

CITY OF LA VERNE

CITY COUNCIL AGENDA

Tim Hepburn, Mayor

Wendy Lau, Mayor Pro Tem

Rick Crosby, Council Member

Steven Frank Johnson, Council Member

Meshal "Kash" Kashifalghita, Council Member



www.cityoflaverne.org

(909) 596-8726 - Phone

(909) 596-8740 - Fax

City Hall Council Chamber

3660 D Street, La Verne, CA

Monday, February 5, 2024 Regular City Council Meeting at 6:30 p.m., La Verne City Hall Council Chambers 3660 "D" Street, La Verne, CA

In compliance with the American Disabilities Act, any person with a disability who requires a modification or accommodation 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.

Individuals can email their comments to the City Clerk's Office 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.**

Individuals who wish to share their comments with Council during the meeting may do so by filling out a comment card or raising your hand to request to comment on the current agenda item(s).

View the Council meeting via Zoom by visiting www.cityoflaverne.org/zoom where you will be automatically redirected to the meeting or call into the meeting via phone 1-669-900-6833 and enter **ID: 835 6372 0936** when prompted. Public Comments via Zoom are not accepted at this time.

Once items have been 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.

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.

REGULAR CITY COUNCIL MEETING – 6:30 p.m.

PLEDGE OF ALLEGIANCE by Al Jimenez - Air Force (E-6) Tech Sergeant

ROLL CALL

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

PRESENTATIONS

Black History Month Proclamation - Every February, National Black History Month serves as both a celebration of the achievements of African Americans and a recognition of the central role they play in the nation’s development.

Christmas Morning - The Christmas Morning event requires detailed coordination from City Staff across numerous departments and selfless volunteers from the community to ensure that Santa greets every resident on Christmas Morning. During this time, we honor all who assisted in the Christmas Morning event:

RSVP Norm Faustini	Resident Robert Perez (Santa)
RSVP Wayne Perry	Resident Abel Gandara (Santa)
RSVP Joe Givigliano	Resident Danny McLaughlin (Santa)
RSVP Carlos Candela	Maintenance Supervisor Ramiro Nunez
RSVP Steve Dorse	Maintenance Worker Austin Walters
RSVP Barry Brandler (Santa)	Maintenance Supervisor Colin Purdy
RSVP Dave Boscarino (Santa)	Maintenance Worker Miguel Crespo
Captain Dave Bonanno	Fire Fighter Kenny Villasenor
Ambulance Operator Abraham Sosa	
Sanders Towing Scott Dilley	
Resident Darren Baumunk	
Resident Craig Baumunk	
Resident Don Johnson	
Council Member Rick Crosby (Santa)	

Crown Coach Fire Enthusiasts Team Member Mike McDonald
Crown Coach Fire Enthusiasts Team Member Rick Klemundt
Crown Coach Fire Enthusiasts Team Member Mike Bramm
Crown Coach Fire Enthusiasts Team Member Mark Bramm

ANNOUNCEMENTS OF UPCOMING COMMUNITY EVENTS

(Any person who wishes to make a brief announcement of a future community event that is open to the 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 City Council meeting of January 16, 2024.

RECOMMENDATION: That the City Council approve the minutes.

2. **REGISTER OF AUDITED DEMANDS** for the following:

In the amount of \$2,199,995.85 dated January 3, 2024, and in the amount of \$321,101.45 dated January 9, 2024.

RECOMMENDATION: That the City Council approve the Register of Audited Demands.

3. **CITY OF LA VERNE TREASURER'S REPORT FOR QUARTER ENDING DECEMBER 31, 2023** - The Treasurer's Report for Quarter ending December 31, 2023, is submitted for City Council to receive and file per City of La Verne Administrative Regulation Number 215, the Statement of Investment Policy, and the State of California's Government Code (GC) Section 53646.

RECOMMENDATION: That the City Council receive and file the Treasurer's Report for the Quarter ending December 31, 2023.

4. **DEVELOPMENT IMPACT FEE EVALUATION AWARD OF CONTRACT** – The City of La Verne utilizes five (5) development impact fees to cover the costs of improvements impacted by the increased demand for new property development projects. The fees are periodically reassessed to align with the evolving needs of the City's growing population and the City released a request for proposals to update these fees and propose potential fees.

RECOMMENDATION: That the City Council approve a professional services agreement with David Taussig & Associates to evaluate development impact fees and authorize the City Manager to execute the agreement.

5. **TRACT MAP NO.83353, BOND REDUCTION** - La Verne 58, LLC (Brandywine Homes), the developer of Verdana (Tract Map No. 83353), a 50-unit three story interlocking townhome project located on Fruit Street between Foothill Boulevard and Amherst Street, has requested to reduce bonds that were established with the approval of the final map for the project on June 6, 2022.

RECOMMENDATION: That the City Council authorize the reduction of the bond amounts for the Performance Bond and the Labor & Materials Bond to approximately 25% of each of the bonds original value and retain the Survey Monument Bond at the full value.

6. **DECLARATION OF INTENTION TO PROVIDE WEED ABATEMENT ON SPECIFIC PROPERTIES** - 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.

RECOMMENDATION: That the City Council adopt Resolution No. 24-08, "Declaring the intention to provide for the abatement of weeds, brush, rubbish, and refuse and setting a public hearing for Tuesday, February 20, 2024, at 6:30 p.m."

7. **ANNUAL COMPREHENSIVE FINANCIAL REPORT FOR JUNE 30, 2023** - The City has completed its Annual Comprehensive Financial Report (ACFR) for the fiscal year ending June 30, 2023. This report has undergone a thorough audit by the independent firm Badawi & Associates (B&A). The ACFR, detailing the City's financial position and operating activities, is accessible on the City's website: <https://www.cityoflaverne.org/468/Annual-Budget-Comprehensive-Report>.

RECOMMENDATION:

It is recommended that the City Council receive and file the Annual Comprehensive Financial Report, Report on Internal Control over Financial Reporting and on Compliance and Other Matters, along with the Auditor Letter to the City Council for the fiscal year ended June 30, 2023.

PUBLIC HEARING

8. **ALLOCATE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FOR CURB RAMP ACCESSIBILITY PROJECT (\$150,000)** - This action will allocate approximately \$150,000 of the Community Development Block Grant to the Curb Ramp Accessibility Project to ensure completion of the project by the March 31, 2024, expenditure deadline.

RECOMMENDATION: That the City Council approve Resolution No. 24-10 titled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, CALIFORNIA, APPROVING THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM ALLOCATION OF FUNDING TO THE CURB RAMP ACCESSIBILITY PROJECT FOR THE FISCAL YEAR 2023 – 2024," and appropriating \$150,000 within the CDBG fund to the Fiscal Year 2023-24 Adopted Budget.

OTHER MATTERS

9. **RESOLUTION NO. 24-07 APPROVING A CLASS SPECIFICATION AND SALARY FOR DEPUTY CITY CLERK** - As a result of the recent retirement of the Assistant City Clerk, the City Clerk's Office has been evaluated for efficiencies and organizational updates. Based on that review, a new classification titled Deputy City Clerk is being recommended to support the City Clerk's Office for vital City business.

RECOMMENDATION: That the City Council adopt the attached Resolution No. 24-07 titled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, CALIFORNIA, APPROVING A CLASS SPECIFICATION AND SALARY FOR DEPUTY CITY CLERK."

10. **VIRTUAL COMMENTS AT CITY COUNCIL MEETINGS** - The City allowed public comments via Zoom as a result of the COVID-19 pandemic and, as a matter of public convenience, allowed Zoom comments to continue after the state-of-emergency elapsed. Due to incidents of hate speech affecting other municipalities, the City stopped accepting Zoom comments out of an abundance of caution beginning with the November 6, 2023, City Council meeting. Mayor Tim Hepburn and Council Member Steve Johnson requested the option for virtual public comments be brought forward for discussion.

RECOMMENDATION: That the City Council provide staff with direction regarding the option for residents to submit virtual comments via Zoom at City Council Meetings.

11. **FIRST READING OF AN ORDINANCE AMENDING CHAPTER 2.12.010 OF THE LA VERNE MUNICIPAL CODE REGARDING CITY COUNCIL SALARIES** - The California Government Code provides that a City Council may enact an ordinance providing that each member of the City Council shall receive a salary and Senate Bill 329 (SB 329) increases the maximum threshold for council member compensation. During the January 16, 2024, City Council Meeting, the City Council directed staff to increase Council Member salaries to \$950 per month.

RECOMMENDATION: that the La Verne City Council introduce by title only, and waive further reading of Ordinance No. 24-XX, entitled "AN ORDINANCE OF THE CITY COUNCIL, CITY OF LA VERNE, CALIFORNIA, ADJUSTING SALARIES FOR THE MAYOR AND THE CITY COUNCIL MEMBERS AND AMENDING CHAPTER 2.12.010 OF THE LA VERNE MUNICIPAL CODE."

12. **FIRST AMENDMENT TO EMPLOYMENT AGREEMENT WITH CITY MANAGER** - Per the City Manager's employment agreement, he is to be evaluated at least annually, with the City Council having held a Performance Evaluation on January 16, 2024. This item amends the City Manager's agreement to reflect a 2.5% compensation increase, an additional 1% cost share of PERS costs to be paid by the City Manager, and changes to vehicle allowance for use of electric charging.

RECOMMENDATION: That the City Council approve "AMENDMENT #1 TO EMPLOYMENT AGREEMENT - CITY MANAGER," approving a First Amendment to the City Manager's employment agreement.

13. **FILM PERMIT REQUEST FROM SHADOWBOXER FILMS LLC** - The City has been contacted by production company Shadowboxer Films LLC. to film at the University of La Verne. Per the City's Municipal Code Chapter 5.57, all film permits must be approved by the La Verne City Council. To meet the requested filming dates desired by Shadowboxer Films, the City Council is being asked to authorize the City Manager to execute an agreement and issue a film permit if all required steps are completed to the City's satisfaction.

RECOMMENDATION: That the City Council authorize the City Manager to execute an agreement with Shadowboxer Films LLC. and issue a permit for filming if all required steps are completed.

PUBLIC COMMENT

This is the time set aside for anyone wishing to address the City Council on items within the jurisdiction of the City Council which are 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 placed for discussion at a later date. Please email your public comment to the City Clerk's Office at cityclerk@cityoflaverne.org. Your public comment will be shared with the City Council and included as part of the permanent record. 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 per Assembly Bill 1234.

The City Council will meet in a Closed Session for the following:

Conference with Legal Counsel – Existing Litigation, Pursuant to Government Code § 54956.9 (one case):

City of La Verne vs. Beas, et al., Los Angeles County Superior Court Case No. 21PSCP00135.

ADJOURNMENT

***THE NEXT MEETING OF THE CITY COUNCIL WILL BE TUESDAY, FEBRUARY 20, 2024 AT
5:30 P.M. WITH A STUDY SESSION/CLOSED SESSION FOLLOWED BY THE
REGULAR COUNCIL MEETING AT 6:30 P.M.***

RESIDENT INFORMATION

UPCOMING EVENTS AND MEETINGS

Tuesday, February 6 - Development Review Committee Meeting at City Hall, 9:00 a.m.

Friday, February 9 - Dance for those with Special Needs at Community Center, 5:00 p.m.

Wednesday, February 14 - Planning Commission Meeting at City Hall, 6:30 p.m.

Monday, February 19 - Holiday Closure - President's Day

Tuesday, February 20 - City Council Meeting at City Hall, 5:30 p.m.

Wednesday, February 21 - Senior Advisory Committee Meeting at Community Center,
10:00 a.m.

Tuesday, February 27 - Youth & Family Action Committee Meeting at City Hall, 6:30 p.m.

LA VERNE LINK MOBILE APP

Link to La Verne in seconds with the new La Verne Link mobile app! Through the app, residents can sign up for recreation classes, submit reports, and much more. The app is free and available at the Apple App Store and Google Play Store.

Posting Statement: A true copy of this Agenda was posted on January 31, 2024, on the bulletin board at La Verne City Hall, 3660 D Street, La Verne, and on the City's website at www.cityoflaverne.org.