



CITY OF LA VERNE

COUNCIL REGULAR MEETING AGENDA

Tim Hepburn, Mayor

Council Member, Wendy Lau
Steven Frank Johnson, Mayor Pro Tem

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

Tuesday, September 3, 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, except when a holiday occurs.

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 835-7447-7373** 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 TOPIC

Conference with Labor Negotiators, pursuant to Government Code Section 54957.6: Negotiators: City Manager, Assistant City Manager, and Deputy City Attorney. Employee Organization(s): La Verne City Employees Association, La Verne Firefighters Association, La Verne Police Middle Management Association, La Verne Police Officers’ Association; and all Unrepresented Employees.

Conference with Legal Counsel, Existing Litigation pursuant to California Government Code section Cal. Gov’t Code section 54956.9(d)(1) – Six (6) cases:
Asemota v. City of La Verne, et al., Los Angeles Superior Court Case No. 24STCV08598, and Ramirez v. City of La Verne, et al., Los Angeles Superior Court Case No. 24PSCV00767, and Ruiz v. City of La Verne, et al., Los Angeles Superior Court Case No. 23PSCV02495, and Smith v. City of La Verne, et al., Los Angeles Superior Court Case No. 2:23-cv-00644-JAK-2, and Guerrero v. City of La Verne, et al., Los Angeles Superior Court Case No. 2:23-cv-00644-JAK-E, and Hunt v. City of La Verne, et al., Los Angeles Superior Court Case No. 21STCV43996.

Conference with Legal Counsel - Existing Litigation pursuant to California Government Code section 54956.9(d)(1). Name of Case: City of Whittier, et al. v. Los Angeles County Superior Court, et al., Los Angeles County Superior Court, Case No. 23STCP03579.

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 - DAVID ALVARADO, ARMY E-4****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

2. **Emergency Preparedness Month** Each September, National Preparedness Month is recognized to promote disaster and emergency planning, emphasizing the need to strengthen community resilience. This observance serves as a crucial reminder for residents to stay informed and be better equipped to handle emergencies.
3. **RSVP Recognition** Three of La Verne's Retired Senior Volunteer Patrol (RSVP) members will be honored for their years of service. Marlou Faustini, Norm Faustini and Marv Weston.
4. **Suzanne Swank** has volunteered her time for over 28 years, serving as a founding member of the La Verne Emergency Communications Team (LECT) and as an RSVP for the La Verne

Police Department.

5. **Police Department Retirees** Two recent retirees will be honored, Sergeant Martin Weinreb retired on May 2, 2024, after over 29 years of dedicated service to the City of La Verne, and Management Analyst Dawn Finn retired from the La Verne Police Department on June 29, 2024, after a distinguished career spanning over 35 years.

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.)

6. **City Council Minutes of the Closed Session and Regular Meeting of August 5, 2024.**

Recommendation: That the City Council approve the minutes of the August 5, 2024 meeting.

7. **Register of Audited Demands in the following amounts:**

Fiscal Year 2023-24

\$1,351,576.74 dated 07/31/24

\$294,813.91 dated 08/07/24

\$83,705.48 dated 08/14/24

\$38,128.53 dated 08/21/24

Fiscal Year 2024-25

\$3,069,271.91 dated 07/24/24

\$515,113.78 dated 07/31/24

\$2,334,193.35 dated 08/07/24

\$1,987,541.49 dated 08/14/24

\$471,376.63 dated 08/21/24

Recommendation: That the City Council approve the Registers of Audited Demands.

8. **Fiscal Year-End Budget Adjustment** This report seeks City Council approval of year-end budget adjustments for Fiscal Year 2023-24, including a \$473,680 increase in expenditures across various funds (excluding the General Fund) and a \$1,304,550 increase in interfund transfers. These adjustments align the budget with concurrent financial activities.

Recommendation: That the City Council approve a resolution titled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, CALIFORNIA, AMENDING THE FISCAL YEAR 2023-24 ADOPTED BUDGET TO ADJUST FOR THE YEAR-END BUDGET CHANGES."

9. **Purchase of Electronic Surveillance Collection System and Maintenance Agreement for LA Clear** This item seeks approval for the sole source procurement of a lawful intercept collection system from Gladiator Forensics LLC. The total estimated cost of the new system for year one is \$396,250, and year two \$70,650 for a total two-year cost of \$466,900. The City of La Verne will act as the fiduciary for this procurement and there is no utilization of City General Funds.

Recommendation: That the City Council, acting as the fiduciary to LA CLEAR, authorize the City Manager to approve the sole source procurement and purchase of a new lawful, intercept collection system from Gladiator Forensics LLC for an estimated cost of \$466,900.

- 10. Return as Late Claim(s) - Noble - Related to Property Conditions at 2118 and 2120 5th Street** City Council is requested to return as late six (6) claims related to a tenant dispute in which the tenants allege that the City, and any and all employees, acted with malice, oppression, and fraud over the course of time in which the tenants, parties to a civil action to vacate the residence, eventually agreed through the private court action to vacate the residence in question.

Recommendation: That the City Council return as late all six (6) claims for damages from Noble, Benjamin; Noble, Cindy; Noble, Oliver; Noble, Thomas; Noble, Wayne; and, Orroyo (Noble), Natalie, received by the City on August 12, 2024.

- 11. Setting Time and Date for Public Hearing Regarding the Request for Time Extension on Vesting Tentative Tract Map No 82001 (500 Baseline Road)** On September 20, 2021, the City Council approved Vesting Tentative Tract Map (VTTM) No. 82001, a subdivision of 19.44 acres located at 500 Baseline Road situated north-east of the intersection of Baseline Road and Rodeo Lane into nine lots. The applicant has requested a second one-year extension of the VTTM as allowed in Section 66452.6 of the Subdivision Map Act. Pursuant to City Code Section 16.16.210, the City Council may consider granting the requested extension during a noticed public hearing.

Recommendation: That the City Council adopt a Resolution and set a public hearing for consideration of the requested extension to occur at 6:30 PM on September 16, 2024.

- 12. Award of Contract for the Public Safety Building Site Improvement Project** This action will award a construction contract to Oppenheimer National in the amount of \$178,813.20 for the Public Safety Building Site Improvement Project, for a total cost of \$196,694.52. The project is budgeted in Fiscal Year (FY) 24-25 for the modification of the existing secured parking area wall, related site improvements, and gate enhancements.

Recommendation: That the City Council award a public works construction contract to Oppenheimer National, the lowest, most responsible bidder, in the amount of \$178,813.20 for the Public Safety Building Site Improvement Project and authorize the Public Works Director or designee to issue change orders not exceeding 10% of the construction budget for a total possible construction contract cost of \$196,694.52.

OTHER MATTERS

- 13. Ad Hoc Water and Sewer Rate Study Committee Member Selection** Following the approval of the Ad Hoc Water and Sewer Rate Study Committee at the July 1 City Council Meeting, applications were open for residents to apply through Thursday, August 15. At the close of the application period, eight (8) applications were received. Each City Council member will directly appoint an individual, for a total of five (5), to the committee.

Recommendation: That the City Council appoint (5) individuals, via direct appointment by each Council member, to the Ad Hoc Water and Sewer Rate Study Committee.

- 14. Homelessness, Drug Addiction, and Theft Reduction Act (Proposition 36) City Position** The Homelessness, Drug Addiction & Theft Reduction Act (Proposition 36), a state measure

seeking to reform Proposition 47 by implementing various changes to existing laws including increased sentences for specific drug and theft-related offenses, was first introduced for discussion at the City Council meeting on August 5th and continued to allow for more resident input.

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."

- 15. Incentive Program for Lateral Entry Police Officers** The Incentive Program for Lateral Entry Police Officers is designed to aid in the recruitment of qualified lateral police officers in the form of monetary and non-monetary forms of incentives.

Recommendation: That the City Council approve and authorize the City Manager and Police Chief to update the incentive program to increase the amount of employee referral and lateral officer incentives.

- 16. Resolution Amending the Salary Schedule for Full-Time Employees** After discussion with representatives from the California Public Employees Retirement System, the City was advised to amend the salary schedule for full-time employees to eliminate confusion with the listing of both Police Lieutenant and Police Lieutenant with Compaction.

Recommendation: That the City Council adopt the attached Resolution titled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, CALIFORNIA, AMENDING THE SALARY SCHEDULE FOR FULL-TIME EMPLOYEES."

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 ERNIE SILVA

Ernie one of La Verne CERT's long-term members, recently passed away. Ernie was a very warm, caring, passionate and dedicated team member who was always willing to assist in outreach, events, and trainings. Ernie moved to La Verne in 1999 where he had been heavily involved in his local community. Being an Eagle Scout himself, he enjoyed participating in Eagle Scout Boards of Review. He served on the Damien High School Consultative Board and was a member and leader of the Shield Men's Ministry for Holy Name of Mary Parish. Ernie was a hospitality minister, Eucharistic minister, and lector. He also was a member of the Knights of Columbus and served as a Council and

Assembly officer. Ernie graduated LV CERT basic training in 2017 and was a member since that time. Ernie spent his entire career in the aerospace and special mission aircraft industry, leaving an impressive legacy complete with highly decorated accolades. Ernie is survived by his wife Elenor, his son Robert, and his lemon beagle, Argos. His presence will be greatly missed.

THE LA VERNE CITY COUNCIL WILL MEET IN A JOINT STUDY SESSION WITH THE PLANNING COMMISSION ON MONDAY, SEPTEMBER 16, 2024, at 5:30 P.M. FOR A GENERAL PLAN UPDATE.

RESIDENT INFORMATION

UPCOMING EVENTS AND MEETINGS

Wednesday, September 4 - Youth Sports meeting, City Hall-Large Conference Room, 6:00 pm

Monday, September 9 - Old Town LV Business Improvement District meeting, Café Wang, 8:30 am - 9:30 am

Monday, September 9 - General Plan Open House, City Hall Council Chamber, 5:00 pm - 7:00 pm.

Wednesday, September 11 - Public Finance Authority (EIFD) meeting, City Hall Council Chamber, 9:00 am - 10:00 am

Wednesday, September 11 - Planning Commission meeting, City Hall Council Chamber, 6:30 pm

Monday, September 16 - City Council meeting, City Hall Council Chamber, 5:30 pm

Wednesday, September 18 - Senior Advisory meeting, LV Community Center, 10:00 am - 11:15 am

Tuesday, September 24 - Youth & Family Action meeting, City Hall Council Chamber, 5:00 pm

Posting Statement: A true and amended copy of this Agenda was posted on August 27, 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.