MINUTES
LA PUENTE CITY COUNCIL
REGULAR MEETING OF
OCTOBER 25, 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 of the City of La Puente was held in the Council Chambers of City Hall, 15900 East Main Street, La Puente, California, on October 25, 2011, at 7:00 p.m.

CALL TO ORDER

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

ROLL CALL

Members present:	House, Mendoza, Holloway, Solis
Members absent:	Argudo (Mayor Pro Tem Argudo arrived at 7:03 p.m.)
Staff Members present:	City Manager Plumlee, Interim City Attorney Casso, Acting Deputy City Clerk Garcia, Assistant Planner Chow, Police Chief Cacheiro, City Engineer Pagett, Building Official Guerra, and Acting Finance Manager Leung.

PLEDGE OF ALLEGIANCE

Council Member Mendoza led the Pledge of Allegiance.

PRESENTATIONS

City Manager Bret Plumlee announced that Elsa L. Hernandez was named the "Best of the Best" Teacher of the Year, and stated that a commendation acknowledging this honor would be sent to Ms. Hernandez.

City Manager Plumlee provided a summary of the Military Banners, and presented a Military Banner Certificate to the family of Christian Alarcon, U. S. Navy.

Interim City Attorney Jaime Casso requested the City Council recess the meeting at this time and consider hearing the scheduled Closed Session Item F-1 prior to Oral Communications, since the individuals scheduled to participate in discussion of the item were present.

Mayor Pro Tem Argudo objected to hearing the Closed Session item prior to Oral Communications.

Mayor Pro Tem Argudo requested that Mayor Solis inquire if the City Council wished to hear the Closed Session item prior to Oral Communications. Council Member Holloway stated his preference was to conduct the Oral Communications prior to the Closed Session Item. Council Members Mendoza and House concurred with Council Member Holloway and Mayor Pro Tem Argudo.

ORAL COMMUNICATIONS

Leonard Rose Jr. discussed an automobile accident that occurred earlier in the day. He stated that a traffic signal is needed at the accident site. He expressed good wishes to Grace Community Christian Center for their ongoing programs.

Alfredo Landeros, 1034 Bromley Avenue, expressed concern that the lights at La Puente Park are being turned off when children are practicing and playing soccer. He stated that lights remain turned on in other portions of the park. Mayor Solis responded that City policy requires the fields to be rented by leagues belonging to the City, and the rental revenue enables the lights to be turned on. City Manager Plumlee stated that safety lights are on until the park closes at 10 p.m. Mr. Landeros commented that participants are from the area, and the parents would be willing to contribute toward the cost of lighting.

Fernando Bejar, stated his children participate on a soccer league, and remarked that he did not have extra income to contribute to the cost of lighting at the park, but pays property tax which contributes to the community. He requested the City Council consider keeping the lights turned on at the park.

Mayor Pro Tem Argudo suggested that park lighting should be discussed at a future City Council meeting. Council Member Mendoza stated that other teams pay for lighting, and it should be equitable for all teams. She stated that the teams could become a part of the coalition of teams within the City. Council Member House concurred that all groups should be treated equitably.

Florentino Prado, stated that tree roots from a tree adjacent to his property have caused concrete and asphalt damage, and also cause standing water when it rains. He requested the City repair the property damage. Mayor Solis stated that City staff will evaluate the matter, and requested that Mr. Prado leave contact information.

Rudy Almeida expressed concern over marijuana dispensaries in the City.

Marty Paz questioned if those utilizing the basketball and handball courts pay for the lights on those courts. He also questioned if the City would host a Halloween party this year and expressed concern on cutbacks in the City.

ITEM TAKEN OUT OF ORDER

RECESS TO CLOSED SESSION

Mayor Solis recessed to closed session at 7:50 p.m.

Interim City Attorney Casso recessed to closed session for discussion of Item F-1 as posted on the agenda.

F. CLOSED SESSION

F-1 THE CITY COUNCIL WILL RECESS TO CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54957(a), THREAT TO PUBLIC SERVICES OR FACILITIES
Consultation with: Los Angeles Sheriff's Department, Lt. Pete Cacheiro, City of La Puente, Chief of Police

RECONVENE TO OPEN SESSION

Mayor Solis reconvened to open session at 8:50 p.m.

REPORT OUT OF CLOSED SESSION

Interim City Attorney Casso reported that Item F-1 has no reportable action.

RECESS

Mayor Solis recessed the meeting of the Community Development Commission at 8:51 p.m.

A. MINUTES OF PREVIOUS CITY COUNCIL MEETING

A-1 READ AND APPROVE THE MINUTES OF THE REGULAR MEETINGS OF APRIL 26, 2011, MAY 10, 2011 AND JUNE 14, 2011.

Mayor Pro Tem Argudo moved to waive further reading and approve the minutes of the regular meetings of April 26, 2011, May 10, 2011, and June 14, 2011; seconded by Mayor Solis. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Holloway, Argudo and Solis. NOES: None.

A-2 READ AND APPROVE THE MINUTES OF THE JOINT SPECIAL MEETING OF JUNE 21, 2011

Mayor Pro Tem Argudo moved to waive further reading and approve the minutes of the joint special meeting of June 21, 2011; seconded by Mayor Solis. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Holloway, Argudo and Solis. NOES: None.

B. PUBLIC HEARING BEFORE THE CITY COUNCIL

B-1 CONSIDERATION OF AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA PUENTE, MAKING FINDINGS AND EXTENDING BY 10 MONTHS AND 15 DAYS THE TERMS AND PROVISIONS OF URGENCY ORDINANCE NO. 11-918, ESTABLISHING A TEMPORARY MORATORIUM ON THE ESTABLISHMENT, EXPANSION OR RELOCATION OF NEW AND EXISTING MASSAGE ESTABLISHMENTS AND TECHNICIANS

Beth Chow, Assistant Planner, reported that the City Council adopted Urgency Ordinance No. 11-918 at a Special City Council meeting of September 16, 2011, and that Urgency Ordinance is set to expire on October 31, 2011. The Urgency Ordinance now being proposed would extend the moratorium by 10 months and 15 days, thus allowing City staff to further study how surrounding cities regulate massage establishments and technicians. She reported that many cities are currently updating their Codes regarding massage establishments and technicians due to Senate Bill 731 ("SB 731") as well as Assembly Bill 619 ("AB 619"), and staff will continue to obtain information from these cities. She stated that staff is working with legal counsel as well as zoning code update consultants regarding this topic, and will assemble information and incorporate all regulations within the Municipal Code.

Mayor Solis opened the public hearing at 8:55 p.m. There being no one desiring to speak on the matter, Mayor Solis closed the public hearing at 8:55 p.m.

Council Member Holloway questioned if there was a way to monitor technicians working in the City. Ms. Chow responded that the Code currently regulates massage technicians, however, those chapters of the Code are inconsistent with the State's regulations, and this would be the time to address those inconsistencies. She stated that at this time there are no licensed massage technicians within the City, and any technicians desiring to work within the City would be required to identify themselves.

Mayor Solis expressed concern about future massage establishments in the City that may be involved in criminal activity. He cited nail salons that open and later offer massages in the salon, and questioned how that could be regulated. Interim City Attorney Jaime Casso responded that when that type of activity is occurring, the appropriate authorities would be called to stop the activity. He stated that this moratorium stops the establishment of massage establishments, and individuals who try to circumvent the law can be stopped only when the City is made aware of that information.

Council Member Holloway questioned if there is a definition of massage establishments. Interim City Attorney Casso responded that Section 2, Subsection B of the Urgency Ordinance, provides for exemptions, which include physicians, surgeons, chiropractors, osteopaths, nurses, physical therapists and acupuncturists, who are duly licensed to practice within the scope of their license.

Mayor Pro Tem Argudo moved to waive reading of the ordinance and read by title only; seconded by Council Member House. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Holloway, Argudo and Solis. NOES: None.

Interim City Attorney Casso read the Ordinance by title only.

ORDINANCE NO. U11-920
AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA PUENTE, MAKING FINDINGS AND EXTENDING BY 10 MONTHS AND 15 DAYS THE TERMS AND PROVISIONS OF URGENCY ORDINANCE NO. 11-918, ESTABLISHING A TEMPORARY MORATORIUM ON THE ESTABLISHMENT, EXPANSION OR RELOCATION OF NEW AND EXISTING MASSAGE ESTABLISHMENTS AND TECHNICIANS

Council Member House moved to adopt Ordinance No. U11-920 An Urgency Ordinance of the City Council of the City of La Puente, Making Findings and Extending by 10 Months and 15 Days the Terms and Provisions of Urgency Ordinance No. 11-918, Establishing a Temporary Moratorium on the Establishment, Expansion or Relocation of New and Existing Massage Establishments and Technicians; seconded by Mayor Pro Tem Argudo. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Holloway, Argudo and Solis. NOES: None.

C. UNFINISHED BUSINESS OF THE CITY COUNCIL

C-1 CONSIDERATION OF AN AGREEMENT FOR FY11-12 WITH LOS ANGELES COUNTY SHERIFF'S DEPARTMENT FOR CONTRACT CITY LAW ENFORCEMENT SERVICES

Staff Recommendation: It is recommended that the City Council approve the proposed agreement, and have the Mayor or his designee sign the proposed agreement for Contract City Law Enforcement Services for FY 2011/2012.

Mayor Pro Tem Argudo outlined the terms of the proposed contract with the Los Angeles County Sheriff's Department for law enforcement services, and announced that he would like to see the reallocation of resources to enable the addition of two Special Assignment Officers (SAO). Discussion ensued regarding the reallocation of resources for the proposed SAO positions.

Lt. Pete Cacheiro stated there previously was a third SAO position, but due to a promotion, that position was vacated, and the City was not invoiced for the position. The proposed contract reestablishes the third SAO position. He further stated that the proposed contract provides for 14, 40-hour cars, which will result in a cost savings to the City. Lt. Cacheiro summarized that there was an increase for services to all contract cities, a decrease in the liability, and for the City of La Puente, the reinstating of the third

SAO position.

City Manager Plumlee outlined the differences in the previous contract and the proposed contract for 2011/12, which includes the reinstatement of the SAO position.

Council Member Holloway stated that it was his understanding that the Council's intent was to add an additional SAO officer, which would bring the total to four. Mayor Solis concurred. Council Member Holloway questioned if changing the officer assignments on the proposed contract to include the addition of a fourth SAO could be accomplished without a cost increase to the City.

Council Member Mendoza questioned if a shift in duties could be made without negating any of the positions, and stated that she desired the focus to be placed on the positions the City Council feels will benefit the community in the best possible manner.

Mayor Solis summarized that the elimination of three traffic law deputy positions that were not in place during the last fiscal year, the reinstatement of one motor deputy position, and the addition of one SAO position would allow for a total of four SAO positions.

Following discussion, Mayor Solis moved to approve a revised contract reflecting 1) Two EM, two Day and two PM General Law Deputies; 2) One motor deputy; 3) Four Special Assignment Officers and 4) Authorize the Mayor or his designee to sign the agreement; seconded by Council Member House. Council Member Holloway requested future discussion by Council if the changes result in additional costs to the City. Interim City Attorney Casso stated that approval of the changes by the Sheriff's Department would be required. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Holloway, Argudo and Solis. NOES: None.

C-2 CONSIDERATION OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA PUENTE REJECTING ALL BIDS FOR THE REPLACEMENT OF THE COMPRESSOR UNIT FOR THE HVAC SYSTEM AT CITY HALL AND ADOPTING FINDINGS AND AUTHORIZING CITY STAFF TO NEGOTIATE A CONTRACT WITH U.S. AIRCONDITIONING DISTRIBUTORS, INC. IN AN AMOUNT NOT TO EXCEED $155,000.00 PLUS APPLICABLE TAX, FOR THE OPEN MARKET PURCHASE OF MATERIALS AND SUPPLIES FOR THE HVAC UNIT AT CITY HALL

<u>Staff Recommendation</u>: It is recommended that the City Council adopt the resolution and direct staff to prepare mechanical and electrical specifications for the installation of the HVAC unit, and to solicit bids for the installation.

City Manager Bret Plumlee stated that staff has investigated options for the replacement of the City's air conditioning system which failed on August 15, 2011. At the September 27, 2011, City Council meeting, a preliminary assessment report was presented, and staff was directed to prepare specifications for the solicitation of bids for the replacement of the air compressor unit, and to proceed with Option number three in the preliminary assessment report. At that time, the estimate to replace the system was $300,000 to $400,000. He further reported that since that time the City Council has reviewed the item, and has directed staff to stop moving forward with bids to replace the compressor unit and to stop moving forward with a design and specifications being prepared by Willdan Engineering (Willdan). On October 13, 2011, the City Council discussed and considered an additional option for addressing the City's HVAC needs. At that meeting, US Airconditioning Distributors, Inc. (US Air) presented a proposal for the purchase of equipment. At the October 13 meeting, the Council directed staff to cease with the preparation of specifications and to not proceed with the repair of the compressor unit, and further directed staff to have Willdan review the US Air proposal. David Phu, Mechanical Engineer, completed his analysis and has stated that the proposal provided by US Air is a viable alternative and is comparable to Option Number Three. Mr. Phu further recommended that the City move forward with an air balancing report and a specification for the system that is being recommended. Should the Council direct staff to move forward with the purchase of this equipment, it is required that the Council make findings directing staff to move forward with the purchase, and to go forward with a competitive bid process for the installation of the equipment.

Council Member House expressed concern that there is ambiguity in the proposed process, and further expressed concern with the estimate given for installation. He stated he did not favor the purchase of the air conditioning unit until it is determined who the installation contractor will be.

Council Member Holloway concurred with Mr. House, and stated that the purchase and installation should be done jointly, in order for the installer to work with US Air.

Mayor Solis stated that this is a time sensitive issue and should not be delayed. In response to an inquiry, John Di Mario, Public Works Consultant, stated that it was his understanding that the delivery time for the compressor unit would be six to eight weeks, and delivery of the custom-built air handler unit would be 20 weeks. City Manager Plumlee stated that installation would be accomplished in phases.

Council Member House expressed concern regarding the final cost of the HVAC system, and stated he felt it would be more cost effective to replace the defective condensing unit, and make repairs to the air handler.

Mayor Pro Tem Argudo stated the equipment now in place is an old system and does not meet current standards, and outlined the reasons for replacing the system as reported by Mr. Phu. He stated that in his opinion, the City should move forward with specifications for installation, purchase the HVAC equipment from US Air, and reject all bids for the replacement of the compressor unit.

Following discussion, Mayor Pro Tem Argudo moved to 1) adopt a resolution rejecting all bids; 2) make findings that the project can be performed more economically by purchasing supplies and materials at a lower price in the open market; 3) direct staff to purchase the HVAC equipment from US Airconditioning Distributors, Inc.; 4) direct staff to prepare mechanical and electrical specification for installation of the HVAC unit and to solicit bids for the installation; and 5) direct the preparation of the air balance report; seconded by Council Member House. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Holloway, Argudo and Solis. NOES: None.

C-3 DISCUSSION AND DIRECTION REGARDING AN AMENDMENT TO THE AGREEMENT WITH WILLDAN ENGINEERING FOR BUILDING AND SAFETY MEASURES

Recommended Action: It is recommended that the City Council discuss this item and direct staff accordingly.

City Manager Plumlee reported that at the Special Meeting of October 18, 2011, the City Council discussed the existing agreement between Willdan Engineering (Willdan) and the City for engineering and building and safety services. The Council directed staff to consult with Willdan to determine if they were willing to modify the existing agreement from hourly rates to a percentage of the fee amount. Mr. Plumlee further reported that the City Attorney's office has prepared a revised agreement for consideration which would base the payment on 55% of the City's plan check and building permit issuance and inspection fee with maintaining the current level of counter service hours. Willdan submitted a counter proposal that offers the following two options:

1. Payment based on 55% of the City's plan check and building permit issuance and inspection fee with a reduction in counter service hours to 8 a.m. to 12 p.m. Monday through Friday, with a contract termination date of December 31, 2011; and

2. Payment based on 65% of the City's plan check and building permit issuance and inspection fee while maintaining the current level of service hours with a contract termination date of December 31, 2011.

Mr. Plumlee stated that Jim Guerra, Building Official, and Bill Pagett, City Engineer were available for discussion.

Mayor Pro Tem Argudo stated that the agreement being presented to the City Council differs from the agreement as previously presented, and requested clarification. Mr. Plumlee responded that the direction of the Council was to review the fees that were proposed to be shared between Willdan and the City on a 55% basis, and 70% for expedited plan check fees. He stated that the exhibit presented at the special meeting included 55% for Public Works plan check and permit inspection, which is the engineering portion. Interim City Attorney Casso clarified that the Council's direction was to address only the building and safety fees, therefore, an adjustment under the Public Works plan check and inspection from 55% to 65% was made. He stated that was the only change reflected in the exhibit. Mr. Casso stated that the 55% was for Building and Safety services as provided by Willdan, and not for engineering services. He further stated that the 65% fee is related to engineering services. In addition, pursuant to Council direction, reference to the 09-78 agreement for federally funded projects and non-federally funded projects was added, and the effective date of the agreement was changed to October 19, 2011, rather than the original engagement date of November 2010.

Mayor Pro Tem Argudo requested comments from Willdan Engineering. Jim Guerra, Building Official, expressed regret that representatives from Willdan were unable to attend the previous City Council meeting due to scheduling conflicts. Mr. Guerra outlined the scope of services per the agreement between the City and Willdan, and further stated that the scope of services in the 2009 agreement provided for part-time counter services based on an hourly rate, which included a ten percent discount. The City requested an interim contract expanding the service to full service based on an hourly rate, and Willdan anticipated that contract to end early in 2011. Mr. Guerra stated that each successive bid has been based on a percent of fee, and emphasized that it is Willdan's belief that they are in compliance with their contract. Mr. Guerra remarked that Willdan is willing to meet with City staff to review costs under the previous contract for possible negotiation.

Following discussion, Mayor Pro Tem Argudo moved 1) to amend the proposed contract to reflect 60% at full time; 2) to continue discussion with Willdan; and 3) terminate the contract effective at the time the Building and Safety Services position is filled; seconded by Council Member House. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Holloway, Argudo and Solis. NOES: None.

D. CITY COUNCIL CONSENT CALENDAR

Mayor Pro Tem Argudo removed Item D-8 for separate discussion, and Mayor Solis removed Item D-9 for separate discussion.

Mayor Solis moved to approve Consent Calendar items D-1 to D-7, and D-10 and D-11; seconded by Mayor Pro Tem Argudo. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Holloway, Argudo, and Solis. NOES: None.

D-1 CONSIDERATION OF RESOLUTION APPROVING WARRANT REGISTER NO. 1307 FOR FISCAL YEAR 2011-12

Action Taken: The City Council adopted Resolution No. 11-4972 approving Warrant Register No. 1307.

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

Action Taken: Approved staff recommendation to receive and file the Monthly Treasurer's/Financial Reports for July 31, 2011.

D-3 APPROVAL OF THE TREASURER'S/FINANCIAL REPORT FOR AUGUST 31, 2011

Action Taken: Approved staff recommendation to receive and file the Monthly Treasurer's/Financial Reports for August 31, 2011.

D-4 APPROVAL OF THE TREASURER'S/FINANCIAL REPORT FOR SEPTEMBER 30, 2011

Action Taken: Approved staff recommendation to receive and file the Monthly Treasurer's/Financial Reports for September 30, 2011.

D-5 ADOPTION OF A RESOLUTION REGARDING THE INVESTMENT OF CITY MONIES IN THE LOCAL AGENCY INVESTMENT FUND, AND RESCINDING RESOLUTION NO. 10-4850

Action Taken: The City Council adopted Resolution No. 11-4973 authorizing City officers to deposit and withdraw City monies to and from the Local Agency Investment fund (LAIF).

D-6 ADOPTION OF A RESOLUTION DESIGNATING INDIVIDUALS TO SIGN BANK CARDS FOR PURPOSES OF CONDUCTING CITY BUSINESS, AND RESCINDING RESOLUTION NO. 10-4851

Action Taken: The City Council adopted Resolution No. 11-4974 designating City personnel to sign bank cards for purposes of conducting City business, and rescinded Resolution No. 10-4851.

D-7 ADOPTION OF A RESOLUTION DIRECTING DEPOSITORIES FOR CITY FUNDS TO HONOR INVESTMENT TRANSACTIONS, AND RESCINDING RESOLUTION NO. 10-4852

Action Taken: The City Council adopted Resolution No. 11-4975 directing depositories for City funds to honor investment transactions, and rescinded Resolution No. 10-4852.

D-8 APPROVAL OF AN EXTENSION OF AGREEMENT WITH CITY OF INGLEWOOD FOR PARKING CITATION MANAGEMENT SERVICES

Mayor Pro Tem Argudo pulled this Item for further discussion, specifically other options being considered, and requested an update from City staff.

Sophia Leung, Acting Finance Manager, stated that the Code Enforcement Department is currently reviewing options of other vendors that provide similar parking citation management services, as well as the option of hand-held devices. Lt. Pete Cacheiro, Chief of Police, stated that several options are currently being reviewed, and further information will be presented to the City Manager in the future. He further reported that the contract with the City of Inglewood is also being reviewed. Ms. Leung stated that this would be the final extension that can take place under the current agreement with the City of Inglewood, and further stated that the contract would require 120 days notice to terminate.

Following discussion, Council Member House moved to approve the Service Agreement Change Notice for the period December 1, 2011 through November 30, 2012; seconded by Council Member Holloway. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Holloway, Argudo and Solis. NOES: None.

D-9 CONSIDERATION OF AUTHORIZATION TO SOLICIT BIDS FOR THE VALLEY BOULEVARD IMPROVEMENT PROJECT (PHASE II)

Mayor Solis pulled this item for further discussion. Mayor Solis requested information regarding a cost estimate for the extension of a block wall to Central Avenue, the west end of the project.

Mayor Pro Tem Argudo stated he would like the construction of the wall along the Valley Boulevard corridor to be expedited. Council Member House concurred. Council Member Holloway expressed concern that expediting the project could cause delays on other scheduled projects in the City.

William Pagett, City Engineer reported that Community Development Block Grant (CDBG) funds would be used for the construction of 600 feet of block wall within the City's right of way on the north side of Valley Boulevard, and suggested the City explore the use of Measure R as well as other available funds for the extension beyond the proposed 600 feet.

Following discussion, Mayor Solis moved to direct staff to explore the possibility of extending the proposed wall further west with any available funding sources and bring back for the City Council's review at the meeting of November 8, 2011; seconded by Mayor Pro Tem Argudo. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Holloway, Argudo and Solis. NOES: None.

D-10 CONSIDERATION OF A RESOLUTION TO APPROVE A SUBORDINATION AGREEMENT BETWEEN THE CITY, VINCENT R. SEDILLO, AND JP MORGAN CHASE BANK N.A., WITH RESPECT TO THE CDBG LOAN PROGRAM

Action Taken: 1) Adopted Resolution No. 11-4976 approving the Subordination Agreement; and 2) Authorized the City Manager to execute the Subordination Agreement.

D-11 CONSIDERATION OF RESOLUTIONS PERTAINING TO THE GENERAL MUNICIPAL ELECTION OF TUESDAY, APRIL 10, 2012

Action Taken: The City Council: 1) adopted Resolution No. 11-4977 calling for the holding of a General Municipal Election to be held on Tuesday, April 10, 2012, for the election of certain officers as required by the provisions of the laws of the State of California relating to General Law Cities; and 2) adopted Resolution No. 11-4978 adopting regulations for candidates for elective office pertaining to candidates statements submitted to the voters at the General Municipal Election to be held on Tuesday, April 10, 2012.

E. NEW BUSINESS TO BE CONSIDERED BY THE CITY COUNCIL

E-1 DISCUSS AND PROVIDE DIRECTION REQUIRING BUSINESSES IN THE DOWNTOWN SPECIFIC PLAN DISTRICT TO MODIFY THEIR BUILDING, BRING IT UP TO CODE, RETROFIT AND REQUIRE INSPECTION BY THE CITY ANYTIME THERE IS A MODIFICATION, CHANGE IN USE OF THE BUILDING OR NEW OWNERSHIP OR CHANGE IN TENANCY (Mayor Solis)

Staff Recommendation: It is recommended that the City Council discuss and provide staff direction.

Mayor Solis pulled from the agenda for discussion at a future City Council meeting.

E-2 CONSIDERATION OF THE FORMATION OF A NUISANCE ABATEMENT TEAM (Mayor Pro Tem Argudo)

Staff Recommendation: It is recommended that the City Council discuss and provide staff direction.

Mayor Pro Tem Argudo stated that the formation of a Nuisance Abatement Team would be a benefit to the City, and further stated it was his desire that City staff explore the possibility of the formation of a team and bring their findings and a cost analysis back to the Council at a later date.

Council Member Holloway stated that Nuisance Abatement Teams benefit the community, and stated his only concern would be the cost. Council Member House concurred. Council Member Mendoza requested information on training costs for the team members. Lt. Cacheiro responded that training has already been implemented by the Sheriff's Department at no cost to the City.

Following discussion, Mayor Pro Tem Argudo moved to direct staff to explore the possibility of a Nuisance Abatement Team and bring a cost analysis back to the City Council; seconded by Council Member Holloway. The motion unanimously carried by the following roll call vote: AYES: House, Mendoza, Holloway, Argudo and Solis. NOES: None.

E-3 DISCUSSION AND DIRECTION TO STAFF REGARDING SELECTION AND APPOINTMENT OF A PERMANENT CITY ATTORNEY (Council Member House)

Staff Recommendation: It is recommended that the City Council discuss and provide staff direction.

Council Member House stated that the present Interim City Attorney has been in that position for a long period of time, and requested discussion of the item.

Council Member Holloway stated that direction had previously been given to staff to solicit bids for City Attorney services, and questioned if it was necessary to vote again to give direction to staff to solicit bids. Interim City Attorney Casso responded that he did recall that direction had been previously given to staff, and the City Council could now direct staff to follow through with the previous direction, and concurred that a vote was not needed.

Following a brief discussion, Mayor Solis moved to direct staff to solicit bids for City Attorney services; seconded by Council Member House. The motion failed by the following roll call vote: AYES: House and Solis. ABSTAIN: Holloway, Argudo and Mendoza. NOES: None.

E-4 DISCUSSION AND DIRECTION REGARDING DEPUTY CITY CLERK POSITION (Mayor Solis)

Staff Recommendation: It is recommended that the City Council discuss and provide staff direction.

Mayor Solis stated that the City Clerk is on leave and the position of Deputy City Clerk is needed in order to ensure that the City's records are securely maintained.

Mayor Pro Tem Argudo questioned how this position would impact the budget, and asked for clarification on the selection process. City Manager Plumlee responded that an appropriation to fund a new permanent position of Deputy City Clerk would be needed.

Mayor Pro Tem Argudo questioned if the consultant hired to assist with the upcoming election could also provide Deputy City Clerk services. Mayor Solis responded that the election consultant was not hired on a full time basis, and therefore could not provide full time services in the City Clerk's office.

Following discussion, Mayor Solis moved to hire a permanent, full time Deputy City Clerk who holds all necessary certifications; motion died for lack of a second and was not passed.

RECESS THE CITY COUNCIL

Mayor Solis recessed the City Council at 12:13 a.m.

RECONVENE THE CITY COUNCIL

Mayor Solis reconvened the City Council meeting at 12:15 p.m.

RECESS TO CLOSED SESSION

Closed Session item discussed previously.

AD HOC COMMITTEE REPORTS

City Manager Plumlee reported that the Requests for Proposals (RFP) for Building and Safety Services have been sent out and are scheduled for return on November 15, 2011. The Ad Hoc Committee will begin the review on November 16 and will present information to the Council for their review. The item is tentatively scheduled for the January 10, 2012, City Council meeting.

COUNCIL AB1234 REPORTS

Council Member House reported on his attendance at the California Contract Cities event in Oxnard during the past week.

Mayor Pro Tem Argudo reported on his attendance at the California Contract Cities event in Oxnard during the past week. Mr. Argudo stated that City staff and Planning Commission members could benefit from attending various conferences.

ORAL COMMENTS FROM COUNCIL

Council Member Holloway expressed his appreciation to City staff for the successful Main Street Run event.

ORAL COMMENTS FROM STAFF

City Manager Plumlee stated that the next City Council meeting is scheduled for Tuesday, November 8, 2011, which is an election day, and inquired if the Council wished to change the date of the meeting. It was determined that La Puente City Hall would not be a polling place for the election, therefore, the City Council meeting of November 8, 2011, would be held as scheduled.

ADJOURNMENT

There being no further business to come before the City Council, Mayor/Chair Solis adjourned the meeting at 12:20 a.m.

Approved this 11th day of January, 2012

Adrian Garcia
Acting Deputy City Clerk

John M. Solis
Mayor