MINUTES
LA PUENTE CITY COUNCIL
REGULAR MEETING OF
JULY 10, 2012

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 & Successor Agency Regular Meeting of the City of La Puente was held in the Council Chambers of City Hall, 15900 East Main Street, La Puente, California, on July 10, 2012, at 7:00 p.m.

CALL TO ORDER

Mayor Holloway called the meeting to order at 7:10 p.m.

ROLL CALL:

Members present:	Holloway, Klinakis, and Lewis.
Members absent:	Argudo and House
Staff Members present:	City Manager Plumlee, City Attorney Casso, City Clerk Jacquez-Nares, Director of Administrative Services Komers, Director of Development Services DiMario, Finance Manager Leung, Recreation Manager Lerma, and Police Chief Cacheiro.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Lieutenant Cacheiro.

PRESENTATION OF A PROCLAMATION FOR JULY AS PARKS AND RECREATION MONTH

The City Council presented Recreation Manager Lerma with a Proclamation for Parks and Recreation Month.

PRESENTATION BY SUBURBAN WATER SYSTEMS

Development Services Director Di Mario introduced Patrick Pooler and Don King representing Suburban Water.

Mr. Pooler gave a briefing on recent emergency events in which the City's employees had provided superior assistance in those call out events.

A Council and Staff discussion ensued on the life expectancy and replace procedures of the current and future pipelines.

City Attorney Casso stated that the City received a lawsuit notice within the last 72 hours after the agenda had been posted regarding the La Puente Nature Center and would recommend that the City Council add an item to the agenda under closed session then the public would be able to comment.

Mayor Holloway moved to add to the agenda for discussion Item F-3: THE CITY COUNCIL WILL RECESS TO CLOESED SESSIONPURSUANT TO GOVERNMENT CODE SECTION 54956(a), EXISTING LITIGATION: UNITED RENTALS (NORTH AMERICA) INC. V. TWO HORSE CONSTRUCTION, INC. KOAM CONSTRUCTION, INC,; CITY OF LAPUENTE; ET AL., CASE NO KC064089R; seconded by Mayor Pro Tem Klinakis. The motion unanimously carried by the following roll call vote: AYES: Holloway, Klinakis, and Lewis. NOES: None. ABSENT: Argudo and House.

ORAL COMMUNICATIONS

Leonard Wayne Rose Jr. announced that he received an award for being courteous and kind to others and his goal to lose weight.

Patricia McMane, stated her concerns with the illegal fireworks on the 4th of July. She showed the Council pieces of illegal fireworks she collected from her roof and back yard.

Javier Hernandez from BikeSGV presented the City Council with a Certificate from Senator Ed Hernandez's office. He requested the City's support through a Resolution for a Grant application.

Lou Perez, spoke in favor of approving the Meyers Nave agreement for legal services.

Mary LaPlante, Labor Representative for the La Puente City Employees Association of the Professional Supervisor & Managers Employees barging unit, stated her concerns with Closed Session Item along with the creation of the position of Management Assistant which in her view are meet and confer union items. She stated they would be filling an unfair labor practice charge against the City of La Puente.

Mary Smith spoke to the issues on her property and her vehicle. She showed the Council pictures of her property and provided a packet of documents for their review.

Nancy Medeiros thanked the Mayor for the agenda packets that were available at the library. She stated her concerns with the Suburban Water Company and the lack of assistance for senior citizens in the community that require help to maintain their properties.

Henry Nodal stated his concerns with the Zoning Code Update and the redevelopment of the downtown area.

Development Services Director Di Mario provided a brief explanation of the posting requirements for public hearings notices.

Ken Medeiros stated his concerns with eminent domain.

RECESS THE SUCCESSOR AGENCY

Mayor Holloway recessed the Successor Agency at 7:55 p.m.

BOARDS/COMMISSION/COMMITTEE REPORTS

City Council Member Lewis reported that she attended the Foothill Transit Board meeting. She provided a brief summary of the items that were discussed at that meeting.

A. MINUTES OF PREVIOUS CITY COUNCIL MEETING

A-1 READ AND APPROVE THE MINUTES OF THE ADJOURNED MEETINGS OF MAY 23, 2012 AND MAY 29, 2012

Council Member Lewis moved to waive the reading and approve the Minutes of the Adjourned Meetings of May 23, 2012 and May 29, 2012; seconded by Mayor Holloway. The motion unanimously carried by the following roll call vote: AYES: Holloway, Klinakis, and Lewis. NOES: None. ABSENT: Argudo and House.

B. PUBLIC HEARING BEFORE THE CITY COUNCIL - None.

C. UNFINISHED BUSINESS OF THE CITY COUNCIL

C-1 CONSIDERATION OF APPOINTMENTS TO PUENTE PRIDE COMMITTEE

City Clerk Jacquez-Nares presented the report.

Council Member Argudo was not present to make his appointment to the Puente Pride Committee.

Mayor Pro Tem Klinakis appointed Lois Maben to the Puente Pride Committee.

City Clerk Jacquez-Nares announced for the record that Council Member Argudo had appointed Vanessa Vega to the Education Commission.

C-2 DISCUSS AND PROVIDE DIRECTION ON FINANCIAL ADVISORY SERVICES FOR THE PROPOSED ISSUANCE OF REFUNDING BONDS

Administrative Services Director Komers provided a brief summary of this item.

Mayor Pro Tem Klinakis made a request that this item be continued to the next regular scheduled Council meeting. By Council consensus, this item was moved to the next City Council meeting.

D. CITY COUNCIL CONSENT CALENDAR

Mayor Holloway removed Item D-4 for separate discussion.

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

D-1 CONSIDERATION OF A RESOLUTION APPROVING WARRANT REGISTER NO. 1321 FOR FISCAL YEAR 2011-12

Action Taken: The City Council adopted Resolution No. 12-5019 approving Warrant Register No. 1321.

D-2 CONSIDERATION OF THE LIABILITY AGREEMENT BETWEEN THE CITY AND LOS ANGELES COUNTY FOR THE COUNTYWIDE HOUSEHOLD HAZARDOUS WASTE COLLECTION EVENT

Action Taken: The City Council approved the Countywide Household Hazardous Waste Collection Program Siting Liability Agreement No. 12-1086 and authorized the Mayor to sign the agreement.

D-3 CONSIDERATION OF A RESOLUTION APPROVING THE CITY'S STATEMENT OF INVESTMENT POLICY FOR FISCAL YEAR 2012-2013

Action Taken: The City Council adopted Resolution No. 12-5020 approving the City's Statement of Investment Policy for Fiscal Year 2012-13 and designated the City Treasurer as its Investment Officer.

D-4 CONSIDERATION OF A RESOLUTION ADOPTING AN AMENDMENT TO THE CLASSIFICATION AND COMPENSATION PLAN FOR THE CITY

Administrative Services Director Komers provided a brief summary of this item.

Special Counsel Trinnaman confirmed that the Management Assistant position was not a represented position and the request made by Confidential Employees Association (CEA) was not merited.

Mayor Holloway moved to adopt Resolution No. 12-5021 amending the Classification and Compensation Plan for the City; seconded by Council Member Lewis. The motion unanimously carried by the following roll call vote: AYES: Holloway, Klinakis, and Lewis. NOES: None. ABSENT: Argudo and House.

D-5 CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT WITH MEYERS NAVE RIBACK SILVER & WILSON TO PROVIDE CITY ATTORNEY SERVICES

Action Taken: The City Council approved the Engagement of Legal Services Agreement No. 12-1087, between the City and Meyers Nave for City Attorney services. (Resolution No. 12-5022)

E. NEW BUSINESS TO BE CONSIDERED BY THE CITY COUNCIL

E-1 DISCUSSION ON THE STATUS OF THE ZONING CODE UPDATE (Mayor Pro Tem Klinakis)

Mayor Pro Tem Klinakis provided a brief description of the General Plan and the Zoning Code update.

Mayor Holloway clarified that the City was required by State law to have the Zoning Code comply with the General Plan.

Development Services Director Di Mario provided a brief history and status of the Zoning Code update.

E-2 DISCUSSION AND DIRECTION REGARDING THE ESTABLISHMENT OF MORE STRINGENT RESTRICTIONS CONCERNING SEXUAL PREDATORS LAW WITHIN THE CITY (Council Member Argudo)

Mayor Holloway requested that Items E-2 and E-3 be removed from the Agenda until Council Member Argudo is present to discuss these items.

E-3 DISCUSSION AND DIRECTION REGARDING PROVISION OF BADGES TO COUNCIL MEMBERS (Council Member Argudo)

Mayor Pro Tem Klinakis stated that Sheriff Baca had requested that all badges be turned in and was asking for an update on the status of the City's outstanding badge.

City Manager Plumlee responded that badges had been collected from Mayor Holloway, Council Member House, and City Attorney Casso. The City was working with Captain Claus to retrieve Council Member Argudo's badge.

City Attorney Casso responded that the cost of the badges was covered by the City, yet the Sheriff Department had control over the badges as far as liability the City would not be held liable due to the fact that the badges were issued by the Sheriff's Department.

Mayor Pro Tem Klinakis asked that staff work with Council Member Argudo to have the outstanding badge returned to the Sheriff's Department as soon as possible.

RECESS THE CITY COUNCIL AND RECONVENE THE SUCCESSOR AGENCY

Mayor Holloway recessed the City Council and reconvened the Successor Agency at 8:47 p.m.

A. MINUTES OF PREVIOUS SUCCESSOR AGENCY MEETING - None.

B. PUBLIC HEARINGS - None.

C. UNFINISHED BUSINESS - None.

D. CONSENT CALENDAR

D-1 CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT WITH MEYERS NAVE RIBACK SILVER & WILSON TO PROVIDE LEGAL SERVICES TO THE SUCCESSOR AGENCY

Council Member Lewis moved to approve Engagement of Legal Services Agreement, between the Agency and Meyers Nave for General Counsel services; seconded by Mayor Holloway. The motion unanimously carried by the following roll call vote: AYES: Holloway, Klinakis, and Lewis. NOES: None. ABSENT: Argudo and House. (Resolution No. 12-01)

E. NEW BUSINESS TO BE CONSIDERED BY THE SUCCESSOR AGENCY - None.

ADJOURN THE SUCCESSOR AGENCY

Mayor Holloway adjourned the Successor Agency at 8:49 p.m.

RECONVENE THE CITY COUNCIL AND

Mayor Holloway reconvened the City Council at 8:49 p.m.

RECESS CITY COUNCIL INTO CLOSED SESSION

City Attorney Casso recessed the City Council into Closed Session to discuss Items F-1 and F-2 as listed on the agenda and the additional Item F-3 as added to the agenda.

F. CLOSED SESSION

F-1 THE CITY COUNCIL WILL RECESS TO CLOSED SESSION PURSUANT TO GOVERNMENT CODE 54957.6(f) TO CONFERENCE WITH LABOR NEGOTIATORS. AGENCY DESIGNATED REPRESENTATIVES: BRET M. PLUMLEE, CITY MANAGER; WARD KOMERS, DIRECTOR OF ADMINISTRATIVE SERVICES; AND JAY TRINNAMAN, COUNSEL. EMPLOYEE ORGANIZATIONS: CEA AND SEIU

F-2 THE CITY COUNCIL WILL RECESS INTO CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a), EXISTING LITIGATION: LA PUENTE PROFESSIONALS, SUPERVISORS, MANAGERS AND CONFIDENTIAL EMPLOYEES ASSOCIATION ("LPPSMCEA") V. CITY OF LA PUENTE (CASE NO. LA-CE-744-M)

F-3 THE CITY COUNCIL WILL RECESS TO CLOESED SESSIONPURSUANT TO GOVERNMENT CODE SECTION 54956(a), EXISTING LITIGATION: UNITED RENTALS (NORTH AMERICA) INC. V. TWO HORSE CONSTRUCTION, INC. KOAM CONSTRUCTION, INC,; CITY OF LAPUENTE; ET AL., CASE NO KC064089R

RECONVENE TO OPEN SESSION

Mayor Holloway reconvened to open session at 10:20 p.m.

REPORT FROM CLOSED SESSION

City Attorney Casso reported that Council recessed into Closed Session to discuss Items F-1 through F-3. As to Items F-1 and F-2 there was no reportable action. As to Item F-3 direction was given to the City Attorney's office and no final action was taken.

ADHOC COMMITTEE REPORTS

Mayor Holloway reported that the Travel Ad Hoc Committee had provided their recommendations to staff for the new travel policy.

City Manager Plumlee responded that the travel policy would be placed on the agenda for the July 24, 2012 City Council meeting.

AB 1234 REPORTS – None.

ORAL COMMENTS FROM COUNCIL

Mayor Pro Tem Klinakis thanked staff and the Sheriff's Department for the excellent job done at the 4th of July event.

Council Member Lewis echoed Mayor Pro Tem Klinakis' statements of gratitude for the Independence Day Celebration.

Mayor Holloway stated that the celebration was a great success and was looking forward to next year's event.

ORAL COMMENTS FROM STAFF

City Manager Plumlee thanked the Council for their support, the staff and the Sheriff's Department for their hard work.

ADJOURNMENT

There being no further action to come before the City Council, Mayor Holloway adjourned the meeting at 10:24 p.m. in the memory of Bertha Ochoa Fajardo and Isabelle Paz.

Approved this 11th day of September 2012

Pat Jacquez-Nares, CMC, City Clerk

Daniel C. Holloway, Mayor