



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, August 5, 2024
Closed Session at 5:30 PM
Regular and Joint Public Financing Authority 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 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 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 844 5958 0253** 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 Wendy Lau,

Council Member Rick Crosby, Mayor Pro Tem Steven F. Johnson and Mayor Tim Hepburn.

CLOSED SESSION ITEMS

1. **Conference with Legal Counsel regarding Existing Litigation pursuant to Cal. Gov't Code section 54956.9(d)(1), Cloud v. City of La Verne, et al., Los Angeles Superior Court Case No. 24PSCV01162 and Conference with Legal Counsel regarding Existing Litigation pursuant to Cal. Gov't Code section 54956.9(d)(1), Briones v. City of La Verne, et al., Los Angeles Superior Court Case No. BC712621.**

Conference with Legal Counsel, Potential Exposure to Litigation pursuant to Cal. Gov't Code section 54956.9(d)(2) – One (1) case. Conference with Legal Counsel, Potential initiation of litigation pursuant to Cal. Gov't Code section 54956.9(d)(4) – One (1) case.

Conference with Labor Negotiators, pursuant to Government Code Section 54957.6: Negotiators: City Manager, Assistant City Manager, and City Attorney. Employee Organization(s): La Verne Police Middle Management Association.

Significant exposure to litigation pursuant to Government Code § 54956.9(d)(4), Claim of David Diaz.

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

REGULAR CITY COUNCIL MEETING - 6:30 PM

PLEDGE OF ALLEGIANCE - EAGLE SCOUT TALIA ORTIZ

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

PRESENTATIONS - TRI CITY MENTAL HEALTH, RIMMI HUNDAL AND FIRE DEPARTMENT PROMOTIONS

2. **Executive Director of Tri-City Mental Health Authority, Rimmi Hundal, left her position this month to join the Los Angeles County Department of Mental Health as their Chief Deputy Director. Rimmi has been with Tri-City Mental Health Authority since 2008 and was appointed Executive Director in 2022.**

Fire Department promotions in July: Firefighter Jarret Perry, Engineer Paramedic Max McCourt, Captain Paramedic Jason Arrow, and Battalion Chief Andy Glaze.

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 Council or member of the audience requests separate discussion.)

3. City Council Minutes of the Closed Session and Regular meeting of July 1, 2024.

Recommendation: That the City Council approve the minutes of the July 1, 2024 meeting.

4. Register of Audited Demands in the amount of:**Fiscal Year 2023-2024**

\$1,331,660.64 dated 06/26/2024

\$1,435,250.56 dated 07/03/2024

\$276,903.03 dated 07/10/2024

\$221,625.32 dated 07/17/2024

Fiscal Year 2024-2025

\$1,276,395.28 dated 07/03/2024

\$1,182,404.33 dated 07/10/2024

\$1,123,979.50 dated 07/17/2024

Recommendation: That the City Council approve the audited demands listed above.

5. City of La Verne Treasurer's Report for the Quarter Ending June 30, 2024 The Treasurer's Report for the Quarter ending June 30, 2024, is submitted to the 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 June 30, 2024.

6. Authorize the Use of Mobile Air Pollution Funds for the Purchase of a 2023 Volvo ERC25 Electric Mini Excavator. The Public Works Department is recommending the use of Mobile Source Air Pollution Funds (243) for the purchase of a 2023 Volvo ECR25 Electric Mini Excavator.

Recommendation: That the City Council adopt a Resolution titled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, CALIFORNIA, AMENDING THE FISCAL YEAR 2024-25 ADOPTED BUDGET IN THE AMOUNT OF \$57,844.86 WITHIN THE MOBILE SOURCE AIR POLLUTION FUND AND AUTHORIZE THE PURCHASE OF THE ELECTRIC MINI EXCAVATOR. "

7. Resolution Appropriating Funds and Authorizing the Purchase of a 2024 John Deere Compact Utility Tractor from Stotz Equipment in the amount of \$46,037.41. This item requests the adoption of a Resolution to appropriate funds to purchase a 2024 John Deere 4066M Compact Utility Tractor in the amount of \$46,037.41 from Stotz Equipment. The purchase of this equipment will replace a 26-year-old piece of equipment and aid the City's compliance

with air quality regulations by reducing our carbon footprint.

Recommendation: That the City Council adopt the Resolution titled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, CALIFORNIA, AMENDING THE FISCAL YEAR 2024-25 ADOPTED BUDGET IN THE AMOUNT OF \$46,037.41 WITHIN THE VEHICLE REPLACEMENT FUND AND AUTHORIZE THE PURCHASE OF COMPACT UTILITY TRACTOR."

8. **Adopt a Resolution Appropriating Funds, in the amount of \$38,500, and authorize the purchase of a replacement vehicle for the Fire Prevention Division.** This action will provide funding (combination of Vehicle Replacement and Fire Capital Equipment Funds) and authorize the purchase of a 2024 Chevrolet Colorado for use by the Fire Prevention Division.

Recommendation: That the City Council adopt the Resolution titled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, CALIFORNIA, AMENDING THE FISCAL YEAR 2024-25 ADOPTED BUDGET IN THE AMOUNT OF \$38,500 WITHIN THE VEHICLE REPLACEMENT FUND (FUND 624) - WITH \$28,000 FROM VEHICLE REPLACEMENT FUND (FUND 624) RESERVES AND \$10,500 TRANSFERRED FROM PS-FIRE EQUIPMENT FUND (FUND 250), AND AUTHORIZE THE PURCHASE OF A REPLACEMENT VEHICLE FOR THE FIRE PREVENTION DIVISION."

9. **Resolution Identifying the Terms and Conditions for La Verne Fire Department Response Away From Official Duty and Assigned to a Cal OES Emergency Incident.** This resolution authorizes compensation for City of La Verne Fire Department personnel for their time worked, including portal-to-portal reimbursement, while participating in the California Fire Assistance Agreement (CFAA) outside of normal City duties and schedule.

Recommendation: That the City Council:

1. Approve the Resolution titled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, CALIFORNIA, IDENTIFYING THE TERMS AND CONDITIONS FOR FIRE DEPARTMENT RESPONSE AWAY FROM THEIR OFFICIAL DUTY STATION AND ASSIGNED TO AN EMERGENCY INCIDENT"; and,
2. Authorize retro-active "portal-to-portal" compensation for staff recently deployed to the "Hill Fire."

10. **Tract Map No. 83604 (2820 Amherst Street), Bond Reduction** KB Home Greater Los Angeles Inc., the developer of the 5.57 acre site located at 2820 Amherst Street (Tract Map No. 83604), a 42 unit detached single family residential project, has requested to reduce bonds that were established with the approval of the final map for the project on September 19, 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 full value.

11. **Award of Contract to Hardy and Harper for the B Street from Bonita Avenue to Foothill Boulevard Improvement Project, CIP Proj. ST2304** This action will reject the low bid as non-responsive and award a construction contract to Hardy & Harper, Inc. in the amount of \$1,695,000 for the B Street, from Bonita Avenue to Foothill Boulevard Improvement Project. The project will be funded by a combination of budgeted Gas Tax and Annual Pavement Management Program funds for the repaving of existing asphalt pavement, concrete repairs, replacement of various signage and striping, and traffic calming & curb ramp enhancements.

Recommendation: That the City Council:

1. Reject the lowest bid submitted by Leonida Builders, Inc. due to a failure to conform to the provisions of the specifications resulting in a non-responsive bid;
2. Award a public works construction contract to Hardy & Harper, Inc., the lowest, most responsive bidder, in the amount of \$1,695,000.00 for the B Street from Bonita Ave. to Foothill Blvd. Improvement Project, Proj. ST2304, which includes the base bid scope of work (\$1,625,000) and additive alternate bid item No. A-2 (\$70,000); and,
3. Authorize staff to issue change orders not exceeding 10% of the construction budget for a total possible construction contract cost of \$1,864,500.00.

- 12. Rejection of Proposals for Video Management System** The City posted formal requests for proposals to implement a video management system with multiple remote location cameras. Four proposals were received, none of which met the needs requested by the City.

Recommendation: That the City Council reject all proposals for the Video Management System Request for Proposal process and approve the re-solicitation of proposals for a modified proposal to include a video management system and access control system.

- 13. Authorization for 55-Hour Closure of Fairplex Drive for Metrolink Railroad Track Upgrades Subject to Final City Approval** This authorization by City Council will allow a 55-hour full road closure on Fairplex Drive to enable Metrolink Railroad Track upgrades to occur. The authorization is contingent upon final City approvals, including Traffic Control Plan acceptance by the City Engineer.

Recommendation: That the City Council authorize a 55-hour full road closure on Fairplex Drive for Metrolink Track upgrades, contingent upon final City approvals, including the Traffic Control Plan acceptance by the City Engineer.

- 14. 2024 Legislative Session Update** Throughout the 2024 Legislative Session, the California Legislature has proposed over 2,000 new bills. Utilizing the City's Legislative Platform, City staff have taken a proactive stance, monitoring dozens of bills and submitting 15 position letters for proposed legislation that will have the most impact on City functionality.

Recommendation: That the City Council receive and file this Legislative Update.

- 15. Resolution Canceling the August 19, 2024, City Council Meeting.** The second Council Meeting in August 2024 is requested to be canceled due to lack of business. This item requires a resolution to cancel the meeting.

Recommendation: That the City Council approve the attached Resolution titled, "A RESOLUTION OF THE CITY COUNCIL, CITY OF LA VERNE, CALIFORNIA, CANCELING THE AUGUST 19, 2024, CITY COUNCIL MEETING."

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

LA VERNE PUBLIC FINANCE AUTHORITY

- 16. Resolutions Adopting Budgets for La Verne Mobile Country Club Mobile Home Park and Valley Rancho Mobile Home Park** Annually, the La Verne Public Financing Authority (LVPFA)

reviews and approves the operating budgets for the two City owned mobile home parks. The budgets do not reflect significant changes from previous years and are attached for the La Verne Public Financing Authority's consideration and adoption.

Recommendation: That the La Verne Public Financing Authority:

1. Adopt the attached Resolution titled, "A RESOLUTION OF THE LA VERNE PUBLIC FINANCING AUTHORITY ADOPTING A BUDGET FOR LA VERNE MOBILE COUNTRY CLUB MOBILE HOME PARK; and,
2. Adopt the attached Resolution titled, "A RESOLUTION OF THE LA VERNE PUBLIC FINANCING AUTHORITY ADOPTING A BUDGET FOR VALLEY RANCHO MOBILE HOME PARK.

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

PUBLIC HEARING

- 17. Confirmation of Weed Abatement Clearance Charges for Fiscal Year 2024-2025.** The Los Angeles County Department of Agriculture has prepared a report for City Council consideration of weed clearance costs for appropriate parcels within the City. Pursuant to law, a copy of the Fiscal Year 2024-2025 Weed Clearance Charges was posted on the City's website.

Recommendation: That the City Council confirm the list of charges and direct the County Auditor to enter the assessments against the parcels of land on the current assessment roll.

OTHER MATTERS

- 18. Support for the Homelessness, Drug Addiction, and Theft Reduction Act** City staff were directed by City Council to place an item on a future agenda regarding support for Proposition 36, The Homelessness, Drug Addiction & Theft Reduction Act (23-0017 A1), which will be on the November 2024 Ballot. This measure aims to reform Proposition 47 through various changes to current law related to increased sentences for various drug and theft-related crimes, as defined.

Recommendation: That the City Council approve a resolution entitled "A RESOLUTION OF THE CITY COUNCIL, CITY OF LA VERNE, CALIFORNIA, SUPPORTING THE HOMELESSNESS, DRUG ADDICTION, AND THEFT REDUCTION ACT."

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 REGGIE WEBB, THE FOUNDER AND CEO OF WEBB FAMILY ENTERPRISES, INC., WAS A NOTABLE MCDONALD'S FRANCHISEE WHO OWNED 16 RESTAURANTS IN SOUTHERN CALIFORNIA, EMPLOYING OVER 1,100 RESIDENTS. HE WAS A LEADER IN PROMOTING DIVERSITY WITHIN THE FRANCHISE COMMUNITY, SERVING AS CHAIRMAN OF THE NATIONAL BLACK MCDONALD'S OPERATORS ASSOCIATION FROM 1994 TO 1997, AND WAS HONORED WITH THE 365BLACK AWARD IN 2004. WEBB JOINED THE UNIVERSITY OF LA VERNE'S BOARD OF TRUSTEES IN 2014, ACTIVELY SUPPORTING FINANCE COMMITTEES, SCHOLARSHIPS, AND MENTORING THROUGH CAMPUS AFRICAN AMERICAN ORGANIZATIONS. ADDITIONALLY, HE SERVED ON BOARDS FOR THE LOS ANGELES URBAN LEAGUE, POMONA VALLEY HOSPITAL MEDICAL CENTER, AND THE RONALD MCDONALD CHILDREN'S CHARITIES. REGGIE WEBB PASSED AWAY AT 76 DUE TO LEUKEMIA-RELATED ILLNESSES AND IS SURVIVED BY HIS WIFE RENÉ, THEIR THREE CHILDREN, EIGHT GRANDCHILDREN, AND ONE GREAT-GRANDCHILD.

THE NEXT REGULAR MEETING OF THE LA VERNE CITY COUNCIL IS SCHEDULED FOR MONDAY, AUGUST 19, 2024, at 5:30 P.M.

RESIDENT INFORMATION**UPCOMING EVENTS AND MEETINGS**

Tuesday, August 6 - Development Review Committee Meeting, City Hall, 9:00 - 10:00 am

Tuesday, August 6 - National Night Out, Las Flores Park, 4:30 - 7:30 pm

Friday, August 9 - Dance for those with Special Needs, La Verne Community Center, 5:00 - 8:00 pm

Sunday, August 11 - Concerts in the Park (Classic Rock), Heritage Park, 6:30 pm

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

Wednesday, August 14 - Planning Commission Meeting, City Hall, 6:30 pm

Monday, August 19 - City Council Meeting, City Hall, 5:30 pm

Wednesday, August 21 - Senior Advisory Committee Meeting, La Verne Community Center, 10:00 -11:15 am

Tuesday, August 27 - Youth & Family Action Committee Meeting, City Hall, 5:00 pm

Thursday, August 29 - Senior Line Dancing Party, La Verne Community Center, 10:00 am - 12:00pm

Posting Statement: A true and amended copy of this Agenda was posted on July 30, 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.