



CITY OF LA VERNE

COUNCIL REGULAR MEETING AGENDA

Tim Hepburn, Mayor

Wendy Lau, Council Member
Steven F. Johnson, Mayor Pro Tem

Rick Crosby, Council Member
Meshal "Kash" Kashifalghita, Council Member

Monday, June 17, 2024
Closed Session at 5:30 PM
Regular Meeting at 6:30 PM
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 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 email 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 in a variety of ways:

- Attend the City Council Meeting in person and fill out a comment card or raise your hand to request to comment on the current agenda item(s).
- Participate via Zoom, by visiting 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 857 8924 7399** when prompted. Public comments via Zoom may be accepted for the agenda items listed within the **Consent Calendar, Public Hearing** and **Other Matters** sections of the agenda. Zoom participants who violate decorum protocols will be called to order by the presiding officer and if a violation continues, will be muted by direction of the presiding officer.
- 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.

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.

CLOSED SESSION AGENDA - 5:30 PM**CALL TO ORDER****ROLL CALL**

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

CLOSED SESSION TOPIC-CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Conference with Real Property Negotiators pursuant to Cal. Gov’t Code § 54956.8 Property: APN 8666-059-901 [approx. 10,000 square feet] Agency Negotiators: Ken Domer, Eric Scherer
Negotiating Parties: Jeffrey and Sheri Ries Under Negotiation: Price and terms of payment

The City Council will recess and reconvene at 6:30 for the regularly scheduled City Council meeting.

REGULAR CITY COUNCIL MEETING - 6:30 P.M.**PLEDGE OF ALLEGIANCE - COLONEL, U.S. ARMY VETERAN, DR. PEDRO ANTONIO CASAS****ROLL CALL**

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

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.)

PUBLIC HEARINGS

1. **Citywide Landscaping and Lighting Maintenance District No. 6; Public Hearing; Zone 4-1 and 4-2 Proposition 218 Election; Resolution Providing for the Annual Levy** On May 15, 2023, the City Council adopted a Resolution initiating proceedings for a Proposition 218 Ballot Process for consideration of proposed assessment increases to Zone 4-1 and 4-2 in addition to setting June 17, 2024, at 6:30 p.m. as the date and time for the Public Hearing for the subject assessment district and its other zones.

Recommendation: That the City Council:

1. Conduct the Citywide District 6 (all zones) Public Hearing and receive written and verbal testimony regarding the proposed assessments, including the Prop 218 increases for Zones 4-1 and 4-2, and
2. Approve the applicable Engineer’s Report version reflective of the ballot process outcome, either upholding the proposed increases if the measure passes for one or both Zones 4-1 and 4-2, or rejecting the proposed increases if the measure fails for one or both Zones 4-1 and 4-2, and
3. Adopt the applicable Resolution version for the levy and collection of the annual

assessment for the special zones in District No. 6 for Fiscal Year 2024-25 per the details of the approved Engineer's Report, and

4. Appropriate funds from the City's General Fund to balance the FY 2024-25 maintenance budget for Landscaping and Lighting Maintenance District No. 6 as applicable to the outcome of the proposed increases for Zone 4-1 and 4-2 or as determined by the City Council for the directed maintenance budget approved.

2. **Citywide Landscaping and Lighting Maintenance District No. 7; Public Hearing; Resolution Providing for the Annual Levy** On April 15, 2024, the City Council adopted a Resolution setting June 17, 2024, at 6:30 p.m. as the date and time for the public hearing for the subject assessment district. There is a proposed increase to the assessment amount levied for this Fiscal Year (FY) to address increased maintenance costs. The proposed assessment amount of \$693.26 per parcel is the maximum allowable assessment for the District.

Recommendation: That City Council conduct a Public Hearing and adopt the attached Resolution, providing for the annual levy for Fiscal Year 2024-2025.

3. **Citywide Landscaping and Lighting Maintenance District No. 8; Public Hearing; Resolution Providing for the Annual Levy** On April 15, 2024, the City Council adopted a resolution setting June 17, 2024, at 6:30 p.m. as the date and time for the public hearing for the subject assessment district. There is no proposed increase in the assessment from last year's levy. It is proposed to set the levy at the 1996-97 approved full year's assessment of \$249.70 per parcel.

Recommendation: That City Council conduct a Public Hearing and adopt the attached Resolution, providing for the annual levy for Fiscal Year 2024-2025.

4. **Maintenance District No. 84-1M, Esperanza Road Slopes; Public Hearing; Resolution Providing for the Annual Levy** On May 20, 2024, the City Council adopted a Resolution setting June 17, 2024, at 6:30 p.m. as the date and time for the public hearing for the subject assessment district. The Fiscal Year (FY) 2024-2025 assessment is proposed to remain at the same level since 1992. It is proposed that there will be no change in the levy from the previous thirty years (\$8.00 per parcel).

Recommendation: That City Council conduct a Public Hearing and adopt the attached Resolution, providing for the annual levy for Fiscal Year 2024-2025.

CONSENT CALENDAR

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

5. **City Council Minutes of the Special, Study and Regular meeting of June 3, 2024.**

Recommendation: That the City Council approve the minutes.

6. **Register of Audited Demands in the amounts of:**

1. \$4,358,716.03, dated 05/22/24
2. \$835,974.00, dated 05/29/24
3. \$1,722,854.59, dated 06/05/24

Recommendation: That the City Council approve the audited demands.

7. **Award of Contract for City-Wide Public Right of Way Herbicide Services** Staff recently solicited bids from qualified contractors to provide services for the annual Spraying of Herbicides in the Citywide Public Right of Way (ROW) as historically, the City would call for herbicide services on an as-needed basis. The recommended contract will provide the City of La Verne with a semi-annual Citywide public ROW herbicide service. In addition, the agreement provides a labor rate, per hour and material rate for potential additional services.

Recommendation: That City Council award a three-year contract, with the potential of two additional one-year terms, to RPW Services, Inc. for citywide herbicide services, and authorize the City Manager, or designee, to execute any amendments or related documents.

8. **Award of Contract (Up to Five-Year) to Greenscape Maintenance services, Inc. for Landscape Maintenance and Fuel Modification Services in the Landscaping and Lighting Maintenance Districts** Staff recently solicited bids from qualified contractors to provide landscape maintenance services within the various Landscaping and Lighting Maintenance Districts (LLMD's). The existing contract is several years old with numerous contract extensions that have occurred over the years. The recommended contract will provide the City of La Verne with updated costs associated with landscape maintenance services. In addition, it will provide flexibility to the Director of Public Works to select the most appropriate level of service, based on the assessment revenues.

Recommendation: That the City Council approve an initial three-year maintenance agreement with Greenscape Maintenance Services, Inc., to provide landscape maintenance services for Landscaping and Lighting Maintenance Districts (LLMD), and authorize City Manager, or designee to execute any future amendments or related contract documents.

9. **Award of Contract for Parking Enforcement Services** Approval of a five-year contract for Parking Enforcement Services provided by Inter-Con Security.

Recommendation: That the City Council approve an Agreement for parking enforcement services with Inter-Con Security at the bid prices, for a term of five years and authorize the City Manager to execute the agreement with Inter-Con Security in the amount not to exceed \$1,087,623.84 for the total term of the contract.

10. **Request to Approve Amendment to Fire Department Contract with UCLA Center for Prehospital Care** In June 2022, the City Council approved the existing contract with the UCLA Center for Prehospital Care to provide continuing education in prehospital and emergency medicine and provide quality improvement services for Fire personnel to maintain licensure as an EMT-Basic and Paramedic. This amended agreement increases the fee payable to the City by \$5,800 annually, for a total amount of \$110,000 for the two-year term.

Recommendation: That the City Council approve an amended agreement with the UCLA Center for Prehospital Care to provide continuing education and quality improvement services for Fire personnel and authorize the City Manager to execute the necessary documents.

11. **Resolution for FY 2024-25 Appropriations Limit** Every year, the City must adopt the annual appropriations limit for expenditures paid by tax proceeds, consistent with the requirements of California law. Appropriations financed by service fees, grants and other non-tax revenues are exempt. The City's proposed FY 2024-25 budget reflects appropriations well under the limit set by law.

Recommendation: That the City Council adopt a Resolution titled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, CALIFORNIA, ADOPTING AN APPROPRIATIONS LIMITATION FOR THE 2024-25 FISCAL YEAR"

- 12. Community Facilities District No. 11-1; Special Tax Levy Fiscal Year 2024-25** The City Council on an annual basis must authorize the tax levy for Community Facilities District No. 11-1 (CFD No. 11-1), a special fire tax for buildings three stories (thirty-five feet) and above or with fire flows of 3,500 Gallons Per Minute or more, which was first established in 2011. Per the enabling Ordinance, the levy will be increased by 3%.

Recommendation: That the City Council adopt the attached Resolution levying a special tax for Fiscal Year (FY) 2024-25 within Community Facilities District No. 11-1, increasing the levy by 3% as called for in Ordinance No. 1023.

- 13. Operation & Maintenance Community Facility District No. 90-1; Special Tax Levy Fiscal Year 2024-25** Operation and Maintenance Community Facilities District No 90-1 (O&M CFD 90-1), a special tax district within the La Verne Industrial Specific Plan, requires the City Council to authorize the levy annually. Exhibit "A" of the attached resolution lists the properties and their levies included in the district.

Recommendation: That the City Council adopt a Resolution levying a special tax for Community Facility District 90-1 for the 2024-25 Fiscal Year, which increases the rate by 4.0% to address the cost of living increases based on the annual consumer price index ending March 2024.

- 14. Adoption of a Resolution Authorizing Annual Agreements for Fiscal Year 2024-2025 Related to Public Works Services** This item recommends the adoption of a Resolution authorizing annual agreements related to Public Works services.

Recommendation: That the City Council adopt the attached Resolution approving annual City agreements related to Public Works services and authorize the Mayor and Deputy City Clerk to execute the annual agreements as listed on the Resolution.

- 15. Adoption of Ordinance 24-1127, "An Ordinance Authorizing an Amendment to the Contract Between the City Council of La Verne and the Board of Administration of the California Public Employees' Retirement System."** This action is to adopt an ordinance amending the contract between the City and the Board of Administration for the California Public Employees' Retirement System related to employee cost share percentage of the employer's portion.

Recommendation: That the City Council adopt Ordinance 24-1127, "An Ordinance Authorizing an Amendment to the Contract Between the City Council of La Verne and the Board of Administration of the California Public Employees' Retirement System."

OTHER MATTERS

- 16. Direction Regarding Renewal of the Outdoor Patio Permit for Cafe Wang** The City Council is being asked for direction in regard to the previously temporary approved sidewalk expansion for Cafe Wang. The Old Town La Verne Business Improvement District Advisory Board is recommending that the outdoor patio no longer be allowed to be used and ultimately removed after December 31 2024.

Recommendation: That the City Council take one of the following actions regarding the outdoor patio for Cafe Wang:

1. Require the patio to be immediately closed off and physically removed from the street in the next 30 days; or

2. As recommended by the Old Town La Verne Business Improvement District's Advisory Board, allow the outdoor patio to be used for the remainder of the calendar year, with physical removal by January 31, 2025; or
3. Allow for the patio to remain in place for some other specific time period with another review by the City Council before requiring its ultimate removal.

- 17. Resolution Adopting the Fiscal Year 2024-25 Budget** During the City Council Budget Study Session on June 3, 2024, staff presented a proposed balanced budget to the City Council. This budget maintains the existing level of general services, resulting in total appropriations of \$103,577,770 across all funds. Adopting the attached Resolution will officially approve the Fiscal Year 2024-25 budget.

Recommendation: That the City Council adopt a Resolution approving the Fiscal Year 2024-25 Operating Budget and appropriating \$103,577,770 to cover expenditures across all funds.

- 18. First Reading of an Ordinance Amending the Municipal Code Related to Refuse Container Storage** First reading of an ordinance updating the Municipal Code adding language to enable the enforcement of removal of refuse containers from public rights-of-way in a timely manner.

Recommendation: That the City Council hold a First Reading of an ordinance updating Municipal Code Chapter 13.28.160 "Maintenance and placement of containers" by adding language to ensure timely removal of containers from public rights-of-way.

PUBLIC COMMENTS

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 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.

ADJOURNMENT- IN MEMORY OF ROBERT KIRST.

Robert Krist, passed away Sunday June 2nd. Robert was an active CERT member and volunteer since his graduation from La Verne's basic training course in 2017. Robert lived in La Verne most of his life, attracted to the small town feel that gives La Verne it's charm which he adored. Robert graduated from Bonita High School in 1974. He spent his career working in the hospitality industry which spoke volumes about the kind of person Robert was- kind, caring, and always willing to help others. He was very proud of being a part of CERT which allowed him to give back to his community which was very important to him. In addition to CERT, he volunteered for the American Red Cross and donated his time at the election polls. He is survived by his wife Patricia of 39 years and his 2 dogs who he loved taking to the local park. He will be greatly missed and remembered for his friendly nature and willingness to contribute.

**THE NEXT REGULAR MEETING OF THE LA VERNE CITY COUNCIL IS SCHEDULED
FOR MONDAY, JULY 1, at 5:30 P.M.**

RESIDENT INFORMATION

UPCOMING EVENTS AND MEETINGS

Wednesday, June 19 - Senior Advisory Committee meeting, La Verne Community Center, 10:00 am

Tuesday, June 25 - Youth & Family Committee meeting, City Hall, 5:00 pm

Saturday, June 29 - Family Night Swim-Pirate Theme, La Verne Aquatics Center, 4:00 pm - 7:30 pm

Sunday, June 30 - Concerts in the Park-Scattered Dreams (80's), Heritage Park 6:30 pm

Monday, July 1 - Old Town La Verne Business District meeting, Cafe Wang 8:30 am

Monday, July 1 - City Council meeting, City Hall, 5:30 pm

Tuesday, July 2 - Development Review Committee meeting, City Hall, 9:00 am - 10:00 am

Wednesday, July 3 - Youth Sports Committee meeting, City Hall-Large Conference Room, 6:00 pm

Thursday, July 4 - Pancake Breakfast, Sponsored by Boy Scout Troop 411, Methodist Church, 6:30 am - 10:30 am

Thursday, July 4 - 4th of July Parade, 10:00 am

Thursday, July 4 - Free Swim at La Verne Aquatic Center, 12:00 pm - 4:00 pm

Thursday, July 4 - Fireworks Show, Vendors, & More! Bonita High School Stadium, 6:00 pm - 9:30 pm

Monday, July 8 - Senior Movie Matinee, La Verne Community Center, 12:30 pm

Posting Statement: A true copy of this Agenda was posted on June 11, 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.