MINUTES
LA PUENTE CITY COUNCIL
REGULAR MEETING OF
DECEMBER 8, 2009

Per *Robert's Rules of Order Newly Revised 10th Edition*, minutes are a record of the actions taken by the body. These minutes do not include a summary of the discussion but only reflect the action taken by the body. A complete audio recording of this meeting is available on the City's website www.lapuente.org

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 December 8, 2009, at 7:00 p.m.

CALL TO ORDER

Mayor Lujan called the meeting to order at 7:02 p.m.

ROLL CALL

Council Members present:	Mendoza, Solis, Holloway, and Lujan.
Council Members absent:	Storing
Staff present:	City Manager Kenline, Assistant City Manager Yamachika, City Attorney Olivarez, Commission Counsel Casso, City Clerk Turner, Recreation Services Director Bistarkey, Finance Director Kim, Public Works Director Salas, City Planner Arreola, Senior Management Assistant Giron, and Records Technician Garcia.

PLEDGE OF ALLEGIANCE

Council Member Mendoza led the Pledge of Allegiance.

PRESENTATIONS

PRESENTATION TO MAIN STREET RUN FEMALE 10K WINNER

The City Council presented a trophy and two medals to Ana Guijarro.

ORAL COMMUNICATIONS

Vanessa Segura of Congresswoman Grace Napolitano's office congratulated the newly elected officials and left a Certificate of Congressional Recognition for outgoing Council Member Storing.

Sonny Quintanar spoke about alternative transportation during the Holidays and sobriety checkpoints.

Leonard Wayne Rose Jr. spoke about his schooling and his television appearance.

Mayor Lujan introduced La Puente's new City Manager, Josi Kenline, and thanked Frank Tripepi for his service to the City.

City Manager Kenline made a few introductory comments.

Mayor Lujan recognized other officials in the audience.

Lou Perez spoke about marijuana dispensaries.

Anthony Duarte spoke about the 2010 Census.

ELECTION RESULTS, INSTALLATION OF OFFICERS AND REORGANIZATION

1. CONSIDERATION OF RESOLUTION RECITING THE FACTS OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 3, 2009 AND DECLARING THE RESULTS THEREOF

   Mayor Pro Tem Holloway moved to adopt Resolution No. 09-4837, reciting the facts of the General Municipal Election held on November 3, 2009, declaring the results and such other matters as may be provided by law; seconded by Mayor Lujan. The motion unanimously carried by the following roll call vote: AYES: Mendoza, Solis, Holloway, and L ujan. NOES: None. ABSENT: Storing.

2. OUTGOING REMARKS BY COUNCIL MEMBER LOLA STORING

   Mayor Lujan recognized the many achievement of outgoing Council Member Storing and opened the floor for others to comments on her service.

3. INSTALLATION OF OFFICERS AND OATHS OF OFFICE

   City Clerk Turner presented Certificates of Election and gave the Oaths of Office to Council Members Louie Lujan and David Argudo.

4. SELECTION OF MAYOR AND MAYOR PRO TEM

   City Clerk Turner entertained nominations for the Office of Mayor. Council Member Mendoza nominated Council Member Lujan. Council Member Argudo nominated Council Member Solis. There being no other nominations received, City Clerk Turner closed nominations and paper ballots were distributed.

   City Clerk Turner announced the results of the voting: Council Member Mendoza voted for Council Member Lujan; Council Member Lujan voted for Council Member Lujan; Council Member Holloway voted for Council Member Lujan; Council Member Solis voted for Council Member Solis; Council Member Argudo voted for Council Member Solis.

   Upon Council consensus it was determined that the next reorganization would take place in April of 2010.

   City Clerk Turner announced that with three votes, Council Member Lujan was elected Mayor.

   Mayor Lujan entertained nominations for the Office of Mayor Pro Tem. Mayor Lujan nominated Council Member Mendoza. Council Member Solis nominated Council Member Argudo. Mayor Lujan closed the nominations and paper ballots were distributed.

City Clerk Turner read the results of the voting: Council Member Holloway voted for Council Member Mendoza; Council Member Mendoza voted for Council Member Mendoza; Mayor Lujan voted for Council Member Mendoza; Council Member Argudo voted for Council Member Argudo; Council Member Solis voted for Council Member Argudo.

City Clerk Turner announced that with three votes, Council Member Mendoza was elected Mayor Pro Tem.

RECESS FOR WELCOMING RECEPTION

At 8:09 p.m. Mayor Lujan recessed the meeting for a welcoming reception.

Mayor Lujan reconvened the meeting at 8:55 p.m.

MINUTES OF PREVIOUS CITY COUNCIL MEETINGS

A-1 READ AND APPROVE THE MINUTES OF THE REGULAR MEETING OF NOVEMBER 24, 2009

Council Member Holloway moved to approve the minutes of the Regular Meeting of November 24, 2009; seconded by Mayor Pro Tem Mendoza. The motion carried by the following roll call vote: AYES: Holloway, Solis, Mendoza and Lujan. NOES: None. ABSTAIN: Argudo

PUBLIC HEARINGS

B-1 PUBLIC HEARING TO CONSIDER APPROVAL OF A CDBG-FUNDED ADA SIDEWALK IMPROVEMENT PROJECT

City Manager Kenline requested that the item not be approved and explained how the funds would be used. City Attorney Olivarez suggested that the Public Hearing be continued to the next meeting after receiving public input.

Mayor Lujan opened the Public Hearing. Seeing no one wishing to speak, Council consensus was received to continue to the Public Hearing to the next regular meeting.

UNFINISHED BUSINESS OF THE CITY COUNCIL

None.

CITY COUNCIL CONSENT CALENDAR

Mayor Pro Tem Mendoza moved to approve Consent Calendar Items D-1 through D-5; seconded by Mayor Lujan. The motion unanimously carried by the following roll call vote: AYES: Argudo, Holloway, Solis, Mendoza and Lujan. NOES: None.

D-1 APPROVAL OF RESOLUTION APPROVING WARRANT REGISTER NO. 1263 FOR FISCAL YEAR 2009-10

Staff Recommendation: It is recommended that the City Council adopt Resolution No. 09-4839, approving Warrant Register No. 1263.

D-2 APPROVAL OF CITY'S COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR ENDED JUNE 30, 2009

Staff Recommendation: It is recommended that the Council receive and file the City's Annual Financial Reports for the fiscal year ended June 30, 2009.

D-3 APPROVAL OF SINGLE AUDIT REPORT FOR FISCAL YEAR ENDED JUNE 30, 2009.

Staff Recommendation: It is recommended that the City Council receive and file the City's Single Audit Report for the fiscal year ended June 30, 2009.

D-4 AWARD OF CONTRACT FOR LA PUENTE PARK SIDEWALKS PROJECT (CDBG 601200-09)

Staff Recommendation: It is recommended that the City Council award a contract in the amount of $82,000.00 to Quality First Concrete for the installation of handicapped ramps and sidewalks at La Puente Park.

D-5 APPROVAL OF NEW PARTICIPANT(S) FOR CDBG HOUSING REHABILITATION PROGRAM (D97301-09)-FISCAL YEAR 2009-10

Staff Recommendation: It is recommended that the City Council approve the allocations and authorize the Assistant City Manager to execute the necessary documents to implement the Housing Rehabilitation Program in the amount of $12,000.

NEW BUSINESS TO BE CONSIDERED BY THE CITY COUNCIL

E-1 CONSIDERATION OF MUNICIPAL CODE AMENDMENT TO TITLE 5 AND ADOPTION OF CHAPTER 5.58 RELATING TO REGULATIONS OF MEDICAL MARIJUANA COLLECTIVES AND/OR COOPERATIVES (MCA-128)

Council Member Holloway asked to have the following documents entered into the record:

- Memorandum dated August 2009 from Guillermo Arreola highlighting the medical marijuana issues
- Minutes from August 12, 2009 City Council meeting
- Transcript from 60 Minutes regarding medical marijuana
- LA Times articles dated October 9, 2009 regarding the Los Angeles District Attorney's plan to prosecute medical marijuana dispensaries
- LA Times article regarding cities that have banned medical marijuana dispensaries

City Manager Kenline reviewed the following proposed changes to the Ordinance:

- Section 5.58.060 (c) change seven (7) to five (5).
- Section 5.58.080 (b) strike "Security guards shall not possess firearms or tasers."
- Section 5.58.080 (c) Replace entire paragraph with "The security guard and Medical Marijuana Cooperative or Collective shall monitor the site and the immediate vicinity of the site to assure that members immediately leave the site and not consume medical

marijuana in the vicinity or on the property or in the parking lot of the cooperative or collective."

- Section 5.58.080 (e) strike the word "food"
- Section 5.58.080 (f) change 7:00 p.m. to 8:00 p.m.
- Sections 5.58.080 (l) add the word "under" before "18 years of age".
- Section 5.58.080 (t) Replace the entire paragraph with "Only the owner, operator or the security guard(s) of a Medical Marijuana Cooperative or Collective shall be permitted to carry weapons."
- Section 5.58.080 (u) change the paragraph to read "In the event the Medical Marijuana Cooperative or Collective engages in the cooking, preparation, or manufacturing of marijuana enhanced or edible or drinkable products, including but not limited to drinks, infused water, cookies, candy or brownies, the cooperative or collective shall comply with all applicable state and City regulations pertaining to the preparation, distribution, handling and sale of food."

Council consensus was received to accept the proposed changes with the following correction: Section 5.58.080 (c) change "five (5)" to "six (6)".

Council Member Solis moved to waive reading of Ordinance No. 09-893 and read by title only; seconded by Council Member Argudo. The motion unanimously carried by the following roll call vote: AYES: Argudo, Holloway, Solis, Mendoza and Lujan. NOES: one.

Council Member Solis moved to introduce Ordinance No. 09-893, amending Title 5 of and adding Chapter 5.58 to the La Puente Municipal Code relating to regulations of medical marijuana collectives and/or cooperatives with proposed changes; seconded by Mayor Lujan. The motion unanimously carried by the following roll call vote: AYES: Argudo, Holloway, Solis, Mendoza and Lujan. NOES: None.

City Clerk Turner read the Ordinance by title only:

ORDINANCE NO. 09-893

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA PUENTE AMENDING TITLE 5 (BUSINESS REGULATION AND LICENSES) OF AND ADDING CHAPTER 5.58 TO LA PUENTE MUNICIPAL CODE RELATING TO REGULATIONS OF MEDICAL MARIJUANA COLLECTIVES AND/OR COOPERATIVES

E-2 CONSIDERATION OF MAYOR'S APPOINTMENTS TO VARIOUS BOARD POSITIONS

Mayor Lujan assigned the City Council to the following board positions:

- California Contract Cities: Delegate - Argudo, Alternate - Mendoza
- L.A. County Sanitation District: Delegate - Lujan, Alternate - Holloway
- League of California Cities: Delegate - Lujan, Alternate - Mendoza
- City Selection Committee: Delegate - Lujan, Alternate - Mendoza
- SGV Council of Governments: Delegate - Holloway, Alternate – Mendoza
- Southern California JPIA: Delegate - Solis, Alternate – Argudo
- Foothill Transit: Delegate - Mendoza, Alternate – Lujan
- SGV Economic Partnership: Delegate - Mendoza, Alternate – Solis
- SGV Mosquito and Vector Control District: Holloway
- National League of Cities: Delegate - Lujan, Alternate – Holloway

- So. California Association of Governments: Delegate - Lujan, Alternate - Argudo

Mayor Lujan moved to adopt Resolution No. 09-4840, appointing specific representatives to the San Gabriel Valley Council of Governments; seconded by Council Member Argudo. The motion unanimously carried by the following roll call vote: AYES: Argudo, Holloway, Solis, Mendoza and Lujan. NOES: None.

AD HOC COMMITTEE REPORTS

None.

COUNCIL AB1234 REPORTS

Mayor Lujan reported his attendance at U.S. Conference of Mayors Water Forum.

ORAL COMMENTS FROM COUNCIL

Council Member Holloway noted that he and Mayor Pro Tem Mendoza would soon need to attend AB1234 Ethics Training.

ORAL COMMENTS FROM STAFF

Council Member Holloway wished all a Merry Christmas and Happy Holidays and invited everyone to the Holiday Parade and Tree Lighting Ceremony on Friday.

Mayor Lujan requested that the meeting be closed in honor of Lola Storing's service to the City.

ADJOURNMENT

There being no other business to come before the City Council, Mayor Lujan adjourned the meeting at 9:57 p.m. in honor of Lola Storing's service to the community.

Approved this 12th day of January, 2010.

Amy M. Turner, City Clerk

Louie A. Lujan, Mayor