

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

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City Hall Council Chamber

3660 D Street

La Verne, CA 91750

Monday, February 07, 2022 - 6:30 p.m.
La Verne City Hall - Council Chambers,
3660 D Street, La Verne, CA 91750

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.

The Council Chambers will be opened to the public at 6:00 p.m. In an effort to keep a safe environment and to minimize the spread of the COVID-19 Virus, the City will be limiting occupancy and requiring masking for all that will be in attendance. To facilitate public participation for those who do not wish to attend in person, the meeting will still be made available virtually to residents. Below are 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) Individuals 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, February 7, 2022, 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 Minutes** of the regular meeting of January 18, 2022 and Special meeting of January 25, 2022, ***to be received and filed.***

- b. **Register of Audited Demands** in the amount of \$1,286,218.35 dated January 6, 2022, in the amount of \$609,664.90 dated January 13, 2022; and in the amount of \$1,018,158.53, dated January 19, 2022, ***approval recommended by Finance Director Pendleton.***

- c. **City of La Verne Treasurer's Report for the Quarter Ended December 31, 2021** - As of December 31, 2021, the City had total cash and invested funds (cost basis) of \$67,495,771, \$19,274,981 held in a fiduciary capacity for LA Impact (Los Angeles Interagency Metropolitan Police Apprehension Task Force) and \$3,112,353 maintained with a fiscal agent outside of the Treasury to meet the 1996 Revenue Bond covenant. The City's portfolio is fully liquid; 97% (\$65,509,071) maintained in on-demand accounts, which includes the State Local Agency Investment Fund (LAIF), and 3% (\$1,986,700) maintained in short-term corporate notes maturing within one year (91 to 140 days). The investment portfolio conforms to the City's investment policy and money is available to meet City obligations due within the next six months.

Finance Director Pendleton recommended that the City Council receive and file the Treasurer's Report for the quarter ended December 31, 2021.

d. **Staff recommends approval and passage of the following Resolutions:**

1. **Resolution No. 22-06** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING THE SUBMITTAL OF APPLICATIONS AND ADMINISTRATION OF GRANT PROGRAMS THROUGH THE CALIFORNIA DEPARTMENT OF RESOURCES, RECYCLING AND RECOVERY - *The California Department of Resources, Recycling and Recovery (Cal Recycle) requires a resolution authorizing the submission of grant applications and designated authority. This resolution authorizes the Director of Public Works or his/her designee to submit grant applications and to administer other functions related to the California.*

Public Works Director Igoe recommends that the City Council approve Resolution No. 22-06 designating the Director of Public Works as the authorized administrator for all California Department of Resources, Recycling and Recovery Grant Program.

2. **Resolution No. 22-07** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE DECLARING THAT WEEDS, BRUSH, RUBBISH AND REFUSE UPON OR IN FRONT OF SPECIFIED PROPERTY IN THE CITY ARE A SEASONAL AND RECURRENT PUBLIC NUISANCE, AND DECLARING ITS INTENTION TO PROVIDE FOR THE ABATEMENT THEREOF - *Each year, the County of Los Angeles Department of Agricultural Commissioner/Weights & Measures conducts inspections for weeds, brush, rubbish, and refuse on public and private property that may be considered a seasonal and recurrent nuisance. A list of properties is provided to the City for review. City Council is then required to declare its intention to provide for this abatement and set a public hearing for affected property owners to register objections to said abatement. (Council Member Carder will declare a conflict of interest because she is a member of the Board of Directors for a homeowners' association that oversees property appearing on the weed abatement list).*

Assistant City Clerk Estrella recommends that the City Council approve Resolution No. 22-07, declaring the intention to provide for the abatement of weeds, brush, rubbish, and brush, and setting a public hearing for Tuesday, February 22, 2022 at 6:30 pm.

3. **Resolution No. 22-08** - A RESOLUTION OF THE CITY COUNCIL, CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, DECLARING ITS INTENTION TO INITIATE PROCEDURES FOR VACATION OF PUBLIC UTILITY EASEMENTS PURSUANT TO THE PROVISIONS OF DIVISION 9, PART 3, OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA, AND SETTING A TIME AND PLACE FOR PUBLIC HEARING THEREON - *The property owner of 1520 and 1530 N. White Avenue has requested that the City vacate two water and sewer easements located on site. The subject water and sewer easements are no longer required for service to the properties. Future development of the properties has been proposed with water and sewer service by other means outside of the existing easements. Setting a public hearing and providing noticing will initiate the easement vacation process. (Council Member Lau will declare a conflict of interest because she lives within 500 feet of the proposed vacation of public utility easements on White Ave).*

City Engineer Howing recommends that the City Council approve Resolution No. 22-08, initiating procedures for vacation of two water and sewer easements located at 1520 and 1530. N. White Avenue and to set the public hearing for Monday, March 21, 2022 on the proposed vacations; and direct the Assistant City Clerk to conduct noticing of the public hearing pursuant to Streets and Highways Code Division 9 Part 3.

e. **Ordinance (s) - Second Reading, approval recommended.**

Ordinance No. 1109 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNE, STATE OF CALIFORNIA, COUNTY OF LOS ANGELES, TO ADD CHAPTER 13.30 - MANDATORY ORGANIC WASTE DISPOSAL REGULATIONS, TO TITLE 13 OF THE LA VERNE MUNICIPAL CODE. *Senate Bill 1383 (SB 1383), the Short-lived Climate Pollutant Reduction Act of 2016, requires jurisdictions to adopt and enforce an ordinance or another enforceable mechanism requiring organic waste to be diverted from landfills. In accordance with SB 1383, all jurisdictions must have a mandatory organic waste disposal reduction ordinance in place. The City Council at its meeting of January 17, 2022, placed on first reading, introduced, and waived further reading of Ordinance No. 1109, adding Chapter 13.30 - Mandatory Organic Waste Disposal Regulations, to Title 13 of the La Verne Municipal Code.*

Public Works Director Igoe recommends that the City Council approve Ordinance No. 1109, amending the Municipal Code by adding Chapter 13.30 - Mandatory Organic Waste Disposal Regulations pertaining to SB 1383.

6. **PUBLIC HEARINGS**

Community Development Block Grant Program for 2022-2023 - This is the 48th funding year for the Community Development Block Grant Program. According to the Los Angeles County CDBG Bulletin, the City of La Verne will be allocated approximately \$150,000 in Community Development Block Grant (CDBG) funds.

The Community Development Department recommends the following allocation of the 2022-2023 Community Development Block Grant (CDBG) funds as follows: This recommendation is made after consideration of the federal allocation requirements and the desire to continue the existing public service program.

2022-2023 CDBG Allocation	\$150,000
Senior Hot Lunch Program	\$ 30,000
Sidewalk Repairs	\$ 58,000
Unallocated:	\$ 62,000

STAFF RECOMMENDATION:

The City Council should approve the allocation of the 2022-23 Community Development Grant (CDBG) funds, as recommended above and approve Resolution No. 22-08, approving participation in the 2022-23 Community Development Block Grant Program with the County of Los Angeles.

Resolution No. 22-08 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING PARTICIPATION IN THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND SELECTING CERTAIN PROJECTS FOR FUNDING IN THE FISCAL YEAR 2022 – 2023.

7. **OTHER MATTERS**

Council Member Carder has requested that the City Council Review the Veterans of Foreign Wars, Post 12034 Band of Brothers request for placement of a CHAIR OF HONOR at La Verne City Hall Council Chambers.

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:**

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

The City Council will meet in a Closed Session with legal counsel to discuss exposure to litigation pursuant to subdivisions (b)(d)(2)(e)(2) of Section 54956.9 of the Government Code (four potential cases).

11. **ADJOURNMENT**

**THE NEXT REGULAR MEETING of the La Verne City Council
is scheduled for Tuesday, February 22, 2022 at 6:30p.m.**

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
_____ Marla Pendleton, Finance Director
_____ Colleen Flores, Police Chief
_____ Christopher Nigg, Fire Chief
_____ Yvonne Duran, Community Services Manager
_____ Cody Howing, City Engineer

Posting Statement: On February 1, 2022, 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.