MINUTES
LA PUENTE CITY COUNCIL
REGULAR MEETING OF
OCTOBER 26, 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 October 26, 2010, at 7:00 p.m.

CALL TO ORDER

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

ROLL CALL

Members present:	House, Mendoza, Holloway, Argudo, and Solis
Members absent:	None
Staff present:	City Manager Kenline, City Clerk Jacquez-Nares, Assistant City Attorney Padilla, Community Development Commission Attorney Casso, Police Chief Cacheiro, Community Development Director Yamachika, Public Works Director Salas, Recreation Services Director Bistarkey, Human Resources Manager Sainz, Acting Finance Director Leung, City Engineer Pagett, Acting Assistant to the City Manager Ortega, and Acting Management Analyst Reyes

PLEDGE OF ALLEGIANCE

Council Member Solis led the Pledge of Allegiance.

PRESENTATIONS

PRESENTATION FROM UPPER SAN GABRIEL MUNICIPAL WATER DISTRICT

Ed Chavez, District 3 Director of the Upper San Gabriel Municipal Water District, introduced Peter Rodriguez, their Community and Government Affairs Manager.

Peter Rodriguez provided a PowerPoint presentation on the history of the district and the mission to drought proof the district.

ORAL COMMUNICATIONS

Leonard Wayne Rose Jr. reminded everyone to vote on November 2, 2010 and provided several election websites.

Josie Martinez congratulated the City Council on the Main Street Run. She suggested that the finish line be roped off next year to help with the unruly attendees.

Maria Ibarra stated she was approached by Mayor Argudo and Mayor Pro Tem Holloway to attend the meeting to request that her sidewalk on Sunset Avenue be extended.

Helen Garcia, representative of Yellow Cab Company, stated her concerns with the illegal cab companies that are operating in the City of La Puente.

Rudy Almeida expressed his concerns with the use of marijuana.

Marty Paz expressed his concerns with the elimination of the Easter and Halloween events. He also suggested that the City charge for the fireworks display.

ADDITION OF AN AGENDA ITEM SUBSEQUENT TO THE AGENDA POSTING.

Assistant City Attorney Padilla requested that the City Council take into consideration the Attorney Services agreement.

Council Member House moved to add the Attorney Services Agreement to the agenda for consideration; seconded by Mayor Pro Tem Holloway. The motion carried unanimously by the following roll call vote: AYES: House, Mendoza, Solis, Holloway, and Argudo. NOES: None.

AGREEMENT FOR CITY ATTORNEY SERVICES

Mayor Pro Tem Holloway moved to approve the name change on the City Attorney Services Agreement from Kinaga Olivarez LLC to Olivarez, Gallagher & Padilla, P.C; seconded by Mayor Argudo. The motion carried unanimously by the following roll call vote: AYES: House, Mendoza, Solis, Holloway, and Argudo. NOES: None.

RECESS TO CLOSED SESSION

Mayor Argudo recessed to closed session at 7:59 p.m.

F. CLOSED SESSION

Assistant City Attorney Padilla announced that the City Council would recess to closed session with all members present for discussion of two items on real property negotiations as posted on the agenda.

F-1 THE CITY COUNCIL AND COMMUNITY DEVELOPMENT COMMISSION WILL RECESS TO CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.8 TO CONFERENCE WITH REAL PROPERTY NEGOTIATORS:

PROPERTY: APN 8247-017-900, 8247-017-904, and 8247-017-003
AGENCY NEGOTIATORS: Josefina Mendez Kenline, Executive Director, Al Holliman, Deputy Executive Director, James Casso, Commission Counsel
NEGOTIATING PARTIES: Gregory B. Galindo, La Puente Valley County Water District
Zev Neuwirth
UNDER NEGOTIATION: Price and Terms

F-2 THE CITY COUNCIL AND COMMUNITY DEVELOPMENT COMMISSION WILL RECESS TO CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.8 TO CONFERENCE WITH REAL PROPERTY NEGOTIATORS:

PROPERTY: 15835 Old Valley Boulevard
AGENCY NEGOTIATORS: Josefina Mendez Kenline, Executive Director, Al Holliman, Deputy Executive Director, James Casso, Commission Counsel
NEGOTIATING PARTIES: Nina Arriola
UNDER NEGOTIATION: Price and Terms

RECONVENE TO OPEN SESSION

Mayor Argudo reconvened to open session at 8:42 p.m.

REPORT OUT OF CLOSED SESSION

City Attorney Padilla reported that the Council recessed to closed session with all members present and legal counsel provided the Council an update on both items; direction was given but no final action was taken.

A. MINUTES OF PREVIOUS CITY COUNCIL MEETINGS - None.

B. PUBLIC HEARINGS BEFORE THE CITY COUNCIL

B-1 PUBLIC HEARING - CONSIDERATION OF AN AMENDMENT TO EXEMPT PROPERTIES THAT ARE DEVELOPED AS AUTOMOBILE DEALERSHIPS FROM THE REACH OF ORDINANCE NO. 10-899 WHICH ESTABLISHED A MORATORIUM ON ISSUANCE OF ANY ZONING PERMIT, USE PERMIT OR OTHER ENTITLEMENTS FOR ESTABLISHMENT AND OPERATION OF AUTOMOBILE DEALERSHIPS IN THE CITY'S C-2 (GENERAL COMMERCIAL)

ZONE

Community Development Director Yamachika provided a summary of this item.

Mayor Argudo opened the public hearing at 8:43 p.m.

Noting no one was appearing to present public testimony; Mayor Argudo closed the Public Hearing at 8:43 p.m.

Mayor Pro Tem Holloway requested that the City Council have the ability to decide where a new car dealership should be allowed.

Mayor Argudo provided a copy of a new car dealership business license to staff and questioned the date it was granted.

Council Member House requested a Point of Order on the relevance of the discussion from the Mayor on the potential business license issuance by staff to the item being discussed.

Mayor Argudo moved to 1) Read Urgency Ordinance by title only and waive further reading; and 2) Adopt the Urgency Ordinance of the City Council of the City of La Puente, making findings and amending the terms and provisions of Ordinance No. 10-899, which imposed a temporary moratorium on issuance of any zoning permit, use permit or other entitlement for the establishment of automobile dealerships in the City's C-2 zones; seconded by Mayor Pro Tem Holloway. The motion carried by the following roll call vote: AYES: Mendoza, Solis, Holloway, and Argudo. NOES: House.

The Assistant City Attorney read Urgency Ordinance No. 10-907 by title only:

URGENCY ORDINANCE NO. 10-907

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA PUENTE, AMENDING EXISTING URGENCY ORDINANCE NO. 10-899 TO AFFIRM THE EXEMPTION OF CERTAIN PROPERTIES THAT ARE OR HAVE BEEN OCCUPIED BY AUTOMOBILE DEALERSHIPS FROM THE REACH OF URGENCY ORDINANCE NO. 10-899 WHICH ESTABLISHED A TEMPORARY MORATORIUM ON THE ACCEPTANCE, PROCESSING OR ISSUANCE OF ANY ZONING PERMIT, USE PERMIT, OR OTHER ENTITLEMENT FOR THE ESTABLISHMENT AND OPERATION OF AUTOMOBILE DEALERSHIPS IN THE C-2 (GENERAL COMMERCIAL) ZONE.

C. UNFINISHED BUSINESS OF THE CITY COUNCIL

C-1 ADOPTION OF ORDINANCE AMENDING PURCHASING POLICIES TO INCLUDE LOCAL BUSINESS PREFERENCE POLICY

Acting Finance Director Leung provided a brief update of this item.

The Assistant City Attorney read Urgency Ordinance No.10-906 by title only:

ORDINANCE NO. 10-906

AN ORDINANCE OF THE CITY OF LA PUENTE, CALIFORNIA AMENDING CHAPTER 2.20 OF TITLE 2 OF THE LA PUENTE MUNICIPAL CODE TO INCLUDE A LOCAL BUSINESS PREFERENCE

Council Member Mendoza moved to adopt Ordinance No. 10-906 amending the purchasing practices relative to the local business preference policy; seconded by Mayor Argudo. The motion carried unanimously by the following roll call vote: AYES: House, Mendoza, Solis, Holloway, and Argudo. NOES: None.

D. CITY COUNCIL CONSENT CALENDAR

Mayor Pro Tem Holloway requested that Item D-4 be pulled for separate discussion.

Mayor Pro Tem Holloway moved to approve Consent Calendar Item Nos. D-1, D-2, D-3, and D-5; seconded by Council Member House. The motion carried unanimously by the following roll call vote: AYES: House, Mendoza, Solis, Holloway, and Argudo. NOES: None.

D-1 APPROVAL OF RESOLUTION APPROVING WARRANT REGISTER NO. 1284 FOR FISCAL YEAR 2010-11

Action Taken: The City Council adopted the Resolution No. 10-4903 approving Warrant Register No. 1284.

D-2 APPROVAL OF THE TREASURER'S/FINANCIAL REPORT FOR AUGUST 31, 2010

Action Taken: The City Council received and filed the Monthly Treasurer's/Financial Reports for August 31, 2010.

D-3 APPROVAL OF THE TREASURER'S/FINANCIAL REPORT FOR SEPTEMBER 30, 2010

Action Taken: The City Council received and filed the Monthly Treasurer's/Financial Reports for September 30, 2010.

D-5 AWARD OF CONTRACT FOR THE VALLEY BOULEVARD IMPROVEMENT PROJECT TO THE LOWEST RESPONSIBLE BIDDER, PREMIER WEST CONTRACTORS

Action Taken: The City Council: 1) Awarded a contract in the amount of $308,435.83 to Premier West Contractors for the Valley Blvd. Improvement Project, 2) Rejected the bids from Saeico and Granstrom Construction.

ITEM WAS PULLED FOR SEPARATE DISCUSSION

D-4 CONSIDERATION OF AWARD OF CONTRACT FOR CURB ADDRESS NUMBER PAINTING SERVICES THROUGHOUT THE CITY

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

Council Member House moved to reject all bids; seconded by Council Member Mendoza. The motion carried unanimously 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 ON ESTABLISHING A NUISANCE ABATEMENT TEAM (NAT) (Mayor Argudo and Mayor Pro Tem Holloway)

Mayor Pro Tem Holloway stated that County of Los Angeles has a NAT team. He was very impressed with this team and would like the City to have the same type of team.

Council Member House agreed with Mayor Pro Tem Holloway that it is a worthwhile project. The County has the means for this type of multi-departmental team which may be a financial burden for our City to handle at this time.

Council Member Solis agrees with Mayor Pro Tem Holloway and Council Member House that it is a great program.

Mayor Argudo stated that the agencies were all working together. The City currently has departments in place for this type of team and may only need the assistance of a few more agencies.

Chief Cacheiro suggested that the name for this type team be different and unique for the City of La Puente. He stated that additional members should be added to this team, such as Hazardous Material members from the Fire Department.

Mayor Argudo stated that this type of county enforcement takes about three hours and he is aware of the time needed to prepare before and after this type of operation. He requested that Chief Cacheiro come back with a proposal for this type of team.

Mayor Pro Tem Holloway asked if the County could do a presentation on the NAT Team. The County can also provide their procedures which the City may use a guidelines.

Council Member Mendoza stated that she is excited that this program exists in the County and would like to proceed cautiously because funding is an issue for our City. There is also a great deal of follow-up that needs to take place because there are people that are impacted.

Mayor Argudo stated that there is a cost recovery component associated with this service.

Council gave direction to staff to have Jorge Morales and Robert Toberas from the County give a presentation on the NAT team to Council at the next scheduled meeting.

E-2 CONSIDERATION OF INITIATION OF MUNICIPAL CODE AMENDMENT TO INCREASE THE PARKING TIME LIMIT FOR FOOD VENDER TRUCKS (Council Member Solis)

Council Member Solis requested that the thirty minute time limit be extended to two hours.

Mayor Pro Tem Holloway requested clarification on the enforcement, licensing, taxation, and what surrounding cities have adopted.

Council Member Solis requested that staff look into this and come back to the next meeting with a proposal.

Council Member Mendoza suggested giving direction to staff to monitor the trucks and survey other cities.

RECESS THE CITY COUNCIL

Mayor Argudo recessed the City Council at 10:01 p.m.

RECONVENE THE CITY COUNCIL

Mayor Argudo reconvened the City Council at 10:02 p.m.

AD HOC COMMITTEE REPORTS - None.

COUNCIL AB1234 REPORTS

Council Member House reported on his tour of the Colorado River Project provided by the Metropolitan Water District which included the Hoover and Parker dams.

ORAL COMMENTS FROM COUNCIL/COMMISSION

Mayor Pro Tem Holloway thanked staff on the excellent job with the Main Street Run.

Council Member Mendoza announced that on Thursday October 28, 2010, from 6:00 to 8:00 p.m., Glen A. Wilson High School would be hosting a college fair open to all the students of the Hacienda La Puente Unified School District.

Council Member Solis requested clarification on the process used to hire the additional attorney services and how the new attorney hours worked for staff. He thanked all of staff involved in the Main Street Run Event.

Mayor Argudo requested clarification on the organizational change in the Finance Department. He reported on operation Red Rein and recognized the agencies involved.

ORAL COMMENTS FROM STAFF

City Manager Kenline requested clarification on the type of communication Council would like to receive from her. She requested to schedule Thursday, November 11, 2010 at noon as the time for a Workshop to review the Zoning Update.

ADJOURNMENT

Being no other business was to come before the Council, Mayor Argudo adjourned the meeting at 10:24 p.m.

Approved this 11th day of January, 2011

Pat Jacquez-Nares, CMC
City Clerk

David E. Argudo
Mayor