SPECIAL MEETING
OF THE
WEST COVINA CITY COUNCIL

Tuesday 5:45 pm
July 20, 2010 City Manager's Conf. Room

A G E N D A

Agenda material is available for review before the meeting at the City Clerk's Office, Room 317 at City Hall, 1444 W. Garvey Avenue, West Covina. The City complies with the Americans with Disabilities Act (ADA). If you will need special assistance at this meeting, the City will try to accommodate you in every reasonable manner. Please call (626) 939-8433 (voice) or (626) 960-4422 (TTY) from 8:00 a.m. to 5:00 p.m. Monday through Friday at least 48 hours prior to the meeting. For sign language interpreter services at Council meetings, please call at least four working days prior to the meeting.

ROLL CALL Mayor Sanderson, Mayor Pro Tem Herfert
Councilmembers Hernández, Lane, Touhey

I PUBLIC COMMENT ON ITEMS ON THE AGENDA

II CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code § 54956.9(a)

- Chung v. City of West Covina
- Coppi v. City of West Covina
- Valles v. Big League Dreams

CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code § 54957.6
City Negotiators: Pasmant, Bachman

- Employee Organizations
  - Confidential Employees
  - General Employees
  - Maintenance & Crafts Employees
  - Mid-Management Employees
  - Non-Sworn Safety Support Employees
  - W.C. Police Officers' Association
  - W.C. Police Management Association
  - W. C. Firefighters' Management Assoc.
  - W.C. Firefighters' Association, I.A.F.F., Local 3226

ADJOURNMENT Motion by _____ 2nd by _____ to adjourn the meeting at _____ p.m.

REGULAR MEETING
OF THE
WEST COVINA CITY COUNCIL

Tuesday
July 20, 2010

7:00 pm
Council Chambers

A G E N D A

Agenda material is available for review at the City Clerk's Office, Room 317 in City Hall, 1444 W. Garvey Avenue, West Covina and at ***www.westcovina.org*** The City complies with the Americans With Disabilities Act (ADA). If you will need special assistance at Council meetings, please call (626) 939-8433 (voice) or (626) 960-4422 (TTY) from 8 to 5 Monday through Thursday. Do call at least one day prior to the meeting date to inform us of your particular needs and to determine if accommodation is possible. For sign language interpreter services at Council meetings, please request no less than four working days prior to the meeting.

Any writings or documents, not exempt from public disclosure, provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection in the City Clerk's Office, Room 317 of City Hall located at 1444 W. Garvey Avenue, West Covina, during normal business hours.

INVOCATION Andrew Pasmant
City Manager

PLEDGE OF ALLEGIANCE Mayor Sanderson

ROLL CALL Mayor Sanderson, Mayor Pro Tem Herfert
Councilmembers Hernández, Lane, Touhey

REPORTING OUT FROM CLOSED SESSION

CHANGES TO THE AGENDA

PRESENTATIONS

* *Presentation*
  Donation by Mario Del Fante

* *Certificate of Recognition*
  Eirin Ferreiro
  June Photography Photo Winner

* *Presentation*
  Certificate of Appreciation presented to City of West Covina
  U.S. Census Bureau

ANNOUNCEMENTS

RULES OF DECORUM

The following are excerpts from the West Covina Municipal Code:

Sec. 2-48. Manner of addressing council; time limit; persons addressing may be sworn.

(a) Each person addressing the council shall step up to the rostrum, shall give his or her name and city of residence in an audible tone of voice for the record and unless further time is granted by the council, shall limit his or her address to five (5) minutes.

(b) The city council may establish a limit on the duration of oral communications.

(c) All remarks shall be addressed to the council as a body and not to any member thereof. No person, other than the council and the person having the floor, shall be permitted to enter into any discussion, either directly or through a member of the council, without the permission of the presiding officer. No question shall be asked of a councilmember except through the presiding officer.

(d) The presiding officer may require any person to be sworn as a witness before addressing the council on any subject. Any such person who, having taken an oath that he or she will testify truthfully, willfully and contrary to such oath states as true any material matter which he knows to be false may be held to answer criminally and subject to the penalty prescribed for perjury by the provisions of the Penal Code of the state.

Sec. 2-50. Decorum--Required.

(a) While the council is in session, the members must preserve order and decorum, and a member shall neither, by conversation or otherwise, delay or interrupt the proceedings or the peace of the council nor disturb any member while speaking or refuse to obey the orders of the council or its presiding officer, except as otherwise herein provided.

(b) Any person making personal, impertinent or slanderous remarks or who shall become boisterous while addressing the council shall be forthwith, by the presiding officer, barred from further audience before the council, unless permission to continue be granted by a majority vote of the council.

Sec. 2-52. Persons authorized to be within council area.

No person, except city officials, their representatives and members of the news media shall be permitted within the rail in front of the council chamber without the express consent of the council.

The following are excerpts from the Penal Code

148(a) (1) Every Person who willfully resists, delays, or obstructs any public officer, peace officer, or an emergency medical technician, as defined in Division 2.5 (commencing with Section 1797) of the Health and Safety code, in the discharge or attempt to discharge any duty of his or her office or employment, when no other punishment is prescribed, shall be punished by a fine not exceeding one thousand dollars ($1,000), or by imprisonment in a county jail not to exceed one year, or by both that fine and imprisonment.

403 Every person who, without authority of law, willfully disturbs or breaks up any assembly or meeting that is not unlawful in its character, other than an assembly or meeting referred to in Section 303 of the Penal Code or Section 18340 of the Elections Code, is guilty of a misdemeanor.

ADDRESSING THE CITY COUNCIL/COMMUNITY DEVELOPMENT COMMISSION
(Per WCMC 2-48, Ordinance No. 2150)

Any person wishing to address the City Council/Community Development Commission on any matter listed on the agenda or on any other matter within their jurisdiction should complete a speaker card that is provided at the entrance to the Council Chambers and submit the card to the City Clerk/Secretary.

Please identify on the speaker card whether you are speaking on an agenda item or non-agenda. **Requests to speak on agenda items will be heard prior to requests to speak on non-agenda items.** All comments are limited to five (5) minutes per speaker.

Oral Communications shall be limited to thirty (30) minutes, unless speakers addressing agenda items have not concluded.

Any testimony or comments regarding a matter set for a Public Hearing will be heard during the hearing.

A) ORAL COMMUNICATIONS – Five (5) minutes per speaker

Please step forward to the podium and state your name and city of residence for the record when recognized by the Mayor.

Per Resolution No. 2009-25 adopted June 2, 2009 – When the titles of ordinances and resolutions appear on the City Council agenda, they shall be deemed to have been read by title and further reading is waived.

B) UPDATES/REPORTS FROM CONSULTANTS

No reports for this meeting.

C) ITEMS CARRIED OVER FROM PREVIOUS COUNCIL MEETINGS

No items for this meeting.

D) CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine and can be acted on by one roll call vote. There will be no separate discussion of these items unless members of the City Council request specific items to be removed from the Consent Calendar for separate action.

1) City Council Meeting Minutes (receive & file)

- Special Meeting of July 6, 2010
  smin 07-06-10
- Regular Meeting of July 6, 2010
  min 07-06-10

2) Commission Summary of Actions (receive & file)

a) Community Services.....05/11/10
D-2a
b) Planning 07/13/10
D-2b
c) Senior Citizens Commission.....04/22/10
D-2c

3) Claims Against the City of West Covina

Government Tort Claim Denials (deny & notify claimant)
It is recommended that the City Council deny the following Government Tort Claims, and the claimants and/or their respective attorneys be so notified.
D-3

- Roger Louis Vagle, III vs. City of West Covina
- Maurelia Leyva vs. City of West Covina
- Eric Ordorica vs. City of West Covina
- Ryan Tan vs. City of West Covina

D) CONSENT CALENDAR (continued)

4) Miscellaneous – Fire Department

Authorize an "Amendment to Services" Agreement Between the Regents of the University of California, on Behalf of the UCLA Medical Center, Center for Prehospital Care and the City of West Covina, on behalf of the Fire Department

It is recommended that the City Council approve and sign the amendment of the services agreement with the Regents of the University of California, on behalf of the UCLA Medical Center to extend the current contract through June 30, 2012.
D-4

Attachments 1 thru 5 are available for review at the City Clerk's Office.

ACTION ON CONSENT CALENDAR ITEMS NUMBER D-1 THROUGH D-4:

Motion by _____ second by _____
to approve all items on the Consent Calendar as recommended

except: _____
ROLL CALL: Herfert, Hernández, Lane, Touhey, Sanderson

END OF CONSENT CALENDAR

E) PUBLIC HEARINGS

1) Public Hearing
West Covina Auto Plaza Business Improvement District 2010-2011
Annual Report and Assessment

On June 15, 2010, the City Council adopted Resolution of Intention No. 2010-33 to levy assessments for the Auto Plaza Business Improvement District. The purpose of this hearing is to consider the proposed budget for the Business Improvement District.

E-1
E-1 Attach1 & 2

a) Verification of publication
b) Open hearing
c) Staff presentation
d) Public testimony
e) Close hearing
f) Council discussion
g) Recommendation: It is recommended that the City Council adopt the following resolution:

RESOLUTION NO. _____ - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST COVINA, CALIFORNIA, CONFIRMING THE ANNUAL REPORT FOR THE WEST COVINA AUTO PLAZA BUSINESS IMPROVEMENT DISTRICT AREA FOR FISCAL YEAR 2010-2011

Motion by _____ 2nd by _____

adopt _____ disapprove _____ hold over _____

2) Public Hearing
Establishment of the Emergency Medical Services (EMS) Assessment Fee

This matter was heard by Council on June 1, 2010 and was brought back for further details.

E-2

Attachments 1 thru 3 are available for review at the City Clerk's Office.

a) Verification of publication
b) Open hearing
c) Staff presentation
d) Public testimony
e) Close hearing
f) Council discussion
g) Recommendation: It is recommended that the City Council adopt the following resolution:

RESOLUTION NO. _____ - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST COVINA, CALIFORNIA, SETTING AND INCREASING CERTAIN FEES

Motion by _____ 2nd by _____

Adopt _____ disapprove _____ hold over _____

F) COMMUNITY DEVELOPMENT COMMISSION

No meeting scheduled.

G) DEPARTMENTAL MATTERS

CITY MANAGER'S OFFICE

1) Designation of Voting Delegate for League of California Cities Annual Conference

It is recommended that the City Council designate a voting delegate and up to two alternates for the League of California Cities Annual Conference.

G-1

Motion by _____ 2nd by _____

to _____

2) Veterans' Memorial Wall Honoring West Covina Residents Killed Serving Their Country in the Armed Forces

It is recommended that the City Council provide City staff direction on this matter.

G-2
G-2 Attach2

Attachment #1 is available for review at the City Clerk's Office.

Motion by _____ 2nd by _____

to _____

H) MAYOR'S/COUNCILMEMBERS REPORT

No reports for this meeting.

AB 1234 Conference and Meeting Report

(In accordance with AB 1234, Councilmembers shall make a brief report or file a written report on any meeting/event/conference attended at City expense.)

If applicable, Councilmembers may make a verbal report at this time.

I) COUNCILMEMBERS' REQUEST FOR REPORTS, STUDIES OR INVESTIGATIONS

(Per City of West Covina Standing Rules 4.f – Requests by Councilmembers for reports, studies, or investigations that are not readily available must be placed on the City Council agenda as items of business and must be approved by a majority of the City Council.)

No reports for this meeting.

COUNCILMEMBER COMMENTS

ADJOURNMENT

Motion by _____ 2nd by _____ to adjourn the meeting at _____ p.m.

Tentative City Council Meetings

Tuesday	August 3			National Night Out
Tuesday	August 17	7:00 p.m.	Council Chambers	Regular Meeting