MINUTES
LA PUENTE CITY COUNCIL
REGULAR MEETING OF
OCTOBER 23, 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 October 23, 2012, at 7:00 p.m.

CALL TO ORDER

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

ROLL CALL

Members present:	Holloway, Klinakis, Argudo, House, and Lewis (Arrived at 7:40 p.m.)
Members absent:	None
Staff Members present:	City Manager Plumlee, City Attorney Casso, City Clerk Jacquez-Nares, Director of Administrative Services Komers, Director of Development Services Di Mario and City Engineer Pagett, Recreation Manager Lerma

PLEDGE OF ALLEGIANCE

Director of Development Services Di Mario led the Pledge of Allegiance.

PRESENTATIONS

PRESENTATION OF A CERTIFICATE OF APPRECIATION TO NATIONAL NIGHT OUT VOLUNTEERS

The Mayor and City Council presented Certificates of Appreciation to City Employees, Volunteers on Patrol, Reserve Deputies and Explorers for volunteering at the National Night Out Event.

PRESENTATION FROM INTERIM SUPERINTENDENT OF ROWLAND UNIFIED SCHOOL DISTRICT AND HURLEY SCHOOL PRINCIPAL TO THE CITY COUNCIL ON BALLOT BOND ISSUE

Ruben Fructose, Interim Superintendent, Rowland Unified School District; and Astrid Gonzales, Hurley School Principal, spoke in support of Ballot Measure R.

ORAL COMMUNICATIONS

Leonard Wayne Rose, Jr. spoke regarding the use of drugs, recovery programs, and Victory Outreach Church.

Christopher Trevilla spoke regarding the Art Walk to be held on November 17, 2012 from 4:00 p.m. to 7:00 p.m. and the South El Monte Centennial Dia De Los Muertos Event to be held on October 27, 2012 from 11:00 a.m. to 6:00 p.m. at the El Monte Valley Mall.

Marty Paz stated his concerns with the Halloween event at the park; Christmas lights on Valley and Old Valley Boulevards; the City clean up; and stated his opposition to agenda Item E-3.

Rudy Almeida stated his opposition agenda Item C-1, changing the hours of City Council meetings; bullying at La Mirada High School; and marijuana dispensaries.

RECESS THE SUCCESSOR AGENCY

Mayor Holloway recessed the Successor Agency at 7:32 p.m.

BOARDS/COMMISSION/COMMITTEE REPORTS

Mayor Pro Tem Klinakis reported that he attended the San Gabriel Valley Council of Governments 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 MEETINGS OF JULY 24, 2012 AND OCTOBER 9, 2012

Mayor Pro Tem Klinakis moved to waive further reading and approve the minutes of the regular meetings of July 24, 2012, and October 9, 2012; seconded by Council Member House. The motion unanimously carried by the following roll call vote: AYES: Holloway, Klinakis, Argudo and House. NOES: None. ABSENT: Lewis.

B. PUBLIC HEARING BEFORE THE CITY COUNCIL - None.

C. UNFINISHED BUSINESS OF THE CITY COUNCIL

C-1 DISCUSSION AND DIRECTION REGARDING CHANGING THE HOURS OF THE CITY COUNCIL MEETING (Mayor Pro Tem Klinakis)

Mayor Pro Tem Klinakis suggested an earlier start time for City Council meetings with Closed Session items listed first on the agenda.

Mayor Holloway stated that he would like to receive input from the public on the matter at a future meeting and commented on different options.

Council Member House stated that Closed Session items should be discussed either before the meeting or during a Special Meeting.

Council Member Lewis arrived at 7:40 p.m.

Council Member Argudo expressed concern over his availability for an earlier start time for meetings.

Council Member Lewis stated it would be prudent to discuss Closed Session items at an earlier time.

Council directed Staff to bring back options for consideration at the next City Council meeting.

C-2 DISCUSSION AND DIRECTION REGARDING FINANCING STRATEGIES

Council Member Argudo stated that he did not receive the information for this item in a timely manner, and was unable to review the report before the meeting.

The majority of City Council concurred that additional time was needed to review the information and no decision would be made on the item. Staff was directed to present the item at this time.

Director of Administrative Services Komers reported that Public Financial Management, Inc. ("PFM") has been selected to provide financial advisory services to the City, and would make a presentation to the Council concerning the background of the City's debt obligations, goals of the refinancing, credit rating process, refinancing savings, borrowing options and the next steps.

Craig Hoshijima and Eric Espino, representing PFM, presented an evaluation of loan refinancing, including the financing approach and options. Mr. Hoshijima stated that refinancing the loan could lower the City's total interest cost, and the new loan would have similar or extended principal payments depending upon how it was structured. He stated that savings would offset refinancing costs. Mr. Hoshijima summarized the cash flow savings.

Mr. Espino stated that the City would be required to request a credit rating at a cost of approximately $15,000 per rating. He stated that smaller debt issuers typically use one rating to save costs. Mr. Espino summarized the credit rating process.

Mr. Hoshijima outlined the summary of savings and annual cash flow savings, and summarized bond sale and direct placement options. Mr. Hoshijima stated that the

recommended approach is that the City determine its budget savings target, get bids from banks for a refinancing loan, and consider a public sale if response from banks is poor.

Mr. Hoshijima summarized discussions with the current lender, Union Bank, who is not in the market to refinance the loan and who cannot defer the January 2013 loan payment.

A Council discussion ensued on the costs involved, the savings to the City, recommendations from PFM, and staff time involved in outreach to banks.

Mr. Hoshijima stated that if it was the desire of Council PFM would obtain bank bids, the next phase would be to report back the term sheets from three banks.

Council Member Argudo requested that each Council Member have an opportunity to ask questions of PFM in order to receive clarification and assist with future decisions.

City Attorney Casso cautioned that meeting individually could drive up the cost of services.

Mayor Pro Tem Klinakis stated that he desired to receive information directly from the consultant during public meetings.

City Manager Plumlee offered to attend any meetings between PFM and individual Council Members.

It was the consensus of the City Council to continue this item to the November 13, 2012, City Council meeting, in order to give the City Council additional time to review and gather information.

D. CITY COUNCIL CONSENT CALENDAR

Mayor Holloway removed Item D-2 for separate consideration.

Council Member Argudo moved to approve Consent Calendar Item D-1; 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-1 CONSIDERATION OF A RESOLUTION APPROVING WARRANT REGISTER NO. 1328 FOR FISCAL YEAR 2012-2013

Action Taken: The City Council adopted Resolution No. 12-5045 approving Warrant Register No. 1328.

D-2 CONSIDERATION OF A NEW AGREEMENT BETWEEN METROLINK AND THE CITY OF LA PUENTE FOR METROLINK PASS SALES THROUGH THE PUBLIC TRANSPORTATION SUBSIDY PROGRAM

Mayor Holloway pulled this item for further discussion.

Mayor Holloway asked if the City is paid for staff time associated with the sale of Metrolink tickets and why Metrolink does not utilize an automated machine to sell tickets. He also expressed his concerns with current annual costs to the City as well as future costs involved with the new program.

Director of Development Services Di Mario responded that staff is not compensated or reimbursed under the current contract provisions and there are no provisions for future reimbursement, and Metrolink is updating their current corporate vending policy. He also responded that the new process would require less staff time.

Council Member Argudo moved to approve the new agreement with Metrolink for the City's existing public transportation subsidy program for residents; seconded by Mayor Pro Tem Klinakis. The motion carried by the following roll call vote: AYES: Klinakis, Argudo, House and Lewis. NOES: Holloway.

E. NEW BUSINESS TO BE CONSIDERED BY THE CITY COUNCIL

E-1 CONSIDERATION OF A RESOLUTION ADOPTING CITY COUNCIL POLICY CC – 4.1, SAFETY PROGRAM

City Manager Plumlee reported that the California Joint Powers Insurance Authority ("CJPIA") has recommended that the City establish a safety manual and to formalize the City's risk management program by creating written policies and procedures. In order to formalize the City's safety program, staff has prepared City Council Policy *CC-4.1, Safety Program* for consideration. He stated that the Safety Manual would be available for review in the City Clerk's office.

Director of Administrative Services Komers stated that staff is requesting City Council to delegate authority to the City Manager to organize and create a Safety Manual that is in compliance with CJPIA and Cal OSHA.

It was the consensus of the City Council to continue this item to the November 13, 2012, City Council meeting, in order to give the City Council time to review the Safety Manual.

City Manager Plumlee stated that a copy of the Manual would be provided to each Council Member in the format they request.

E-2 CONSIDERATION OF ADOPTING A RESOLUTION APPROVING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF LA PUENTE AND LOCAL 721, SERVICE EMPLOYEES INTERNATIONAL UNION (SEIU)

City Manager Plumlee thanked the SEIU bargaining team for their work with City staff and for reaching an agreement.

Director of Administrative Services Komers reported that labor negotiations began in June 2012, and the City and Union reached tentative agreement on all issues on October 3, 2012. He summarized the proposed one-year contract.

Mayor Holloway thanked City Staff and SEIU for their work on the negotiations.

Council Member House moved to 1) Adopt Resolution No. 12-5046 approving the Memorandum of Understanding with Local 721, Service Employees International Union for the period of July 1, 2012, through June 30, 2013; and 2) Authorize the City Manager to execute Agreement No. 12-1096; seconded by Council Member Argudo. The motion unanimously carried by the following roll call vote: AYES: Holloway, Klinakis, Argudo, House and Lewis. NOES: None.

E-3 CONSIDERATION OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA PUENTE RESCINDING RESOLUTION NO. 12-5027 AND AMENDING THE COMPREHENSIVE PERSONNEL SYSTEM AND ESTABLISHING THE NUMBER OF AUTHORIZED POSITIONS, MONTHLY SALARY RANGES AND HOURLY RATES FOR CITY EMPLOYEES.

City Manager Plumlee stated that staff is requesting that this item be pulled due to questions from the bargaining association.

The majority of the City Council concurred to pull this item from the agenda and no action was taken.

E-4 CONSIDERATION OF SCHOLARSHIP AWARDS FOR FY 2012-2013

City Clerk Jacquez-Nares reported that the Education Commission has met and is requesting that the amount of the scholarships be reduced from the advertised $500 to $375, in order that all sixteen eligible applicants may receive a scholarship.

Mayor Holloway questioned if a reduction of the scholarship amount could be a concern, since it was advertised as $500. He also expressed concern that not all sixteen applicants would utilize the scholarships.

City Attorney Casso responded that there would be no legal issues associated with the reduction since applicants must be qualified in order to receive the scholarship.

Council Member Argudo stated that all applicants do not typically make use of the entire scholarship amount. He offered to reallocate half of his travel expense budget to help cover the shortfall.

Mayor Holloway responded that the new travel policy would prohibit this action, and questioned City Manager Plumlee if the City can absorb the shortfall amount.

City Manager Plumlee responded that the City could absorb the deficit.

Council Member Argudo moved to: 1) Award sixteen scholarships for the 2012-2013 academic year in the amount of $500 each; and 2) Schedule a presentation of awards during the November 13, 2012, City Council meeting; seconded by Council Member House. The motion unanimously carried by the following roll call vote: AYES: Holloway, Klinakis, Argudo, House and Lewis. NOES: None.

E-5 APPROVAL AND ACCEPTANCE OF CYCLE 10 SAFE ROUTES TO SCHOOL (SR2S) PROGRAM GRANT FUNDS FOR STREET AND PEDESTRIAN IMPROVEMENTS IN THE VICINITY OF LA PUENTE HIGH SCHOOL AND SIERRA VISTA MIDDLE SCHOOL

Development Services Director Di Mario reported that the State-legislated Safe Routes to School (SR2S) Program provides funding to local agencies to enhance the safety of pedestrian and bicycle routes in communities. The City has previously applied for and received grant funds for various improvements, and was recently notified of funding approval in the amount of $387,000 for improvements in the vicinity of La Puente High School and Sierra Vista Middle School. He summarized the proposed improvements included in the City's application. Caltrans requires the City to submit a certified, approved resolution that identifies the project and officials authorized to execute the grant agreement and related documents to implement the grant. He also stated that the Program requires a 10% local match commitment of the total project cost, resulting in a local City match of $43,000. Funding is available through the reallocation of existing Gas Tax funds.

A Council discussion ensued regarding bike lanes and the proposed improvements.

Council Member Argudo moved to adopt Resolution No. 12-5047 authorizing the City to accept and appropriate State-legislated Safe Routes to School program funds in the amount of $387,000 and authorizing the City Manager to execute all project related documents; seconded by Council Member House. The motion unanimously carried by the following roll call vote: AYES: Holloway, Klinakis, Argudo, House and Lewis. NOES: None.

E-6 DISCUSSION AND DIRECTION PERTAINING TO THE OLD TOWN LA PUENTE ART WALK EVENT

Development Services Director Di Mario reported that the Nuvein Foundation for Literature and the Arts of the San Gabriel Valley ("Foundation") has taken the lead in creating and organizing the quarterly art walk event in the downtown area. The Foundation has requested that the upcoming November 17 event should be similar in scope to past art walk events, and has proposed an increase in scope for the event scheduled for next February.

City Manager Plumlee confirmed that the Foundation has taken the lead in creating the art walk event, and staff has recommended improvements for the event. He stated that a recent last minute request from both the Foundation and the business community was to conduct a barbecue, and another request was to close First Street for a car club's participation.

A Council discussion ensued regarding the use of City property, i.e. a stage, on private property.

Council Member Argudo suggested all requests should be processed through the steering committee.

Mayor Holloway expressed his concerns that the City would be expected to assume more of the cost.

Council Member Lewis commended City staff for their work with the Foundation on the event.

Council Member Argudo asked if food trucks would be charged additional fees. He also expressed his concerns over the safety of patrons and asked if businesses are permitted to allow wine tasting.

Director of Development Services DiMario stated the City's Municipal Code requires operators of the trucks to obtain a peddler permit as well as a City business license. He also stated they would need to meet Alcoholic Beverage Control Board ("ABC") requirements, as well as, the City's zoning requirements.

City staff was directed to address the concerns expressed by the City Council with the Foundation before the next scheduled event.

E-7 ADOPTION OF A RESOLUTION AUTHORIZING THE SUBMITTAL OF GRANT APPLICATIONS TO THE CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY ("CALRECYCLE") FOR THE RUBBERIZED PAVEMENT GRANT PROGRAM AND ADOPTING CITY COUNCIL POLICY CC-9.1, ENVIRONMENTALLY PREFERABLE PURCHASING PRACTICES

Director of Development Services Di Mario reported that City staff is recommending that the City submit an application to the State Department of Resources Recycling and Recovery ("CalRecycle") for the competitive Rubberized Pavement Grant Program. In accordance with the Grant Program's requirements, the City must provide an adopted resolution authorizing the submittal of the application that identifies a person authorized to execute the Grant Agreement and all related grant documents, and evidence that the City has an Environmentally Preferable Purchasing and Practices Policy in place.

Mayor Pro Tem Klinakis moved to adopt Resolution No. 12-5044 authorizing the submittal of grant applications to CalRecycle for the Grant Program, and adopt Council Policy CC-9.1, Environmentally Preferable Purchasing Practices; seconded by Council Member Argudo. The motion unanimously carried by the following roll call vote: AYES: Holloway, Klinakis, Argudo, House and Lewis. NOES: None.

E-8 PROVIDE UPDATE ON FISCAL YEAR 2012-2013 CAPITAL IMPROVEMENT PROJECTS (Oral Presentation by Director of Development Services and City Engineer)

Development Services Director DiMario summarized the Fiscal Year 2012-2013 Capital Improvement Projects that are in progress. Included in the summary and Power Point presentation were estimated completion dates and costs for the projects.

City Engineer Pagett provided a summary of the street work/sewer improvement projects that are expected to commence in April. Mr. Pagett summarized the cost and funding of the projects and the estimated completion dates.

Discussion ensued regarding flooding issues in the City, the time frame for the improvement projects, requirements for grant funding, and providing residents with updates on capital improvements.

RECESS THE CITY COUNCIL

Mayor Holloway recessed the City Council at 10:24 p.m.

RECONVENE THE CITY COUNCIL

Mayor Holloway reconvened the City Council at 10:25 p.m.

RECESS TO CLOSED SESSION

Mayor Holloway recessed to closed session at 10:25 p.m.

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 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

By Council consensus at 10:29 p.m., the meeting was extended past the 10:30 p.m. time limit.

RECONVENE TO OPEN SESSION

Mayor Holloway reconvened to open session at 10:31 p.m.

REPORT OUT OF CLOSED SESSION

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

AD HOC COMMITTEE REPORTS

Mayor Pro Tem Klinakis reported that the Beautification AdHoc Committee advertisements were placed in the newspaper regarding the City's Clean Up Surveys, and further reported that a few surveys from residents have been received.

COUNCIL AB1234 REPORTS

Council Member Lewis reported that she attended the Foothill Transit Governing Board meeting on October 19. She provided a brief summary of the items that were discussed at the meeting.

ORAL COMMENTS FROM COUNCIL

Mayor Holloway requested that the Education Committee be invited to attend the scholarship award presentations.

ORAL COMMENTS FROM STAFF - None.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Holloway adjourned the meeting at 10:35 p.m.

Approved this 11th day of December 2012

Pat Jacquez-Nares, CMC
City Clerk

Daniel C. Holloway
Mayor