CITY OF WEST COVINA

CITY COUNCIL/SUCCESSOR AGENCY

AUGUST 20, 2024, 7:00 PM
REGULAR MEETING

CITY HALL COUNCIL CHAMBERS
1444 W. GARVEY AVENUE SOUTH
WEST COVINA, CALIFORNIA 91790

Mayor Brian Calderón Tabatabai
Mayor Pro Tem Tony Wu
Councilwoman Letty Lopez-Viado
Councilman Ollie Cantos
Councilwoman Rosario Diaz

Please turn off all cell phones and other electronic devices prior to entering the Council Chambers

AMERICANS WITH DISABILITIES ACT

The City complies with the Americans with Disabilities Act (ADA). If you will need special assistance at Council meetings, please call (626) 939-8433 (voice) or (626) 960-4422 (TTY) from 8 to 5 Monday through Thursday. Do call at least one day prior to the meeting date to inform us of your particular needs and to determine if accommodation is possible. For sign language interpreter services at Council meetings, please request no less than four working days prior to the meeting.

AGENDA MATERIAL

Agenda material is available for review at the City Clerk's Office, Room 317 in City Hall, 1444 W. Garvey Avenue South, West Covina and at www.westcovina.org. Any writings or documents regarding any item on this agenda, not exempt from public disclosure, provided to a majority of the City Council that is distributed less than 72 hours before the meeting, will be made available for public inspection in the City Clerk's Office, Room 317 of City Hall located at 1444 W. Garvey Avenue South, West Covina, during normal business hours.

NOTICE

The City Council will regularly convene on the first and third Tuesday of the month. The West Covina Community Development Commission, West Covina Public Financing Authority and the West Covina Community Services Foundation are agencies on which the City Council serves as members. Agendas may contain items for these boards, as necessary.

PUBLIC COMMENTS
ADDRESSING THE CITY COUNCIL
(Per WCMC 2-48, Ordinance No. 2150)

Any person wishing to address the City Council on any matter listed on the agenda or on any other matter within their jurisdiction should complete a speaker card that is provided at the entrance to the Council Chambers and submit the card to the City Clerk.

***Please identify on the speaker card whether you are speaking on an agenda item or non-agenda*. Requests to speak on agenda items will be heard prior to requests to speak on non-agenda items. All comments are limited to five (5) minutes per speaker.**

Oral Communications may be limited to thirty (30) minutes, unless speakers addressing agenda items have not concluded.

Any testimony or comments regarding a matter set for a Public Hearing will be heard during the hearing.

RULES OF DECORUM

Excerpts from the West Covina Municipal Code and Penal Code pertaining to the Rules of Decorum will be found at the end of agenda.

AGENDA

CITY OF WEST COVINA
CITY COUNCIL/SUCCESSOR AGENCY

TUESDAY AUGUST 6, 2024, 7:00 PM
REGULAR MEETING

INVOCATION
Led by Pastor Samuel Martinez from Amazing Love Ministries

PLEDGE OF ALLEGIANCE
Led by Councilwoman Diaz

ROLL CALL

REPORTING OUT FROM CLOSED SESSION

PRESENTATIONS

- Certificate of Recognition Honoring West Covina American Little League 2024 District 19 Champions

CITY MANAGER'S REPORT
City Manager's report on current City projects.

ORAL COMMUNICATIONS - Five (5) minutes per speaker
Please step forward to the podium and state your name and city of residence for the record when recognized by the Mayor.

CONSENT CALENDAR
All matters listed under CONSENT CALENDAR are considered to be routine and can be acted on by one roll call vote. There will be no separate discussion of these items unless members of the City Council/Community Development Commission request specific items to be removed from the Consent Calendar for separate discussion or action.

APPROVAL OF MEETING MINUTES

1) CONSIDERATION OF APPROVAL OF THE JULY 16, 2024, CITY COUNCIL/SUCCESSOR AGENCY REGULAR SESSION MEETING MINUTES AND THE JULY 16, 2024, CITY COUNCIL/SUCCESSOR AGENCY REGULAR CLOSED SESSION MEETING MINUTES.

That the Council approve the July 16, 2024, City Council/Successor Agency Regular Session Meeting Minutes and the July 16, 2024, City Council/Successor Agency Regular Closed

Session Meeting Minutes.

COMMISSION SUMMARY OF ACTIONS

2) CONSIDERATION OF MINUTES FROM THE COMMUNITY AND SENIOR SERVICES COMMISSION MEETING HELD ON MAY 14, 2024

It is recommended that the City Council receive and file the Community and Senior Services Commission meeting minutes from its regular meeting on May 14, 2024.

CITY MANAGER'S OFFICE

3) CONSIDERATION OF EXTENSIONS TO TRANSPORTATION AND LEASE AGREEMENTS WITH MV TRANSPORTATION, INC.

It is recommended that the City Council take the following actions:

1. Approve a one (1) year extension to both the Transportation Services Agreement and the Lease Agreement with MV Transportation, Inc., extending the terms of both agreements through September 2, 2025; and
2. Approve MV Transportation, Inc.'s cost proposal for the one-year extension to the Transportation Services Agreement, including the option for in-vehicle technology tracking; and
3. Authorize the City Manager to negotiate and execute amendments memorializing the extensions and the maximum annual cost for the transportation services as outlined in MV Transportation Inc.'s cost proposal, in such final form as approved by the City Attorney.

4) CONSIDERATION OF ACCEPTANCE OF FUNDING FROM CALIFORNIA OFFICE OF EMERGENCY SERVICES HAZARD MITIGATION GRANT PROGRAM

It is recommended that the City Council take the following actions:

1. Accept grant funding from the California Governor's Office of Emergency Service (Cal OES) Hazard Mitigation Grant Program in the amount of $209,950;
2. Authorize the City Manager to negotiate and execute grant agreements with Cal OES and the Federal Emergency Management Agency (FEMA), in such form as approved by the City Attorney;
3. Authorize the City Manager to negotiate any amendments to the agreements in such form approved by the City Attorney; and
4. Approve the following resolution:

RESOLUTION NO. 2024-57 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST COVINA, CALIFORNIA, ADOPTING A BUDGET AMENDMENT FOR THE FISCAL YEAR, COMMENCING JULY 1, 2024 AND ENDING JUNE 30, 2025 (CAL OES AND FEMA HAZARD MITIGATION GRANT)

5) CONSIDERATION OF MEASURE A ANNUAL ALLOCATION GRANT AGREEMENT WITH LOS ANGELES COUNTY REGIONAL PARK AND OPEN SPACE DISTRICT

It is recommended that the City Council take the following actions:

1. Authorize the City Manager to negotiate and execute the Measure A Annual Allocation Grant Agreement with the Los Angeles County Regional Park and Open Space District and any other documents required in connection with the City's Annual Allocations, in such final form as approved by the City Attorney; and
2. Authorize the City Manager to negotiate any amendments to the agreement in such form as approved by the City Attorney.

6) CONSIDERATION OF LETTER AGREEMENT WITH THE SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS FOR PARTICIPATION IN THE SAN GABRIEL VALLEY REGIONAL FOOD RECOVERY PROGRAM

It is recommended that the City Council authorize the City Manager to sign the Letter Agreement with the San Gabriel Valley Council of Governments for participation in the San Gabriel Valley Regional Food Recovery Program ("Program").

COMMUNITY DEVELOPMENT

7) GRANT OF EASEMENT FOR UTILITY PURPOSES IN FAVOR OF SOUTHERN CALIFORNIA EDISON FOR 1611 WEST MERCED AVENUE

It is recommended that the City Council adopt the following resolution:

RESOLUTION NO. 2024-9 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST COVINA, CALIFORNIA, GRANTING AN EASEMENT TO SOUTHERN CALIFORNIA EDISON AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE GRANT OF EASEMENT

COMMUNITY SERVICES

8) CONSIDERATION OF RATIFICATION OF PROCUREMENT AND AGREEMENT FOR THE 2024 WEST COVINA 4TH OF JULY FIREWORK SPECTACULAR

It is recommended that the City Council find that compliance with the City's bidding requirements and procedures was impractical in connection with the procurement of the fireworks display for the 2024 4th of July Celebration and ratify the agreement with Pyro Spectaculars, Inc. in the amount of $36,750.

POLICE DEPARTMENT

9) CONSIDERATION OF MEMORANDUM OF UNDERSTANDING (MOU) WITH WEST COVINA UNIFIED SCHOOL DISTRICT (WCUSD) FOR SCHOOL RESOURCE OFFICERS AT WEST COVINA AND EDGEWOOD HIGH SCHOOLS

It is recommended that the City Council authorize the City Manager to execute a new five-year Memorandum of Understanding with the West Covina Unified School District (WCUSD) for the School Resource Officer Program at West Covina and Edgewood High Schools.

PUBLIC WORKS

10) CONSIDERATION OF A RESOLUTION AUTHORIZING THE SUBMITTAL OF APPLICATIONS AND RELATED AUTHORIZATIONS FOR ALL CALIFORNIA DEPARTMENT OF RESOURCES, RECYCLING, AND RECOVERY (CALRECYCLE) PAYMENT PROGRAMS

It is recommended that the City Council adopt the following resolution:

RESOLUTION 2024-59 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST COVINA, CALIFORNIA, AUTHORIZING SUBMITTAL OF INDIVIDUAL PAYMENT PROGRAM APPLICATIONS AND RELATED AUTHORIZATIONS FOR ALL DEPARTMENT OF RESOURCES, RECYCLING AND RECOVERY (CALRECYCLE) PAYMENT PROGRAMS

END OF CONSENT CALENDAR

DEPARTMENTAL REGULAR MATTERS

COMMUNITY DEVELOPMENT

11) ENGINEERING REVIEW OF THE INTERSECTION OF CITRUS STREET AND CAMERON AVENUE

It is recommended that the City Council approve the installation of a Traffic Signal at the location of Citrus Street and Cameron Avenue.

MAYOR/COUNCILMEMBERS REPORTS

AB 1234 Conference and Meeting Report (verbal, if any)
(In accordance with AB 1234, Councilmembers shall make a brief report or file a written report on any meeting/event/conference attended at City expense.)

CITY COUNCIL REQUESTS FOR REPORTS, STUDIES OR INVESTIGATION

(Per City of West Covina Standing Rules 4.f - Requests for reports, studies, or investigations that are not readily available must be placed on the City Council/Successor Agency agenda as items of business and must be approved by a majority of the City Council/Successor Agency Board.)

CITY COUNCIL COMMENTS

ADJOURNMENT

Next Tentative City Council Meeting

Regular Meeting September 3, 2024 7:00 PM

RULES OF DECORUM

The following are excerpts from the West Covina Municipal Code:

Sec. 2-48. Manner of addressing council; time limit; persons addressing may be sworn.

a. Each person addressing the council shall step up to the rostrum, shall give his or her name and city of residence in an audible tone of voice for the record and unless further time is granted by the council, shall limit his or her address to five (5) minutes.
b. The city council may establish a limit on the duration of oral communications.
c. All remarks shall be addressed to the council as a body and not to any member thereof. No person, other than the council and the person having the floor, shall be permitted to enter into any discussion, either directly or through a member of the council,

without the permission of the presiding officer. No question shall be asked of a councilmember except through the presiding officer.

d. The presiding officer may require any person to be sworn as a witness before addressing the council on any subject. Any such person who, having taken an oath that he or she will testify truthfully, willfully and contrary to such oath states as true any material matter which he knows to be false may be held to answer criminally and subject to the penalty prescribed for perjury by the provisions of the Penal Code of the state.

Sec. 2-50. Decorum--Required.

a. While the council is in session, the members shall preserve order and decorum, and a member shall neither, by conversation or otherwise, delay or disrupt the proceedings or the peace of the council nor interrupt any member while speaking or refuse to obey the orders of the council or its presiding officer, except as otherwise herein provided.
b. Members of the public shall not willfully disrupt the meeting or act in a manner that actually impairs the orderly conduct of the meeting. For the purposes of this code, “willfully disrupt” includes, but is not limited to, continuing to do any of the following after being warned by the Mayor that continuing to do so will be a violation of the law:
    a. Addressing the Mayor and City Council without first being recognized.
    b. Persisting in addressing a subject or subjects, other than that before the Mayor and City Council.
    c. Repetitiously addressing the same subject.
    d. Failing to relinquish the podium when directed to do so.
    e. From the audience, interrupting or attempting to interrupt, a speaker, the Mayor, a council member, or a staff member or shouting or attempting to shout over a speaker, the Mayor, a council member or a staff member.
    f. As a speaker, interrupting or attempting to interrupt the Mayor, a council member, or a staff member, or shouting over or attempting to shout over the Mayor, a council member, or a staff member. Nothing in this section or any rules of the council shall be construed to prohibit public criticism of the policies, procedures, programs, or services of the City or of the acts or omissions of the City Council. It shall be unlawful to violate the provisions of this Section.

If any subsection, sentence, clause, or phrase or word of this Section 2-50 is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Section. The City Council hereby declares that it would have passed this section and each subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more subsections, sentences, clauses, phrases or words had been declared invalid or unconstitutional.

Sec. 2-52. Persons authorized to be within council area.
No person, except city officials, their representatives and members of the news media shall be permitted within the rail in front of the council chamber without the express consent of the council.

The following are excerpts from the Penal Code

148(a) (1) Every Person who willfully resists, delays, or obstructs any public officer, peace officer, or an emergency medical technician, as defined in Division 2.5 (commencing with Section 1797) of the Health and Safety code, in the discharge or attempt to discharge any duty of his or her office or employment, when no other punishment is prescribed, shall be punished by a fine not exceeding one thousand dollars ($1,000), or by imprisonment in a county jail not to exceed one year, or by both that fine and imprisonment.

403 Every person who, without authority of law, willfully disturbs or breaks up any assembly or meeting that is not unlawful in its character, other than an assembly or meeting referred to in Section 303 of the Penal Code or Section 18340 of the Elections Code, is guilty of a misdemeanor.