



City of Covina/Covina Redevelopment
Agency/Covina Public Finance Authority
Mayor Peggy Delach – Mayor Pro Tem John King
Council Members Walt Allen, III – Bob Low – Kevin Stapleton

REGULAR MEETING AGENDA
125 E. College Street, Covina, CA
Council Chambers of City Hall
Tuesday, November 2, 2010
6:30 p.m.

- **The City Council/Redevelopment Agency will meet in closed session from 6:30 p.m.-7:30 p.m.**
- As a courtesy to Council/Agency/Authority Members, staff and attendees, everyone is asked to silence all pagers, cellular telephones and any other communication devices.
- Any member of the public may address the City Council, Redevelopment Agency, and Public Finance 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.
- Please provide 10 copies of any information intended for use at the City Council/Covina Redevelopment Agency/Covina Public Finance Authority meeting to the City Clerk prior to the meeting.
- 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 Department at (626) 384-5430. Services such as American Sign Language interpreters, a reader during the meeting, and/or large print copies of the agenda are available. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. Assisted listening devices are now available. Please see the City Clerk before the meeting or during a break for more information.
- DOCUMENT AVAILABILITY: Any writings or documents provided to a majority of the City Council/Redevelopment Agency/Public Finance Authority regarding any item on this agenda will be made available for public inspection at the City Clerk counter at City Hall located at 125 E. College Street and the Reference Desk at the Covina Library located at 234 N. Second Avenue during normal business hours. In addition, such writings and documents are available in the City Clerk's office and may be posted on the City's website at <http://www.covina.ca.gov/clerk/agendas.htm>.
- Pursuant to Government Code Section 54954.2, no matter shall be acted upon by the City Council/Redevelopment Agency/Public Finance Authority unless listed on agenda, which has been posted not less than 72 hours prior to 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 Deputy City Clerk of the Covina City Council hereby declares that the agenda for the **November 2, 2010** Regular City Council meeting was posted on **October 28, 2010** near the front entrance of the City Hall, 125 East College Street, Covina, in accordance with Section 54954.2(a) of the Government Code.

November 2, 2010

**CITY COUNCIL/REDEVELOPMENT AGENCY
JOINT MEETING—CLOSED SESSION
6:30 p.m.**

CALL TO ORDER

ROLL CALL

Council/Agency Members Allen, Low, Stapleton, Mayor Pro Tem/Vice Chairperson King, Mayor/Chairperson Delach.

PUBLIC COMMENTS

The Public is invited to make comment on Closed Session items only at this time. To address the Council/Agency, 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 and Redevelopment Agency will adjourn to Closed Session for the following:

CLOSED SESSION

- A. G.C. §54956.8 – CONFERENCE WITH REAL PROPERTY NEGOTIATOR
NEGOTIATIONS TO INCLUDE BOTH PRICE AND TERMS:
DESIGNATED REPRESENTATIVE: Robert Neuber, Comm. Development Director
- Off Citrus – 114 E. Italia Street (APN: 8445-001-905)
 - Charlie Park – 116 E. School Street (APN: 8430-027-009)
 - Yen Yao Hsih (APN 8431-028-007)
 - Yen Yao Hsih (APN 8431-028-025)
 - Yen Yao Hsih (APN 8431-028-026)
 - Yen Yao Hsih (APN 8431-028-029)
- B. G.C. §54956.9(b)(3)(A) – CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation
Potential Case: One (1)

RECESS

**CITY COUNCIL
REDEVELOPMENT AGENCY/PUBLIC FINANCE AUTHORITY
JOINT MEETING—OPEN SESSION
7:30 p.m.**

CALL TO ORDER

ROLL CALL

Council/Agency/Authority Members Allen, Low, Stapleton, Mayor Pro Tem/Vice Chairperson King, Mayor/Chairperson Delach

PLEDGE OF ALLEGIANCE

Led by Mayor Pro Tem King

INVOCATION

Led by the Covina Police Chaplain David Truax

PRESENTATIONS

Recognition – Community Hero, Jackie Miller

Recognition – Geoff Cobbett – Maintenance Superintendents Association Award

Presentation in memory of Leonard Klenk, District Eagle Advisor and long time Covina resident

Presentation on the new Library Program – "Food for Fines"

Presentation by the Sanitation Districts of Los Angeles County on the Waste-By-Rail Program

PUBLIC COMMENTS

To address the City Council/Redevelopment Agency/Public Finance 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 Members wishing to make any announcements of public interest or to request that specific items be added to future City Council/Redevelopment Agency/Public Finance 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/Redevelopment Agency/Public Finance Authority votes on them, unless a member of the Council/Agency requests a specific item be removed from the consent calendar for discussion.

CC 1. City Council to approve the Minutes of the October 19, 2010 Regular City Council/Redevelopment Agency Meeting.

- CC 2. City Council to receive and file the Fiscal Year 2009-2010 4th Quarter Update on Major Funds.
- CC 3. City Council to receive and file the Quarterly Report of the Treasurer to the City Council for the Quarter Ended September 30, 2010.
- CC 4. City Council to adopt **Resolution No. 10-6888**, approving the Memorandum of Understanding between the City of Covina and the Police Association of Covina.
- CC 5. City Council to adopt **Resolution No. 10-6902**, approving the carry over of certain funds from Fiscal Year 2009-2010 to Fiscal Year 2010-2011.
- CC 6. City Council to accept letters of resignation from Michael Gainor of the Covina Library Board of Trustees and from Carmine Lanza of the Covina Personnel Advisory Board.
- CC 7. City Council to receive and file a report of total workers' compensation liabilities under Labor Code §3702.6(b) requiring each public self insurer to advise its governing board of total liabilities reported, and if current funding of those liabilities is in compliance with the requirements of GASB 10.
- CC 8. Redevelopment Agency to approve a Right of Entry Agreement by and between the Covina Redevelopment Agency and Elite Dining, Incorporated.
- CC 9. Redevelopment Agency to receive and file the Quarterly Report of the Treasurer to the Covina Redevelopment Agency for the Quarter Ended September 30, 2010.
- CC 10. Redevelopment Agency to receive and file the report on the International Council of Shopping Centers (ICSC) Western Division Conference--Deal Making.

CONTINUED PUBLIC HEARING

CPH 1. Continued City Council consideration of voiding/revocation of Conditional Use Permits #87002 and 99-001 and Business License #027874 for the establishment known as "The Well" Bar, located at 989 West San Bernardino Road, Covina, California, 91722.

Staff Recommendation:

- a.) City Council to conduct the continued Public Hearing, take testimony and evidence and hear arguments; and
- b.) City Council to consider voiding/revocation of Conditional Use Permits #87002 and 99-001 and Business License #027874 for the establishment known as "The Well" Bar, located at 989 West San Bernardino Road, Covina, California, 91722; and
- c.) City Council to adopt **Resolution No. 10-6904**, voiding/revoking CUP 87002, CUP 99-001 and Business License #027874.

PUBLIC HEARING

PH 1. Public Hearing for the consideration of the 2010 Annual Report for the Covina Downtown Business Area Enhancement District and Proposed Assessment.

Staff Recommendation:

- d.) City Council to conduct a public hearing of the 2010 Annual Report for the Downtown Business Area Enhancement District and Proposed Assessment; and
- e.) City Council to adopt **Resolution No. 10-6900**, confirming the 2010 Annual Report for the Covina Downtown Business Area Enhancement District and levying the assessment described therein.

PH 2. Public Hearing for the consideration of the 2010 Annual Report for the Prospero Park Business Area Enhancement District and Proposed Assessment.

Staff Recommendation:

- a.) City Council to conduct a public hearing of the 2010 Annual Report for the Prospero Park Business Area Enhancement District and Proposed Assessment; and
- b.) City Council to adopt **Resolution No. 10-6903**, confirming the 2010 Annual Report for the Prospero Park Business Area Enhancement District and levying the assessment described therein.

NEW BUSINESS

NB 1 Solid Waste Disposal Proposal from Athens Services.

Staff Recommendation:

City Council to approve the proposal from Athens Services in concept and direct staff to draft amendments to the Refuse Collection Exclusive Franchise Agreement to reflect the proposal.

NB 2. Appointment of City Boards, Committees and Commissions.

Staff Recommendation:

- a.) Mayor to make one (1) appointment to the Covina Library Board of Trustees, and the City Council to ratify the appointment of the Mayor; or schedule interviews of applicants.

CONTINUED BUSINESS

CB 1. City Council to renew Business License and Certificate of Public Convenience and Necessity for Southern California Transportation, DBA, Yellow Cab Company of San Gabriel Valley.

Staff Recommendation:

- a.) City Council to direct the Finance Department to renew a Business License and update the Certificate of Public Convenience and Necessity in accordance with Chapter 5.44 of the Covina Municipal Code for Southern California Transportation, DBA, Yellow Cab Company of San Gabriel Valley.

ADJOURNMENT

The Covina City Council/Redevelopment Agency/Public Finance Authority will adjourn to the City Council/Redevelopment Agency/Public Finance Authority Meeting to be held on **Tuesday, November 16, 2010** at 6:30 p.m., in the Council Chambers of City Hall, 125 E. College Street, Covina, California, 91723.