



REGULAR MEETING AGENDA
125 E. College Street, Covina, California
Council Chamber of City Hall and
Teleconference location:
The Westin Ka'anapali
6 Kai Ala Drive, Room 2220, Lahaina, HI 96761
Tuesday, October 18, 2016

**CITY COUNCIL/SUCCESSOR AGENCY TO THE COVINA
REDEVELOPMENT AGENCY/COVINA PUBLIC FINANCING
AUTHORITY/COVINA HOUSING AUTHORITY
JOINT MEETING—CLOSED SESSION
6:30 p.m.**

CALL TO ORDER

ROLL CALL

Council/Agency/Authority Members Walter Allen III, Peggy A. Delach, John C. King, Mayor Pro Tem/Vice-Chair Jorge A. Marquez and Mayor/Chair Kevin Stapleton

PUBLIC COMMENTS

The Public is invited to make comment on Closed Session items only at this time. To address the Council/Agency/Authority please complete a yellow speaker request card located at the entrance and give it to the City Clerk. Your name will be called when it is your turn to speak. Individual speakers are limited to five minutes each.

The City Council/Successor Agency to the Covina Redevelopment Agency/Covina Public Financing Authority/Covina Housing Authority will adjourn to closed session for the following:

CLOSED SESSION

- A. Government Code § 54956.9(d)(1) – CONFERENCE WITH LEGAL COUNSEL:
EXISTING LITIGATION**
- Name of Case: Powers, Justin v. City of Covina, et al; Case No. 2:15 CV 5877

**B. Government Code § 54956.9(d)(1) – CONFERENCE WITH LEGAL COUNSEL:
EXISTING LITIGATION**

- Name of Case: Oscar Hernandez and Laura Asencio v. City of Covina; Case No. BC620177 Superior Court of the State of California for the County of Los Angeles

C. Government Code § 54957.6 – CONFERENCE WITH LABOR NEGOTIATORS

Agency Designated Representative: Danielle Tellez, Human Resources Director
Employee Organizations: American Federation of State, County and Municipal Employees (AFSCME); Police Association of Covina (PAC); Police Management Group (PMG); and Police Supervisors of Covina (PSC)

D. Government Code § 54957.6 – CONFERENCE WITH LABOR NEGOTIATORS

Agency Designated Representative: Danielle Tellez, Human Resources Director
Unrepresented Employees: Mid-Management, Supervisory and Professional, and Confidential and Technical Employees; and Executive Employees (excluding the City Manager)

RECESS

**CITY COUNCIL/SUCCESSOR AGENCY TO THE COVINA
REDEVELOPMENT AGENCY/COVINA PUBLIC FINANCING
AUTHORITY/COVINA HOUSING AUTHORITY
JOINT MEETING—OPEN SESSION**

7:30 p.m.

RECONVENE AND CALL TO ORDER

ROLL CALL

Council/Agency/Authority Members Walter Allen III, Peggy A. Delach, John C. King, Mayor Pro Tem/Vice-Chair Jorge A. Marquez and Mayor/Chair Kevin Stapleton

PLEDGE OF ALLEGIANCE

Led by Councilmember Allen.

INVOCATION

Given by Covina Police Chaplain Truax.

PRESENTATIONS

Breast Cancer Awareness Proclamation

Red Ribbon Week Proclamation

Covina Concert Band 60th Anniversary Recognition

PUBLIC COMMENTS

To address the Council/Agency/Authority please complete a yellow speaker request card located at the entrance and give it to the City Clerk/Agency/Authority Secretary. Your name will be called when it is your turn to speak. Those wishing to speak on a LISTED AGENDA ITEM will be heard when that item is addressed. Those wishing to speak on an item NOT ON THE AGENDA will be heard at this time. State Law prohibits the Council/Agency/Authority Members from taking action on any item not on the agenda. Individual speakers are limited to five minutes each.

COUNCIL/AGENCY/AUTHORITY COMMENTS

Council/Agency/Authority Members wishing to make any announcements of public interest or to request that specific items be added to future Council/Agency/Authority agendas may do so at this time.

CITY MANAGER COMMENTS

CONSENT CALENDAR

All matters listed under consent calendar are considered routine, and will be enacted by one motion. There will be no separate discussion on these items prior to the time the Council/Agency/Authority votes on them, unless a member of the Council/Agency/Authority requests a specific item be removed from the consent calendar for discussion.

- CC 1. Minutes of the September 20, 2016, Study Session and October 4, 2016, Regular Meetings of the City Council/Successor Agency to the Covina Redevelopment Agency/Covina Public Financing Authority/Housing Authority.**
- CC 2. Payment of City Demands in the Amount of \$3,699,783.21.**
- CC 3. Payment of Agency Demands in the Amount of \$62,434.26.**
- CC 4. City Council to Adopt Resolution No. 16-7539 Confirming Continued Existence of An Emergency Condition for the Residual Control System at the Charter Oak Reservoir Site Pursuant to Chapter 2.5 (Emergency Contracting Procedures) of the Public Contracts Code.**
- CC 5. Miscellaneous Concrete and Asphalt Repairs – Approval of Change Order No. 2 and Final Acceptance and Filing Notice of Completion.**
- CC 6. Used Oil Payment Program - Professional Services Agreement with KJServices Environmental Consulting.**
- CC 7. Urban Water Management Plan – Proposed Professional Services Agreement with Stetson Engineers, Inc. for the Development of the 2015 Urban Water Management Plan.**
- CC 8. Covina Housing Authority Annual Report FY 2015-2016.**
- CC 9. Lease Agreement with the Covina Valley Historical Society for the Firehouse Jail Museum.**

CC 10. Second Amendment to Professional Services Agreement with Covina Irrigating Company for Water System and Water Quality Consulting Services and Adoption of Resolution No. 16-7544 to Amend the FY 2017 Operating Budget by \$65,000 to Provide Funding for the Second Amendment to Professional Services Agreement with Covina Irrigating Company.

CC 11. Quarterly Report of the Treasurer to the City Council and the Successor Agency to the Covina Redevelopment Agency for the Quarter Ended September 30, 2016.

PUBLIC HEARING

PH 1. Ordinance No. 16-2062 Setting the City's Refuse Collection Services Rates for Residential, Commercial, and Industrial Customers for FY 2016-17 through FY 2018-19, Effective July 1, 2016 – Public Hearing and Adoption.

Staff Recommendation:

1. Conduct the public hearing by (1) receiving a staff presentation pertaining to the proposed refuse rate increase; (2) allow all persons interested in the matter of the proposed rate increase to provide testimony; and (3) receive all written communications regarding the proposed rate increase.
2. Determine at the close of the public hearing whether or not written protests have been received by a majority of record owners or customers.
3. If the City Council determines at the close of the public hearing that written protests have been presented, and not withdrawn, by the Record Owners or Customers of Record of a majority of the Identified Parcels, the City shall not impose the fee or charge (i.e., there is a majority protest), and the Proposed Increase shall not be approved; and
4. If the City Council determines at the close of the public hearing that there is not a majority protest, adopt by a two-thirds vote **Ordinance No. 16-2062**, setting the City's Refuse Collection Services Rates for Residential, Commercial, and Industrial Customers for FY 2016-17 through FY 2018-19, effective July 1, 2016.

CONTINUED BUSINESS

CB 1. Consideration of Resolutions relating to Covina's General Municipal Election to be held on March 7, 2017, including Placing a Measure Extending the City's Utility Users Tax on the March 2017 Ballot.

Staff Recommendation:

1. Adopt **Resolution No. 16-7540** calling for the holding of a General Municipal Election on Tuesday, March 7, 2017.
2. Adopt **Resolution No. 16-7541** requesting the Board of Supervisors of the County of Los Angeles to direct the Registrar-Recorder/County Clerk's Office to administer, manage and oversee the Election.
3. Adopt **Resolution No. 16-7544** requesting the Board of Supervisors to render specified services relating to the Election.
4. Adopt **Resolution No. 16-7542** adopting regulations for candidates' statements.
5. Adopt **Resolution No. 16-7543** ordering that an ordinance to extend the City's existing utility users tax (Option 1 or Option 2) be submitted to the voters at the General Municipal Election to

be held March 7, 2016, directing the City Attorney to prepare an impartial analysis of the measure, setting priorities for filing a written argument relating to the ballot measure, designating up to two councilmembers to prepare and submit a ballot argument in favor of the measure, and providing for rebuttal arguments relating to the ballot measure.

NEW BUSINESS

NB 1. Request from LA Works for \$20,000 to Pay for Expenses Related to the Closeout of the Agency.

Staff Recommendation:

Appropriate \$20,000 from the Liability Insurance Fund.

NB 2. Ordinance No. 16-2063 - Adopting by Reference the 2016 Edition of the California Building Standards Code (California Code of Regulations, Title 24) including the 2016 California Administrative Code, the 2016 California Building Code Volumes 1 and 2, including Chapters 1-35 and Appendices H, I, and J, the 2016 California Residential Code including Chapters 1-10 and 44, and Appendices A, B, C, G, H, I, J, K, and P, the 2016 California Electrical Code, the 2016 California Mechanical Code, the 2016 California Plumbing Code, the 2016 California Historical Building Code, the 2016 California Fire Code, the 2016 California Existing Code, the 2016 California Green Building Standards Code, the California Reference Standards Code, Together with Certain Additions, Insertions, Deletions and Changes Thereto, and Amending Title 14 (Building and Construction) of the Covina Municipal Code.

Staff Recommendation:

1. Introduce and waive further reading of **Ordinance No. 16-2063** adopting by reference the 2016 Edition of the California Building Standards Code (California Code of Regulations, Title 24) including the 2016 California Administrative Code, the 2016 California Building Code Volumes 1 and 2, including Chapters 1-35 and Appendices H, I, and J, the 2016 California Residential Code including Chapters 1-10 and 44, and Appendices A, B, C, G, H, I, J, K, and P, the 2016 California Electrical Code, the 2016 California Mechanical Code, the 2016 California Plumbing Code, the 2016 California Historical Building Code, the 2016 California Fire Code, the 2016 California Existing Code, the 2016 California Green Building Standards Code, the California Reference Standards Code, together with certain additions, insertions, deletions and changes thereto, and Amending Title 14 (Building and Construction) of the Covina Municipal Code.
2. Schedule a public hearing for November 15, 2016, to receive public input on the proposed adoption by reference of the aforementioned Codes.

ADJOURNMENT

The Covina City Council/Successor Agency to the Covina Redevelopment Agency/Covina Public Finance Authority/Covina Housing Authority will adjourn to its next regular meeting of the Council/Agency/Authority scheduled for Tuesday, November 1, 2016, at 6:30 p.m. for closed session and 7:30 p.m. for open session inside the Council Chamber, 125 East College Street, Covina, California, 91723.

Any member of the public may address the Council/Agency/Authority during both the public comment period and on any scheduled item on the agenda. Comments are limited to a maximum of five minutes per speaker unless, for good cause, the Mayor/Chairperson amends the time limit. Anyone wishing to speak is requested to submit a yellow Speaker Request Card to the City Clerk; cards are located near the agendas or at the City Clerk's desk.

MEETING ASSISTANCE INFORMATION: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at (626) 384-5430. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

If you challenge in court any discussion or action taken concerning an item on this agenda, you may be limited to raising only those issues you or someone else raised during the meeting or in written correspondence delivered to the City at or prior to the City's consideration of the item at the meeting.

The Covina City Clerk's Office does hereby declare that, in accordance with California Government Code Section 54954.2(a), the agenda for the Tuesday, October 18, 2016 meeting was posted on October 13, 2016, on the City's website and near the front entrances of: 1) Covina City Hall, 125 East College Street, Covina; and 2) the Covina Public Library, 234 N. Second Avenue, Covina.

MATERIALS RELATED TO AN ITEM ON THIS AGENDA, AND SUBMITTED TO THE CITY COUNCIL AFTER PUBLICATION OF THE AGENDA, ARE AVAILABLE TO THE PUBLIC IN THE CITY CLERK'S OFFICE AT 125 E. COLLEGE STREET, COVINA.