

AMENDED
CITY OF LA VERNE
CITY COUNCIL AGENDA

Tim Hepburn, Mayor
Muir Davis, Mayor Pro Tem
Robin Carder, Council Member
Rick Crosby, Council Member
Wendy M. Lau, Council Member



www.cityoflaverne.org
(909) 596-8726 - Phone
(909) 596-8740 - Fax
City Hall Council Chamber
3660 D Street
La Verne, CA 91750

Monday, June 07, 2021 - 6:30 p.m.

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. Regular Meetings are held on the 1st and 3rd Monday of every month.

Tonight's Council Meeting will again be closed to the public in compliance with Governor Newsom's Executive Order to minimize the spread of the COVID-19 Virus. However, the City encourages public participation and as such wants to make residents aware of the following opportunities on how to participate:

- 1) View the meeting through the City's website at www.cityoflaverne.org and click on the green "Council Meeting Live Stream" button.
- 2) 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.**
- 3) Individual who wish to share their comments directly during the meeting may do so by emailing the Assistant City Clerk at cityclerk@cityoflaverne.org with their phone number and the item(s) they wish to speak on. Requests will be accepted before and throughout the meeting and staff will call you back at the appropriate time. 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.
- 4) If you wish to participate via Zoom, you will need to register at https://us02web.zoom.us/webinar/register/WN_GKIF7zPwSAOhT2Lb9NX05A before 5:00 p.m. on Monday, June 7, 2021, and please be aware that space is limited. 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.

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **ROLL CALL:** Council Member Lau, Council Member Crosby, Council Member Carder, Mayor Pro Tem Davis and Mayor Hepburn.

4. **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)

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.)

a. **City Council Adjourned and Regular Minutes** of May 17, 2021, ***to be received and filed.***

b. **Register of Audited Demands** in the amount of \$1,169,975.51 dated April 29, 2021; in the amount of \$140,964.05 dated May 5, 2021; and in the amount of \$2,236,517.96 in the dated May 13, 2021, ***approval recommended by Interim Finance Director Alvarado.***

c. **Senior Advisory Committee Board Reappointments** - Terms for Lorraine Missick, Scott Snider, and Bette Donovan expire June 30, 2021. Terry Kistler's term ended June 30, 2020, but due to COVID-19 and missed meetings last year, Terry's term was not reappointed at the time. All four committee members wish to remain on the Senior Advisory Committee.

It is recommended by the Community Services Manager Duran that the City Council accept the Senior Advisory Committee's recommendation to reappoint Lorraine Missick, Scott Snider, and Bette Donovan to serve two-year terms from July 1, 2021 through June 30, 2023 and Terry Kistler from July 1, 2020 through June 30, 2022.

d. **Old Town La Verne Business Improvement District Reappointments** - Terms for Old Town La Verne Business Improvement District Members Craig Walters, Marianne Stark, and Mickey Rehm expire June 30, 2021. All three members wish to remain on the Board.

Community Development Director Scherer recommends that the Mayor reappoint Craig Walters, Marianne Stark, and Mickey Rehm to serve two-year terms from July 1, 2021 through June 30, 2023 with the approval of the City Council.

e. **Resolution (s) - Approval and Passage Recommended, as follows:**

1. **Resolution No. 21-27** - A Resolution OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA AUTHORIZING A PROJECT LIST AS REQUIRED BY Senate BILL 1: The Road Repair and Accountability Act - In April 2017 Governor Brown signed into law Senate Bill 1 (SB1), also referred to as the Road Repair and Accountability Act (RRAA) of 2017. SB1 provides for increased gas taxes and registration fees, which are to be deposited into the State's Road Maintenance and Rehabilitation Account (RMRA). RMRA funds are apportioned to local agencies each year for basic road maintenance, rehabilitation, and other safety projects. SB1 also requires each eligible agency to submit a project list to California Transportation Commission (CTC) in order to receive these funds. La Verne's allocation for fiscal year 2021/22 is estimated at \$570,000.

Public Works Director Igoe recommends approval of Resolution No. 21-27, approving the proposed SB1 project list for fiscal year 2021/22.

2. **Resolution No. 21-28** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING ANNUAL CITY AGREEMENTS FOR FISCAL YEAR 2021-22 - ***Once a year, the City Council considers annual agreements for renewals or extensions. As such, attached are the service agreements proposed for the coming fiscal year for City Council consideration.***

Assistant City Clerk Estrella recommends that the City Council approve the annual City agreements by adopting Resolution No. 21-28, which authorizes the Mayor and Assistant City Clerk to execute the annual agreements as listed on the Resolution.

f. **Ordinance (s) - Second Reading, Approval Recommended, as follows:**

Ordinance No. 1098 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AMENDING THE LA VERNE MUNICIPAL CODE BY ADDING A NEW CHAPTER 18.94 TO REGULATE THE RENTAL OF RESIDENTIAL PROPERTY ON A SHORT- TERM BASIS AND AMENDING RELATED PROVISIONS - ***At the Council's May 3, 2021 meeting, a public hearing was conducted and concluded. The Ordinance document required minor technical changes and was brought back to the Council at that meeting with the recommendation to introduce, waive further reading, and place on first reading.***

Community Development Director Scherer recommends final approval of Ordinance No. 1098, adding a new Chapter 18.94 to the La Verne Municipal to regulate the rental of residential property on short-term basis and amending related provisions. The Ordinance will take effect on August 17, 2021, when the current moratorium expires.

6. **PUBLIC HEARINGS**

Old Town La Verne Business Improvement District (OTLVBID) Protest Hearing -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). Following the conduct of the annual “protest” hearing, 1) Council should receive and file a report of the OTLVBID prior year activities; 2) Approve the proposed OTLVBID 2021-2022 Annual Budget, and incorporate it into the overall City Budget; and 3) Approve re-establishment of the District boundaries and assessment formula.

STAFF RECOMMENDATION:

The City Council should following the conduct of the annual “protest” hearing, the City Council adopt the Resolution No.21-29 to approve the OTLVBID Annual Report and effectively:

- 1) Receive and file a report of the OTLVBID prior year activities; and
- 2) Approve the proposed OTLVBID 2021-2022 Annual Budget; and
- 3) Approve re-establishment of the District boundaries and assessment formula

Resolution No. 21-29 - 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 2021-2022 PURSUANT TO THE PROVISIONS OF SECTION 36500 ET SEQ. OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA

7. **OTHER MATTERS**

Discussion Regarding City Manager Compliance with Section 2.04.020 of the La Verne Municipal Code Regarding Residency -Councilmembers Crosby and Lau are requesting that the City Manager be given twelve months’ notice to comply with La Verne Municipal Code Section 2.04.020 which provides that City Council require that the City Manager live in La Verne or within a 5 mile radius of City Hall. The Councilmembers are also requesting that during this compliance period the requirement be reviewed.

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. 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. If you wish to speak, email your phone number and staff will call you back. There is a 3-minute time limit on public 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 pursuant to Government Code Section 54957.6 for the following:

Conference with Labor Negotiator

Negotiators: City Manager, Assistant to the City Manager, Senior Management Analyst, and City Attorney.

Employee Organization(s): La Verne City Employees Association, La Verne Police Officers' Association, La Verne Firefighters' Association, La Verne Police Middle Management Association and all unrepresented employees

11. **ADJOURNMENT to Tuesday, June 8, 2021 at 2 p.m.** The City Council will convene in a Closed Session, pursuant to Government Code Section 54957, for the following purpose: **PUBLIC EMPLOYEE APPOINTMENT for the position of Fire Chief.** [No announcement will be made at the conclusion of the closed session.]

**THE NEXT REGULAR MEETING of the La Verne City Council
is scheduled for Monday, June 21, 2021, at 6:30 p.m.**

**The La Verne City Council thanks the residents
for taking all precautions to prevent the spread of the COVID-19 Virus.**

ADVISORY STAFF

- _____ Robert Russi, City Manager
- _____ JR Ranells, Assistant to the City Manager
- _____ Robert Kress, City Attorney
- _____ Lupe Gaeta Estrella, Assistant City Clerk
- _____ Shawn Igoe, Public Works Director
- _____ Eric Scherer, Director of Community Development
- _____ Mark Alvarado, Interim Finance Director
- _____ Nick Paz, Police Chief
- _____ Lawrence Waterhouse, Interim Fire Chief
- _____ Yvonne Duran, Community Services Manager
- _____ Cody Howing, Deputy City Engineer

Posting Statement: On June 3, 2021, a true and correct copy of this Amended 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.