

# CITY OF LA VERNE

## CITY COUNCIL AGENDA

Tim Hepburn, Mayor

Rick Crosby, Mayor Pro Tem

Wendy Lau, Council Member

Steve Johnson, Council Member

Meshal "Kash" Kashifalghita, Council Member



[www.cityoflaverne.org](http://www.cityoflaverne.org)

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City Hall Council Chamber

3660 D Street

La Verne, CA 91750

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### Monday, April 3, 2023 - 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 the Thursday prior to the regular Council meeting. Council Meetings are held on the 1st and 3rd Monday of every month.

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:

View the meeting through the City's website at [www.cityoflaverne.org/live](http://www.cityoflaverne.org/live) and click on "Watch Live."

Individuals can email their comments to the Assistant City Clerk at [cityclerk@cityoflaverne.org](mailto: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.**

Individuals who wish to share their comments directly during the meeting may do so by emailing the Assistant City Clerk at [cityclerk@cityoflaverne.org](mailto: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.

If you wish to participate via Zoom, please visit [cityoflaverne.org/zoom](http://cityoflaverne.org/zoom) and you will be automatically redirected to the meeting. 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.

**Council Meeting Decorum:** Per the City's Rules for Decorum, all Speakers and Members of the Audience are to conduct themselves with decorum and not engage in willful conduct which interrupts the meeting or with the orderly conduct of the meeting.

## **CALL TO ORDER**

**PLEDGE OF ALLEGIANCE BY VETERAN** John Chovan; Marine Sergeant.

**ROLL CALL:** Council Member Meshal “Kash” Kashifalghita, Council Member Steven Johnson, Council Member Wendy Lau, Mayor Pro Tem Rick Crosby, and Mayor Tim Hepburn.

## **PRESENTATIONS**

- a. **Air Quality Updates Presentation by South Coast Air Quality Management District by Michael Cacciotti, Governing Board Vice Chair.**
- b. **Presentation of Proclamation for Arab-American Heritage Month.**
- c. **Presentation of Proclamation for Arts, Culture, and Creativity Month.**

## **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.)

## **CONSENT CALENDAR**

(All items on the Consent Calendar are routine and will be enacted by one motion unless a member of the City Council or member of the audience requests separate discussion.)

1. **City Council Minutes** of the regular meeting of March 20, 2023, and the adjourned meeting of March 27, 2023, ***to be received and filed.***
2. **Register of Audited Demands** in the amount of \$1,730,454.30 dated March 16, 2023, and in the amount of \$341,486.65 dated March 23, 2023, ***approval recommended.***
3. **Brethren Parking Lot License Agreement** - The Church of the Brethren and the City of La Verne have agreed to enter into a parking lot license agreement for fifteen years for the use of public parking at the Church's property at 2425 E Street. In exchange for the parking use, the City will trim the parking lot trees, repave/maintain the lot, and make other minor improvements.

***It is recommended that the City Council authorize the City Manager to execute a Parking Lot license agreement with Church of the Brethren for use of a parking lot located at 2425 E. Street, for a fifteen (15) year term in exchange for listed improvements.***

4. **2022 Housing Element Annual Progress Report (APR)** - The City is required to prepare an Annual Progress Report on the status and progress in implementing the Housing Element of the General Plan. This report is required to be presented to the City Council as an informational item to update the City Council on the previous year's Housing Element status.

***It is recommended that the City Council receive and file the Annual Progress Report for 2022.***

5. **Purchase of Shade Structures - La Verne Aquatic Center** - This item seeks City Council authorization and award of contract to Miracle Recreation Equipment Company to install permanent shade structures at the Aquatic Center in the amount of \$143,400 with funding from the Proposition 68 Per Capita Grant Program.

***It is recommended that the City Council:***

1. ***Award the contract to Miracle Recreation Equipment Co. in the amount of \$143,400 for the purchase and installation of permanent shade structures at the La Verne Aquatic Center; and***
2. ***Appropriate \$143,400 from the Miscellaneous Grants Fund for the purchase and installation of the shade structures.***

#### **PUBLIC HEARINGS**

6. **Assembly Bill 481 Annual Review** - Assembly Bill 481 (AB 481) went into effect on January 1, 2022, requiring law enforcement agencies to obtain approval from their governing bodies to enact a Military Equipment Use Policy before purchasing, using, raising funds for, or acquiring military equipment. AB 481 requires the Policy be approved or renewed by City Council by Ordinance which is to be accompanied with an annual review of the Department's military equipment.

#### **STAFF RECOMMENDATION:**

That the City Council should introduce by title only and waive further reading of Ordinance No. 1115, amending Chapter 10 ("Military Equipment Policy") of Title 9 Section 10.04.010 of the La Verne Municipal Code governing the use of military equipment by the Police Department and approving the updated Military Equipment Inventory list.

**Ordinance No. 1115** - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA AMENDING CHAPTER 10 ("MILITARY EQUIPMENT POLICY") OF TITLE 9, SECTION 10.04.010 OF THE LA VERNE MUNICIPAL CODE GOVERNING THE USE OF MILITARY EQUIPMENT BY THE DEPARTMENT AND APPROVING THE UPDATED MILITARY EQUIPMENT POLICY 709.

## **OTHER MATTERS**

7. **Resolution Amending Fees for Concealed Carry Weapons (CCW) Permits** - On February 21, 2023, the City approved Resolution No. 23-10 amending the City's Fee Schedule to include fees for residents seeking a Concealed Carry Weapon permit (CCW). Based on public comments, a further review of protocols, and City cost recovery allocations, City Council approval of a new resolution setting fees is requested.

### **STAFF RECOMMENDATION:**

That the City Council adopt the Resolution No. 23-14, titled:

**Resolution No. 23-14** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AMENDING RESOLUTION NO. 23-10 RELATIVE TO CERTAIN FEES AND POLICIES FOR SERVICES PROVIDED BY THE CITY OF LA VERNE, RELATED TO SETTING CONCEALED CARRY PERMIT FEES.

**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 later. Please email your public comment to the Assistant City Clerk at [cityclerk@cityoflaverne.org](mailto: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.

**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.

## **CLOSED SESSION**

1. **The City Council will meet in Closed Session pursuant to Government Code Section 54957.6 for the following:**

### **Conference with Labor Negotiators**

Negotiators: City Manager, Assistant City Manager, and Assistant City Attorney

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

2. **The City Council will meet in a Closed Session with legal counsel to determine whether or not to participate in the National Opioid settlements with manufacturers and distributors pursuant to Government Code Section 54956.9.**

**THE NEXT REGULAR MEETING of the La Verne City Council  
is scheduled for Monday, April 17, 2023, at 6:30 p.m.**

## **ADVISORY STAFF**

\_\_\_ Ken Domer, City Manager  
\_\_\_ JR Ranells, Assistant City Manager  
\_\_\_ Kimberly Hall Barlow, City Attorney  
\_\_\_ Lupe Gaeta Estrella, Assistant City Clerk  
\_\_\_ Meg McWade, Public Works Director  
\_\_\_ Eric Scherer, Community Development Director  
\_\_\_ Christy Lopez, Finance Director  
\_\_\_ Sam Gonzales, Acting Police Chief  
\_\_\_ Christopher Nigg, Fire Chief  
\_\_\_ Yvonne Duran, Community Services Director  
\_\_\_ Cody Howing, City Engineer

**Posting Statement:** A true and correct copy of this Agenda was posted on March 28, 2023, at the bulletin board at La Verne City Hall, 3660 D Street, La Verne, and on the City's website at [www.cityoflaverne.org](http://www.cityoflaverne.org).