MINUTES
LA PUENTE CITY COUNCIL
REGULAR MEETING OF
JANUARY 22, 2013

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 of the City of La Puente was held in the Council Chambers of City Hall, 15900 East Main Street, La Puente, California, on January 22, 2013, at 6:30 p.m.

6:30 P.M. AGENDA
CLOSED SESSION

CALL TO ORDER

Mayor Holloway called the meeting to order at 6:32 p.m.

ROLL CALL

Members present:	Holloway, Klinakis, House, Lewis, and Argudo (Arrived at 6:38 p.m.)
Members absent:	None
Staff present:	City Manager Plumlee, City Attorney Casso, City Clerk Jacquez-Nares, Director of Development Services Consultant DiMario, Police Chief Lt. Cacheiro, City Engineer Pagett, Recreation Manager Lerma, and Code Enforcement Supervisor Blakely

CLOSED SESSION PUBLIC COMMENTS - None.

RECESS INTO CLOSED SESSION:

City Attorney Casso recessed the City Council into closed session at 6:35 p.m. to discuss the two items as posted on the agenda.

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION Paragraph (1) of subdivision (d) of Section 54956.9 United Rentals (North America), Inc. v. Two Horse Construction, et al. (LASC Case No. KC064089)

CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: (one potential case)

RECESS

7:00 P.M. AGENDA
REGULAR SESSION

CALL TO ORDER

Mayor Holloway called the meeting to order at 7:13 p.m.

ROLL CALL

Members present:	Holloway, Klinakis, Argudo, House, and Lewis
Members absent:	None
Staff present:	City Manager Plumlee, City Attorney Casso, City Clerk Jacquez-Nares, Director of Development Services Consultant DiMario, Police Chief Lt. Cacheiro, City Engineer Pagett, Recreation Manager Lerma, and Code Enforcement Supervisor Blakely

Mayor Holloway stated for the record that Council Member Argudo arrived at 6:38 p.m. for the Closed Session.

PLEDGE OF ALLEGIANCE

Recreation Manager Lerma led the Pledge of Allegiance.

ORAL COMMUNICATIONS

Jorge Blanco presented Mayor Pro Tem Klinakis an appreciation plaque and thanked him for his support of the La Puente Warriors Cheerleaders. He also recognized Ms. Escalera from Valley Vista and Mr. Escalera from the La Puente Water District for their support of the Warrior Cheerleaders.

Leonard W. Rose Jr. provided an update on his health, weight loss and his class grades.

Robert Berdin, President of the Old Town La Puente Association, introduced himself and is looking forward to working with the Council. He stated that he would like to have a farmer's market on Friday nights.

Susan Reyes, representative for Senator Hernandez, provided an update of their events: Cash for College at Mt. San Antonio College on Saturday, February 9, 2013 and the Women of Achievement Award the deadline to nominate is February 25, 2013.

Frank Sanchez stated that the Concerned Citizens Group would be starting up in February again. He stated the he was the former President of the Old Town Association. Mr. Sanchez thanked the staff for working with the Youth Coalition. The businesses are happier with the Council and Staff. He stated that Ms. Napolitano was able to have the railroad move swiftly on the closure of the crossing on Stimson to remedy the noise.

REPORT OUT OF CLOSED SESSION

City Attorney Casso reported that the City Council recessed into Closed Session at 6:30 p.m. As to the Item of Existing Litigation with United Rental vs. Two Horse Construction by a 5-0 vote direction was given to the Mayor to sign a settlement agreement which will be brought back for approval at the next Council meeting. As to the Item of Anticipated Litigation no reportable action was taken.

PRESENTATIONS

PRESENTATION OF MILITARY BANNER CERTIFICATES

The Mayor and City Council provided the Military Banner Certificates to the families of Angel M. Cruz and Jerry Luna.

BOARDS/COMMISSION/COMMITTEE REPORTS

Mayor Pro Tem Klinakis reported that he attended the San Gabriel Valley Council of Governments meeting and that they elected a new Executive Director, Ms. Andrea Travis Miller.

Mayor Holloway stated that he provided the letter from the Sanitation District on the closing of the landfill to City Manager Plumlee and he has distributed them to all of the Council.

A. MINUTES OF PREVIOUS CITY COUNCIL MEETING

A-1 READ AND APPROVE THE MINUTES OF THE REGULAR MEETINGS OF DECEMBER 11, 2012 AND JANUARY 8, 2013

Mayor Holloway moved to waive the reading and approve the Minutes of the Regular Meetings of December 11, 2012 and the corrected Minutes of January 8, 2013; 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.

B. PUBLIC HEARINGS BEFORE THE CITY COUNCIL

B-1 PUBLIC HEARING TO CONSIDER THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM FOR FISCAL YEAR 2013-14

Director of Development Services Di Mario provided a brief summary of this item.

Mayor Holloway opened the Public Hearing at 7:42 p.m.

Marty Paz requested the number of people on the waiting list for the loans. Director of Development Services Di Mario answered 77 people. Mr. Paz was concerned with the amount of funding being requested for only nine loans when there are 77 people on the list requesting loans.

There being no further speakers in support or opposition of this item, Mayor Holloway closed the Public Hearing at 7:45 p.m.

A Council and Staff discussion ensued as to the breakdown of the Housing Rehabilitation loans and grants, what type of work is being done with the loans/grants, how to expedite the process, how many can a dedicated staff person do per year, the requirements for the residents, how many residents have qualified for this funding and if this funding could pay for additional part-time staff member. Staff would bring back to Council the breakdown on the type of work that is being done with the loans/grants, the amount of residents that have qualified, and the amount of loans/grants that can be processed by a dedicated staff member. Staff also informed the Council that the State sets the required documentation for the approval of the loans/grants and that the funds have an administrative cap and they cannot be used for an additional part-time position.

Council Member Argudo moved to adopt Resolution No. 13-5061 authorizing the City's CDBG Program for Fiscal Year 2013-14 and to provide Council with the answers to the aforementioned questions; 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.

B-2 CONSIDERATION OF AN ORDINANCE AMENDING CHAPTER 5.48 OF THE LA PUENTE MUNICIPAL CODE PERTAINING TO TESTING FOR TAXICAB DRIVER'S PERMIT, AND CONSIDERATION OF A RESOLUTION RESCINDING A PORTION OF RESOLUTION NO. 99-4025 PERTAINING TO FEES FOR TAXICAB DRIVERS IN THE CITY AND AMENDING TAXICAB DRIVER FEES

Director of Development Services Di Mario provided a brief summary of this item.

Mayor Holloway opened the Public Hearing at 8:21 p.m.

Terry Berger, General Manager of Express Transportation Services (ETS), requested that the proposed $104.05 permit fee be lowered due to the drivers having to pay a backgrounds fee of $75 and drug testing fee of $50 for a total of over $225 in fees to be licensed in the City of La Puente. She also stated that there is a problem with bandit cabs in the City of La Puente. Ms. Berger would like to have the fee lowered to $75 or $80.

A Council discussion ensued as to the average cost of this permit within the surrounding cities, the amount that Express Transportation Services is requesting, whether lowering the rate would be a gift of public funds, bandit cabs, whether Express Transportation Services would want to have a franchise, and the renewal rate. Ms. Berger stated that the average fee and the fee that they would like is $75, the Franchise is beneficial to the cab driver because they do business in the surrounding cities. Director of Development Services Di Mario stated that staff did not review the renewal process at this time.

Police Chief Lt. Cacheiro provided a summary on the Sheriff's procedures for handling the bandit cabs. The Council Members provided the Chief with several locations where there are bandit cabs waiting for fares and asked what role could Code Enforcement play in regulating bandit cabs.

Marty Paz requested the number of tickets that have been issued to bandit cabs within the last year. Police Chief Cacheiro stated that he would provide Mr. Paz this information at a later date. Mr. Paz asked how many nights the Code Enforcement Officer worked during the week. City Manager Plumlee stated that one Senior Code Enforcement Officer works Monday through Thursday from 10:00 a.m. to 8:00 p.m. and a part-time Code Enforcement Officer on the weekends Saturday and Sunday.

There being no further speakers in support or opposition of this item, Mayor Holloway closed the Public Hearing at 8:45 p.m.

Council Member House moved to 1) Introduce Ordinance No. 13-924 of the Amending Section 5.48.220(Test for Driver's Permit) of Chapter 5.48 (Taxicab Operators and Taxicab Drivers) of Title 5 (Business Regulations and Licenses) of the La Puente Municipal Code; and 2) Adopt Resolution No. 13-5062 Rescinding Section 2, Item 36, Pertaining to Taxicab Drivers of Resolution No. 99-4025 and Adopting Fees for Taxicab Drivers in the City; seconded by Mayor Pro Tem Klinakis. The motion carried by the following roll call vote: AYES: Holloway, Klinakis, Argudo, and House. NOES: Lewis.

City Manager Plumlee read the Ordinance No. 13-924 by title as follows:

An Ordinance of the City of La Puente California Amending Section 5.48.220(Test for Driver's Permit) of Chapter 5.48 (Taxicab Operators and Taxicab Drivers) of Title 5 (Business Regulations and Licenses) of the La Puente Municipal Code

C. UNFINISHED BUSINESS OF THE CITY COUNCIL

E-3 DISCUSSION AND DIRECTION REGARDING EXISTING TAXICAB FRANCHISE AGREEMENT WITH EXPRESS TRANSPORTATION SYSTEMS, INC. (ETS)

Director of Development Services Di Mario provided a brief summary of this item and asked Council for direction.

Terry Berger, General Manager Express Transportation Services, requested a one or two year extension of the franchise agreement.

A Council discussion ensued as to the changes in both the Express Transportation Services and the City's staff, the enforcement of the City's Municipal Code, how the City advertises its franchisees, and the regulation of the bandit cabs. City Manager Plumlee stated that the taxi cab information has been listed on the City's website.

Mayor Holloway asked if there were something the City could do to ensure that the cabs that come into the City of La Puente have a business license.

City Attorney Casso stated that there is no regulation that provides for a taxi cab to have a City Business License to drop off a fare.

By Council consensus, direction was given to staff to negotiate with Express Transportation Services a two year extension of the Franchise Agreement.

Mayor Holloway recessed the City Council meeting at 9:01 p.m.

Mayor Holloway reconvened the City Council meeting at 9:08 p.m.

C-1 BEAUTIFY LA PUENTE AD HOC COMMITTEE REPORT (Mayor Pro Tem Klinakis)

Mayor Pro Tem Klinakis stated that he and Council Member House met with Staff and reviewed the survey forms submitted by the community. Property maintenance was the number one concern and another was inoperable vehicles.

Council Member House stated that poor property maintenance was the number one issue and a contributor to this are the trash cans in front of the resident's home. Another issue was the inoperable vehicles. The Committee would like to start with the inoperable vehicles by providing a 30 day moratorium in which residents will have to remove the vehicles. The second step would be to place a six month moratorium on the rest of the items that were of concern to the residents in order to beautify the City. The Committee is suggesting that Code Enforcement be used to rectify these issues and to advertise the procedures for correcting these issues.

Mayor Pro Tem Klinakis stated that it was not their intent to go out and impose additional burden on the residents, but there is a serious concern with these issues. He asked the City's recourse to enforce the removal of these inoperable vehicles.

Code Enforcement Supervisor Blakely provided the current process on the removal of inoperable vehicles. She also stated that the City's Municipal Code does provide a vehicle abatement process and this can be used to enforce the committee's request.

Council Member Argudo requested a tabulation of the surveys with the results and the process that was used for these surveys.

City Manager Plumlee provided the overview of the survey and the surveying process.

Council Member Lewis suggested that canvassing be done for these inoperable vehicles just like the canvassing that was done for the animal licensing.

Mayor Holloway stated that he would have liked a report showing where these issues were more prevalent. He stated that the City signs are bad as well.

The City Council provided direction to the Ad Hoc Committee that they bring back to the entire Council a written report with a plan, corrective options, cost, staff's time and a timeline to address these issues.

Mayor Pro Tem Klinakis requested that if any Council Members have any additional ideas to provide them to the City Manager.

C-2 INFORMATION TECHNOLOGY (IT) AD HOC COMMITTEE REPORT

Mayor Holloway stated that they had their first meeting on January 11, 2013 with Council Member Argudo, City Manager Plumlee and two representatives from ClientFirst the IT Support providers. He asked the City Manager for the two items that were passed out at the meeting.

City Manager Plumlee stated that he did not have the copies for the Council but would provide the copies later to all of the Council. ClientFirst is working on the critical items and are working on completing the entire list.

Council Member Argudo stated that ClientFirst is moving forward with the list of items that needed to be corrected. ClientFirst would be providing us with a plan to improve the system. This will cost the City to bring the system up to speed. He also stated that they would continue to meet with ClientFirst on a monthly basis.

D. CITY COUNCIL CONSENT CALENDAR

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

D-1 CONSIDERATION OF A RESOLUTION APPROVING WARRANT REGISTER NO. 1333 FOR FISCAL YEAR 2012-2013

Action Taken: The City Council adopted Resolution No. 13-5063 approving Warrant Register No. 1333.

D-2 CONSIDERATION OF AN EXTENSION TO AN AGREEMENT BETWEEN THE CITY AND THE CITY OF INGLEWOOD FOR PARKING CITATION MANAGEMENT SERVICES

Action Taken: The City Council approved the Amendment to Agreement No. 08-11.

E. NEW BUSINESS TO BE CONSIDERED BY THE CITY COUNCIL

E-1 CONSIDERATION OF A RESOLUTION RESCINDING PORTIONS OF RESOLUTION NOS. 08-4713 AND 08-4691 PERTAINING TO THE TERMS OF THE EDUCATION COMMISSION AND PUENTE PRIDE AWARD COMMITTEE, AND

ALIGNING THE APPOINTMENTS TO COINCIDE WITH THE PLANNING COMMISSION TERM

City Clerk Jacquez-Nares provided a brief summary of this item.
Council Member Lewis asked if this item were passed how would the members be notified of the extended terms.

City Clerk Jacquez-Nares stated that the Education Commission members have been asked if they were willing to serve the extended term if the Council was to approve this item and they all stated that they would. The Puente Pride Committee members also would be able to serve the extended term. Both entities would be informed of the Council's decision.

Council Member House moved to adopt Resolution No. 13-5064 rescinding those portions of Resolution Nos. 08-4713 and 08-4691 pertaining the terms of office for the Education Commission and Puente Pride Award Committee, extending their current terms and establishing two year terms for these offices; 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-2 FIRST QUARTER UPDATE ON THE CITY'S SPECIAL EVENTS AND THE CONSIDERATION OF THE FORMATION OF A SPECIAL EVENTS COMMITTEE

Recreation Manager Lerma provided a summary of this item.

Mayor Holloway stated his concerns with all the events and provided his recommended improvements to the events. He would like to see the other Commissions and Committees being fully utilized and does not support another committee.

Council Member House stated his concerns with the Holiday Home Decorating Contest which he believes needs to be changed.

Council Member Lewis thanked the staff for their hard work and she supports the Special Events Committee because this will allow other community members to participate.

Council Member Argudo stated his concerns with the events and provided suggestions on how to improve the events. He too would like to see more involvement from the other commissions/committees and does support the formation of this committee.

Mayor Pro Tem Klinakis thanked staff for their hard work.

Council Member House supports the formation of the Special Events Committee.
Mayor Holloway stated that committees bring forth recommendations to the City Council for final approval.

Recreation Manager Lerma stated that she would provide an agenda report to Council with the recommendations for formulation of this committee for their approval.

RECESS THE CITY COUNCIL

Mayor/Chair Holloway recessed the City Council meeting and reconvened the Successor Agency at 10:15 p.m.
RECONVENE THE CITY COUNCIL

Mayor Holloway reconvened the City Council Meeting at 10:17 p.m.

ADHOC COMMITTEE REPORTS - None.

AB 1234 REPORTS - None.

ORAL COMMENTS FROM COUNCIL

Mayor Pro Tem Klinakis reminded everyone that their Fair Political Practices Commission (FPPC) Campaign Contribution Form 460 is due on January 31, 2013.

Mayor Holloway reminded the Council Members of the Fair Political Practices Commission (FPPC) $50 fee for their Political Campaign Committee that is due on February 15, 2013.

ORAL COMMENTS FROM STAFF

City Manager Plumlee reminded everyone of the Nature Center Opening scheduled on January 22, 2013 at 10:00 a.m.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Holloway adjourned the meeting at 10:20 p.m. in the memory of Congress Woman's Grace Napolitano's daughter, Yolanda Louwers.

Approved this 12th day of February 2013

Pat Jacquez-Nares, CMC
City Clerk

Daniel C. Holloway
Mayor