



MINUTES OF JULY 7, 2015

REGULAR MEETING OF THE COVINA CITY COUNCIL/SUCCESSOR AGENCY TO THE COVINA REDEVELOPMENT AGENCY /COVINA PUBLIC FINANCING AUTHORITY/COVINA HOUSING AUTHORITY HELD IN THE COUNCIL CHAMBER OF CITY HALL, 125 EAST COLLEGE STREET, COVINA, CALIFORNIA

CALL TO ORDER

Mayor King called the Council/Agency/Authority meeting to order at 6:30 p.m., with all Council Members present except Council Member Delach who had an excused absence. Closed session items were announced. There were no public speakers.

ROLL CALL

Council Members Present: ALLEN, KING, MARQUEZ, STAPLETON

Council Members Absent: DELACH

Elected Members Present: COBBETT, WALCZAK

Staff Members Present: City Manager Miller, Police Chief Raney, Acting Assistant Fire Chief Enriquez, Human Resources Director Tellez, Acting, Interim Finance Director Michicoff, Community Development Director Lee, Community Development Consultant Fong, Parks and Recreation/Library Director Hall-McGrade, Public Works Director Foster, Environmental Services Manager Castro, Senior Housing & CDBG Economic Development Manager Gasser, City Planner Carter, Electronic Resource Analyst Kadir, and Chief Deputy City Clerk Leach.

CLOSED SESSION

City Manager Miller requested an emergency closed session item be added to the agenda which necessitates Council direction and requires action before Thursday.

City Attorney Lee indicated that this addition requires that all Council Members vote yes in order for item to be added to the closed session agenda. The item to be added follows:

G.C. §54957.6 – CONFERENCE WITH LABOR NEGOTIATORS

City designated representatives: Andrea Miller, City Manager, Kim Raney, Police Chief, Danielle Tellez, Human Resources Director

Employee Organization: American Federation of State, County and Municipal Employees (AFSCME)

On a motion made by Council Member Allen, seconded by Mayor Pro Tem Stapleton, the City Council approved adding emergency closed session item to the agenda which necessitates Council direction and required action before Thursday.

Motion approved to add emergency closed session as listed above as follows:

AYES: ALLEN, KING, MARQUEZ, STAPLETON
NOES: NONE
ABSTAIN: NONE
ABSENT: DELACH

- A. G.C. §54956.9(d)(2) and 54956.9(d)(4) –
CONFERENCE WITH LEGAL COUNSEL: SIGNIFICANT EXPOSURE TO LITIGATION
Number of Potential cases: 1 (one)

A point has been reached where, in the opinion of the City Council on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the City regarding the Los Angeles Regional Water Quality Control Board's 2012 MS4 Permit. On June 16, 2015, the State Water Board adopted a final order resolving the petitions for review of the 2012 Los Angeles MS4 Permit ("Permit"). Various environmental groups have suggested that they believe parts of the Permit violate legal provisions of the federal Clean Water Act. The City Council will consider authorizing the defense of any actions brought to challenge the Permit (as modified by the final order) and whether to initiate litigation in connection with the Permit.

RECONVENE AND CALL TO ORDER

The City Council/Successor Agency to the Covina Redevelopment Agency/Public Financing Authority/Housing Authority meeting was called to order at 7:33 p.m.

Mayor King announced that all Council Members were present with the exception of Council Member Delach.

City Attorney Lee announced that the City Council/Agency/Authority met in closed session with all members present with the exception of Council Member Delach. She added there was no reportable action related to closed session items and that direction was given to staff.

PLEDGE OF ALLEGIANCE

Council Member King led the pledge of allegiance.

INVOCATION

Covina Police Chaplain Dave Truax gave the invocation.

PRESENTATIONS

Miss Covina rescheduled for July 21, 2015.

PUBLIC COMMENTS

Abdali Martinez spoke on behalf of Assembly Member Roger Hernandez inviting Council to two events: 1)“Senior Scam Stopper” which will take place July 31st from 10 a.m. to 12 p.m. at the Duarte Senior Center; and 2)“Covina Community Coffee” taking place at the Covina Library on August 29th.

Covina resident Leonard Rose spoke about what is happening on YouTube regarding military training. He urged everyone to pray for the nation. He also expressed his excitement in his church obtaining a new assistant pastor -- Pastor Travis.

Adrian Garcia, Region Manager Local Public Affairs, Southern California Edison introduced himself as the new Covina representative replacing Ben Wong. He added that he was looking forward to working with the City of Covina and distributed his business cards.

COUNCIL/AGENCY/AUTHORITY COMMENTS

Mayor King asked everyone to join him in congratulating Council Member Marquez on his recent marriage.

Council Member Marquez said he was very happy to report that Covina gained one new resident -- his new wife.

Council Member Allen congratulated Council Member Marquez saying he was very happy for him. He also thanked Mayor Pro Tem Stapleton for assisting with flipping pancakes on the 4th of July at Covina Park and reported on a speech he made at the Mormon Church on the 4th of July. He also commented on SB128 which deals with physician assisted suicide, indicating he prays it does not go through.

Mayor Pro Tem Stapleton also commented on the 4th of July pancake breakfast being a very enjoyable event and a great fundraiser. He added that he would like to see a picnic added next year. He congratulated the United States Women’s soccer team on their recent victory adding it was a great event. He concluded by requesting that this meeting be adjourned in memory of Covina Police Officer Scott Hansen -- July 3rd marking the 9th anniversary of his passing.

Mayor King agreed with adjourning in memory of Officer Scott Hansen indicating that the same will be done for Officer Jordan Corder. He thanked Mayor Pro Tem Stapleton for reminding the community of the anniversary of Officer Hansen’s passing. He also welcomed the new Covina business -- Yellow Yoga to the community and mentioned that Council Member Marquez attended their grand opening.

Mayor King reported that the Big Night Out, Taste of Covina was phenomenal. He congratulated Dawn Nelson and the Covina Chamber of Commerce on their success and thanked the restaurants for their participation. He also announced that several patriotic events happened over the weekend including an event at Christ First Baptist Church which featured Admiral Vernon Clark. Admiral Clark spoke on what it means to be an American and the true meaning of Independence Day. Mayor King indicated his speech was fascinating and dynamic. He added that the Admiral is a great man and a public servant. Mayor King also reported on the success of HH Dorje Chang Buddha III Cultural and Art Museum one year anniversary event which was well attended.

Mayor King encouraged everyone to attend the following events: 1) Covina Park Summer Evening Entertainment events; 2) Summer's End Concert & Car Show scheduled for Saturday, August 1st; and 3) Covina Chamber of Commerce quarterly e-waste event scheduled for Friday, July 17th and Saturday, July 18th from 9 a.m. - 4 p.m. at Smart & Final, 114 North Azusa Avenue.

CITY MANAGER COMMENTS

City Manager Miller reported that Item CC 12 would be removed from the agenda to allow staff the opportunity to make minor changes to the report. She added that this item will be brought back to Council at the next meeting.

CONSENT CALENDAR

- CC 1.** City Council approved the minutes from the May 21, 2015 Special Budget Workshop meeting of the City Council/Successor Agency to the Covina Redevelopment Agency/Public Financing Authority/Housing Authority.
- CC 2.** City Council approved the minutes from the June 2, 2015 Regular meeting of the City Council/Successor Agency to the Covina Redevelopment Agency/Public Financing Authority/Housing Authority.
- CC 3.** City Council approved the payment of demands in the amount of \$1,734,822.01.
- CC 4.** Successor Agency to the Redevelopment Agency received payment of demands in the amount of \$6,376.50.
- CC 5.** City Council authorized the City Manager to Execute a one-year Contract Extension with Diversified Transportation LLC., (previously DBA as Tectrans Inc.), for Covina Transit Operations Services.
- CC 6.** City Council/Housing Authority/Successor Agency to the Covina Redevelopment Agency approved the following:
 - a) Agreement for services to be provided at the Transitional House between the City of Covina, the Successor Agency to the Covina Redevelopment Agency, the Covina Housing Authority and Catholic Charities of Los Angeles, Inc. for FY 2015-2016;
 - b) Authorized City Manager/Executive Director or her designee to execute the Agreement for Services to be provided at the McGill Street House, Covina, FY 2015-2016, for the Transitional House operation, supportive and administrative services with Catholic Charities of Los Angeles, Inc. (CCLA), and approve authority to make any necessary changes to align the CCLA FY 15-16 contract with the FY 15-16 LASHA agreement as needed; and
 - c) Approved disbursements to CCLA for services under the Continuum of Care (CoC) grant in the interim period of operation in FY 15-16 before the LAHSA grant is executed.

- CC 7.** City Council approved the following:
- a) Adopted **Resolution No. 15-7372**, ordering the City's Licensed Engineer to prepare and file a report levying assessments within the "Covina Landscaping District No. 1" for the 2015-2016 fiscal year; and
 - b) Adopted **Resolution No. 15-7373**, approving the City Engineer's Report and declaring its intention to levy and collect assessments on the "Covina Landscaping District No. 1" for the 2015-2016 fiscal year and appointing a time and place for hearing protests in relation thereto.
- CC 8.** City Council approved the following:
- a.) Adopted **Resolution No. 15-7370**, ordering the City's Licensed Engineer to prepare and file a report levying assessments within the "Covina Lighting District No. 1978-1979" for the 2015-2016 fiscal year; and
 - b.) Adopted **Resolution No. 15-7371**, approving the City Engineer's Report and declaring its intention to levy and collect assessments on the "Covina Lighting District No. 1978-1979" for the 2015-2016 fiscal year: and appointing a time and place for hearing protests in relation thereto.
- CC 9.** City Council received and filed the Engineer's report and adopted **Resolution No. 15-7369**, declaring its intention to levy and collect assessments on "Vehicle Parking District No. 1" for the fiscal year 2015-2016 and appoint a time and place for hearing protests in relation thereto.
- CC 10.** City Council approved the following:
- a) Approved award bid for improvements at intersection of Workman Street and Hollenbeck Avenue, Project No. T-1407, to Palp, Incorporated DBA Excel Paving Company as the lowest responsive and responsible bidder in the amount of \$226,214; and
 - b) Adopted **Resolution No. 15-7367**, appropriating \$248,835 in available Measure R Fund balance to fiscal year 2015-16 budget and allocating those funds to the Transit Capital Projects budget Transportation Improvements for expenditure; and
 - c) Authorized the City Manager or her designee to approve change orders up to \$22,621 (10 percent of construction contract value) for a cumulative project cost not to exceed \$248,835.
- CC 11.** City Council authorized the City Manager or her designee to execute a one-year contract extension with Moore and Associates for the Covina Transit User Study, Procurement Assistance and System Marketing.
- CC 13.** City Council authorized the Department of Public Works to purchase of 100 acre feet of transfer water from Covina Irrigating Company in Fiscal Year 2014-15 at a transfer rate of \$250/AF for a not to exceed cost of \$25,000.
- CC 14.** City Council approved amendment to agreement for Parking Enforcement Services between the City of Covina and Inter-Con Security Systems and authorized the City Manager to execute amendment.

CC 15. City Council adopted **Resolution No. 15-7374** designating voting delegate and alternate(s) for the 2015 League of California Cities Annual Conference.

CC 16. City Council approved the following:

- a) Change Order Nos. 16, 19, 20, and 21 for Project T-0814B Metrolink Station Improvements, increasing the construction contract by a total of \$13,306; and
- b) Adopted **Resolution No. 15-7368** appropriating \$130,744 in available Measure R Fund balance (account no. 2410-0000-3000), and increasing the fiscal year 2014-15 Capital Projects Fund budget (account no. 4300-4350-55200-T-0814B) in the amount of \$130,744; and
- c) Authorized the City Manager or her designee to execute the approved change orders.

On a motion made by Mayor Pro Tem Stapleton, seconded by Council Member Marquez the City Council approved Consent Calendar items CC 1 through CC 6; CC 9 through CC 11; and CC 13 through CC 16. Consent Calendar item CC 12 was removed from the agenda to be considered at the next meeting, and CC 7 and CC 8 were removed from the agenda for further discussion and consideration.

Motion approved the Consent Calendar items CC 1 through CC 6; CC 9 through CC 11; and CC 13 through CC 16 as follows:

AYES: ALLEN, KING, MARQUEZ, STAPLETON
NOES: NONE
ABSTAIN: NONE
ABSENT: DELACH

CONSENT CALENDAR ITEMS REMOVED FOR DISCUSSION/CONSIDERATION

Council Member Marquez requested this to be pulled for further discussion. He indicated that he had voted for this previously; however, did not feel improvements to the district had been made this past year.

City Manager Miller stated that staff is looking at all districts and Council should rest assured that she and Public Works Director Foster are looking to create a 10 year improvement plan for this district.

Mayor Pro Tem Stapleton indicated he would be abstaining from CC 7 and CC 8.

CC 7. City Council considered the following:

- a) Adopt **Resolution No. 15-7372**, ordering the City's Licensed Engineer to prepare and file a report levying assessments within the "Covina Landscaping District No. 1" for the 2015-2016 fiscal year; and
- b) Adopt **Resolution No. 15-7373**, approving the City Engineer's Report and declaring its intention to levy and collect assessments on the "Covina Landscaping District No. 1" for the 2015-2016 fiscal year and appointing a time and place for hearing protests in relation thereto.

On a motion made by Council Member Marquez, seconded by Council Member Allen, the City Council approved Consent Calendar item CC 7, thereby adopting **Resolution No(s) 15-7372** and **15-7373**.

Motion carried for Consent Calendar item CC 7 as follows:

AYES: ALLEN, KING, MARQUEZ
NOES: NONE
ABSTAIN: STAPLETON
ABSENT: DELACH

CC 8. City Council considered the following:

- a.) Adopt **Resolution No. 15-7370**, ordering the City’s Licensed Engineer to prepare and file a report levying assessments within the “Covina Lighting District No. 1978-1979” for the 2015-2016 fiscal year; and
- b.) Adopt **Resolution No. 15-7371**, approving the City Engineer’s Report and declaring its intention to levy and collect assessments on the “Covina Lighting District No. 1978-1979” for the 2015-2016 fiscal year: and appointing a time and place for hearing protests in relation thereto.

On a motion made by Council Member Allen, seconded by Council Member Marquez, the City Council approved Consent Calendar item CC 8, thereby adopting **Resolution No(s) 15-7370** and **15-7371**.

Motion carried for Consent Calendar item CC 8 as follows:

AYES: ALLEN, KING, MARQUEZ
NOES: NONE
ABSTAIN: STAPLETON
ABSENT: DELACH

PUBLIC HEARING

PH1. City Council conducted a public hearing to consider **Resolution No. 15-7375** authorizing annexation of territory to City of Covina Community Facilities District No. 2007-1 (Public Services) (Annexation No. 8), and **Resolution No. 15-7376** calling and **Resolution No. 15-7377** holding a special election 269-275 W. Center Street).

City Manager Miller provided a brief overview of this item indicating Community Development Director Lee would provide the staff report.

Community Development Director Lee stated that a request has been made to annex territory to the City of Covina Community Facilities District No. 2007-1. He gave a brief background of the project along with the fiscal impact of the project. He indicated the territory to be annexed is located on the north east corner of Center Street and 4th Avenue and includes the construction of eight apartments and the removal of the existing single family unit residence. He added that the special tax being imposed will be used to pay for a variety of services in the District.

City Clerk Walczak noted that notice of public hearing was given in accordance with the Mello-Roos Community Facilities of 1982 and that no written protests had been received from the landowners within the annexation area, therefore a majority protest does not exist.

Mayor King opened the Public Hearing and called for public comment. There was no public comment.

Mayor King inquired and City Clerk Walczak responded that 100 percent of the consent and waivers have been received and the Special Election can be held.

Mayor King stated because a majority protest does not exist, it is appropriate for the City Council to consider resolutions regarding the annexation of territory and to call a special election within the annexation area.

On a motion made by Mayor Pro Tem Stapleton, seconded by Council Member Allen, the City Council adopted **Resolution No. 15-7375**, authorizing the annexation of territory to Community Facilities District No. 2007-1 (Annexation No. 8) and authorizing the levy of a special tax and submitting the levy of tax to the qualified electors; and to adopt **Resolution No. 15-7376**, calling a special election and submitting to the voters Annexation No. 8 of City of Covina Community Facilities District No. 2007-1 (Public Services), propositions regarding the annual levy of special taxes within Annexation No. 8 to finance Public Services, and the establishment of an appropriations limit.

Motion carried and Resolution No(s). 15-7375 and 15-7376 were adopted as follows:

AYES: ALLEN, KING, MARQUEZ, STAPLETON
NOES: NONE
ABSTAIN: NONE
ABSENT: DELACH

Mayor King inquired and City Clerk Walczak confirmed she had received the ballots from the landowners in the annexation area.

Mayor King asked if there were any further ballots to be submitted to the City Clerk. There being none, Mayor King requested that City Clerk Walczak proceed to canvass the ballots.

City Clerk Walczak reported the canvass on Proposition A was as follows: **one (1) vote cast in support** of the proposition and zero votes cast in opposition to the proposition. Therefore, **Proposition A was approved with a 100 percent vote in favor.**

City Clerk Walczak reported the canvass on Proposition B was as follows: **one vote cast in support** of the proposition and zero votes cast in opposition to the proposition. Therefore, **Proposition B was approved with 100 percent vote in favor.**

Mayor King requested a motion to close the public hearing. On a motion made by Council Member Marquez, seconded by Council Member Allen the public hearing was closed by the following roll call vote:

Motion carried to close the public hearing as follows:

AYES: ALLEN, KING, MARQUEZ
NOES: STAPLETON
ABSTAIN: NONE
ABSENT: DELACH

On a motion made by Mayor Pro Tem Stapleton, seconded by Council Member Allen, the City Council adopted **City Resolution No. 15-7377**, making certain findings, certifying the results of an election and adding property to Community Facilities District No. 2007-1 (Public Services), Annexation No. 8.

Motion carried and Resolution No. 15-7377 was adopted as follows:

AYES: ALLEN, KING, MARQUEZ, STAPLETON
NOES: NONE
ABSTAIN: NONE
ABSENT: DELACH

NEW BUSINESS

NB 1. City Council considered consolidating agreements and renewing Professional Services Contract with Willdan Financial Services for Special District Administrative Services, Bond Disclosure Service, and Community Facilities District Annexation Services.

City Manager Miller reported that staff is attempting to look at all agreements to create efficiencies by consolidating efforts and also identifying potential new service providers. She added that Community Development Director Lee will provide a report regarding consolidating the existing professional services contracts into one contract with Willdan Financial.

Community Development Director Lee reported on the proposal to consolidate several existing professional service agreements into a single agreement. Items that would fall within scope would be: 1) Community Facilities District Administration; 2) Vehicle Parking District Administration; 3) Sewer District Administration; 4) Landscape Maintenance District Administration; 5) Lighting District Administration; 6) 2009 Wasterwater Revenue Bonds Continuing Disclosure; and 7) 2010 Water Revenue Bonds Continuing Disclosure. He stated that the cost over a three-year period to provide these services will be approximately \$86,000. In addition, Willdan Financial Services will provide Community Facilities District Annexation services.

On a motion made by Mayor Pro Tem Stapleton, seconded by Council Member Allen, the City Council approved consolidating and renewing agreements with Willdan Financial Services (Willdan) for Special District Administrative Services in conjunction with the City's Sanitary Sewer, Vehicle Parking, Landscape Maintenance, Lighting Maintenance Districts, Bond Disclosure Service, Community Facilities District Administration, and Community Facilities

District Annexation Services, and authorized the City Manager or her designee to execute the agreement.

Motion carried for New Business item NB1 as follows:

AYES: ALLEN, KING, MARQUEZ, STAPLETON
NOES: NONE
ABSTAIN: NONE
ABSENT: DELACH

City Manager Miller gave special recognition to Interim Chief Deputy City Clerk Evelyn Leach for the terrific job she did with creating a table of contents for the City of Covina City Council agenda packet. She added that she has received multiple comments of praise from Council, staff, and the community.

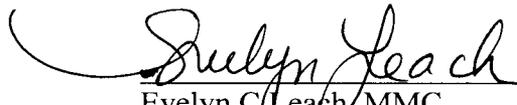
Council Member Allen thanked Environmental Services Manager Castro for the great job in responding to a resident's question asking "Are we being green enough?" He added that he hopes the resident will understand that we are making every effort to be as green as possible by conserving water and power.

Mayor King added that the letter written by Environmental Services Manager Vivian Castro is a great testimony to all the great work being done by city staff.

ADJOURNMENT

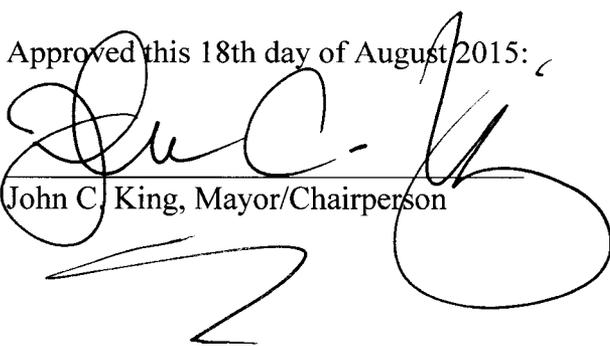
At 8:20 p.m., the Covina City Council/Successor Agency to the Covina Redevelopment Agency/Covina Public Financing Authority/Covina Housing Authority adjourned in memory of fallen Covina Police Officer Scott Hansen, to its next regular meeting of the Council/Agency/Authority on **Tuesday, July 21, 2015** at 6:30 p.m., for closed session and 7:30 p.m., for open session in the Council Chamber located inside of City Hall, 125 East College Street, Covina, California, 91723.

Respectfully Submitted:



Evelyn C. Leach, MMC
Interim Chief Deputy City Clerk

Approved this 18th day of August 2015:



John C. King, Mayor/Chairperson