

**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, December 4, 2017**

1. At 6:30 p.m., Mayor Kendrick kicked off the season with a holiday message at the tree lighting ceremony.
2. A regular meeting of the La Verne City Council was called to order by Mayor Kendrick at 6:50 p.m.
3. Council Members present: Mayor Don Kendrick
Mayor Pro Tem Tim Hepburn
Council Member Robin Carder
Council Member Charlie Rosales
Council Member Muir Davis

Absent: None.

Advisory personnel present: City Manager Robert Russi
City Attorney Robert L. Kress
Assistant City Clerk Lupe Gaeta Estrella
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. Performance Report
Commending the La Verne
Police Officer Mayor Kendrick commended Police Officers Bailey and Corporal Martinez on their handling of an incident involving a homeless man. They showed great compassion in assisting him while he showered, giving him clean clothes, washing his old clothes, purchasing a new cart for his belongings and finding housing for him.
5. Introduction of New Senior
Planner On behalf of the City Council, Mayor Kendrick introduced and welcomed Senior Planner Luke Siebert to the City of La Verne.

Presentation of Community
Emergency Response Team
(CERT) Certificates Mayor Kendrick, on behalf of the City Council, thanked and recognized the Community Emergency Response Team (CERT) graduates.

Fire Chief Jankowski gave a brief history of the program and its purpose. He stated that in August 2016, the City of La Verne Fire Department initiated the La Verne Community Emergency Response Team (CERT) Program. The first training classes began in early 2017, and there are 83 La Verne residents that have completed the CERT Basic Training Certification.

The fourth 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 bike race traffic control, community smoke alarm canvas events, and a multi-city CERT program-training event. Present were the La Verne CERT Community Coordinators, Jen and Jim Kesterson, and Jim Murphy. These three dedicated individuals coordinate all activities of the La Verne the CERT program. On November 1, 2017, 26 new team members completed and graduated from basic training course for the CERT.

The following individuals received their certificate of completion and a Pride of La Verne Recognition Certificate, as follows;

Adam Pondo	Dan Mellem	Megan Reeves	William Oppenlander
Albert Cuen	David Smith	Renee Brandt	Cindy Stahl
Annie Mammen	Denis Rivera	Richard Perré	Deborah Onwughalu
Bernice Crocchi	James Arias	Shari Criddle	Patty Hess
Carol Mixon	Jesus Cortez	Wayne Rothrock	Robert Shears
Christine Duran	Karen Tandy	William Butscher	Vicky Anderson
Collette Soto	Mary Leamy		

Mayor Kendrick commended the CERT members for going door to door checking homes for smoke detectors.

7. Consent Calendar

It was moved by Carder, seconded by Davis, and unanimously carried to accept, approve, or act on the Consent Calendar, as presented, as follows:

City Council Minutes

City Council Minutes of October 16, 2017, ***received and filed.***

Registers of Audited Demands

Register of Audited Demands in the amount of \$371,752.70, dated November 15, 2017; and in the amount of \$985,703.76, dated November 21, 2017.
Approved as recommended.

Cedar Springs Apartments,
Tract Map No. 71926; Bond
Reduction

Cedar Springs Apartments, Tract Map No. 71926; Bond Reduction – A Community of Friends, the developer of the Cedar Springs Apartments (Tract No. 71926), an apartment complex associated with David and Margaret Homes has requested an exoneration of performance sureties. Staff has inspected and approved the construction secured by the sureties in the fall of 2016.

Staff recommended that the City Council authorize the reduction to 10% of the (bonds) for Cedar Springs, LP apartments (Tract No. 71926) Bond and Labor and Materials Bond, the full reduction of the Monument Bond and authorizes staff to release the 10% one year from this date. ***Approved as recommended by staff.***

Replacement of Ambulance and Purchase

Replacement of Ambulance and Purchase - As part of the delivery of EMS services to the community, the Fire Department operates a fleet of three ambulances, the oldest of which dates from 2001 and is due for replacement. The department program funds EMS vehicle replacement and as such the purchase of this ambulance will not affect the department's operational budget or the City's general fund. Staff requested Council authorization to allow the City Manager to finalize terms and enter into a purchase agreement with Braun Northwest to tag on to the competitive bid price of El Segundo, California for a 2018 Ford/Braun ambulance.

Staff recommended that the City Council authorize the City Manager to finalize terms and enter into a purchase agreement with Braun Northwest for the purchase of one (1) 2018 Ford/Braun replacement ambulance in the amount of \$240,000.00 including all taxes and fees. ***Approved by City Council to purchase ambulance.***

Filming Agreement for Tiny Giant Productions December 5

Filming Agreement for Tiny Giant Productions December 5 - The City Attorney prepared an agreement with Tiny Giant Productions to conduct filming at Brackett Field, 1615 McKinley Avenue. They are requesting filming and ancillary activities be permitted between the hours of 7:00 a.m. and 4:00 p.m. on Tuesday, December 5, 2017, only.

Staff recommended that the City Council authorize the City Manager to execute an agreement with Tiny Giant Productions permitting the one-day filming. ***Filming agreement with Tiny Giant Productions is approved for the one day filming by City Council.***

Approval of CicLAvia Open Streets Event - Memorandum of Understanding

Approval of CicLAvia Open Streets Event - Memorandum of Understanding - Staff requested authorization to execute a Memorandum of Understanding between the Cities of Claremont, Pomona, San Dimas, and the San Gabriel Valley Council of Governments to host the CicLAvia Open Streets event to be held on April 22, 2018. The event will travel along Bonita Avenue from San Dimas, to Fulton Avenue to Pomona between the hours of 7am to 5pm.

Staff recommended that the City Council approve the Memorandum of Understanding and authorize the City Manager to execute the proposed Memorandum of Understanding with the Cities of Claremont, Pomona, San Dimas, and the San Gabriel Valley of Council of Governments for event planning, public safety, traffic control, and other support services. ***Memorandum of Understanding approved by City Council.***

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

Resolution No. 17-77,
Authorizing the Execution of an
Agreement with Run Racing for
2017 Holiday Half Marathon.

Resolution No. 17-77 - 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 RUN RACING FOR 2017 HOLIDAY HALF MARATHON - Motiv Sports (Run Racing) submitted a request to use portions of Puddingstone Drive for the purpose of a half marathon race on Sunday, December 10, 2017. The request specifically involves the closure of the eastbound lanes of Puddingstone Drive between Van Dusen Road and Fairplex Drive between the hours of 6:00 a.m. to 12:00 p.m. the day of the event. The race is expected to draw up to 5,500 participants. Recent policy has been to prepare individualized agreements for such large 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 recommended that the City Council Adopt Resolution No. 17-77 authorizing the City Manager to execute the Agreement with Run Racing permitting the half marathon on specified streets. **Agreement approved by City Council.**

Resolution No. 17-78,
Approving Amendments to the
San Gabriel Valley Council of
Government Joint Powers
Agreement as Adopted by the
Council's Governing Board.

Resolution No. 17-78 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA APPROVING AMENDMENTS TO THE SAN GABRIEL VALLEY COUNCIL OF GOVERNMENT JOINT POWERS AGREEMENT AS ADOPTED BY THE COUNCIL'S GOVERNING BOARD - The City of La Verne last amended the San Gabriel Valley Council of Governments' (SGVCOG) Joint Powers Agreement in 2008, which essentially renewed the Alameda Corridor East Construction Authority (ACE). Recently, a fourth amendment to the Joint Powers Agreement was approved by the SGVCOG Governing Board. The purpose of this amendment is to revise the structure and extend the role of Council's Governing Board. The amendment would fully integrate ACE into the SGVCOG. The amended agreement would continue the SGVCOG as a unified voice representing the cities in the San Gabriel Valley on county, regional, and statewide levels.

Staff recommended that the City Council approve Resolution No. 17-78, approving the fourth amendment to the SGVCOG Joint Powers Agreement. **Approved by City Council.**

Resolution No. 17-79,
Adopting a Salary Chart for All
Full-Time Employees

Resolution No. 17-79 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ADOPTING A SALARY CHART FOR ALL FULL-TIME EMPLOYEES AND REPEALING RESOLUTION NO. 17-02 - The resolution and salary tables provide a consolidated full-time salary table as required by the California Public Employees Retirement System.

Staff recommended that the City Council adopt Resolutions No. 17-79 and No. 17-80, amending the part-time and full-time salary tables. **Approved by City Council.**

Resolution No. 17-80,
Adopting a Salary Chart for All
Part-Time Employees

Resolution 17-80 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ADOPTING A SALARY CHART FOR ALL PART-TIME EMPLOYEES AND REPEALING RESOLUTION NO. 17-03 - The resolution and salary table reflect adjustments in salaries resulting from increases in the California Minimum Wage.

Staff recommended that the City Council adopt Resolutions No. 17-79 and No. 17-80, amending the part-time and full-time salary tables. **Approved by City Council.**

8. Ordinance No. 1080 to Consider Moving the City's General Elections to the first Tuesday after the first Monday in March of even-numbered years beginning in March, 2020

City Attorney Kress reported on Ordinance No. 1080, to consider moving the City's General Elections to the first Tuesday after the first Monday in March of even-numbered years beginning in March, 2020. He stated that Senate Bill (SB) 415, also known as the California Voter Participation Rights Act, amended the State Elections Code pertaining to municipal election dates. The bill requires cities that currently hold standalone municipal elections to change their election dates to coincide with statewide election dates, unless voter turnout rates for past standalone elections meet a certain threshold. La Verne's past voter turnout rates are lower than the threshold established by SB 415, so the City must move its election date to coincide with a statewide election date.

Mayor Kendrick opened the public hearing on this matter and call for public testimony.

Mark Gutierrez, La Verne Police Department, questioned if residents had any say in the change.

Mayor Kendrick replied that yes they do and that is why a public hearing is being held to give residents the opportunity to address this matter.

There being no further public testimony on this matter, Mayor Kendrick closed the public hearing.

It was moved by Hepburn, seconded by Davis, and unanimously carried to introduce and place on first reading Ordinance No. 1080, moving the City's General Elections to the first Tuesday after the first Monday in March of Even numbered years beginning in March 2020, which will extend Council's term of office by 12 months.

Ordinance No. 1080,
Moving the City's General
Elections to the First Tuesday
After the First Monday in March
of Even Numbered Years
Beginning in March 2020

Ordinance No. 1080 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, MOVING THE CITY'S GENERAL ELECTIONS TO THE FIRST TUESDAY AFTER THE FIRST MONDAY IN MARCH OF EVEN-NUMBERED YEARS BEGINNING IN MARCH 2020. **Approved.**

9. Urgency Ordinance 1079 and Ordinance 1081, Reauthorizing the Public, Educational, and Governmental Access Support Fee

Community Services Director Aguirre reported on Urgency Ordinance No. 1079 and Ordinance No. 1081, reauthorizing the Public, Educational, and Governmental Access Support Fee. He reported that in 2006, the State Legislature passed the Digital Infrastructure and Video Competition Act, which created a process for cable video providers to apply for a State franchise permit in lieu of entering local franchise agreements to provide video services. State law allows the City to collect a PEG fee from video subscribers to help fund the City's access channel.

The Urgency Ordinance No. 1079, is necessary for the immediate preservation of the public peace, health, or safety, as those terms are defined in Government Code Section 36937 (b), in at least the following respects: The City only recently received notice of the expiration of the state-issued franchise held by Charter Communications, one of the City's cable providers, and hence the need for reauthorization of Ordinance Number 1005, such that it is essential that the City adopt the Urgency Ordinance No. 1079 before January 2, 2018. Adoption of Ordinance No. 1081 will allow for continued authorization to collect Public, Educational, and Governmental Access Support Fee.

Mayor Kendrick opened the public hearing and called for public testimony on this matter. There was none, and the Mayor closed the public hearing.

It was moved by Davis, seconded by Carder, and unanimously carried to waive reading in full and adopt Urgency Ordinance No. 1079, reauthorizing the public, educational, or government access channel fee, as follows:

Urgency Ordinance No. 1079,
Reauthorizing the Public
Educational, or Governmental
Access Channel Fee

Urgency Ordinance No. 1079 - AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, REAUTHORIZING THE PUBLIC, EDUCATIONAL, OR GOVERNMENTAL ACCESS CHANNEL FEE.
Approved.

It was moved by Davis, seconded by Carder, and unanimously carried to waive further reading and place on first reading of Ordinance No. 1081, reauthorizing the public, educational, or government access channel fee, as follows:

Ordinance No. 1081,
Reauthorizing the Public,
Educational, or Governmental
Access Channel Fee

Ordinance No. 1081 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, REAUTHORIZING THE PUBLIC, EDUCATIONAL, OR GOVERNMENTAL ACCESS CHANNEL FEE. **Approved.**

10. 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.

George May, La Verne Library Manager reported on library events and programs for the month of December 2017.

Mike Grossberg, 2242 De Marino, commended and pledged his support of the La Verne Police Department.

Andy Glaze, President of the La Verne Fire Associations spoke about ongoing issues with the department, and fire chief. He informed the City Council that the Association has filed a federal lawsuit against the City.

Rick Bowen, Eagle Court, La Verne, and asked if the salary charts approved by Resolutions No. 17-79 and 17-80, only included the increases of the California Minimum Wages.

City Manager Russi replied that the part-time salary chart reflects salary adjustments resulting from the California Minimum Wage and the full-time chart is a consolidated full-time salary table as required by the California Public Employees Retirement System.

In addition, Mr. Bowen stated that the City Council should reconsider the Chase's loan.

Mr. Bowen thanked the Public Works Department, especially Tony Estes and crew, for the great job on Birdie and Country Club Drive.

Linda Wilkinson questioned the Chase's Loan and the use of Chase's liquor license as collateral for the loan.

Chris, owner of Chase's Restaurant stated that there is no collateral against his liquor license.

11. Council Comments and Meeting/Conference Reports

Mayor Pro Tem Hepburn commended the La Verne Fire and Police Departments personnel for their awesome job in responding to a medical call for his mother-in-law when she fell.

Council Member Davis agreed with Mayor Pro Tem Hepburn that we have a great Fire and Police Department. He also commended the La Verne Fire and Police Department for the awesome job they do. He reported on the high school looking at raising funds for the community and schools for media centers.

Council Member Rosales reported on the downtown La Verne Christmas tree Lighting Event and that there was a big turnout for the event.

Council Member Carder reported on the Gold Line Ground Breaking Ceremony at Citrus College.

Mayor Kendrick reported on the Chamber Holiday luncheon, the City's Winterwonderland, Sowing Seeds for Life Christmas Event, and the Youth and Family Action Committee which now has high school students on the committee.

12. Mayor Kendrick closed the City Council **in memory of La Verne resident Jordyn Rivera**, age 21 who died on October 1, 2017. Jordyn was one of the 58 people killed in the Las Vegas active shooting on October 1, 2017. Jordyn grew up in La Verne and graduated from Bonita High School in 2014. Jordyn was in her fourth year as a Health Care Management major at California State University, San Bernardino. She was a member of CSUSB's Chapter of Eta Sigma Gamma, and the National Health Education Honor Society. She is described by her family and friends as being a kind, optimistic and energetic person. She is survived by her parents Albert and Mary Rivera.

At 7:44 p.m. the City recessed to a Closed Session.

13. Closed Session

The City Council met in closed session for the following purpose :

Conference with Labor Negotiator (Government Code Section 54957.6)

Agency Negotiator: City Manager, City Attorney, and Personnel Officer

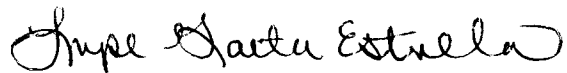
Organization(s) La Verne Police Officers' Association

Conference with Legal Counsel – Anticipated Litigation: Government Code Section 54956.9(d)(4)

One case.

14. Adjournment at 8:30 pm, with no announcement of any reportable action from the Closed Session

Respectfully submitted,



Lupe Gaeta Estrella, CMC
Assistant City Clerk