

AMENDED
CITY OF LA VERNE
CITY COUNCIL AGENDA

Tim Hepburn, Mayor
Robin Carder, Mayor Pro Tem
Muir Davis, 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

Tuesday, September 08, 2020 - 6:30 p.m.

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 want to make residents aware of the following opportunities on how to participate:

1. 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.
2. 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.

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.

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **ROLL CALL:** Council Member Davis, Council Member Crosby, Council Member Lau, Mayor Pro Tem Carder 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 August 17, 2020 and August 25, 2020 (adjourned) **to be received and filed.**

b. **Register of Audited Demands** as follows:

Fiscal Year 2019-20 - In the amount of \$62,351.57 dated August 12, 2020; in the amount of \$110,995.58, dated August 19, 2020, and in the amount of \$62,239.42 dated August 26, 2020.

Fiscal Year 2020-21 - In the amount of \$493,350.70 dated August 12, 2020; in the amount of \$1,032,665.03 dated August 19, 2020, and in the amount of \$206,757.50 dated August 26, 2020.

Interim Finance Director Alvarado recommends approval.

c. **Underground Utility Replacements Necessitated by Gold Line Construction** - Kiewit Parsons Joint Venture (KPJV) is rapidly advancing design and construction efforts for the Metro Gold Line light rail project. In preparation for work at the grade crossings, all sewer and storm drainpipes were inspected and several structural deficiencies were noted. While these pipes are expected to function for several years, replacement will soon be required, and as an independent project, will be at greatly increased cost. Staff therefore recommends that specified pipes be replaced across the rail right-of-way during KPJV's work versus independent construction contracts following Gold Line completion.

Interim Public Works Director Keesey recommends that the City Council appropriate funding within the Capital Improvement Plan equaling \$1.15 million to fund replacement of water, sewer, and storm drain utilities impacted by construction of the Gold Line light rail project in La Verne. Recommended funding sources are: water fund \$250,000, sewer fund \$500,000, and \$400,000 from the storm drain fund.

d. **Mayor Hepburn on behalf of the Duarte Elks Lodge has requested a Proclamation to proclaim the week of September 7-13, 2020, as "National Patriotism Week"** - The Proclamation honors our nation's protectors and heroes and the week also encompasses the date of September 11th, which has been nationally proclaimed as Patriot's Day.

- e. **Extending Salary Continuation to Permanent Employees Called to Active Duty** - The City has previously extended veteran leave benefits for permanent employees called to active duty in support of United States military operations such as Enduring Freedom. The City was informed that one of its public works personnel has been called to active duty beginning in September in support of military operations overseas. Support of this requires City Council approval of the extension of partial salary during the entirety of the deployment.

Staff recommends the City Council approve the extension of partial salary totaling \$28,500 from the General Fund for the employee being called to active duty in support of military operations overseas.

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

1. **Resolution No. 20-71 - Awarding Canyon View et al Grind, Aram and Overlay Project**
- The Public Works Department recently solicited bids for street maintenance in the Canyon View et al neighborhood. The planned maintenance includes the cold milling of 2" of the existing asphalt, placing an asphalt rubber aggregated membrane (ARAM), and capping with a 2" lift of hot mix asphalt. The project was advertised on July 31st and August 6th and bid proposals were received and opened on August 18, 2020. This project is categorically exempt from the California Environmental Quality Act, Section 15301 - Existing Facilities, and City of La Verne environmental guidelines.

Staff recommends that the City Council approve Resolution No. 20-71, awarding a public works contract to All American Asphalt, the lowest, most responsible bidder, in the amount of \$1,070,528.

Resolution No. 20-71 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING EXECUTION OF A PUBLIC WORKS CONTRACT WITH ALL AMERICAN ASPHALT FOR THE CANYON VIEW ET AL GRIND, ARAM AND OVERLAY PROJECT.

2. **Resolution No. 20-72- Reaffirming the Ongoing need for Local Emergency** - Pursuant to Government Code 8630, the City Council must "review the need for continuing the local emergency at least every 60 days until the governing body terminates the emergency." The Council is asked to reaffirm the ongoing need for the local emergency that has been declared and reaffirmed by the Council.

Staff is recommending that the City Council adopt Resolution No. 20-72, reaffirming the ongoing need for the local emergency declared by Resolution No. 20-17.

Resolution No. 20-72 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, AND STATE OF CALIFORNIA REAFFIRMING THE ONGOING NEED FOR THE LOCAL EMERGENCY INITIALLY DECLARED ON MARCH 16, 2020.

3. **Resolution No. 20-73 – Denying Appeal of Notice of Substandard and Stop Work Order for 1820 Walnut** - The City Council, sitting as the Building Rehabilitation Appeals Board, denied an appeal of a Notice of Substandard and Stop Work order for the property at 1820 Walnut Street for illegal construction at their August 17, 2020 meeting. Staff has prepared a proposed resolution for the Council's adoption.

Community Development Director Scherer recommends that the City Council adopt Resolution No. 20-73, denying the appeal of a Notice of Substandard and Stop Work Order for the property located at 1820 Walnut Street.

Resolution No. 20-73 - RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, SITTING AS BUILDING REHABILITATION APPEALS BOARD, DENYING THE APPEAL OF THE NOTICE OF SUBSTANDARD AND STOP WORK ORDER FOR THE PROPERTY KNOWN AS 1820 WALNUT STREET, LA VERNE, CA 91750, FILED BY THOMAS A. NITTI, ATTORNEY FOR PROPERTY OWNERS RICHARD T. LANDI AND SHELLIE M. HARTWICK AND ORDERING ABATEMENT BY DEMOLITION OF THE NON-PERMITTED STRUCTURE.

4. **Resolution No. 20-74 – Awarding Fruit Street Medians Improvements Project** - Bids were received and opened for the Fruit Street Medians Improvements Project Federal Project No. HSIPL-5149(022) on August 25, 2020. A total of eight (8) bids were received for this project.

Staff recommends that the City Council approve Resolution No. 20-74, awarding to the lowest, most responsive bid submitted by All American Asphalt for the Fruit Street Medians Improvements, Federal Project No. HSIPL-5149(022), and to reject all other bids.

Resolution No. 20-74 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AUTHORIZING EXECUTION OF A PUBLIC WORKS CONTRACT WITH ALL AMERICAN ASPHALT, FOR THE FRUIT STREET MEDIANS IMPROVEMENTS PROJECT HSIPL-5149(022).

5. **Resolution No. 20-75 - Police Chief Designee Agreement** - At the August 17th City Council meeting, it was announced that the Council had unanimously agreed to identify Police Captain Colleen Flores as Chief Designee. In order to formalize that action, the following agreement has been prepared outlining the initial terms of engagement as agreed to by the City Council.

It is recommended by City Manager Russi that the City Council approve Resolution 20-27, approving an agreement with Colleen R. Flores confirming her being designated as the City's next Police Chief.

Resolution No. 20-75 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, DESIGNATING COLLEEN R. FLORES AS THE NEXT POLICE CHIEF AND APPROVING AN ASSOCIATED EMPLOYMENT AGREEMENT.

6. **OTHER MATTERS**

Mayor Hepburn requested agendaizing re-opening of City Parks for Council discussion.

7. **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 comment.

8. **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.

9. **CLOSED SESSION:**

The City Council will meet in closed session for the following;

- a. **Conference with City real property negotiators (Government Code Section 54956.8) regarding:**

Property: 1874 Walnut Street (A.P.N. 8378007907, 8378007908, and 8378007909)

CityNegotiators: City Manager, Deputy City Attorney, and the Community Development Director

Negotiatingparties: Brandywine Acquisitions Group, LLC

Under negotiation: Price and Terms of Payment

b. **Conference with labor negotiators (Government Code Section 54957.6) for the following purpose:**

City Negotiators:	City Manager and the Assistant to the City Manager
Unrepresented Employees:	All positions listed in Resolutions 17-63 and 17-64 (Department Heads, Middle Management Employees, Professional and Confidential Employees)

10. **ADJOURNMENT** to Wednesday, September 9, 2020 at 4:00 p.m. The City Council will meet in a closed session, pursuant to Government Code Section 54957 - Public Employee Performance Evaluation - City Manager.

**THE NEXT REGULAR MEETING of the La Verne City Council
is scheduled for Monday, September 21, 2020 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
- _____ Dan Keeseey, Interim Public Works Director
- _____ Eric Scherer, Director of Community Development
- _____ Bill Aguirre, Director of Community Services
- _____ Mark Alvarado, Interim Finance Director
- _____ Nick Paz, Police Chief
- _____ David Segura, Interim Fire Chief
- _____ Dominic Milano, City Engineer
- _____ Bill Elftman, Information Services Manager

<p>Posting Statement: On September 3, 2020, 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>
