SPECIAL MEETING
OF THE
WEST COVINA CITY COUNCIL

Tuesday 5:45 pm
October 6, 2009 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 Hernández, Mayor Pro Tem Sanderson
Councilmembers Herfert, Lane, Touhey

I PUBLIC COMMENT ON ITEMS ON THE AGENDA

II CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Pursuant to Government Code § 54956.9(c)
One case

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

REGULAR MEETING
OF THE
WEST COVINA CITY COUNCIL

Tuesday 7:00 pm
October 6, 2009 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 Pastor Stephan Ichiriu
Faith Community Church

PLEDGE OF ALLEGIANCE Mayor Pro Tem Sanderson

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

REPORTING OUT FROM CLOSED SESSION

CHANGES TO THE AGENDA

PRESENTATIONS

* *Presentation*
  Stephan Ichiriu, Pastor of Campus Ministries
  Faith Community Church

* *Certificates of Recognition*
  Retiring Police Dog Quattro

* *Proclamation*
  Red Ribbon Week - October 18 – 24

* *Presentation*
  California High Speed Rail Authority

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 reports 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 May 5, 2009
  smin 05-05-09.pdf
- Regular Meeting of May 5, 2009
  min 05-05-09.pdf

2) Commission Summary of Actions (receive & file)

a) Planning Commission 09/22/09
D-2a

3) Ordinance for Adoption

a) Ordinance for Adoption Amending Section 22-132 of the West Covina Municipal Code Relating to Decreases of State Law Maximum Speeds (Azusa Avenue)

This ordinance was introduced at the Council meeting of August 18, 2009. The ordinance will establish a City speed limit of 40 miles per hour on Azusa Avenue from South Garvey Avenue to the northerly city limit in compliance with the Manual of Uniform Traffic Control Devices (MUTCD) 2003 California Supplement. The ordinance will become effective 30 days after adoption on November 5, 2009. It is recommended that the City Council adopt the following ordinance:
D-3a
D-3a Attach1

Attachment #2 is available for review at the City Clerk's Office.

ORDINANCE NO. _____ - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST COVINA, CALIFORNIA, AMENDING SECTION 22-132 OF THE WEST COVINA MUNICIPAL CODE RELATING TO DECREASES OF STATE LAW MAXIMUM SPEEDS

D) CONSENT CALENDAR (continued)

3) Ordinance for Adoption (continued)

b) Ordinance for Adoption Amending Section 22-132 of the West Covina Municipal Code Relating to Decreases of State Law Maximum Speeds (Shakespeare Drive)

This ordinance was introduced at the Council meeting of August 18, 2009. The ordinance will establish a City speed limit of 35 miles per hour on Shakespeare Drive from Nogales Street to Shadow Oak Drive to comply with the provisions of the Manual of Uniform Traffic Control Devices (MUTCD) 2003 California Supplement. The ordinance will become effective 30 days after its adoption on November 5, 2009. It is recommended that the City Council adopt the following ordinance:

D-3b
D-3b Attach1

Attachment #2 is available for review at the City Clerk's Office.

ORDINANCE NO. _____ - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST COVINA, CALIFORNIA, AMENDING SECTION 22-132 OF THE WEST COVINA MUNICIPAL CODE RELATING TO DECREASES OF STATE LAW MAXIMUM SPEEDS

4) Award of Bid

a) Award of Bid for Project No. TP-09507 - Traffic Signal Modification at Various Locations, American Recovery and Reinvestment Act of 2009, Federal Project ESPL-5259 (017)

It is recommended that the City Council accept the bid of Freeway Electric in the amount of $180,180.00 as submitted at the bid opening on September 1, 2009, and authorize the Public Works Director/City Engineer to execute an agreement with Freeway Electric to perform the work.

D-4a
D-4a Attach1

b) Award of Bid for Citywide Street Rehabilitation Improvements, Street Barrier Removal, and Curb and Gutter Repair, and Construction of Storm Drain on Workman Avenue

I is recommended that the City Council accept the bid of Gentry Brothers, Inc. in the amount of $2,143.412 as submitted at the bid opening on September 22, 2009, and authorize the Public Works Director/City Engineer to execute an agreement with Gentry Brothers, Inc. for the work to be done.

D-4b
D-4b Attach1

c) Award of Bid for Project No SP-09111 – Major Street Rehabilitation Improvements, American Recovery and Reinvestment Act of 2009, Federal Project ESPL-5259 (018)

It is recommended that the City Council accept the bid of All American Asphalt in the amount of $2,586,500.00 as submitted at the bid opening on September 1, 2009, and authorize the Public Works Director/City Engineer to execute an agreement with all American Asphalt to perform the work.

D-4c
D-4c Attach1

D) CONSENT CALENDAR (continued)

5) Traffic Committee Minutes of September 15, 2009 – (accept & file)
D-5 & Attach1

I. City Initiated
Annual Intersection Collision Rate Report for the year 2008 (informational).

Traffic Committee Recommendations:
That 85-feet of curb on the north side of Cameron Avenue east of Evanwood Avenue be painted red and 85-feet of curb of the south side of Cameron Avenue west of Evanwood Avenue be painted red.

That staff prepare warrants for the installation of a multi-way stop and/or traffic signal at the intersection of Orange Avenue and Pacific Lane.

That 20-feet of curb on the east side of Ardilla Avenue south of Pacific Avenue be painted red.

Submit request to the City of Baldwin Park to paint 70-feet of curb on the south side of Pacific Avenue west of Ardilla Avenue red.

That 70-feet of curb on the south side of La Puente Road west of Forecastle Avenue be painted red.

That staff continue to monitor Ardilla Avenue at Pacific Avenue, Forecastle Avenue at La Puente Road, and Lark Ellen Avenue at Vine Avenue intersections.

II. Quan Tran, West Covina Resident
Review traffic control devices on Hillside Drive between Alpine Drive and Rolling Hills Drive.

Traffic Committee Recommendations:
That advance curve warning signs (W1-5) be installed on Hillside Drive between Alpine Drive and Rolling Hills Drive.

That speed limit signs with Radar Enforced plate be installed on Hillside Drive east of Hollencrest Drive and west of Rolling Hills Drive.

6) City Treasurer's Report (receive & file)

Report for the Month of August 2009
D-6 City Staff Rpt
D-6 City Mthly Detail
D-6 City Stmt

D) CONSENT CALENDAR (continued)

7) Miscellaneous – Police Department

a) 2009 Recovery Act Edward Byrne Grant Competitive Grant for Civilian Police Support Personnel

It is recommended that the City Council:

D-7a

1. Appropriate the 2008 State Homeland Security grant, totaling $255,831, as follows:
   - $83,710 into 228.31.3120.5111 (CSO salary)
   - $34,112 into 228.31.3120.5XXX (CSO benefits)
   - $92,532 into 228.31.3116.5111 (Dispatcher salary)
   - $37,707 into 228.31.3116.5XXX (Dispatcher benefits)
   - $3,000 into 228.31.3110.6050 (USDOJ-sponsored grant meetings)

2. Authorize one additional CSO position and one additional Dispatcher position.

3. Authorize the future appropriation of the retention funding using local funds for 1 year for these 2 positions, as required under the terms of the grant by the U.S. Department of Justice, at the conclusion of the grant in FY 2011-2012.

b) State Office of Traffic Safety (OTS) Selective Traffic Enforcement Program (STEP) Grant

It is recommended that the City Council accept the 2006 California Office of Traffic Safety (OTS) Selective Traffic Enforcement Program (STEP) grant for traffic enforcement overtime activities, and appropriate the $45,737 reimbursable grant as follows:

D-7b

- $43,237 in 198.31.3110.5113 (traffic enforcement overtime)
- $2,500 in 198.31.3110.6050 (grant travel and training)

ACTION ON CONSENT CALENDAR ITEMS NUMBER D-1 through D-7b:

Motion by _____ second by _____
to adopt the ordinances as recommended

and approve all items except: _____
ROLL CALL: Herfert, Lane, Sanderson, Touhey, Hernández

END OF CONSENT CALENDAR

E) PUBLIC HEARINGS

No public hearings for this meeting.

F) COMMUNITY DEVELOPMENT COMMISSION

Recess the City Council meeting at _____ p.m. to convene the CDC.
Reconvene the City Council meeting at _____ p.m.
CDC Agenda

G) DEPARTMENTAL MATTERS

No reports for this meeting.

H) MAYOR'S/COUNCILMEMBERS REPORTS

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.)

1) Mayor Roger Hernández
Request from Mayor Roger Hernández Requesting the City Council to Instruct City Staff to Prepare a Report to Prohibit Street Parking on Street Sweeping Days
It is recommended that the City Council direct staff accordingly.
I-1

Motion by _____ 2nd by _____

to _____

COUNCILMEMBER COMMENTS

ADJOURNMENT

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

Tentative City Council Meetings

Tuesday	October 20	7:00 p.m.	Council Chambers	Regular Meeting
Tuesday	November 3	7:00 p.m.	Council Chambers	Regular Meeting