

**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, October 16, 2017

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
Council Member Robin Carder
Council Member Charlie Rosales
Council Member Muir Davis

Absent: Mayor Pro Tem Tim Hepburn

Advisory personnel present: City Manager Robert Russi
City Attorney Robert L. Kress
Administrative Secretary Darleen Foye
Public Works Director Dan Keeseey
Acting Community Development Director Eric Scherer
Community Services Director Bill Aguirre
Police Chief Nick Paz
Fire Chief Pete Jankowski
Personnel Officer JR Ranells
3. Pledge of Allegiance was led by Mayor Kendrick.
4. Consent Calendar It was moved by Carder seconded by Rosales, and carried by a vote of 4-0 (Hepburn Absent) to accept, approve, or act on the Consent Calendar, except for Item c.1., Resolution No. 17-71, adopting a Complete Street Policy was pulled, as presented, , as follows:

Registers of Audited Demands **Registered of Audited Demands** in the amount of \$323,308.18, dated September 19, 2017, in the amount of \$1,892,101.69 dated September 26, 2017, and in the amount of \$572,905.83, dated October 3, 2017. ***Approved as recommended.***

Treasurer's Report **Treasurer's Report** for the Month of September 2017, **received and filed.**

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

Pulled from the Consent Calendar

Resolution No. 17-71,
Adopting a Complete Streets Policy

Resolution No. 17-72,
Authorizing a Professional Service Agreement with Misty Cheng and Associates

Resolution No. 17-73,
Amending the 2017-18 Budget to Incorporate Projects Funded by SB 1: the Road Repair and Accountability Act and to Adjust the Appropriations Limits

Pulled from the Consent Calendar

Resolution No. 17-71 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ADOPTING A COMPLETE STREETS POLICY- Staff prepared a Citywide Complete Streets Policy. The Policy seeks to make the street network better and safer for drivers, transit users, pedestrians and bicyclists, regardless of age, ability, or mode of transportation. A Complete Streets policy will provide overarching guidance for the City's transportation related planning efforts, including the Circulation Element of the General Plan and Active Transportation Plan, and will guide the direction of future developments and improvements made to the City's transportation network.

Resolution 17-72 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING A PROFESSIONAL SERVICE AGREEMENT WITH MISTY CHENG AND ASSOCIATES - Due to the recent retirement of the City's Finance Director, it is necessary for the City to execute a contract with the financial services firm Misty Cheng & Associates to provide the necessary staffing support to assist with the day to day oversight and management of the finance department.

It was recommended that the City Council approve Resolution No. 17-72, executing a professional service agreement with Misty Cheng and Associates and authorize the City Manager to sign said agreement.

Approved as recommended.

RESOLUTION NO. 17-73 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA AMENDING THE 2017-18 BUDGET TO INCORPORATE PROJECTS FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT AND TO ADJUST THE APPROPRIATION LIMITS - On April 28, 2017, Governor Brown signed into law Senate Bill 1 (SB 1), also referred to as the Road Repair and Accountability Act (RRAA) of 2017. SB 1 provides for increased gas taxes and registration fees, which are to be deposited into the State's newly created Road Maintenance and Rehabilitation Account (RMRA). RMRA funds will be apportioned to local agencies each year for basic road maintenance, rehabilitation, and other safety projects. SB 1 also requires each eligible agency to submit a project listing to the California Transportation Commission (CTC) in order to receive these funds. La Verne's allocation for fiscal year 2017/18 is estimated at \$187,583.

Staff recommended that the City Council approve Resolution No. 17-73, approving the SB1 project list and amending the current fiscal year budget to reflect an estimated revenue of SB1 funds in the amount of \$187,583 and to appropriate said funds for use towards the reconstruction of E Street in Spring 2018. Staff further recommends appropriation of \$454,000 in Surface Transportation Program - Local funds, which were originally programmed for this project in fiscal year 2016/17. ***Approved as recommended.***

Ordinance(s) Second Reading, passed and adopted, as recommended, as follows:

Ordinance No. 1077,
Deleting Chapter 18.82 of the
La Verne Municipal Code in its
Entirety and Adding a New
Chapter 18.82 Relating to
Medical and Adult Use of
Cannabis and Adopting a
Prohibition of all Commercial
Cannabis Activities in the City
and Imposing Regulations for
Personal Cultivation of
Cannabis

Ordinance No. 1077 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNE, CALIFORNIA DELETING CHAPTER 18.82 OF THE LA VERNE MUNICIPAL CODE IN ITS ENTIRETY AND ADDING A NEW CHAPTER 18.82 RELATING TO MEDICAL AND ADULT USE OF CANNABIS AND ADOPTING A PROHIBITION OF ALL COMMERCIAL CANNABIS ACTIVITIES IN THE CITY AND IMPOSING REGULATIONS FOR PERSONAL *CULTIVATION OF CANNABIS* - On September 5, 2017, City Council placed on first reading Ordinance No. 1077, which would delete and readopt Chapter 18.82 of the La Verne Municipal Code relating to personal cultivation of marijuana and all commercial marijuana activities. The Ordinance was scheduled for second reading on September 18, 2017, although, the item was pulled from the agenda due to changes in State law. The Ordinance was since amended to account for the Medicinal and Adult-Use Cannabis Regulation and Safety Act (MAUCRSA). The MAUCRSA was signed by the California Governor on June 27, 2017 and repealed the previous provisions of law relating to medical cannabis, including certain provisions of the Adult Use of Marijuana Act. The revised Ordinance makes no amendments to the land use provisions contained in the previous Ordinance. The revision contains references to the newly adopted law to ensure the City of La Verne regulations regarding marijuana are consistent with State law. Development Review Committee and staff recommend approval of Ordinance No. 1077. City Council at its Meeting of October 2, 2017, placed on first reading Ordinance No. 1077.

Staff recommended that the City Council approve Ordinance No. 1077, deleting Chapter 18.82 of the La Verne Municipal Code and adding new Chapter 18-82 relating to medical and adult use of cannabis and adopting a prohibition of all commercial cultivation of cannabis. ***Approved as recommended.***

Economic Assistance
Agreement

City Manager Russi reported on the Economic Assistance Agreement with Chase's Restaurant. He stated that Chase's Restaurant originally opened in 2010. Since that time, it has grown in popularity and has become a key part of the restaurant sales growth the Old Town area has experienced in the last 6 years. Recently, staff has become aware that the owners are interested in expanding and moving to another location in Old Town. As part of that expansion, they are seeking City assistance with costs associated with that move and expansion. The following agreement would allow the City to provide a loan to facilitate their move with a formula for reimbursement on a sliding scale based on the increases of revenue from sales tax.

Mayor Kendrick called for public comment.

Rick Bowen, Eagle Court, La Verne spoke in opposition of the Economic Assistance Agreement.

Gary Vartazian, stated he was concerned that other businesses won't get same opportunity.

It was moved by Carder, seconded by Davis, and carried by a vote of 4-0 (Hepburn Absent) to approve Resolution 17-74, approving an Economic Assistance agreement with Chase's Restaurant, LLC and authorize the City Manager to sign said agreement.

Resolution No. 17-74,
Authorizing an Economic
Assistance Agreement with
Chase's Restaurant, LLC

Resolution No. 17-74 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING AN ECONOMIC ASSISTANCE AGREEMENT WITH CHASE'S RESTAURANT, LLC. ***Approved as recommended.***

7. 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.

Andy Glaze, President of the La Verne Firefighters' Association spoke regarding the City's policy of providing mutual aid and sending La Verne Firefighters to burning fires throughout the State.

8. Council Comments and
Meeting/Conference Reports

Council Member Rosales reported that he attended the Joint Powers Insurance Authority Conference in Santa Barbara.

Council Member Davis suggested that residents attend a film on Civic Engagement in Claremont on Tuesday, November 7, 2017.

Mayor Kendrick reported he participated in Walk for Hunger and attended Salad in a Jar event at Kuns Park, Hillcrest Fall Festival, Outdoor Elegance Open House, David and Margaret Gala, and Taste of La Verne Event.

9. Closed Session

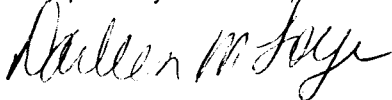
At 7:10 pm, the City Council recessed to closed session for the following purpose

Conference with Labor Negotiator (Government Code Section 54957.6)

Agency Negotiator: City Manager, City Attorney, and Personnel Officer
Employee Organization(s) La Verne Firefighters' Association

10. Adjournment at 8:00 pm, with no announcement of any reportable action from the Closed Session and City Council adjourned on Thursday, October 26, 2017 at 9:00 am, to meet again for City Council to review and approve the Infrastructure Plan for the Enhanced Infrastructure Financing District (EIFD).

Respectfully submitted,



Darleen Foye
Administrative Secretary