MINUTES
LA PUENTE CITY COUNCIL
REGULAR MEETING OF
OCTOBER 23, 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 October 23, 2007, at 7:00 p.m.

CALL TO ORDER

Mayor Perez called meeting to order at 7:00 p.m.

ROLL CALL

Council Members present: Chavez, Lujan, Solis, Storing, Perez

Staff Members present: City Manager Cowley, Assistant City Manager Yamachika, City Attorney Casso, City Clerk Duban, Public Works Director Salas, Finance Director Kim, City Planner Arreola, Acting Recreation Services Director Bistarkey.

PLEDGE OF ALLEGIANCE

The pledge of allegiance was led by Mayor Pro Tem Storing

PRESENTATION OF CERTIFICATE OF RECOGNITION TO LILLIAN AYALA, CITY OF LA PUENTE EMPLOYEE OF THE MONTH

City Manager Cowley introduced Claudia Zavala, Recreation Supervisor.

City Manager Cowley announced that the Rivers and Mountain Conservancy Board approved $425,000 in funding for the Nature Center Education Project. In combination with the funding provided through Supervisor Molina, the total funding of the project is now $1,325,000. The total amount will be enough to finish construction drawings and begin Phase I of the project.

Mayor Perez described the complex process for acquiring funding for City-related projects. He also introduced various officials in attendance at the meeting.

ORAL COMMUNICATIONS

Leonard Wayne Rose Jr. appeared to speak regarding his activities over the past few weeks. He also discussed gang activity and after-school programs. He stated he was going to meet with pastors to find out about educational programs for troubled teens.

Anne Parker stated she felt being on the City Council was a voluntary position and she thanked the Council for not approving an increase in its stipend. She discussed the City Seal and history of La Puente.

Nancy Medeiros discussed the proposed traffic signal installation at the intersection of Temple and Sunkist Avenues and the danger for pedestrians at that location.

Marty Paz discussed the history of various traffic signal installations throughout the City.

In response to a request from Mayor Perez, City Attorney Casso stated that staff could further inquire into Mr. Paz' issue.

Adele Espinoza questioned why it took so long to gain Council support to install a traffic signal at the intersection of Temple and Sunkist Avenues. She stated she felt the Sheriff's Department did not treat her family fairly the night her grandson was killed at the intersection.

Ken Medeiros questioned the litigation involved with the original contractor for the Youth Learning Center.

City Attorney Casso clarified details of the litigation case.

Ken Medeiros discussed recent campaign advertisements in the newspapers.

Susan Reyes, Field Deputy from Assemblyman Ed Hernandez office, invited the Council to attend the "Declining Enrollment" education summit to be held on November 10, 2007.

MINUTES OF PREVIOUS CITY COUNCIL MEETINGS

A-1 READ AND APPROVE THE MINUTES OF THE REGULAR MEETING OF SEPTEMBER 25, 2007

Council Member Solis moved to waive the reading and approve the minutes of the Regular Meeting of September 25, 2007; seconded by Mayor Pro Storing. The motion unanimously carried by the following roll call vote: AYES: Solis, Storing, Lujan, Chavez, and Perez. NOES: None.

PUBLIC HEARINGS BEFORE THE CITY COUNCIL

B-1 PUBLIC HEARING - EXTENDING URGENCY ORDINANCE NO. 07-867 FOR AN ADDITIONAL 10 MONTHS, 15 DAYS, IMPOSING A MORATORIUM ON ISSUANCE OF ANY ZONING PERMIT, USE PERMIT, OR OTHER ENTITLEMENT FOR ESTABLISHMENT AND OPERATION OF MEDICAL MARIJUANA DISPENSARIES IN ANY RESIDENTIAL OR NON-RESIDENTIAL ZONE

City Attorney Casso presented the staff report. He noted that during the proposed moratorium, staff will further research issues and options related to the establishment and operation of medical marijuana dispensaries and return to the City Council with a full report.

Mayor Perez opened the public hearing at 7:31 p.m.

Mr. Almeida noted the various cities with medical marijuana dispensary moratoriums.

Ken Medeiros discussed various issues related to the moratoriums for medical marijuana dispensaries.

Nancy Medeiros expressed confusion with the issue before the Council.

City Attorney Casso clarified this item would extend the Ordinance prohibiting the establishment of medical marijuana dispensaries. He stated the current Ordinance would expire in early November at which time the 10 month and 15 day extension Ordinance would take effect.

Nancy Medeiros discussed her children and the way she educated them regarding drug usage. She indicated support for the Ordinance extension.

Leonard Wayne Rose Jr. discussed medical marijuana usage.

Noting no further public testimony, Mayor Perez closed the public hearing at 7:38 p.m.

In response to Council Member Lujan, City Attorney Casso clarified that this Ordinance did not target a specific business but would allow the City time to determine how it wanted to zone areas for this type of business.

Mayor Pro Tem Storing moved to adopt an Ordinance extending the terms and provisions of Ordinance No. 07-867, for an additional ten (10) months and fifteen (15) days, to allow for additional time to further study conditions pertaining to the establishment and operation of medical marijuana dispensaries, monitor the issues raised by conflicting state and federal laws, and to continue investigating potential impacts of such use on the community, public health, safety and welfare; seconded by Mayor Perez.

Mayor Pro Tem Storing stated she would like the City to be prepared should a dispensary want to establish business within the City.

In response to Council Member Lujan, City Attorney Casso noted that the report to Council will include information related to the Compassionate Use Act and the City's Zoning Code.

The motion unanimously carried by the following roll call vote: AYES: Solis, Storing, Lujan, Chavez, and Perez. NOES: None.

UNFINISHED BUSINESS OF THE CITY COUNCIL

C-1 INSTALLATION OF A TRAFFIC SIGNAL AT THE INTERSECTION OF TEMPLE AVENUE AND SUNKIST AVENUE

Public Works Director Salas presented the staff report. He provided the historical background regarding the traffic safety analysis conducted at the site.

In response to Mayor Perez, the Traffic Engineer provided information related to the traffic counts at the intersection.

Mayor Perez moved to (1) authorize staff to proceed with the design and the installation of the traffic signal; and (2) adopt the resolution amending the Adopted Budget for Fiscal Year 2007-2008 to approve $15,000 in Proposition 42 funds to complete the planning and design work for the traffic signal; seconded by Mayor Pro Tem Storing.

Council Member Chavez thanked staff for completing the study and noted community support for this item.

The motion unanimously carried by the following roll call vote: AYES: Solis, Storing, Lujan, Chavez, and Perez. NOES: None.

CITY COUNCIL CONSENT CALENDAR

Council Member Lujan moved to approve Consent Calendar Item Nos. D-1 through D-7; seconded by Council Member Solis. The motion unanimously carried by the following roll call vote: AYES: Solis, Storing, Lujan, Chavez, and Perez. NOES: None.

D-1 APPROVAL OF RESOLUTION APPROVING WARRANT REGISTER NO. 1213 FOR FISCAL YEAR 2007-2008

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

D-2 TREASURER'S/FINANCIAL REPORT FOR THE MONTH ENDED AUGUST 31, 2007

Staff Recommendation: It is recommended that the City Council receive and file the Monthly Treasurer's/Finance Report for the month ended August 31, 2007.

D-3 ADOPTION OF RESOLUTION IN SUPPORT OF THE DEVELOPMENT OF A NATURAL HAZARDS MITIGATION PLAN

Staff Recommendation: It is recommended that the City Council adopt the resolution in support of the development of a Natural Hazards Mitigation Plan in accordance with the Federal Disaster Mitigation Act of 2000 (Public Law 106-390).

D-4 CONSIDERATION OF PROGRAM SUMMARY MONTHLY (PSM) REPORT FOR CALHOME HOUSING REHABILITATION PROGRAM REUSE ACCOUNT AND ROUND 2

Staff Recommendation: It is recommended that the City Council approve the agenda report of the City Manager and authorize that it be filed for audit.

D-5 CONSIDERATION OF PROGRAM SUMMARY MONTHLY (PSM) REPORT FOR CDBG HOUSING REHABILITATION PROGRAM FISCAL YEAR 2006-2007 AND FISCAL YEAR 2007-2008

Staff Recommendation: It is recommended that the City Council approve the agenda report of the City Manager and authorize that it be filed for audit.

D-6 CONSIDERATION OF STREET SWEEPING CONTRACT RENEWAL WITH VALLEY VISTA SERVICES

Staff Recommendation: It is recommended that the City Council authorize the Mayor to sign Amendment No. 1 to Agreement No. 02-709 with Valley Vista Services for street sweeping services in the City of La Puente.

D-7 APPROVAL OF PROPOSAL FROM CITADEL ENVIRONMENTAL FOR THE ASBESTOS AND LEAD REMOVAL SURVEY, PROJECT SURVEILLANCE AND AIR MONITORING SERVICES AT THE COMMUNITY CENTER

Staff Recommendation: It is recommended that the City Council authorize the City Manager to execute the proposal from Citadel for Hazardous Materials Abatement Project Surveillance and Air Monitoring Services in the amount of $27,632.50, retaining $2,763.25 until the City receives the final clearance report.

NEW BUSINESS TO BE CONSIDERED BY THE CITY COUNCIL

E-1 CONSIDERATION OF ISSUING SEWER REVENUE BONDS, SERIES 2007 FOR THE CONSTRUCTION OF PHASE I OF THE CITY-WIDE SEWER PROJECT

Finance Director Kim presented the staff report. She provided information related to the issuance of the bonds.

Council Member Lujan moved to approve a Resolution, authorizing and directing execution of certain financing documents and directing certain related actions in connection with financing certain improvements to the City's sewer system; seconded by Council Member Chavez.

Mayor Perez clarified the specific sewer projects that the bond proceeds would fund and noted that no funds have been spent to date.

The motion unanimously carried by the following roll call vote: AYES: Solis, Storing, Lujan, Chavez, and Perez. NOES: None.

E-2 CONSIDERATION OF AGREEMENT WITH PUENTE HILLS COMMUNITY PROGRAMMING CORPORATION (KCAT) FOR TECHNICAL AND PROGRAMMING AGREEMENT

Mayor Pro Tem Storing moved to authorize staff to negotiate an agreement with KCAT to provide technical supervision, programming and broadcasting of selected community events for the City of La Puente; seconded by Council Member Solis. The motion unanimously carried by the following roll call vote: AYES: Solis, Storing, Lujan, Chavez, and Perez. NOES: None.

E-3 REQUEST FOR FLASHING CROSSWALKS AT THE INTERSECTION OF AMAR AND TONOPAH AND STOP SIGNS AT THE INTERSECTION OF STIMSON AND WORKMAN (Requested by Council Member Solis)

Council Member Solis requested a status of the stop signs at Stimson and Workman as well as research into costs related to the installation of "flashing" crosswalks around school sites.

Council Member Solis moved to approve staff to obtain costs related to the installation of flashing crosswalks at the intersection of Amar and Tonopah, and the status of stop signs at the intersection of Stimson and Workman; seconded by Mayor Perez. The motion unanimously carried by the following roll call vote: AYES: Solis, Storing, Lujan, Chavez, and Perez. NOES: None.

COUNCIL AB1234 REPORTS

None.

ORAL COMMENTS FROM COUNCIL

None.

ORAL COMMENTS FROM STAFF

City Manager Cowley announced the upcoming Main Street Run event, Halloween Festival celebration, and Veteran's Day Program.

Council Member Solis extended "good luck" to his fellow City Council candidates in the upcoming election.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Perez adjourned the meeting at 8:03 p.m.

for Jessica Duban, City Clerk

Louis R. Perez, Mayor