

MINUTES
LA PUENTE CITY COUNCIL AND SUCCESSOR AGENCY
REGULAR MEETING OF
DECEMBER 8, 2015

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.lapueente.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 Tuesday, December 8, 2015, at 7:00 p.m.

CALL TO ORDER

Mayor Holloway called the meeting to order at 7:03 p.m.

ROLL CALL

Members present: Holloway, Munoz, Argudo, Klinakis, Lewis.

Members absent: None.

Staff members present: City Manager Carmany, City Attorney/Legal Counsel Casso, Director of Administrative Services Bird, Development Services Director Di Mario, Chief Deputy City Clerk Garcia, Director of Recreation Services Lerma, Code Enforcement Manager Mrakich and City Engineer Pagett.

PLEDGE OF ALLEGIANCE

The San Gabriel Valley Young Marines Color Guard performed the presentation of the flag and led the Pledge of Allegiance.

PRESENTATIONS

Daniela Leon, Workman Elementary School student, spoke about the school's holiday party and spending time with friends and family during the holidays. She further spoke about students caroling at the senior center to spread joy, participating in a holiday toy drive for kids and taking pride in the community.

Luis Molina, Sunset Elementary School student, appreciated the opportunity to participate in the holiday parade and tree lighting ceremony. He stated he was looking forward to other planned activities including youth in government day and gaining a deeper understanding of his community thanks to the LEAD program.

ORAL COMMUNICATIONS

Leonard Wayne Rose, Jr. spoke about the holiday parade, a movie based on the life of Mother Teresa, updates on El Nino and being good to those around you.

Daniel Luevanos gave an update on One Legacy, how to become an organ donor and provided some statistics on those waiting on organ transplants. He further spoke about the One Legacy Rose Parade float and shared some photos of the float.

Manuel Maldonado thanked staff for the good work they have been doing, including graffiti abatement. He spoke about the median along Unruh not being properly maintained and trash collecting in the ivy. He further spoke about food donations for Thanksgiving, thanked the City for the holiday parade and tree lighting and commended residents for attending neighborhood watch meetings at his house.

Henry Pedregon spoke on behalf of the Gabrieleno Indians with regard to the proposed Discovery Center at the Whittier Narrows Nature Center. He stated there is a fear that artifacts and human remains will be found during construction. He further stated he is not opposed to the idea of an educational center but is opposed to the location and has been working with the Army Corps of Engineers to attempt to make adjustments to the site. He requested City Council withdraw any support it may have previously given with regard to the location of the Discovery Center.

Mayor Holloway requested that Item E-1 be heard at this time.

E-1 CONSIDERATION AND POSSIBLE ACTION REGARDING A REQUEST FROM MR. S. CLAUS FOR VARIANCES FROM THE CITY'S MUNICIPAL CODE

Mr. Claus stated he was attending the meeting on behalf of the boys and girls of the City of La Puente to request that the City Council approve variances from the Municipal Code so he may deliver gifts to all the good children. He thanked City Council for considering his request.

A motion was made by Council Member Lewis, seconded by Mayor Holloway, to approve Resolution No. 15-5253: (1) granting a free business license for a non-profit organization (LPMC 5.04.180); (2) waiving the Noise Ordinance to permit the sound of bells (LPMC 4.34); (3) waiving the Trespass Ordinance (LPMC 3.16.130); and (4) waiving the ordinance on Animal Regulations (LPMC 10.50.040). The motion carried by the following roll call vote:

AYES:	Holloway, Munoz, Argudo, Klinakis and Lewis.
NOES:	None.
ABSTAIN:	None.
ABSENT:	None.

BOARDS/COMMISSION/COMMITTEE REPORTS – None

A. MINUTES OF PREVIOUS CITY COUNCIL AND SUCCESSOR AGENCY

A-1 READ AND APPROVE THE MINUTES OF THE CITY COUNCIL AND SUCCESSOR AGENCY MEETINGS OF NOVEMBER 10, 2015, AND NOVEMBER 17, 2015

A motion was made by Council Member Argudo, seconded by Mayor Pro Tem Munoz, to waive the reading and approve the Minutes of the meetings of November 10, 2015, and November 17, 2015. The motion carried by the following roll call vote:

AYES: Holloway, Munoz, Argudo, Klinakis and Lewis.
NOES: None.
ABSTAIN: None.
ABSENT: None.

B. PUBLIC HEARINGS BEFORE THE CITY COUNCIL

B-1 CONSIDERATION OF MUNICIPAL CODE AMENDMENT NO. 139 - AN ORDINANCE TO AMEND TABLE 2-5 (CM ZONE-ALLOWED USES AND PERMIT REQUIREMENTS) OF SECTION 10.14.020 (LAND USE REGULATIONS) OF CHAPTER 10.14 (COMMERCIAL-MANUFACTURING ZONE) OF TITLE 10 (ZONING) OF THE LA PUENTE MUNICIPAL CODE TO ALLOW COMMERCIAL RECREATION AND ENTERTAINMENT USES IN THE COMMERCIAL MANUFACTURING ZONE SUBJECT TO APPROVAL OF A CONDITIONAL USE PERMIT FOR ALL SUCH USES AND APPROVAL OF AN INITIAL STUDY/NEGATIVE DECLARATION FOR SAME

Development Services Director Di Mario gave a presentation regarding amending the City's Commercial Manufacturing (CM) Zone.

Luis Molina, Sunset Elementary School student, supported the amendment as it would provide new opportunities for employment for those struggling to find jobs.

Council Member Argudo stated this would be a great opportunity to introduce alternative sports into the City but wanted to ensure the City would not be approving adult entertainment such as nightclubs and raves.

Mayor Holloway stated this project is great for the City and will add a lot to the area. Discussion ensued regarding what uses would be allowed in the CM Zone and whether adult entertainment would be approved by the proposed amendment. City Attorney Casso explained that adult businesses are an allowed use in the zone as a matter of right subject to restrictions. He further explained businesses are governed by the terms of their conditional use permits and would need to apply to the City for any amendment to their permit. Development Services Director Di Mario stated that in the existing City's Zoning

Code live entertainment and amplified music are not allowed in the CM Zone and if there was a violation of the conditional use permit, the permit could be revoked.

A motion was made by Council Member Klinakis, seconded by Council Member Argudo, to waive the reading and read by title only Ordinance No. 15-937 Amending Table 2-5 (CM Zone-Allowed Uses and Permit Requirements) of Section 10.14.020 (Land Use Regulations) of Chapter 10.14 (Commercial-Manufacturing Zone) of Title 10 (Zoning) of the La Puente Municipal Code to allow commercial recreation and entertainment uses in the Commercial Manufacturing Zone subject to the approval of a conditional use permit for all such uses. The motion carried by the following roll call vote:

AYES: Holloway, Munoz, Argudo, Klinakis and Lewis.
NOES: None.
ABSTAIN: None.
ABSENT: None.

City Manager Carmany read by title only Ordinance No. 15-937 Amending Table 2-5 (CM Zone-Allowed Uses and Permit Requirements) of Section 10.14.020 (Land Use Regulations) of Chapter 10.14 (Commercial-Manufacturing Zone) of Title 10 (Zoning) of the La Puente Municipal Code to allow commercial recreation and entertainment uses in the Commercial Manufacturing Zone subject to the approval of a conditional use permit for all such uses.

A motion was made by Council Member Klinakis, seconded by Council Member Argudo, to introduce Ordinance No. 15-937 - an Ordinance of the City Council of the City of La Puente Amending Table 2-5 (CM Zone-Allowed Uses and Permit Requirements) of Section 10.14.020 (Land Use Regulations) of Chapter 10.14 (Commercial-Manufacturing Zone) of Title 10 (Zoning) of the La Puente Municipal Code to allow commercial recreation and entertainment uses in the Commercial Manufacturing Zone subject to the approval of a conditional use permit for all such uses; and approve the Initial Study/Negative Declaration with comments from LASD for same. The motion carried by the following roll call vote:

AYES: Holloway, Munoz, Argudo, Klinakis and Lewis.
NOES: None.
ABSTAIN: None.
ABSENT: None.

C. UNFINISHED BUSINESS OF THE CITY COUNCIL – None

D. CITY COUNCIL CONSENT CALENDAR

Council Member Argudo pulled Item D-4 for further discussion.

A motion was made by Council Member Argudo, seconded by Mayor Pro Tem Munoz, to approve Consent Calendar Items D-1, D-2, D-3 and D-5. The motion carried by the following roll call vote:

AYES: Holloway, Munoz, Argudo, Klinakis and Lewis.
NOES: None.
ABSTAIN: None.
ABSENT: None.

D-1 CONSIDERATION OF A RESOLUTION APPROVING WARRANT REGISTER NO. 1398

Action taken: City Council adopted Resolution No. 15-5249 approving Warrant Register No. 1398.

D-2 CONSIDERATION OF A JOINT TAX SHARING RESOLUTION WITH THE COUNTY OF LOS ANGELES BOARD OF SUPERVISORS APPROVING AND ACCEPTING NEGOTIATED EXCHANGE OF PROPERTY TAX REVENUES RESULTING FROM ANNEXATION OF PROPERTY LOCATED AT 1545 HACIENDA BOULEVARD (APN 8471-020-035) INTO SANITATION DISTRICT NO. 15 (ANNEXATION NO. 295)

Action taken: City Council adopted the joint resolution with the Los Angeles County Board of Supervisors approving and accepting negotiated exchange of property revenues resulting from annexation of the property located at 1545 Hacienda Boulevard (APN 8471-020-035) into Sanitation District No. 15 (Annexation No. 295).

D-3 AUTHORIZATION TO SOLICIT BIDS FOR CONCRETE REPAIRS AT VARIOUS LOCATIONS CITYWIDE

Action taken: City Council: (1) approved the specifications for the Construction of the Concrete Repairs at Various Locations Citywide; and (2) authorized staff to solicit bids.

D-4 CONSIDERATION OF: (1) RESOLUTION 15-5250, A RESOLUTION RESCINDING RESOLUTION 15-5226, AND AMENDING THE COMPREHENSIVE PERSONNEL SYSTEM AND ESTABLISHING THE NUMBER OF AUTHORIZED FULL-TIME POSITIONS AND MONTHLY RANGES FOR CITY EMPLOYEES; AND (2) RESOLUTION 15-5251, AMENDING THE COMPREHENSIVE PERSONNEL SYSTEM AND ESTABLISHING THE NUMBER OF AUTHORIZED PART-TIME POSITIONS AND HOURLY RATES FOR CITY EMPLOYEES

Council Member Argudo pulled this item for further discussion.

Council Member Argudo asked if other than separating the classes, there were any steps or hourly rates that changed with regard to the full-time employees. Administrative Services Director Bird responded that the resolutions were separated to clear up any confusion when full-time employees receive increases or ranges move and part-time employees are not affected. She further stated there was no fiscal impact with regard to full-time employees.

A motion was made by Mayor Holloway, seconded by Council Member Lewis, to approve Resolution 15-5250 rescinding Resolution 15-5226 and amending the comprehensive personnel system and establishing the number of authorized full-time positions and monthly ranges for City employees; and (2) approve Resolution 15-5251 establishing the number of authorized part-time positions and hourly rates for City employees. The motion carried by the following roll call vote:

AYES: Holloway, Munoz, Argudo, Klinakis and Lewis.
NOES: None.
ABSTAIN: None.
ABSENT: None.

D-5. RECEIVE AND FILE THE CITY'S COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR ENDED JUNE 30, 2015

Action taken: City Council received and filed the Comprehensive Annual Financial Report, the Independent Accountant's report on the Appropriations Limit Worksheet, the Independent Auditor's Report on Internal Control and the Statement on Auditing Standard No. 114 Report for the fiscal year ended June 30, 2015.

E. NEW BUSINESS TO BE CONSIDERED BY THE CITY COUNCIL

E-2 CONSIDERATION OF AN ORDINANCE ADDING CHAPTER 3.76 (SHOPPING CART REGULATIONS) TO TITLE 3 (PUBLIC SAFETY AND MORALS) OF THE LA PUENTE MUNICIPAL CODE

Code Enforcement Manager Mrakich provided a presentation on shopping carts in the City. He noted abandoned shopping carts cause blight and the proposed ordinance would reduce abandoned carts and set forth a procedure allowing the City to deal with them in accordance with the law.

Code Enforcement Manager Mrakich stated the City had received a letter from the California Grocers Association on December 8, 2015, requesting that the City not punish retailers with hefty fines. He noted he met with the Association and seven other stakeholders on November 9, 2015, to thoroughly vet the draft ordinance. He noted no significant concerns were identified at that meeting or at any time since.

Council Member Klinakis acknowledged there is an issue with shopping carts in the City. He expressed concern that some affected businesses did not seem to know about the stakeholder's

meeting and would prefer to table the issue until January, 2016 to allow staff time to contact all stakeholders.

Code Enforcement Manager Mrakich stated over 50 invitations had been mailed to business owners and property owners in the City. He further noted the letter received earlier in the day from the California Grocers Association was a standard email the Association sends to each City Council whenever shopping carts are being discussed.

Mayor Holloway requested additional information on how the ordinance would be enforced and what the penalties would be. Mayor Pro Tem Munoz applauded the City for taking up this issue and agreed with postponing the item to be sure the City is engaging all of the affected businesses. Council Member Lewis concurred with postponing the item. She noted the City needs to address the issue while keeping in mind the burden placed on businesses. Council Member Argudo applauded staff for the ordinance and noted if business owners were concerned about the ordinance, they would be at the City Council meeting.

Direction was given to staff to reach out personally to the 43 stakeholders who did not previously respond so each one is fully informed and bring the item back at a City Council meeting in January, 2016.

ADHOC COMMITTEE REPORTS

Code Enforcement: Nothing to report.

Electronic Signs: Council Member Klinakis reported staff is making progress with regard to electronic signs.

Health Fair: Mayor Pro Tem Munoz reported that the Committee met on November 30 and December 7, 2015. Director of Recreation Services Lerma reported the Committee discussed sponsors, drafted a sponsorship letter and flyer with services available and placed information on the Health Fair on the City's website and Facebook page. She noted the Committee would meet again after the holidays.

Homeless: Nothing to report.

Public Art: Mayor Holloway reported two meetings had taken place and another meeting was scheduled for after the holidays.

Valley Wall: Council Member Klinakis reported the City of Industry had approved the loan and a meeting would be scheduled in the coming week to discuss the transfer of funds. He noted the bid opening would take place on December 17, 2015.

Boys and Girls Club: Mayor Holloway reported the merger was pending.

City's 60th Anniversary: Mayor Holloway reported the committee had met three times and plans are moving forward.

Grant Writing: Nothing to report.

AB 1234 REPORTS – None

ORAL COMMENTS FROM COUNCIL

Council Member Klinakis thanked staff for the holiday parade and tree lighting and wished everyone a Merry Christmas.

Mayor Pro Tem Munoz agreed that the parade was great and thanked staff and the Sheriff's Department for their hard work.

Council Member Lewis stated the parade was fantastic and the community was pleased; she noted snow was a great addition.

Council Member Argudo wished everyone a happy New Year.

Mayor Holloway stated staff did an amazing job with the parade and wished everyone a happy holiday.

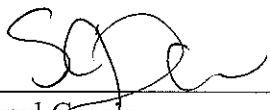
ORAL COMMENTS FROM STAFF

City Manager Carmany reported the affordable housing project on Unruh Avenue is pending final review by the County Community Development Commission and the City will be appealing the lack of points awarded to the project. City Engineer Pagett gave a status report on several cooperative projects with the City of Industry, including the intersection projects at Nelson/Sunset and Nelson/Puente. With regard to the railroad quiet study being prepared by the City of Industry, a request for proposals will be released soon. He noted all of Industry's capital improvements projects will be taken to their City Council for prioritization. City Manager Carmany further reported City Hall had adopted a family for the holidays. He announced he would be out of the office December 24 through January 3 and Director of Administrative Services Bird would be acting City Manager.

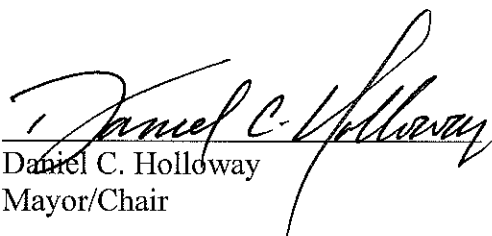
ADJOURNMENT

There being no further business before the City Council, Mayor Holloway adjourned the meeting at 8:51 p.m. in honor of Lucia Maldonado's 98th birthday.

Approved this 12th day of January, 2016.



Sheryl Garcia
Chief Deputy City Clerk



Daniel C. Holloway
Mayor/Chair