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# MINUTES
# LA PUENTE CITY COUNCIL
# REGULAR MEETING OF
# APRIL 10, 2007

A Regular Meeting of the City Council of the City of La Puente was held in the Council Chambers of City Hall, 15900 East Main Street, La Puente, California, on April 10, 2007, at 7:00 p.m.

CALL TO ORDER

Mayor Pro Tem Storing called the meeting to order at 7:06 p.m.

PLEDGE OF ALLEGIANCE

The pledge of Allegiance was led by City Attorney Casso.

ROLL CALL

Council Members Present: Solis, Lujan, Chavez, Storing
Council Members Absent: Perez

Staff Members present: City Manager Cowley, City Attorney Casso, Acting City Clerk Giron, Community Service Director Adanto, Community Services Manager Bistarkey, Finance Director Kim, and City Planner Arreola.

PRESENTATIONS

PRESENTATION BY TINA JAVID, PUBLIC AFFAIRS MANAGER FOR THE GAS COMPANY REGARDING THE AQMD'S 2007 AIR QUALITY MANAGEMENT PLAN

Tina Javid, Public Affairs Manager for the Gas Company addressed Council regarding their concerns with the Air Quality Management District's (AQMD) proposed plan. She explained that the Gas Company could loose 20% to 30% of the gas supply with the proposed plan. The Gas Company wanted the inclusion of language that the AQMD understands that Council supports the plan but expects the AQMD to work with third parties. Ms. Javid indicated that the Gas Company felt the gas specifications were already regulated by the Public Utilities Commission and did not require additional regulations by the AQMD. She then provided Council with sample language.

ORAL COMMUNICATIONS

Mr. Rose informed Council about his upcoming interview with the City's Parks and Recreation Department. He also informed Council about a guest speaker at his church that will address the issue of the war in Iraq. Mr. Rose then spoke about a visit he and his siblings received from social services after their father passed away and that they have been cleaning out the house.

Louis Acosta addressed Council regarding a reoccurring parking issue with his neighbor. He asked if the City can do to anything to resolve this matter.

Mayor Pro Tem Storing gave direction to City Manager Cowley to assist Mr. Acosta with this issue.

Rainbow Yeung, Senior Public Information Specialist from the South Coast Air Quality Management District informed Council that the AQMD and the Gas Company were in active discussions to resolve the hot gas issue. She explained that the Air Quality Management Plan was not proposing to tighten the current natural gas specification for domestic natural gas sources. The AQMD had a problem with future imports of natural gas from over seas because they have a different gas formula which would increase air pollution. Ms Yeung pointed out that imported natural gas could be treated to prevent excess emission. She also explained the adoption process for the Air Quality Management Plan. Ms. Yeung then encouraged Council to keep the original resolution or to adopt the new resolution with the exclusion of the sentence that states "Concerns have been expressed to the City Council regarding implementation of specific control measures contained in the draft plan possibly resulting in adverse impacts for La Puente citizens."

Susan Reyes, Field Representative for Assemblyman Ed Hernandez provided Council with a summary report of the Local Government Transportation meeting held on January 20, 2007 and reviewed the topics discussed at the meeting. Ms. Reyes thanked Council Members Lujan and Solis for attending the MTA meeting held on March 21, 2007 and Council for their continued support.

MINUTES OF PREVIOUS CITY COUNCIL MEETINGS

A-1 READING OF THE MINUTES OF THE REGULAR MEETING OF MARCH 13, 2007

Council Member Solis moved to approve the Minutes of the Regular Meeting of March 13, 2007; seconded by Council Member Lujan. The motion carried by the following roll call vote: AYES: Solis, Storing, Lujan, and Chavez. ABSENT: Perez. NOES: None.

PUBLIC HEARINGS BEFORE THE CITY COUNCIL

None.

UNFINISHED BUSINESS OF THE CITY COUNCIL

C-1 ADOPTION OF ORDINANCES ESTABLISHING A COMMUNITY DEVELOPMENT COMMISSION AND DECLARING THE CITY COUNCIL OF THE CITY OF LA PUENTE TO BE THE COMMUNITY DEVELOPMENT COMMISSION

Council Member Lujan moved to adopt the ordinance declaring the need for a Community Development Commission in the City of La Puente, and transferring all duties, powers and responsibilities of the Redevelopment Agency Board to the Community Development Commission; seconded by Council Member Chavez. The motion unanimously carried by the following roll call vote: AYES: Solis, Storing, Lujan, and Chavez. ABSENT: Perez. NOES: None.

Council Member Solis moved to adopt the ordinance declaring the City Council of the City of La Puente to be the Community Development Commission; seconded by Council Member Chavez. The motion carried by the following roll call vote: AYES: Solis, Storing, Lujan, and Chavez. ABSENT: Perez. NOES: None.

CITY COUNCIL CONSENT CALENDAR

Council Member Solis moved to approve Consent Calendar Items D-1 though D-6; seconded by Council Member Chavez. The motion carried by the following roll call vote: AYES: Solis, Storing, Lujan, and Chavez. ABSENT: Perez. NOES: None.

D-1 CONSIDERATION OF RESOLUTION APPROVING WARRANT REGISTER NO. 1200 FOR FISCAL YEAR 2006-07

Staff Recommendation: It is recommended that the City Council adopt the resolution.

D-2 APPROVAL OF A NOTICE OF COMPLETION ACCEPTING THE FIRST STREET IMPROVEMENT PROJECT FROM OLD VALLEY BOULEVARD TO WORKMAN STREET (CDBG NO. 600809-04)

Staff Recommendation: It is recommended that the City Council accept the construction of First Street Improvement Project from Old Valley Boulevard to Workman Street as complete, authorize the Acting City Clerk to file Notice of Completion with the Los Angeles County Recorder's Office and authorize the release of the project retention thirty five (35) days following the filing of the Notice of Completion.

D-3 APPROVAL TO PARTICIPATE IN THE 2007 SUMMER FOOD SERVICE PROGRAM

Staff Recommendation: It is recommended that the City Council: (1) authorize Staff to submit an application to the State of California, Department of Education to participate in the 2007 Summer Food Service Program; and (2) authorize the City Manager to execute all Summer Food Service Program documents, including the agreement with El Monte Union High School District.

D-4 APPROVAL OF RESOLUTION APPROVING THE APPLICATION FOR GRANT FUNDS FOR THE PUENTE CREEK NATURE EDUCATION CENTER FROM THE CALIFORNIA DEPARTMENT OF PARKS AND RECREATION LAND AND WATER CONSERVATION FUND PROGRAM

Staff Recommendation: It is recommended that the City Council approve the resolution authorizing the submittal of an application for grant funds from the California Department of Parks and Recreation.

D-5 AWARD OF CONTRACT FOR ENGINEERING DESIGN AND CONSULTANT SERVICES FOR THE PUENTE CREEK NATURE EDUCATION CENTER

Staff Recommendation: It is recommended that the City Council award the contract for engineering design and consultant services for the Puente Creek Nature Education Center to the Schmidt Design Group and authorize the Mayor to execute the agreement on its behalf.

D-6 RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE STATE OF CALIFORNIA FOR CALHOME PROGRAM GRANT FUNDS-2007

Staff Recommendation: It is recommended that the City Council adopt the Resolution authorizing the submittal of an application for CalHome Program in the amount of $325,575.

NEW BUSINESS TO BE CONSIDERED BY THE CITY COUNCIL

E-1 CONSIDERATION OF LETTER OF SUPPORT FOR SB 286 (DUTTON)

City Manager Cowley gave a brief summary on SB 286 which was authored by Senator Dutton. In November 2006 the voters passed proposition 1B local street and road funds which contained over $20 billion for various transportation projects, which included $1 billion allocated to cities. The city was asking Council to sign a letter in support of SB 286.

Council Member Lujan moved to authorize the Mayor, or in his absence, the Mayor Pro Tem to sign a letter in support of SB 286 and direct the Acting City Clerk to forward copies to the City's State legislators; seconded by Council Member Solis. The motion carried by the following roll call vote: AYES: Solis, Storing, Lujan, and Chavez. ABSENT: Perez. NOES: None.

E-2 CONSIDERATION OF RESOLUTION APPROVING AND ADOPTING THE THIRD AMENDED AND RESTATED JOINT EXERCISE OF POWERS AGREEMENT OF THE SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS

City Manager Cowley informed Council that this past January the Los Angeles County Board of Supervisor agreed to join the San Gabriel Valley Council of Governments. The County Board and San Gabriel Council of Governments staffs reviewed a joint exercise of powers agreement. Ms. Cowley explained that the amended agreement would allow the County to join as one legal entity, but would have three representatives with individual votes on the governing board. She then explained the dues the County would pay and the selection process of the governing board representatives.

Council Member Chavez moved to adopt the resolution and authorize the Mayor or in his absence the Mayor Pro Tem to execute the Agreement and direct the Acting City Clerk to forward it to the San Gabriel Valley Council of Governments; seconded by Council Member Solis. The motion carried by the following roll call vote: AYES: Solis, Storing, Lujan, and Chavez. ABSENT: Perez. NOES: None.

E-3 CONSIDERATION OF A REQUEST FOR PROPOSALS FOR ENGINEERING SERVICES FOR FEDERALLY-FUNDED PROJECTS

City Manager Cowley informed Council that Staff has requested authorization to seek bids for engineering services for federally funded projects. The federal procurement rules requires recipients of federal funds used for consultant services to seek formal proposal for engineering services to be undertaken every three years. The City had a contract with AAE from 2002 to 2005 and since that time the three year period of the contract has lapsed. Once the Request For Proposal (RFP) is solicited and Council awards the proposal to an engineering firm, the City would not have to go out to bid for federally funded projects, the City can stay with the same engineering consulting firm for three years. Ms. Cowley then reviewed the RFP bid schedule and Staff's recommendation.

Council Member Solis expressed his concerns regarding the RFP. Council Member Solis moved to keep the current engineering firm and not to solicit an RFP.

Council discussed the issues raised regarding some of the services being requested in the proposal and the current engineering firm's concerns with including those services in their proposal.

Council Member Solis moved to amend his motion to direct Staff to make adjustments to the Request For Proposal and bring it back for Council consideration; seconded by Council Member Lujan. The motion carried by the following roll call vote: AYES: Solis, Storing, Lujan, and Chavez. ABSENT: Perez. NOES: None.

E-4 CONSIDERATION OF RESCINDING RESOLUTION NO. 07-4611 IN SUPPORT OF AIR QUALITY MANAGEMENT DISTRICT'S 2007 PLAN AND ADOPT AN ALTERNATE RESOLUTION IN SUPPORT OF THE PLAN WHILE ALLOWING CAREFUL CONSIDERATION DURING THE RULE DEVELOPMENT PROCESS OF IMPORTANT ISSUES RAISED BY OTHER ENTITIES

City Manager Cowley provided Council with a report explaining that on March 13, 2007 Council adopted a resolution in support of the Air Quality Management District's 2007 Plan. However, The Gas Company was not present at that meeting to address this issue. The Gas Company was not in opposition with the 2007 Plan; they were concerned with the restrictions that will be placed on the natural gas in Southern California. Ms. Cowley then reviewed Staff's recommendation.

Council Member Lujan moved to approve that the City Council, after hearing the presentation by The Gas Company and reading the Fact Sheet consider rescinding Resolution No. 07-4611, adopt an alternate resolution with the exclusion of the sentence "Concerns have been expressed to the City Council regarding implementation of specific control measures contained in the draft plan possibly resulting in adverse impacts for La Puente citizens"; and direct the Acting City Clerk to mail the alternate resolution to the Air Quality Management District Board of Directors; seconded by Council Member Chavez. The motion carried by the following roll call vote: AYES: Solis, Storing, Lujan, and Chavez. ABSENT: Perez. NOES: None.

E-5 REQUEST TO DIRECT STAFF TO LOOK AT CHANGING FINANCIAL INSTITUTIONS FOR THE INVESTMENT OF CITY FUNDS AND FOR FINANCIAL CUSTODIAL SERVICES (Requested by Council Member Solis)

Council Member Solis asked Staff what the Local Agency Investment Fund (LAIF) percentage rate of return was and why Council did not receive a monthly financial report. Mr. Solis also asked for an update on the money market rate.

City Manager Cowley responded that the monthly financial treasurer's report was presented to Council at the second Council meeting of each month and it included the City's investment information.

Finance Director Kim informed Council that the LAIF rate return was 5.22% and the administration cost was .001% as of December 2006, per the LAIF website.

City Manager Cowley informed Council that LAIF was a special fund in the state treasury which local agencies may use to deposit funds for investments. The LAIF was very regulated and restrictive and was a public investment firm.

Thereafter, ensued a discussion regarding the local agency investment fund and eligible investments that the City could invest in. Ms. Cowley read a letter from the City's investment advisor, Ken Edelman from Catella and Company, regarding the proposed funds that Merrill Lynch wanted the City to invest. Ms. Cowley also suggested that the City go through a formal request for proposal process for an investment firm if it was Council's desire to diversify the City's investments. Ms. Cowley also advised Council that there were two issues. The first issue was that the Merrill Lynch funds were not insured under the Federal Deposit Insurance Corporation (FDIC). Secondly, Hartford mutual funds fluctuated with market conditions and that was not permissible for a city to invest in under the state code. Thereafter, Council heard from the representatives of Merrill Lynch.

Mayor Pro Tem Storing moved to direct staff to bring back this item to the next meeting with more research information; seconded by Council Member Chavez. The motion carried by the following roll call vote: AYES: Solis, Storing, Lujan, and Chavez. ABSENT: Perez. NOES: None.

E-6 REQUEST TO DIRECT STAFF TO CONDUCT A SPECIAL EVENT COMMEMORATING THE GUADALUPE BELL ON SATURDAY, JUNE 23, 2007 (Requested by Mayor Pro Tem Storing)

Mayor Pro Tem Storing gave a brief history of the Guadalupe Church and the importance of having an event for the community to commemorate the church.

City Manager Cowley clarified that before the City purchased this property there was a total of 10 lots owned by different families, two of which were owned by the

Roman Catholic Church. All of the owners deeded the property to the City. The church was located on the corner of Central Avenue and Stimson Avenue.

Mayor Pro Tem Storing moved to direct staff to conduct a Special Event Commemorating the Guadalupe Bell on Saturday, June 23, 2007; seconded by Council Member Lujan. The motion carried by the following roll call vote: AYES: Solis, Storing, Lujan, and Chavez. ABSENT: Perez. NOES: None.

COUNCIL AB1234 REPORTS

None.

ORAL COMMENTS FROM COUNCIL

Mayor Pro Tem Storing complimented Staff for doing a great job with the Annual Easter Egg Hunt event.

ORAL COMMENTS FROM STAFF

None

ADJOURNMENT

There being no further business to come before the City Council the Mayor Pro Tem Storing adjourned the meeting at 8:37 p.m.

Diana Giron, Acting City Clerk

Lola K Storing
Lola K. Storing, Mayor Pro Tem