

CITY OF LA VERNE

CITY COUNCIL AGENDA

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



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City Hall Council Chamber
3660 D Street
La Verne, CA 91750

Monday, May 20, 2019 - 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.

Individuals may contact the City Clerk's Office for guidance on how to request an item to be added to a future Agenda. 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 Davis, Council Member Hepburn, Mayor Pro Tem Rosales and Mayor Kendrick.

4. **ANNOUNCEMENTS AND PRESENTATIONS**

a. **Presentation to Families Recognizing Military Members (“Military Recognition Program“)**

- La Verne has a total of 74 community members who are currently serving in our military. Three individuals will be recognized at this meeting. A mini banner will be given to the families of the individuals being recognized.

The military honorees are as follows:

Justin A. Balderrama	Marines
Robert Jaramillo Jr.	Navy
Warren J. Saucedo	Army

There will be a reception after the presentation in the Large Conference Room in City Hall.

- b. **Youth of the Year Award** - The City of La Verne recognizes that the youth in our community are tomorrow’s future leaders. Each year a La Verne youth that has made an outstanding contribution to the City during the past year will be selected by the Youth and Family Action Committee (YFAC) to receive the La Verne Youth of the Year Award.

This year’s recipient of the La Verne Youth “Pride of La Verne” Award is Vanessa Hess. Vanessa has been a great voice and advocate for La Verne’s youth and issues facing them. As a youth representative on the Youth and Family Action Committee, she led the group to put out information on the harms of vaping and the realities of mental health issues in the community. Vanessa is mature beyond her years as well as brave. She continues to be active and vocal on issues concerning La Verne all while being a successful student and participating in extracurricular activities. She has also been a leader in organizing volunteers for community projects/events such as maintaining the Veteran’s Memorial and the City’s Winter Wonderland event.

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.) ***(PLEASE NOTE: Mayor Kendrick will declare a conflict of interest and abstain from voting on Item No. 5f, Affordable Housing Agreement, due to the proximity of his residence. Council Member Davis will also declare a conflict of interest and abstain from voting on Item No. 5f, Affordable Housing Agreement, due to a property ownership interest in the proximity. Council Member Carder will declare a conflict of interest and abstain from voting on Item No. 5g4, because she owns property within the boundaries of Maintenance District 84-1M.)***

- a. **City Council Minutes** of April 15, 2019, to be received and filed.

- b. **Register of Audited Demands** for the following:

In the amount of \$502,447.10 dated May 1, 2019; and
In the amount of \$1,319,168.27 dated May 8, 2019

Staff recommends approval of the Register of Audited Demands.

- c. **Treasurer's Report** for the Month of April 2019, *to be received and filed.*
- d. **Outstanding Older American Selection** - On February 20, 2019, the Senior Advisory Committee nominated one senior citizen for the Outstanding Older American Award. This recognition is part of the Los Angeles County Commission for Older Adults 54th Annual Older Americans Recognition Day (OARD) Awards Program, which honors a senior citizen from each city in Los Angeles County. The Senior Advisory Committee recommends that James "Jim" Kesterson be nominated as the 2018-2019 Outstanding Older American. Mr. Kesterson resides in La Verne and has dedicated countless hours of service to the La Verne Community.

The Senior Advisory Committee and staff recommend that the City Council approve James "Jim" Kesterson as the Outstanding Older American representing the City of La Verne for 2018-2019.

- e. **Demolition of the University of La Verne's Interfaith Chapel at 1920 Bonita Avenue** - The University of La Verne is proposing to demolish the existing Interfaith Chapel located at 1920 Bonita Avenue. The demolition was identified as a project in the University's Master Plan, which was approved by the City in March 2017. Based on its age, the Interfaith Chapel qualifies as a historic building per the standards of the Master Plan. Council is required to review any proposal for the demolition of a historic University building prior to issuance of demolition permits.

Staff recommends that the City Council authorize the issuance of permits to demolish the facility.

- f. **Affordable Housing Agreement – 2363 First Street - La Verne Landing** - The City Council is asked to consider an affordable housing agreement for the La Verne Landing Project, a multi-family residential project. City staff and representatives of WF Construction, Inc. have come to an agreement to satisfy the condition of approval of the project to provide an affordable housing agreement for the La Verne Landing project located at 2363 First Street. ***(PLEASE NOTE: Mayor Kendrick will declare a conflict of interest and abstain from voting on the Affordable Housing Agreement, due to the proximity of his residence. Council Member Davis will also declare a conflict of interest and abstain from voting on Affordable Housing Agreement, due to a property ownership interest in the proximity.)***

Staff recommends that the City Council approve the affordable housing agreement with La Verne Landing, LLC. for the La Verne Landing multi-family residential project.

g. Resolution(s) passage and adoption recommended, as follows:

1. **Resolution No. 19-25** - A RESOLUTION OF THE CITY COUNCIL, CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING THE "ENGINEERS REPORT" FOR ANNUAL LEVY OF ASSESSMENTS FOR FISCAL YEAR 2019-20 IN THE EXISTING LANDSCAPING & LIGHTING MAINTENANCE DISTRICT WITHIN SAID CITY, DECLARING ITS INTENTION TO PROVIDE FOR ANNUAL LEVY AND COLLECTION OF ASSESSMENTS FOR SAME DISTRICT PURSUANT TO THE PROVISIONS OF DIVISION 15, PART 2, OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA, AND SETTING A TIME AND PLACE FOR PUBLIC HEARING THEREON (LLMD #6) - ***Pursuant to the requirements of the Landscape and Lighting Act of 1972, part of Division 15, Part 2 of the Streets and Highway Code of the State of California, an Engineer's Report for Landscape and Lighting Maintenance District No. 6, including special zones, those areas receiving specific benefit in addition to the special citywide benefit has been prepared for City Council approval. Said approval sets the levy of assessments for Fiscal Year 2019-20 and sets the public hearing for July 15, 2019. No change in the assessment levy is being proposed for the subject special benefit in Zones 2, 3, 4-1, 4-2 and 5. The formation of Zone 6 allowed for CPI increases which with the March 2019 CPI of 3.1% allows for a maximum assessment per parcel of \$273.06. A levy of \$264.85 which is less than the maximum assessment is proposed in this zone.***

Staff is recommending that the City Council adopt Resolution No. 19-25 , preliminarily approving the Engineer's Report and setting the public hearing for the levying of assessment for Citywide District and the subject Zones for July 15, 2019.

2. **Resolution No. 19-26** - A RESOLUTION OF THE CITY COUNCIL, CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING THE "ENGINEERS REPORT" FOR ANNUAL LEVY OF ASSESSMENTS FOR FISCAL YEAR 2019-20 IN THE EXISTING LANDSCAPING & LIGHTING MAINTENANCE DISTRICT WITHIN SAID CITY, DECLARING ITS INTENTION TO PROVIDE FOR ANNUAL LEVY AND COLLECTION OF ASSESSMENTS FOR SAME DISTRICT PURSUANT TO THE PROVISIONS OF DIVISION 15, PART 2, OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA, AND SETTING A TIME AND PLACE FOR PUBLIC HEARING THEREON (LLMD #7) - ***Pursuant to the provisions of Division 15, Part 2, of the Streets and Highway Code, an Engineer's Report for Landscape and Lighting Maintenance District No. 7 (La Verne Heights III) has been prepared for City Council preliminary approval. Said approval sets the levy of assessments for Fiscal Year 2019-20 and sets the public hearing for July 15, 2019. There is no proposed increase in the assessment as the levy is proposed to decrease.***

Staff is recommending that the City Council adopt Resolution 19-26, preliminarily approving the Engineer's Report and set the public hearing for levying a full year's assessment for July 15, 2019.

3. **Resolution No. 19-27** - A RESOLUTION OF THE CITY COUNCIL, CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING THE "ENGINEERS REPORT" FOR ANNUAL LEVY OF ASSESSMENTS FOR FISCAL YEAR 2019-20 IN THE EXISTING LANDSCAPING & LIGHTING MAINTENANCE DISTRICT WITHIN SAID CITY, DECLARING ITS INTENTION TO PROVIDE FOR ANNUAL LEVY AND COLLECTION OF ASSESSMENTS FOR SAME DISTRICT PURSUANT TO THE PROVISIONS OF DIVISION 15, PART 2, OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA, AND SETTING A TIME AND PLACE FOR PUBLIC HEARING THEREON (LLMD #8) - *Pursuant to the provisions of Division 15, Part 2, of the Streets and Highways Code, an Engineer's Report for Landscape and Lighting Maintenance District No. 8 (Marshall Canyon Estates Specific Plan development) has been prepared for City Council preliminary approval. Said approval sets the levy of assessments for Fiscal Year 2019-20 and sets the public hearing for July 15, 2019. It is proposed to set the levy at the 1996-97 approved full years' assessment.*

Staff is recommending that the City Council adopt Resolution No. 19-27, preliminarily approving the Engineer's Report and setting the public hearing for July 15, 2019.

4. **Resolution No. 19-28** - A RESOLUTION OF THE CITY COUNCIL, CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, DECLARING ITS INTENTION TO PROVIDE FOR AN ANNUAL LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2019-20 IN A SPECIAL MAINTENANCE DISTRICT, AND SETTING A TIME AND PLACE FOR PUBLIC HEARING THEREON (84-1M.) - *Attached for City Council review is the Engineer's Report for Maintenance District No. 84-1M. The report contains a reference to the existing plans and specifications for the area to be maintained, the estimated cost to maintain for the Fiscal Year July 1, 2019 to June 30, 2020, and the assessment diagram. It is proposed that there will be no change in the levy from the previous eighteen years. Staff is recommending that City Council approve the Engineer's Report on a preliminary basis and set the Public Hearing for July 15, 2019. (PLEASE NOTE: Council Member Carder will declare a conflict of interest and abstain from voting on this matter, because she owns property within the boundaries of Maintenance District 84-1M.)*

Staff is recommending that City Council adopt Resolution No.19-28, approving the Engineer's Report, setting the public hearing for July 15, 2019.

5. **Resolution No. 19-31** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING AN AGREEMENT WITH THE CITY OF PASADENA FOR THE LA VERNE POLICE DEPARTMENT TO PROVIDE SUPPLEMENTAL LAW ENFORCEMENT SERVICES DURING CERTAIN ROSE BOWL EVENTS. - The Pasadena Police Department is seeking supplemental law enforcement services from surrounding agencies to assist in events being held at the Rose Bowl during the summer of 2019.

Staff recommends that the City Council approve Resolution No. 19-31, authorizing the City Manager and City Attorney to sign the agreement with Pasadena PD to provide supplemental law enforcement services by providing police officers during certain Rose Bowl events.

6. **PUBLIC HEARINGS**

Annual Report and Public “Protest” Hearing - Old Town La Verne Business Improvement District - This annual public “protest” hearing is required in-order to comply with State Law, the Municipal Code, and By-Laws relative to the Old Town La Verne Business Improvement District (OTLVBID). The City Council is requested to receive and file a report of the OTLVBID prior year activities; approve the proposed OTLVBID 2019-2020 Annual Budget, and incorporate it into the overall City Budget; and approve re-establishment of the District boundaries and assessment formula. ***(PLEASE NOTE: Mayor Kendrick will declare a conflict of interest and abstain from voting on this matter, because he owns a business within the district boundaries.)***

Staff Recommendation:

The City Council should, following conduct of the annual “protest” hearing, receive and file a report of OTLVBID prior year activities; approve the OTLVBID Annual Budget, and incorporate it into the overall City Budget; approve re-establishment of the District boundaries and assessment formula and adopt Resolution No.19-30, approving the OTLVBID Annual Report.

Resolution No. 19-30 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, OVERRULING PROTESTS AND APPROVING THE ANNUAL REPORT OF THE OLD TOWN LA VERNE BUSINESS IMPROVEMENT DISTRICT FOR 2019-2020 PURSUANT TO THE PROVISIONS OF SECTION 36500 ET SEQ. OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA.

7. **OTHER MATTERS**

- a. **Upcoming Planning Commission Vacancies** - Two members of the Planning Commission will have their terms expire at the end of June. Staff received 25 applications for the two vacancies, many more than we typically would see. In the past, the Council would interview all applicants; however, with this number of applications, we are providing Council with other potential processes that could be considered in order to make the final selections.

Staff Recommendation:

The City Council should provide Staff direction on how to proceed with filling the Planning Commission vacancies.

- b. **Consider Approval of the Draft Partnership Agreement with the La Verne Chamber of Commerce for 2019-2020** - The La Verne Chamber of Commerce has submitted an updated Partnership Agreement for a 12-month term; July 1, 2019 through June 30, 2020. The Chamber of Commerce is requesting a total financial subsidy of \$40,000 over the 12-month term, in four equal quarterly payments of \$10,000. This subsidy represents a status quo amount, as compared with the prior agreements. The proposed Agreement also includes renewal of the Incentive-Subsidy Program for Business Recruitment up to \$3,000, and the previously approved line of credit. A Chamber representative will also provide the Council with an update of their events.

Staff Recommendation:

The City Council should approve Resolution No.19-29, approving the La Verne Chamber of Commerce's Partnership Agreement, which includes programs and funding for a twelve-month term in the amount of \$40,000, an Incentive-Subsidy Program for Business Recruitment with a cost not to exceed \$3,000 subject to Agreement provisions, and continuance of the previously approved line of credit not to exceed \$10,000, from July 1, 2019 through June 30, 2020, as recommended by the City Council Chamber Liaison Committee and staff.

Resolution No. 19-29 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING A PARTNERSHIP AGREEMENT WITH THE LA VERNE CHAMBER OF COMMERCE (FISCAL YEAR 2019-2020).

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 purpose (no announcement will be made):

Public Employee Performance Evaluation (Government Code Section 54957)

- Performance Review of the City Attorney.

11. **ADJOURNMENT to Monday, June 3, 2019, at 4:30 pm, for a City Council Budget Study Session.**

***THE NEXT REGULAR MEETING of the La Verne City Council
is scheduled for Monday, June 3, at 6:30 p.m.***

ADVISORY STAFF

- _____ Robert Russi, City Manager
- _____ Dan Keeseey, Assistant City Manager/Director of Public Works
- _____ Robert Kress, City Attorney
- _____ Lupe Gaeta Estrella, Assistant City Clerk
- _____ Eric Scherer, Director of Community Development
- _____ Bill Aguirre, Director of Community Services
- _____ Nathan Statham, Finance Manager
- _____ Nick Paz, Police Chief
- _____ Kirk Summers, Interim Fire Chief
- _____ Dominic Milano, City Engineer
- _____ Bill Elftman, Information Services Manager

Posting Statement: On Tuesday, May 14, 2019, a true and correct copy of this Agenda was posted on the bulletin board at La Verne City Hall, 3660 D Street, La Verne, and on the City's website at cityoflaverne.org.