MINUTES
LA PUENTE CITY COUNCIL
REGULAR MEETING OF
SEPTEMBER 11, 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 of the City of La Puente was held in the Council Chambers of City Hall, 15900 East Main Street, La Puente, California, on September 11, 2012, at 7:00 p.m.

CALL TO ORDER

Mayor Holloway called the meeting to order at 7:05 p.m.

ROLL CALL

Members present:	Holloway, Klinakis, House and Lewis
Members absent:	Argudo (arrived at 7:15 p.m.)
Staff Members present:	City Manager Plumlee, City Attorney Casso, City Clerk Jacquez-Nares, Director of Administrative Services Komers, Director of Development Services DiMario, City Engineer Pagett, Police Chief Lt. Cacheiro, Finance Manager Leung, Recreation Services Manager Lerma, and Intern Vargas

PLEDGE OF ALLEGIANCE

Mayor Holloway led the Pledge of Allegiance and requested a moment of silence for the victims of the September 11 attacks.

PRESENTATIONS

PRESENTATION OF CERTIFICATES OF APPRECIATION TO FORMER EDUCATION COMMISSION AND PUENTE PRIDE COMMITTEE MEMBERS

The Mayor and City Council presented Certificates of Appreciation for their excellent service to former Education Commissioners Julie Alarcon, Anna Serrano and Ronald Verdugo.

The Mayor and City Council presented Certificates of Appreciation for their excellent service to former Puente Pride Committee Members Roger Clark, Julia Cortez, Patricia Nodal, and Violeta Lewis.

PRESENTATION OF A CERTIFICATE OF APPRECIATION TO CODE ENFORCEMENT OFFICER JAMES CORCORAN

The Mayor and City Council presented a Certificate of Appreciation to former Code Enforcement Officer James Corcoran.

James Corcoran thanked the Mayor, City Council, and Staff for their continued support.

PRESENTATION OF A COMMENDATION TO SOPHIA LEUNG

The Mayor and City Council presented a Commendation to former Finance Manager Sophia Leung for her years of dedicated service to the City of La Puente.

Sophia Leung thanked the Mayor, City Council, and Staff for their continued support.

ORAL COMMUNICATIONS

Leonard Wayne Rose, Jr. spoke on the litter in the City, his weight loss and exercise regimen, the Healthy Eating Active Living agenda item, and the September 11 victims.

Delia Flores expressed her concerns on the potential gambling in the Senior Center.

Mayor Holloway stated that gambling was prohibited at the Senior Center and further stated that the Senior Center provides a safe environment.

Rev. Guadalupe Alonso, Senior Pastor, First United Methodist Church of La Puente, stated that she looks forward to working with the City and the community, as well as the youth in the City. She stated that the youth and young adults of the church are collecting donated items to give to the Goodwill organization.

Henry Nodal stated his concerns with public meetings not being held during evening hours, Item E-1 on the agenda, low-income housing, the neglect of the downtown area, the maintenance of Valley Boulevard, and a new three story building recently discussed at a Planning Commission meeting.

City Manager Plumlee responded that items formerly handled by the Community Development Commission must now be reviewed and handled by the Successor Agency. Mr. Plumlee stated that plans for median improvements are dependent upon future funding.

Ken Medeiros stated his concerns with the utility poles and questioned why underground utilities are not in place, the Closed Session item regarding a labor dispute and Willdan Engineering.

BOARDS/COMMISSION/COMMITTEE REPORTS

Mayor Holloway reported that he attended the San Gabriel Valley Mosquito & Vector Control District meeting. He provided a brief summary of the items that were discussed at the meeting.

A. MINUTES OF PREVIOUS CITY COUNCIL MEETING

A-1 READ AND APPROVE THE MINUTES OF THE REGULAR MEETING HELD ON JULY 10, 2012

Mayor Pro Tem Klinakis moved to waive further reading and approve the minutes of the regular meeting of July 10, 2012; seconded by Council Member House. The motion unanimously carried by the following roll call vote: AYES: Holloway, Klinakis, Argudo, House and Lewis. NOES: None

B. PUBLIC HEARING BEFORE THE CITY COUNCIL - None.

C. UNFINISHED BUSINESS OF THE CITY COUNCIL

C-1 DISCUSS AND PROVIDE DIRECTION ON FINANCIAL ADVISORY SERVICES FOR THE PROPOSED ISSUANCE OF REFUNDING BONDS.

Director of Administrative Services Komers reported that the City currently has three outstanding debt obligations: (1) Union Bank of California ("UBOC") Lease Agreement; (2) 2007 Tax Allocation Bonds; and (3) 2007 Sewer Revenue Bonds. Staff is recommending that the City release a Request for Proposals (RFP) for financial advisory services for debt refinancing. He summarized the tasks to be performed by the consultant, and further reported that the timing of the refinancing is becoming critical in order to achieve the budgeted savings of $270,000.

Mayor Holloway requested clarification on the need to go out for Request for Proposals.

Director of Administrative Services Komers confirmed that the City must follow purchasing procedures and prepare an RFP for financial advisory services.

Council Member Argudo requested clarification on the savings that the City would realize over time and expressed his concerns over the benefit to the City.

Mr. Komers summarized the costs versus the savings over time and reviewed the total amount to be refinanced. He further explained the reasons for the proposed refinancing.

Mayor Pro Tem Klinakis moved to direct the City Manager to: (1) Prepare a Request for Proposal for financial advisory services; and (2) Tabulate the bids received and recommend award of contract for approval by the City Council; seconded by Council Member Lewis. The motion carried by the following roll call vote: AYES: Holloway, Klinakis and Lewis. NOES: Argudo and House

C-2 DISCUSS AND PROVIDE DIRECTION ON THE HEALTHY EATING ACTIVE LIVING RESOLUTION

Recreation Services Manager Lerma reported that the City Council had previously adopted the Food and Beverage Policy establishing guidelines to provide the community with healthier beverage choices and snack options at City facilities, City functions and availability in vending machines. The policy is also intended to govern contract procurements and negotiations. The City Council has discussed the possibility of establishing a Healthy Eating Active Living ("HEAL") program for the City. Input for a HEAL resolution was requested from Council Members. She stated that staff is requesting direction on drafting a HEAL resolution at this time.

Council Member Lewis summarized a number of of the recommendations submitted for consideration and stated that she wished to establish a basic philosophy and set overall goals for the City.

A Council and Staff discussion ensued on the cost to the City, the purpose of the resolution, and the items that were listed on the draft resolution.

Recreation Manager Lerma responded that the resolution could be drafted in any way the City desires, and can be drafted only as a philosophy. Council Member Lewis responded that the intent of the document is to present the overall vision of the City, and reiterated that the resolution can be drafted in any way the Council desires.

Mayor Holloway questioned if the resolution mandates the City to do certain things.

City Attorney Casso responded that his understanding is that that staff would draft a resolution that would be aspirational and would not mandate the Council to perform certain things.

City Manager Plumlee stated that it would be at no cost to the city and the resolution could be drafted with as few mandates as possible.

Council Member Argudo moved to direct staff to draft a HEAL resolution for review by the City Council; seconded by Council Member Lewis. The motion carried by the following roll call vote: AYES: Holloway, Klinakis, Argudo and Lewis: NOES: None. ABSTAIN: House.

C-3 DISCUSS AND PROVIDE DIRECTION REGARDING LOS ANGELES COUNTY SHERIFF BADGES (City Manager to provide a verbal report at Council Meeting)

City Manager Plumlee stated that the Sheriff's Department's position on the badge that is in the possession of Council Member Argudo remains the same, the Department is still requesting the return of this badge.

Council Member Argudo reported that he has a scheduled meeting with the Sheriff's Department on September 26 and will provide a report to the Council and residents after the meeting. He further stated that he has not heard any report related to the other missing Mayor Pro Tem badge.

Police Chief Lt. Cacheiro stated that the missing Mayor Pro Tem badge has since been recovered and is accounted for. Council Member Argudo requested that the Mayor Pro Tem badge number be provided to him when available.

Mayor Pro Tem Klinakis expressed his concern that the badge had not been returned as requested.

Council Member Argudo responded that policies had changed and the documentation on badges was not always satisfactory.

City Attorney Casso responded that the Sheriff's Department has requested the return of the badge and upon its return the matter will be put to rest. He further stated that the badge is paid for by the City and issued by the Sheriffs Department who is in control of the badge.

City Manager Plumlee confirmed that he had issued a formal request for the return of the badge.

Mayor Holloway requested that the City Attorney provide the City's options in a confidential memorandum to the City Council.

D. CITY COUNCIL CONSENT CALENDAR

Council Member Argudo removed Item D-2 for separate discussion and Mayor Holloway removed Item D-3 for separate discussion.

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

D-1 CONSIDERATION OF A RESOLUTION APPROVING WARRANT REGISTER NO. 1325 FOR FISCAL YEAR 2012-2013

Action Taken: The City Council adopted Resolution No. 12-5038 approving Warrant Register No. 1325.

D-2 AWARD OF CONTRACT FOR ASBESTOS/LEAD TESTING CONSULTING SERVICES

Council Member Argudo pulled this item for further discussion and requested that City staff present a brief report.

Director of Administrative Services Komers reported that the Los Angeles County Community Development Commission ("LACDC") requires that all participating cities comply with the regulations for all rehabilitation and demolition projects. The LACDC has completed the procurement process and participating cities may utilize any of the consultants selected by the LACDC. Of the listed consultants, the City previously had an agreement with Global Environment Training and Consulting, Inc., who demonstrated its expertise and ability to perform the required duties. Staff therefore recommends the award of a contract to Global Environment Training and Consulting, Inc.

Council Member Argudo moved to authorize the Mayor to execute the agreement for Community Development Block Grant asbestos/lead testing consulting services with Global Environmental Training & Consulting, Inc.; seconded by Mayor Pro Tem Klinakis. The motion unanimously carried by the following roll call vote: AYES: Holloway, Klinakis, Argudo, House and Lewis. NOES: None.

D-3 APPROVAL OF DONATION OF SURPLUS COMPUTER EQUIPMENT TO THE HACIENDA-LA PUENTE UNIFIED SCHOOL DISTRICT

Mayor Holloway pulled this item for further discussion he was concerned with the lack of other options for use by the computer equipment and requested an update from City staff.

Director of Administrative Services Komers reported that the City replaced 36 computer workstations over the past several months which had created the surplus units. During prior discussion with the City Council regarding the surplus equipment, the School District was mentioned as a possible option for the donation. Other options, such as the Senior Center were evaluated but it was determined that the equipment at the Senior Center was newer than the surplus equipment and not adequate for their needs at this time. He stated that representatives from the School District have confirmed that the equipment is newer than those currently used in the classrooms.

Council Member Argudo expressed his opinion that the computers should be donated and utilized within the City of La Puente. Mayor Holloway concurred.

Mayor Pro Tem Klinakis stated that many residents do not have computers and expressed exploring the possibility of giving them to residents.

City Attorney Casso responded that the computers should be given for the common benefit of the community, as opposed to individuals, which could be considered a gift of public funds.

Council Member House moved to 1) Declare the computer equipment listed in Attachment "A" as surplus (property) equipment; 2) Authorize the donation of the surplus computer equipment to the Hacienda-La Puente Unified School District; and 3) Develop a future policy for surplus equipment; seconded by Mayor Holloway. The motion unanimously carried by the following roll call vote: AYES: Holloway, Klinakis, Argudo, House and Lewis. NOES: None.

This item was discussed and voted upon at a later portion of the City Council meeting. See discussion of the item after Item E-3.

E. NEW BUSINESS TO BE CONSIDERED BY THE CITY COUNCIL

E-1 APPROVAL OF A RESOLUTION FOR AN ADVANCE FROM THE CITY OF LA PUENTE TO THE SUCCESSOR AGENCY OF THE FORMER LA PUENTE COMMUNITY DEVELOPMENT COMMISSION FOR PAYMENT OF DUE DILIGENCE REVIEWS IN THE AMOUNT OF $14,300 AS REQUIRED UNDER AB 1484

Finance Manager Leung reported that State law requires all successor agencies to hire a licensed accountant to conduct a due diligence review to determine the unobligated balances available for transfer to taxing entities and two separate due diligence reviews will be required. The first will focus on the Low/Moderate Income Housing Fund (Low/Mod) and the second will focus on the remaining funds of the former Redevelopment Agency. Results of both will be submitted to the Oversight Board, who will review and approve the results after holding a public session allowing public comment and input. She stated that staff recommends retaining the City's current auditor, Vasquez & Company, LLP to perform the due diligence reviews. The proposed fee for both reviews is estimated to be $14,300 and since no funding is set aside for this review, an advance from the City's General Fund to the Successor Agency is required. Repayment will be from the Successor Agency's administrative allowance budget, contingent upon the approval by the Oversight Board.

Council Member House moved adopt Resolution No. 12-5039 approving an advance from the City of La Puente General Fund to the Successor Agency of the former La Puente Community Development Commission for payment of due diligence reviews in the amount of $14,300 as required under AB 1484; seconded by Council Member Lewis. The motion carried by the following roll call vote: AYES: Klinakis, Argudo, House and Lewis. NOES: Holloway

E-2 CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT WITH CLIENTFIRST CONSULTING GROUP, LLC TO PROVIDE MANAGED INFORMATION TECHNOLOGY SERVICES IN AN AMOUNT NOT TO EXCEED $24,900

Director of Administrative Services Komers reported that the City's Information Technology (IT) contract for support services expired on June 20, 2012. Staff has retained Network Integration Company Partners, Inc. (NIC Partners) to provide exigent IT support while preparing a formal Request for Proposal (RFP) for IT support services. Two quotes for interim IT services were obtained from NIC Partners and ClientFirst consulting Group, LLC (ClientFirst). While both firms have demonstrated a high level of technical expertise and professionalism when the hourly rates of $92 per hour (NIC Partners) and $85 per hour (ClientFirst) for the Network Technician/Desktop Support labor classification are compared, ClientFirst provides the greatest value.

Council Member Argudo confirmed that previous expenses to maintain the City's computers were approximately $9,000 per month. City Manager Plumlee stated that it is

Staff's belief that IT support can be obtained for a lower amount, but in the meantime there is an immediate need for IT support. Council Member Argudo expressed concern that it would take several months to prepare an RFP for IT support services. City Manager Plumlee responded that the request is only for immediate support services.

Mayor Pro Tem Klinakis questioned how many hours per month would be required for service.

Director of Administrative Services Komers responded that the recommended vendor has indicated 16 hours per month would be sufficient.

Council Member Argudo questioned why the City Council was being asked to make a decision on the matter and not handled under the guidelines in place for the City Manager's approval.

Mayor Holloway stated that long term IT services would entail more than support services.

Director of Administrative Services Komers stated City staff estimates that the City needs approximately 4 hours of IT support per week and the intent is to have support in place in the interim while Staff goes through the formal bidding process. This includes the preparation of a notice inviting bids, a formal bid opening, and awarding a contract, which can take several months. He further responded that an RFP has been completed, and Staff is ready to complete the remaining steps.

Council Member Argudo questioned replacement of the interim vendor with a different vendor, who was proposing more hours per week for support and which would cost the City more. He suggested continuing with the present interim vendor. Council Member Argudo stated that only a small amount of the spending authority funding had been spent.

Director of Administrative Services Komers responded that the proposed vendor charged less per hour and the spending authority for the present interim vendor would eventually be met.

City Manager Plumlee stated that the proposed agreement would provide the City with additional flexibility and would allow ClientFirst to provide a higher level of technical support at a lower rate.

Council Member Lewis moved to approve entering into a professional services agreement with ClientFirst Consulting Group, LLC (Attachment "A") to provide managed IT support services in an amount not to exceed $24,900; seconded by Mayor Pro Tem Klinakis. Motion failed by the following roll call vote: AYES: Klinakis and Lewis. NOES: Holloway, Argudo and House.

Direction was given to Staff to work with the current vendor, expedite the bid for a full time IT provider and keep the City Council informed when nearing the $10,000 spending authority mark.

E-3 DISCUSS THE IMPLEMENTATION OF A COMMISSION TO PROVIDE DIRECTION TO IMPROVE AND CLEAN-UP THE CITY. (Council Member House and Mayor Pro Tem Klinakis)

Council Member House stated that major City clean-up efforts have been successful, but several residents have expressed concern regarding residential areas also in need of clean up. He stated that he and only one other Council Member had discussed this issue and are proposing that a Commission consisting of residents would offer suggestions on improving the appearance of the City.

Mayor Pro Tem Klinakis suggested the formation of an Ad Hoc Committee consisting of Council Member House and himself and further suggested announcing meetings in the local newspaper in which residents may provide input on improving the community. These recommendations would be presented to the City Council for their consideration.

Mayor Holloway expressed his concerns with the use of Code Enforcement personnel due to their workload and further expressed concern over costs involved.

Council Member Argudo recapped the effectiveness of the County's Nuisance Abatement Team (NAT) in cleaning up areas. He stated that there is a cost recovery process for abatement issues, and suggested implementing that process within the NAT team.

Council Member Lewis commended her colleagues for suggestions for cleaning up the City and voiced her support of an ad hoc committee.

Police Chief Lt. Cacheiro stated that the Sheriff's Department is re-implementing the PACE program which will be available to cities at no cost, and will assist with clean up of blighted areas. He summarized the NAT program.

Mayor Holloway appointed Council Member House and Mayor Pro Tem Klinakis to an Ad Hoc Committee with Police Chief Lt. Cacheiro serving as staff liaison. The Committee was directed to report back to the City Council within a month.

ITEM TAKEN OUT OF ORDER

Council Member Argudo moved to reconsider Item D-3, and requested a short discussion; seconded by Mayor Holloway. The motion carried by the following roll call vote: AYES: Holloway, Argudo, House and Lewis. NOES: Klinakis.

D-3 APPROVAL OF DONATION OF SURPLUS COMPUTER EQUIPMENT TO THE HACIENDA-LA PUENTE UNIFIED SCHOOL DISTRICT

Mayor Holloway stated that during the previous discussion, the City Council voted to: 1) Declare the computer equipment listed in Attachment "A" as surplus (property) equipment; 2) Authorize the donation of the surplus computer equipment to the Hacienda-La Puente Unified School District; and 3) Develop a future policy for surplus equipment.

Council Member Argudo stated that he did not wish to change the direction of developing a policy for surplus equipment but did wish to consider the donation of some of the computers to Hurley Elementary School and that the computers should stay within the City.

Council Member Argudo moved to continue the development of a policy to include that the computers stay within the City of La Puente and establish a hierarchy for donations; seconded by Council Member House. The motion carried by the following roll call vote: AYES: Holloway, Klinakis, Argudo and House. NOES: Lewis.

At 10:30 p.m. by Council consensus, the meeting was extended past the 10:30 p.m. time limit.

RECESS THE CITY COUNCIL

Mayor Holloway recessed the City Council at 10:31 p.m.

RECONVENE THE CITY COUNCIL

Mayor Holloway reconvened the City Council meeting at 10:35 p.m.

F. CLOSED SESSION

It was the consensus of the City Council to continue Closed Session Items F-1, F-2 and F-3 to September 12, 2012, at 10:30 a.m.

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 TO CLOSED SESSION PURSUANT TO GOVERNMENT CODE 54957 FOR A PUBLIC EMPLOYEE PERFORMANCE EVALUATION (TITLE: CITY MANAGER)

F-3 THE CITY COUNCIL WILL RECESS INTO CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a), EXISTING LITIGATION: LA PUENTE PROFESSIONALS, SUPERVISORS, MANAGER AND CONFIDENTIAL EMPLOYEES ASSOCIATION ("LPPSMCEA") V. CITY OF LA PUENTE (CASE NO. LA-CE-744-M)

AD HOC COMMITTEE REPORTS – None.

COUNCIL AB1234 REPORTS – None.

ORAL COMMENTS FROM COUNCIL - None

ORAL COMMENTS FROM STAFF - None.

ADJOURNMENT – 10:36 p.m.

There being no further business to come before the City Council, Mayor Holloway continued the meeting to September 12, 2012, at 10:30 a.m. in the Council Chambers for discussion of the following items:

Approved this 27th day of November 2012

Pat Jacquez-Nares

Pat Jacquez-Nares, CMC
City Clerk

Daniel C. Holloway

Daniel C. Holloway
Mayor