

Annual Christmas Tree Lighting Ceremony at 6:30pm. in front of City Hall prior to the regular City Council meeting.



**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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(909) 596-8726 - Phone
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City Hall Council Chamber
3660 D Street
La Verne, CA 91750

Monday, December 02, 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. **PRESENTATIONS**

Old Town La Verne Business Improvement District Presentation of Check to RSVP.

5. **ANNOUNCEMENTS OF UPCOMING COMMUNITY EVENTS** (Any person who wishes to make a brief announcement of a future community event that is open to the general public may do so at this time.)

6. **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.) ***(Council Member Davis will declare a conflict of interest on Resolution No. 19-87, because he resides within the proximity of the Miller House and Mayor Kendrick will declare a conflict of interest on Resolution No. 19-88, because he resides within the proximity of the Marshall House.)***

- a. **City Council Minutes** of October 21, 2019 and November 4, 2019, to be ***received and filed.***

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

- In the amount of \$1,033,824.94 dated November 14, 2019
- In the amount of \$1,203,930.53 dated November 21, 2019

Staff recommends approval.

- c. **Treasurer's Report** for the Month of September, 2019, ***to be received and filed.***

- d. **Disposal of Surplus Radios** - LA IMPACT has reached out to the Department asking to acquire surplus radios that are no longer being used by La Verne Police Department.

Staff recommends that per Administrative Regulation 606, Council authorize the transfer of the surplus radios, along with chargers to LA IMPACT at no cost.

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

1. **Resolution No. 19-86** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH A RUNNING LEGACY LLC FOR THE HOLIDAY HALF MARATHON - *The City Council is requested to consider a street closure for the 2019 Holiday Half Marathon. A Running Legacy LLC has submitted a request to use portions of Puddingstone Drive for the purpose of a half marathon race on Sunday, December 15, 2019. The request specifically involves the closure of the eastbound lanes of Puddingstone Drive from Van Dusen Road to Fairplex Drive between the hours of 4:00 a.m. and 2:00 p.m. the day of the event. The race is expected to draw up to 6,000 participants. Recent policy has been to prepare individualized agreements for street closure events. Staff has therefore developed a standard agreement outlining the traffic control plan requirements, locations, schedule, estimated fees, applicant's responsibilities, and insurance and indemnification requirements.*

Staff recommends the City Council adopt Resolution No. 19-86 authorizing the City Manager to execute the Agreement with A Running Legacy LLC permitting the half marathon on specified streets.

2. **Resolution No. 19-87** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, DESIGNATING THE MILLER HOUSE AS A LOCAL LANDMARK; APPROVING A HISTORICAL PROPERTY AGREEMENT; AND AUTHORIZING THE MAYOR TO SIGN THE AGREEMENT WITH THE OWNERS OF THE LANDMARK PROPERTY - *The owners of 2642 Bonita Avenue requests: (1.) Recognition of the home, the Miller House, as a local cultural landmark, and (2.) Approval of a Historical Property Agreement, also known as a "Mills Act" contract, which commits the current and future owners to maintain their historic property in an exemplary manner and to retain or, where appropriate, restore historic features. The Agreement will result in lower property taxes for the owners. (Council Member Davis will declare a conflict of interest on Resolution No. 19-87, because he resides within the proximity of the Miller House.)*

Staff recommends approval of Resolution No. 19-87, designating 2642 Bonita Avenue as a local landmark and approving the attached Historical Property Agreement.

3. **Resolution No. 19-88** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, DESIGNATING THE MARSHALL HOUSE AS A LOCAL LANDMARK; APPROVING A HISTORICAL PROPERTY AGREEMENT; AND AUTHORIZING THE MAYOR TO SIGN THE AGREEMENT WITH THE OWNERS OF THE LANDMARK PROPERTY - *The owners of 2425 Bonita Avenue requests: (1.) Recognition of the home, the Marshall House, as a local cultural landmark, and (2.) Approval of a Historical Property Agreement, also known as a "Mills Act" contract, which commits the current and future owners to maintain their historic property in an exemplary manner and to retain or, where appropriate, restore historic features. The Agreement will result in lower property taxes for the owners. (Mayor Kendrick will declare a conflict of interest on Resolution No. 19-88, because he resides within the proximity of the Marshall House.)*

Staff recommends approval of Resolution No. 19-88, designating 2425 Bonita Avenue as a local landmark and approving the attached Historical Property Agreement.

4. **Resolution No. 19-89** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING AN AGREEMENT WITH THE CONSOLIDATED FIRE PROTECTION DISTRICT OF LOS ANGELES COUNTY FOR COMMUNICATIONS AND DISPATCH SERVICES - *At the August 19, 2019 City Council meeting, the City Manager and the Interim Fire Chief were directed to complete an agreement with the Consolidated Fire District of Los Angeles County (LACoFD) for Communications and Dispatch Services. Before the Council tonight is the final agreement for Council review and the Mayor's signature.*

Staff recommends that the Council approve Resolution No. 19-89, authorizing the agreement for communications and dispatch services to be provided by LACoFD and appropriate \$27,000 to the Fire Equipment Fund for the first installment of the costs to upgrade our communication systems to be compatible, and \$72,000 to the Communication's cost center for prorated cost per dispatched call for the remainder of the fiscal year. Funds will be expended from reserves for funds 250 and 101 respectively.

5. **Resolution 19-90** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE LA VERNE CITY COUNCIL AND THE LA VERNE POLICE MIDDLE MANAGEMENT ASSOCIATION (LVPMMMA) THROUGH DECEMBER 31, 2020. - *The Memorandum of Understanding (MOU) with the La Verne Police Middle Management Association (LVPMMMA) expired on December 31, 2017. Staff and LVPMMMA representatives have been meeting since 2017 on a successor agreement. At this time, an agreement has been reached and staff is seeking City Council approval.*

Staff recommends that the City Council adopt Resolution 19-90, authorizing the City Manager to execute an MOU between the City of La Verne and the LVPMMMA.

7. **OTHER MATTERS**

Adoption of Ordinance No. 1087, Establishment of Oversight Committee and Adoption of Spending Guidelines for 0.75% Sales Tax Measure - At the November 18 meeting the City Council approved the first reading of Ordinance No. 1087 for placement of a 0.75% sales tax measure on the March 2020 Ballot. Pursuant to State law, that item must be presented for a second and final reading. In addition the City Council is asked to consider the make-up of the Oversight Committee that would be established if the tax passes as well as the proposed spending guidelines.

STAFF RECOMMENDATION:

The City Council should waive reading in full and adopt Ordinance No. 1087 and Resolutions 19-91, and 19-92, establishing the Tax Oversight Committee and the spending guidelines, respectively.

Ordinance No. 1087 - AN ORDINANCE OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ESTABLISHING A TRANSACTIONS AND USE TAX TO BE ADMINISTERED BY THE CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION.

Resolution No. 19-91 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ESTABLISHING A CITIZEN'S OVERSIGHT COMMITTEE FOR A PROPOSED SALES TAX MEASURE (tentatively titled Measure LV) IN ACCORDANCE WITH ORDINANCE NO. 1087.

Resolution No. 19-92 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ESTABLISHING SPENDING GUIDELINES FOR A PROPOSED SALES TAX MEASURE (tentatively titled Measure LV) IN ACCORDANCE WITH ORDINANCE NO.1087.

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:**

As authorized by Government Code Section 54957.1(a)(1)(A), the City Council will meet in a closed session to confer with its real property negotiators regarding:

Property: Amherst southwest corner of Amherst Street and Williams Avenue, Parcel No. 8666-021-902 and 8666-021-904

City Negotiators: City Manager, Assistant City Manager, Community Development Director and City Attorney

Negotiating parties: The City of La Verne and MW Investment Group

Under negotiation: Price and terms

11. **ADJOURNMENT**

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 November 26, 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.