROAD)** - On September 20, 2021, the City Council approved Vesting Tentative Tract Map (VTTM) No. 82001, a subdivision of 19.44 acres located at 500 Baseline Road situated northeast of the intersection of Baseline Road and Rodeo Lane into nine lots. The applicant has requested a one-year extension of the VTTM allowed in Section 66452.6 of the Subdivision Map Act. Pursuant to City Municipal Code Section 16.16.210, the City Council may consider granting the requested extension during a noticed public hearing.

Recommendation: That the City Council adopt Resolution No. 23-57, titled, "A RESOLUTION OF THE CITY COUNCIL, CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, DECLARING ITS INTENTION TO CONSIDER A TIME EXTENSION ON VESTING TENTATIVE TRACT MAP NO 82001 PURSUANT TO THE PROVISIONS OF TITLE 7, DIVISION 2, CHAPTER 3, OF THE GOVERNMENT CODE OF THE STATE OF CALIFORNIA, AND SETTING A TIME AND PLACE FOR PUBLIC HEARING THEREON," establishing the time and date for the public hearing to occur at 6:30 PM on September 18, 2023.

6. **Public Financing Authority (Enhanced Infrastructure Financing District) Appointment** - The Public Financing Authority Board, representing La Verne's Enhanced Infrastructure Financing District, has a current vacancy for a Public Member to be appointed by the City Council. After advertising the vacancy, the City only received one application for the position.

Recommendation: That the City Council appoint Dr. Zuhey Espinoza as the City of La Verne's Public Member of the Board for the Public Financing Authority for the Enhanced Infrastructure Financing District.

PUBLIC HEARINGS

7. **PUBLIC HEARING FOR ANNEXATION OF TERRITORY INTO COMMUNITY FACILITIES DISTRICT NO. 11-1, (ANNEXATION 2023-01) OF THE CITY OF LA VERNE** - On July 17, 2023, the City Council adopted Resolution No. 23-44 declaring the intention to initiate proceedings for annexation No. 2023-1 into the Community Facilities District (CFD) No. 11-1, setting the public hearing to occur on August 21, 2023. The area proposed for annexation is lot 1 of the Final Tract Map No. 83353 (Brandywine) as depicted on the Annexation No. 2023-1 map. On August 21, 2023, the Public Hearing was opened and continued to September 5, 2023. ***PLEASE NOTE: Council Member Johnson will declare a conflict of interest and abstain from voting on this matter, because he owns property within 500' of the proposed Annexation Area. Mayor Pro Tem Lau will declare a conflict of interest and abstain from voting on this matter, because she is a member of the University of La Verne Board of Trustees and the University has property subject to CFD No. 11-1.***

Recommendation: That the City Council:

1. Conduct the public hearing. At the conclusion of the public hearing if written protests of:
 - a. 50% or less of the registered voters, or six registered voters, whichever is more, residing in the existing boundary of CFD No. 11-1, are received, or
 - b. 50% or less of the registered voters, or six registered voters, whichever is more, residing in the territory proposed to be annexed to CFD No. 11-1 are received, then
2. Adopt Resolution No. 23-58, Calling Special Election on Annexation into Community Facilities District No. 11-1 of the City of La Verne.
3. Direct the Assistant City Clerk to open the Annexation Ballots received and file a canvass and statement of results of the election action, it is recommended that the City Council adopt Resolution No. 23-59, declaring the Results of the Special Election for Annexation of Area 23-1 to CFD No. 11-1.
4. If more than 50% of voters have approved the Annexation of Area 23-1 into CFD No. 11-1, the City Council adopt Resolution No. 23-60, Calling Special Election into the Levying of Special Taxes on Newly Annexed Area of 23-1 of Community Facilities District No. 11-1 of the City of La Verne.
5. Direct the Assistant City Clerk to open the Assessment Ballots received and file a canvass and a statement of results of the election and that the City Council adopt Resolution No. 23-61, Declaring the Results of the Special Election and directing the Recording of Notice of Special Tax Lien.

If during the public hearing, written protests have been filed against the proposed annexation of territory No. 23-1 into CFD No. 11-1 by 50% or more of the registered voters or six registered voters, whichever is more residing in the existing boundary of CFD No. 11-1, or 50% or more of the registered voters, or six registered voters, whichever is more, residing in the territory proposed to be annexed to CFD No. 11-1, or owners of one-half or more of the area of land within CFD No. 11-1 or owners of one-half or more of the area of land in the territory proposed to be annexed to CFD No. 11-1, and protests are not withdrawn to reduce the protests to less than a majority, no further proceedings to annex the territory shall proceed.

Should the ballot results from recommendation item 2 cause failure of the proposition, no further actions shall be taken.

The City Council may choose to continue this public hearing, but it shall be completed within 30 days of the original date set (August 21, 2023) pursuant to Section 53339.7 of the Mello-Roos Community Facilities Act of 1982.

8. **RESOLUTION AMENDING THE 2023-24 COMPREHENSIVE FEE SCHEDULE FOR FIRE DEPARTMENT RELATED FEES** - The City's Comprehensive Fee Schedule, as established by Resolution 23-33, is reviewed each year in conjunction with the annual budget process. The Fire Department identified that there were necessary adjustments but, due to staffing changes, additional time was required to conduct the necessary analysis. As such, the Fire Department is presenting an update to their section in the Fiscal Year 2023-24 fee schedule to recover costs effectively and accurately.

Recommendation: That the City Council adopt the Resolution No. 23-63 titled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AMENDING RESOLUTION NO. 23-33 RELATIVE TO CERTAIN FEES AND POLICIES FOR SERVICES PROVIDED BY THE CITY OF LA VERNE."

OTHER MATTERS

9. **APPOINTMENT TO THE ACTIVE TRANSPORTATION COMMITTEE** - This action will fill one (1) vacancy on the Active Transportation Committee (ATC).

Recommendation: That the City Council appoint one (1) new member to the Active Transportation Committee to complete the current term expiring on June 30, 2025.

10. **PLANNING COMMISSION VACANCY APPOINTMENTS** - The Planning Commission currently has two seats to fill based on expired terms. Ten applicants interviewed before the City Council on July 26, 2023, and the selection of appointments was continued to September 5, 2023, so that all Councilmembers can be present.

Recommendation: That the City Council appoint two (2) members to the Planning Commission for a term expiring June 30, 2027.

PUBLIC COMMENTS - 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 later. Please email your public comment to the Assistant City Clerk at cityclerk@cityoflaverne.org. Your public comment will be shared with the City Council and included as part of the permanent record. There is a 3-minute time limit on public comments.

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 per Assembly Bill 1234.

ADJOURNMENT

***THE NEXT REGULAR MEETING OF THE LA VERNE CITY COUNCIL
IS SCHEDULED FOR MONDAY, September 18, 2023, at 5:30 P.M.***

ADVISORY STAFF

- _____ Ken Domer, City Manager
- _____ JR Ranells, Assistant City Manager
- _____ Scott Porter, Assistant City Attorney
- _____ Lupe Gaeta Estrella, Assistant City Clerk
- _____ Meg McWade, Public Works Director
- _____ Eric Scherer, Community Development Director
- _____ Christy Lopez, Finance Director
- _____ Sam Gonzalez, Acting Police Chief
- _____ Christopher Nigg, Fire Chief
- _____ Yvonne Duran, Community Services Director
- _____ Cody Howing, City Engineer

Posting Statement: A true copy of this Agenda was posted on August 29, 2023, on the bulletin board at La Verne City Hall, 3660 D Street, La Verne, and on the City's website at www.cityoflaverne.org.