MINUTES
LA PUENTE CITY COUNCIL
REGULAR MEETING OF
FEBRUARY 22, 2011

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 a of the City of La Puente was held in the Council Chambers of City Hall, 15900 East Main Street, La Puente, California, on February 22, 2011, at 7:00 p.m.

CALL TO ORDER

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

ROLL CALL

Members present:	House, Mendoza, Holloway, and Argudo. Solis arrived at 7:07 p.m.
Members absent:	None
Staff Members present:	Interim City Manager Romero, Interim City Attorney Casso, City Clerk Jacquez-Nares, Community Development Director Yamachika, Public Works Director Salas, Police Chief Cacheiro, Human Resources Manager Sainz, Finance Manager Leung, City Engineer Pagett, City Planner Arreola, Management Analyst Ortega, Rehabilitation Grants Specialist Galvan, Grants and Housing Coordinator Beckman and Public Safety Coordinator Mejorado-Rodriguez

PLEDGE OF ALLEGIANCE

Mayor Pro Tem Holloway led the Pledge of Allegiance.

PRESENTATIONS - None.

ORAL COMMUNICATIONS

Debra Ashby of the South Coast Air Quality Management District introduced herself as the new representative for the City of La Puente. She provided information on Clean Air Choices and provided their award nomination forms.

Marty Paz reminded everyone of Joe Alderete's passing and requested that the new park on Main Street be named after Joe.

Leonard Wayne Rose Jr. stated his support for live scan fingerprinting.

Susan Reyes, Field Representative for Senator Ed Hernandez office, announced that they moved into their new office at 100 S. Vincent Street in West Covina and invited everyone to the Cash for College event at Mount SAC on Saturday, February 26, 2011, from 9:00 a.m. to 2:00 p.m.

Rudy Almeida stated support for Jaime Casso as City Attorney and his concerns with the medical marijuana dispensaries. He congratulated Chief Cacheiro for closing down of several dispensaries.

A. MINUTES OF PREVIOUS CITY COUNCIL

A-1 READ AND APPROVE THE MINUTES OF THE SPECIAL MEETING HELD ON NOVEMBER 16, 2010

Council Member Solis moved to waive further reading and approve the minutes of the special meeting held on November 16, 2010; 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.

B. PUBLIC HEARING BEFORE THE CITY COUNCIL

B-1 PUBLIC HEARING - CONSIDERATION OF AWARD OF AN EXCLUSIVE FRANCHISE TO PROVIDE TAXICAB SERVICE IN THE CITY OF LA PUENTE

Community Development Director Yamachika provided a brief summary of this item.

Mayor Argudo opened the public hearing at 7:20 p.m.

Terri Berger spoke in favor of awarding the franchise to Checker Cab.

Garry Slagle spoke in opposition of awarding the franchise to Checker Cab.

Cesar Hernandez spoke in favor of awarding the franchise to Checker Cab.

There being no more speakers in favor or in opposition, Mayor Argudo closed the public hearing at 7:35 p.m.

Mayor Pro Tem Holloway questioned the timeline of Checker Cab Company moving their office into the City of La Puente.

Council Member Solis moved to adopt Resolution No. 11-4924 awarding an exclusive franchise to Checker Cab Co. to provide exclusive taxi services in the City of La Puente and authorize the Interim City Manager to execute the franchise agreement, subject to the Council's approval of the resolution adopting the franchise fee; to remove the requirement of the $10,000 deposit; and that Council review the franchise in one year; seconded by Council Member Mendoza. The motion carried by the following roll call vote: AYES: Mendoza, Solis, Holloway, and Argudo. NOES: House.

C. UNFINISHED BUSINESS OF THE CITY COUNCIL

C-1 AUTHORIZATION TO SOLICIT BIDS FOR THE DISPOSAL OF CITY SURPLUS EQUIPMENT FOLLOWING CITY MUNICIPAL CODE SECTION 2.20.100 (1) OPEN MARKET PROCEDURES

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

Council Member Solis moved to authorize the City Manager to follow the guidelines outlined in the La Puente Municipal Code Section 2.20.100(1); seconded by Council Member House. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Solis, Holloway, and Argudo. NOES: None.

D. CITY COUNCIL CONSENT CALENDAR

Mayor Argudo removed item D-6 for separate discussion.

Council Member Solis moved to approve items D-1 to D-4, and D-7, reschedule item D-5 to the March 8, 2011 Council meeting; 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.

D-1 APPROVAL OF RESOLUTION APPROVING WARRANT REGISTER NO. 1291 FOR FISCAL YEAR 2010-11

Action Taken: The City Council adopted Resolution No. 11-4925 approving Warrant Register No. 1291.

D-2 APPROVAL OF THE TREASURER'S/FINANCIAL REPORT FOR JANUARY 31, 2011

Action Taken: The City Council received and filed the Monthly Treasurer's/Financial Reports for January 31, 2011.

D-3 CONSIDERATION OF AUTHORIZATION TO SOLICIT BIDS FOR ASBESTOS AND LEAD TESTING SERVICES

Action Taken: The City Council authorized Staff to issue the Request for Proposals for the asbestos and lead testing services.

D-4 CONSIDERATION OF AUTHORIZATION TO SOLICIT PROPOSALS FOR APPRAISAL SERVICES FOR CDBG AND CALHOME FUNDED PROJECTS.

Action Taken: The City Council authorized Staff to issue the Request for Proposals for appraisal services.

D-5 ACCEPTANCE OF NOTICE OF COMPLETION FOR STREET RECONSTRUCTION ON TEMPLE AVENUE, DORA GUZMAN AVENUE AND DEL VALLE AVENUE

Action Taken: Item was rescheduled to the March 8, 2011 meeting per staff's request.

ITEM WAS REMOVED FOR SEPARATE DISCUSSION

D-6 SECOND READING ORDINANCE - ADOPTION OF ORDINANCE AMENDING THE APPOINTMENT PROCESS FOR PLANNING COMMISSIONERS

Mayor Argudo requested clarification on the Ordinance and the appointment process.

Council requested that the Interim City Attorney Casso research the answers that Council requested at the previous meeting and provide this information at the March 8, 2011 meeting.

D-7 AWARD OF CONTRACT FOR CUSTODIAL SERVICES FOR CITY HALL, SENIOR CENTER, AND COMMUNITY CENTER/YOUTH LEARNING ACTIVITY CENTER

Action Taken: The City Council awarded the custodial service contract to Great Cleaning Service in the amount of $30,480 per year and authorized the Mayor to sign the contract.

E. NEW BUSINESS TO BE CONSIDERED BY THE CITY COUNCIL

E-1 REVIEW OF MUNICIPALITIES RECREATION GUIDES/NEWSLETTERS AND DIRECTION ON HOW TO PROCEED WITH SPOTLIGHT DISTRIBUTION AND ABC PR, LLC AGREEMENT

Rehabilitation Grants Specialist Galvan provided a PowerPoint presentation on this item.

Mayor Pro Tem Holloway moved to approve an extension with Spotlight distribution and the ABC PR, LLC agreement through June 30, 2011 and directed staff to work with Armijo to look into other cost saving alternatives to present to Council; 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-2 CONSIDERATION OF A CONSULTANT AGREEMENT TO PROVIDE SPECIAL VALUATION SERVICES IN CONNECTION WITH APPLICATIONS FILED BY MEDICAL MARIJUANA DISPENSARIES TO EXTEND THE CITY'S AMORTIZATION PERIOD

Finance Manager Leung provided a brief summary of this item.

Council requested clarification on recovering the cost of this contract.

Council Member Mendoza moved to 1) consider the attached proposals and 2) award contract to with Desmond, Marcello & Amster, in the amount not to exceed $30,000, subject to approval by the Interim City Attorney, as to form; 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-3 CONSIDERATION OF RESOLUTION ESTABLISHING A TAXICAB OPERATOR'S FRANCHISE FEE IN THE AMOUNT OFFERED BY A QUALIFIED TAXICAB OPERATOR FOR THE EXCLUSIVE FRANCHISE AND THAT IS AWARDED THE FRANCHISE

Community Development Director Yamachika provided a brief summary of this item.

Mayor Argudo moved to adopt Resolution No. 11-4926 establishing the franchise fee in the amount offered to the City by a qualified taxicab operator in consideration for an exclusive franchise to provide taxicab services, or such other amount negotiated between the City and the taxicab operator, at the time of awarding the exclusive franchise; seconded by Council Member Mendoza. The motion carried by the following roll call vote: AYES: Mendoza, Solis and Argudo. NOES: House and Holloway.

E-4 AUTHORIZATION TO SOLICIT BIDS FOR THE SAFE ROUTE TO SCHOOL PROJECT FOR NELSON ELEMENTARY SCHOOL, DEL VALLE ELEMENTARY SCHOOL AND SIERRA VISTA MIDDLE SCHOOL (SR2SL-5331(014))

Public Works Director Salas provided a brief summary of this item.

Mayor Argudo requested clarification on the funding, location, and criteria for selecting the project.

City Engineer Pagett provided the clarification on funding and criteria for selecting the project locations.

Council Member House moved to 1) approve the plans and specifications for the Safe Route to School Project; and (2) authorize Staff to solicit bids; 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-5 TIMELINE FOR UPDATING ALL CITY POLICIES AND PROCEDURES

City Clerk Jacquez-Nares provided a summary of this item.

Mayor Pro Tem Holloway moved to allow staff to complete the updating of the Council policies in six months for completion by late August 2011; 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-6 CONSIDERATION OF AMENDMENT TO AGREEMENT FOR PUBLIC SAFETY COORDINATOR CONSULTANT SERVICES

Human Resources Manager Sainz provided a brief summary on this item.

Council Member Solis questioned the funding for this agreement.

Police Chief Cacheiro provided the benefits of contracting with Ms. Mejorado-Rodriguez.

Council Member House moved to approve the amendment to the agreement with Sandra Mejorado-Rodriguez for Public Safety Coordinator consultant services for an additional $20,000, for the total amount including the original agreement not to exceed $30,000 and authorize the Interim City Manager to execute the agreement, subject to review and approval by the Interim City Attorney as to form; seconded by Council Member Mendoza. The motion carried by the following roll call vote: AYES: House, Mendoza, Solis, and Argudo. NOES: Holloway.

E-7 SPRING EGG HUNT CELEBRATION FUNDING (Council Member Solis)

Council Member Solis requested that the Spring Egg Hunt celebration be reinstated.

Recreation Services Director Bistarkey informed Council of the cost for the Spring Egg Hunt celebration.

Mayor Pro Tem Holloway moved to reinstated the Easter Celebration and authorize the administrative transfer of funds. The event will be held on Saturday, April 23, 2011 from 10:00 a.m. to 1:00 p.m.; 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-8 GRANDFATHER EXISTING CODE VIOLATIONS (Council Member Solis)

Council Member Solis requested that grandfathering be implemented.

Police Chief Cacheiro stated that he is not opposed to grandfathering minor violations, but cannot support this for all violations due to the liability on the City.

Interim City Manager Romero will set up a study session for late March to discuss this item.

RECESS THE CITY COUNCIL MEETING

Mayor Argudo recessed the City Council meeting at 7:46 p.m.

RECONVENE THE CITY COUNCIL MEETING

Mayor Argudo reconvened the City Council meeting at 9:49 p.m.

RECESS TO CLOSED SESSION

Interim City Attorney Casso recessed into closed session, with all members present, to discuss with legal counsel two cases of anticipated litigation as posted on the agenda.

F. CLOSED SESSION

F-1 THE CITY COUNCIL WILL RECESS INTO CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b), SIGNIFICANT EXPOSURE TO LITIGATION, TO CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION (TWO (2) CASES)

RECONVENE TO OPEN SESSION

Mayor Argudo reconvened to open session at 11:20 p.m.

REPORT OUT OF CLOSED SESSION

Interim City Attorney Casso reported that Council recessed into closed session to discuss item F-1, two cases of anticipated litigation, as posted on the agenda. As to the first case, direction was given to special counsel Patty Kinaga but no final action was taken. As to the second case, no reportable action was taken.

AD HOC COMMITTEE REPORTS – None.

COUNCIL AB1234 REPORTS -- None.

ORAL COMMENTS FROM COUNCIL

Mayor Pro Tem Holloway requested the meeting be adjourned in memory of Joe Alderete.

Council Member House reported that Code Enforcement Officers are speeding between the water tower and Azusa Ave.

Council Member Solis requested the meeting be adjourned in memory of Julie Acuna.
ORAL COMMENTS FROM STAFF - None.

ADJOURNMENT:

There being no further items to come before the City Council, Mayor Argudo adjourned the meeting in the memory of Julie Acuna and Joe Alderete at 11:25 p.m.

Approved this 22nd day of March 2011

Pat Jacquez-Nares, CMC
City Clerk

David E. Argudo
Mayor