

**CITY OF LA VERNE
CITY COUNCIL AND
JOINT PUBLIC FINANCING AUTHORITY
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
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City Hall Council Chamber
3660 D Street
La Verne, CA 91750

**Monday, June 06, 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_Vt0BgwVhTvach4BaWd_qBA before 5:00 p.m. on Monday, June 6, 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 May 16, 2022, to be *received and filed*.

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

1. **Resolution No. 22-25** - 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 2022/23 is estimated at \$754,000.***

Public Works Director Igoe recommends that the City Council approve Resolution No. 22-25, approving the proposed SB1 project list for fiscal year 2022/23.

2. **Resolution No. 22-26** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING THE FINAL MAP FOR TRACT 83353, A REQUEST BY BRANDYWINE HOMES, TO SUBDIVIDE ONE PARCEL WITH AREA OF 2.25 ACRES AT 3717 FRUIT STREET INTO A 50 UNIT, THREE STORY INTERLOCKING TOWNHOME SUBDIVISION - ***On September 28, 2021 the Planning Commission approved Tentative Tract Map No. 83353 for 50 units of three story interlocking townhomes (Brandywine Homes) located north east of the intersection of Foothill Blvd. and Fruit St. at 3717 Fruit Street. The Final Tract Map has been submitted for approval, allowing for the subdivision of a signal parcel with an approximate area of 2.25 acres***

City Engineer Howing recommends that the City Council adopt Resolution No. 22-26, approving the Final Tract Map No. 83353 for a 50 unit three story interlocking townhome project and direct staff to sign the map as to its conformance with the

Subdivision Map Act, Specific Plan (63-20SPA) and General Plan Amendment (122-20GPA).

3. **Resolution No. 22-27** - A RESOLUTION OF THE CITY COUNCIL, CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING THE "ENGINEERS REPORT" FOR ANNUAL LEVY OF ASSESSMENTS FOR FISCAL YEAR 2022-23 IN THE EXISTING LANDSCAPING & LIGHTING MAINTENANCE DISTRICT WITHIN SAID CITY, DECLARING ITS INTENTION TO PROVIDE FOR ANNUAL LEVY AND COLLECTION OF ASSESSMENTS FOR SAME DISTRICT PURSUANT TO THE PROVISIONS OF DIVISION 15, PART 2, OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA, AND SETTING A TIME AND PLACE FOR PUBLIC HEARING THEREON (LLMD #6) - ***Pursuant to the requirements of the Landscape and Lighting Act of 1972, part of Division 15 of the Streets and Highway Code of the State of California, an Engineer's Report for Landscape and Lighting Maintenance District No. 6, including special zones, those areas receiving specific benefit in addition to the special citywide benefit has been prepared for City Council approval. Said approval sets the levy of assessments for Fiscal Year 2022-23 and sets the public hearing for July 18, 2022. No change in the assessment levy is being proposed for the subject special benefit in Zones 2, 3, 4-1, 4-2 and 5. Zone 5 is proposed to have the levied assessment reduced below the maximum assessment amount to draw down reserves. The formation of Zone 6 allowed for CPI increases which with the March 2022 CPI of 8.5% allows for a maximum assessment per parcel of \$308.23. A levy of \$265.60 is proposed for this zone.***

City Engineer Howing is recommending that the City Council adopt Resolution No. 22-27 preliminarily approving the Engineer's Report and setting the public hearing for the levying of assessment for Citywide District and the subject Zones for July 18, 2022.

4. **Resolution No. 22-28** - A RESOLUTION OF THE CITY COUNCIL, CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING THE "ENGINEERS REPORT" FOR ANNUAL LEVY OF ASSESSMENTS FOR FISCAL YEAR 2022-23 IN THE EXISTING LANDSCAPING & LIGHTING MAINTENANCE DISTRICT WITHIN SAID CITY, DECLARING ITS INTENTION TO PROVIDE FOR ANNUAL LEVY AND COLLECTION OF ASSESSMENTS FOR SAME DISTRICT PURSUANT TO THE PROVISIONS OF DIVISION 15, PART 2, OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA, AND SETTING A TIME AND PLACE FOR PUBLIC HEARING THEREON (LLMD #7) - ***Pursuant to the provisions of Division 15, Part 2, of the Streets and Highway Code, an Engineer's Report for Landscape and Lighting Maintenance District No. 7 (La Verne Heights III) has been prepared for City Council preliminary approval. Said approval sets the levy of assessments for Fiscal Year 2022-23 and sets the public hearing for July 18, 2022. There is a proposed increase to the assessment amount levied for this Fiscal Year to address increased maintenance costs. The proposed assessment amount of \$660.00 is below the maximum allowable assessment of \$693.26.***

City Engineer Howing is recommending that the City Council adopt Resolution 22-28, preliminarily approving the Engineer's Report and set the public hearing for levying a full year's assessment for July 18, 2022.

5. **Resolution No. 22-29-** A RESOLUTION OF THE CITY COUNCIL, CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING THE "ENGINEERS REPORT" FOR ANNUAL LEVY OF ASSESSMENTS FOR FISCAL YEAR 2022-23 IN THE EXISTING LANDSCAPING & LIGHTING MAINTENANCE DISTRICT WITHIN SAID CITY, DECLARING ITS INTENTION TO PROVIDE FOR ANNUAL LEVY AND COLLECTION OF ASSESSMENTS FOR SAME DISTRICT PURSUANT TO THE PROVISIONS OF DIVISION 15, PART 2, OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA, AND SETTING A TIME AND PLACE FOR PUBLIC HEARING THEREON (LLMD #8) - *Pursuant to the provisions of Division 15, Part 2, of the Streets and Highways Code, an Engineer's Report for Landscape and Lighting Maintenance District No. 8 (Marshall Canyon Estates Specific Plan development) has been prepared for City Council preliminary approval. Said approval sets the levy of assessments for Fiscal Year 2022-23 and sets the public hearing for July 18, 2022. It is proposed to set the levy at the 1996-97 approved full year's assessment of \$249.70 per parcel.*

City Engineer Howing is recommending that the City Council adopt the attached Resolution No. 22-29, preliminarily approving the Engineer's Report and setting the public hearing for July 18, 2022.

6. **Resolution No. 22-30-** A RESOLUTION OF THE CITY COUNCIL, CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, DECLARING ITS INTENTION TO PROVIDE FOR AN ANNUAL LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2022-23 IN A SPECIAL MAINTENANCE DISTRICT, AND SETTING A TIME AND PLACE FOR PUBLIC HEARING THEREON (84-1M.) - *Pursuant to the provisions of Division 15, Part 2, of the Streets and Highways Code, the Engineer's Report for Maintenance District No. 84-1M contains a reference to the existing plans and specifications for the area to be maintained, the estimated cost to maintain for the Fiscal Year July 1, 2022 to June 30, 2023, and the assessment diagram. It is proposed that there will be no change in the levy from the previous thirty years (\$8.00 per parcel). Staff is recommending that City Council approve the Engineer's Report on a preliminary basis and set the Public Hearing for July 18, 2022. (PLEASE NOTE: Council Member Carder will declare a conflict of interest and abstain from voting on this matter, because she owns property within the boundaries of Maintenance District 84-1M.)*

City Engineer Howing is recommending that City Council adopt Resolution No. 22-30, approving the Engineer's Report, setting the public hearing for July 18, 2022.

7. **Resolution No. 22-31** - 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 2022-23 - *Once a year, the City Council considers annual agreements for renewals or extensions. As such, attached are the services proposed for the coming fiscal year for City Council consideration.*

Staff recommends that the City Council should approve the annual City agreements by adopting Resolution No. 22-31 which authorizes the Mayor and Assistant City Clerk to execute the annual agreements as listed on the Resolution.

THE LA VERNE CITY COUNCIL WILL RECESS TO MEET AS THE LA VERNE JOINT PUBLIC FINANCING AUTHORITY; FOLLOWING, WHICH THE CITY COUNCIL WILL IMMEDIATELY RECONVENE.

6. JOINT PUBLIC FINANCING AUTHORITY

- a. **Joint Public Financing Authority Minutes of August 16, 2021, to be received and filed.**
- b. **Resolution JPFA No. 63 of the Board of Directors of the La Verne Joint Public Financing Authority approving a Site Lease, a Lease Agreement and an Assignment Agreement, and authorizing the taking of certain other actions in connection therewith -**
On April 4, 2022, the City Council directed staff to proceed with preparing the documents necessary to issue bonds to support the projects within the Enhanced Infrastructure Financing District. Tonight, the City Council of the City and the Board of Directors of the Authority will consider the authorization of the financing transaction that will provide the initial funding needed to install the first EIFD projects.

STAFF RECOMMENDATION:

The Joint Powers Board of Directors should adopt the Resolution No. JPFA No. 63, as follows;

Resolution No. JPFA No. 63- A RESOLUTION OF THE BOARD OF DIRECTORS OF THE LA VERNE JOINT PUBLIC FINANCING AUTHORITY APPROVING A SITE LEASE, A LEASE AGREEMENT AND AN ASSIGNMENT AGREEMENT, AND AUTHORIZING THE TAKING OF CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH.

THE LA VERNE JOINT PUBLIC FINANCING AUTHORITY WILL ADJOURN AND THE CITY COUNCIL WILL IMMEDIATELY RECONVENE.

7. OTHER MATTERS:

Resolution No. 22-32 of the La Verne City Council Approving a Site Lease, a Lease Agreement and an Assignment Agreement, and Authorizing the taking of certain other actions in connection therewith - On April 4, 2022, the City Council directed staff to proceed with preparing the documents necessary to issue bonds to support the projects within the Enhanced Infrastructure Financing District. Tonight, the City Council of the City and the Board of Directors of the Authority will consider the authorization of the financing transaction that will provide the initial funding needed to install the first EIFD projects.

STAFF RECOMMENDATION:

The City Council should adopt the Resolution No. 22-32, as follows:

Resolution No. 22-32 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE APPROVING A SITE LEASE AND A LEASE AGREEMENT, AND AUTHORIZING THE TAKING OF CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH.

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 for the following:

Conference with Legal Counsel - Anticipated Litigation

The City Council will meet with its legal counsel to discuss significant exposure to litigation pursuant to Government Code Section 54956.9(b)(1)(3): one potential case.

Conference with Labor Negotiator (Government Code Section 54957.6)

Negotiators: City Manager, Personnel Officer, 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.

Conference with Labor Negotiator (Government Code 54957.6)

Negotiator: City Attorney
Unrepresented Employee: City Manager

11. **ADJOURNMENT in memory of retired La Verne Fire Chief Pete Jankowski.** Chief Jankowski was hired as a Firefighter/Paramedic with La Verne Fire in 1999. He assumed numerous internal collateral duties, served as a state incident management team member and acquired multiple state fire training certifications. After promoting through the Captain and Battalion Chief ranks, he was eventually appointed as the permanent Fire Chief in 2013. Post 2019 retirement, he continued to serve the fire service as a National Fire Academy instructor and private sector organizational consultant. Throughout his career, he achieved extraordinary academic and operational successes, which La Verne Fire will continue to benefit from for years to come. Chief Jankowski's commitment to the City of La Verne, Fire Department and the fire service overall was commendable. Having selflessly protected humankind from peril for over two decades, his contributions to the betterment of 'the job' are goals we can, and should, all aspire to. Chief Jankowski is survived by his wife, and two children

**THE NEXT REGULAR MEETING of the La Verne City Council
is scheduled for Monday, June 20, 2022 at 6:30 p.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

<p>Posting Statement: On May 31, 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.</p>
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