# MINUTES
# LA PUENTE CITY COUNCIL
# REGULAR MEETING OF
# SEPTEMBER 14, 2010

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 September 14, 2010, at 7:00 p.m.

CALL TO ORDER

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

ROLL CALL

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| Members present: | House, Mendoza, Solis, Holloway, and Argudo |
| Members absent: | None |
| Staff Members present: | City Manager Kenline, Assistant City Manager Holliman, City Clerk Jacquez-Nares, City Attorney Olivarez, Community Development Commission Attorney Casso, Attorney Gallagher, Community Development Director Yamachika, Police Chief Cacheiro, Finance Director Kim, Recreation Services Director Bistarkey, Public Works Director Salas, Human Resources Manager Sainz, Community Preservation Supervisor Blakely, Acting Management Analysts Reyes and Galvan |

PLEDGE OF ALLEGIANCE

Council Member House led the Pledge of Allegiance.

PRESENTATIONS

PRESENTATION OF PROCLAMATION TO BISHOP AMAT MEMORIAL HIGH SCHOOL

Proclamation - Bishop Amat Memorial High School

Mayor Argudo read the Proclamation on behalf of the City Council and presented the Proclamation to Joseph Montoya, Bishop Amat Memorial High School.

Joseph Montoya, Alumni Military Memorial Committee, thanked the Council and provided a brief overview of the history of this Proclamation.

PRESENTATION - CALIFORNIA CONTRACT CITIES ASSOCIATION (CCCA) PRESENTATION BY CITY OF DIAMOND BAR COUNCIL MEMBER STEVE TYE, CCCA DIRECTOR AT LARGE

Mayor Pro Tem Tye, City of Diamond Bar and Member at Large, provided an overview of the California Contract Cities Association (CCCA). He also thanked the City for their continued membership in the Association.

PRESENTATION – JOINT POWERS INSURANCE AUTHORITY (JPIA)

Mayor Argudo announced that this presentation was cancelled.

ORAL COMMUNICATIONS

Leonard Wayne Rose Jr. expressed his concerns with the homeless people at the CVS store and requested that the Deputies help the security guard in that store.

Kristina Kelly, Lupus International Foundation, thanked the Council for the opportunity to speak and promote the events and services of the Lupus Foundation.

Marty Paz expressed his gratitude for the help that City Manager Kenline and Public Works Director Salas provided to him.

Daniela Escobar, William C. Velazquez Group, requested that Council send letter by September 23, 2010 to the California Air Resources Board (CARB) in support of SB 375 which promotes sustainable air patterns and reduces air pollution.

Natalie Arriola thanked the Council for all the changes they have implemented to beautify and make the City safer for the business owners.

Ken Medeiros expressed his concerns with the California Contract Cities Association presentation and the Valley Boulevard improvement project.

Rudy Almeida expressed his concerns with the use of marijuana and the medical marijuana dispensaries. He provided information on the ordinance that the Los Angeles County Department of Regional Planning has proposed to ban medical marijuana dispensaries in the unincorporated areas of the County.

RECESS THE COMMUNITY DEVELOPMENT COMMISSION

Chair Argudo recessed the Community Development Commission at 7:32 p.m.

A. MINUTES OF PREVIOUS CITY COUNCIL MEETINGS

A-1 READ AND APPROVE THE MINUTES OF:

a. REGULAR MEETING OF JULY 13, 2010
b. REGULAR MEETING OF JULY 27, 2010
c. REGULAR MEETING OF AUGUST 10, 2010
d. REGULAR MEETING OF AUGUST 24, 2010
e. SPECIAL MEETING OF SEPTEMBER 2, 2010

Mayor Pro Tem Holloway moved to approve the minutes as presented; seconded by Council Member Solis. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Solis, Holloway, and Argudo. NOES: None.

B. PUBLIC HEARINGS BEFORE THE CITY COUNCIL

B-1 CONSIDERATION OF ADOPTION OF A FEE, DEPOSIT REQUIREMENT AND OTHER COST RECOVERY PROVISIONS FOR APPLICATIONS TO EXTEND THE AMORTIZATION PERIOD OF LEGAL NONCONFORMING MEDICAL MARIJUANA COOPERATIVES AND COLLECTIVES

City Planner Arriola provided a brief report on this item.

Mayor Argudo opened the Public Hearing at 7:39 p.m.

Juan Mejia stated his opposition to the medical marijuana dispensaries.

Rudy Almeida requested that the Council and City Manager send a letter to the County on the proposed ordinance banning medical marijuana dispensaries.

There being no more speakers, Mayor Argudo closed the public hearing at 7:45 p.m.

Mayor Pro Tem Holloway clarified that the resolution is not for making money it is for the City to recover expenses it incurs from the dispensaries.

Council Member House moved to adopt Resolution No. 10-4893 adopting a fee, deposit requirement and other cost recovery provisions for applications to extend the amortization period of legal nonconforming medical marijuana cooperatives and collectives; seconded by Council Member Mendoza. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Solis, Holloway, and Argudo. NOES: None.

C. UNFINISHED BUSINESS OF THE CITY COUNCIL

None.

D. CITY COUNCIL CONSENT CALENDAR

Mayor Pro Tem Holloway removed Items D-2 and D-5 for separate discussion

Council Member House moved to approve Consent Calender Items D-1, D-3, and D-4; seconded by Council Member Solis. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Solis, Holloway, and Argudo. NOES: None.

D-1 APPROVAL OF RESOLUTION APPROVING WARRANT REGISTER NO. 1281 FOR FISCAL YEAR 2010-11

Action Taken: The City Council adopted the Resolution No. 10-4894 approving Warrant Register No. 1281.

D-3 CONSIDERATION OF THE OFFER TO PURCHASE THE COMPRESSED NATURAL GAS (CNG) STATION ASSETS

Action Taken: The City Council approved the sale of the CNG station assets to GESI for the amount of $5,250.

D-4 FINAL APPROVAL OF PARCEL MAP NO. 71307 - 15959 MAIN STREET

Action Taken: The City Council: 1) found that the Final Map complies with all of the conditions of approval set forth within Tentative Parcel Map No. 71307; and 2) approved the Final Map and instructed the City Clerk to endorse the face of the Final Map, the certificate which embodies the approval of said Map.

ITEMS D-2 AND D-5 WERE PULLED FOR SEPARATE DISCUSSION

D-2 CONSIDERATION OF AUTHORIZATION TO SOLICIT BIDS FOR THE VALLEY BLVD. IMPROVEMENT PROJECT

Mayor Pro Tem Holloway moved to: (1) approve the plans and specifications for the Valley Blvd. Improvement Project; and (2) authorize staff to solicit bids; seconded by Council Member Mendoza. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Solis, Holloway, and Argudo. NOES: None.

D-5 APPROVAL OF THE SUBRECIPIENT AGREEMENT FOR THE FY 2009 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) AWARD

Council Member House moved to approve the subrecipient agreement and cover letter and authorize the Mayor to execute the agreement with the City of Los Angeles for the distribution of FY 2009 JAG funds; seconded by Mayor Pro Tem Holloway. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Solis, Holloway, and Argudo. NOES: None.

E. NEW BUSINESS TO BE CONSIDERED BY THE CITY COUNCIL

E-1 CONSIDERATION OF AN AGREEMENT WITH DAVID TURCH AND ASSOCIATES (DTA) FOR LOBBYIST SERVICES

Public Works Director Salas provided a brief report on this item.

David Turch provided a summary of his services and an update on Congress proceedings.

Vince House moved to approve the agreement and authorize the City Manager to execute the agreement; seconded by John Solis. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Solis, Holloway, and Argudo. NOES: None.

E-2 CONSIDERATION OF AMENDING PURCHASING POLICIES TO INCLUDE LOCAL VENDOR PREFERENCE POLICY

Finance Director Kim provided a brief summary of this item.

Council Member House requested a point of order for his request to speak.

Attorney Terence Gallagher clarified the law as it pertains to this issue.

Council and staff discussion ensued.

Council Member Mendoza moved to continue this item; seconded by Council Member Solis. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Solis, Holloway, and Argudo. NOES: None.

E-3 APPROVAL OF THE PROFESSIONAL SERVICES AGREEMENT WITH HdL COMPANIES RELATING TO PROPERTY TAX CONSULTING AND AUDIT SERVICES

Finance Director Kim provided a brief summary of this item.

Mayor Pro Tem Holloway moved to approve the five-year professional services agreement with HdL Coren & Cone to provide property tax management and audit services to the City and Community Development Commission and authorize the Mayor/Chair to execute the agreement; seconded by Council Member House. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Solis, Holloway, and Argudo. NOES: None.

E-4 RECOMMENDATION TO RETITLE OF COMMUNITY PRESERVATION DIVISION TO CODE ENFORCEMENT DIVISION

Police Chief Cacheiro provided the reasoning for his support of the title change to Code Enforcement.

Council Member Mendoza moved to authorize the change of title of the Community Preservation Division and its personnel to the Code Enforcement Division and Code Enforcement Officers; seconded by Mayor Pro Tem Holloway. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Solis, Holloway, and Argudo. NOES: None.

RECESS THE CITY COUNCIL AND RECONVENE THE COMMUNITY DEVELOPMENT COMMISSION

Mayor Argudo recessed the City Council and reconvened the Community Development Commission at 8:53 p.m.

RECONVENE THE CITY COUNCIL

Mayor Argudo reconvened the City Council at 8:54 p.m.

RECESS INTO CLOSED SESSION

City Attorney Olivarez announced that the City Council would recess to closed session with all members present for discussion with legal counsel of anticipated litigation three cases as posted on the agenda.

Mayor Argudo recessed the meeting to closed session at 8:55 p.m.

F. CLOSED SESSION

F-1 PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b), THE CITY COUNCIL WILL RECESS TO CLOSED SESSION, CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (THREE (3) CASES)

REPORT OUT OF CLOSED SESSION

City Attorney Olivarez reported that the City Council recessed into closed session with all members present. The body unanimously voted to extend the meeting beyond the 10:30 p.m. deadline pursuant to the La Puente Municipal Code. As to the discussion of three cases of anticipated litigation, the members received a briefing, unanimous direction was given but no final action was taken. Council Member House recused himself from one case of the anticipated litigation.

RECONVENE THE CITY COUNCIL

Mayor Argudo reconvened the City Council meeting at 11:13 p.m.

AD HOC COMMITTEE REPORTS

None.

COUNCIL AB1234 REPORTS

None.

ORAL COMMENTS FROM STAFF:

None.

ORAL COMMENTS FROM COUNCIL

Mayor Pro Tem Holloway requested that he meeting be adjourned in the memory of Augie Alderete.

Mayor Argudo reported that he went on a ride along with Nuisance Abatement Team (NAT) of the County of Los Angeles. He requested an agenda item for discussion on the possibility of implementing a NAT taskforce in the City of La Puente. Mayor Argudo requested that staff let Council know when dignitaries or other elected officials are present at the meetings so that they can be properly introduced. He also inquired on the removal of the services of a senior deputy or a bonus officer from the City.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Argudo adjourned the meeting at 11:17 p.m. in the memory of Augie Alderete.

Approved this 28th day of September 2010

Pat Jacquez-Nares, CMC
City Clerk

David E. Argudo
Mayor