



A G E N D A
REGULAR MEETING OF THE
WALNUT CITY COUNCIL
CITY COUNCIL CHAMBER
21201 La Puente Road, Walnut, CA 91789

FEBRUARY 13, 2019
7:00 P.M.

WALNUT CITY COUNCIL MEETING

CALL TO ORDER: Mayor Tragarz

PLEDGE OF ALLEGIANCE: M/Tragarz

ROLL CALL: M/Tragarz, MPT/Rodriguez, C/Ching, C/Pacheco, C/Wu

INVOCATION – NON-DENOMINATIONAL:

In permitting a nonsectarian invocation, the City does not intend to proselytize, advance, or disparage any faith or belief. Neither the City nor the City Council endorses any particular belief or form of invocation.

PRESENTATIONS: None scheduled.

ORAL COMMUNICATIONS FOR THE CITY COUNCIL:

Under Government Code Section 54954.3, any person wishing to address any item or issue not on the agenda or any item on the Consent Calendar may do so under Oral Communications. There will also be an opportunity to speak on Discussion or Public Hearing items when the items are scheduled for consideration.

The Council may listen but may not act on items that are not already on the agenda.

Any person given permission to address shall advance to the podium and state their name for the record and the subject matter they wish to discuss. Speakers are asked to limit their comments to three minutes and to present them in a constructive manner. The Council, City staff, and other citizens present have the right to be treated with respect, courtesy and openness. In return, the members of the Council and Staff commit to conduct themselves at all times with civility and courtesy.

MINUTES:

1. [Approval of the January 23, 2019 Study Session](#)
2. [Approval of the January 23, 2019 City Council Meeting](#)

PUBLIC HEARINGS: None scheduled.

ORDINANCES:

3. [Ordinance No. 19-01 – 2018 Citywide Speed Survey Establishing Speed Limits on Certain Streets in the City of Walnut](#)

Recommendation: That the City Council:

1. Approve the 2018 Citywide Speed Survey and authorize the filing of said report with the appropriate judicial court;
2. Introduce Ordinance No. 19-01, “An Ordinance of the City Council of the City of Walnut, California, Amending Walnut Municipal Code Section 3.32.030 of Chapter 3.32 of Title III thereof, Revising the Speed Limit on Certain Streets.” read by title only, and waive further reading; and
3. Appropriate \$15,000.00 from the General Fund Reserve and transfer to Special Maintenance Projects Account No. 01-6206-6290.

COUNCIL CONSENT CALENDAR:

The Consent Calendar items listed below are considered and acted upon under one motion unless an individual item or items are removed by a Councilmember for further consideration or explanation.

There will be no dialogue/debate unless a Council Member requests otherwise on the following matters:

4. [Resolution No. 19-09 - A Resolution of the City of Walnut Allowing Certain Claims and Demands in the Amount of \\$846,648.50, Demand No. 157576, through No. 157693, Both Inclusive](#)

Recommendation: That the City Council adopt Resolution No. 19-09.

5. [Award of Contract to the Law Office of Charisse L. Smith for Walnut Code Enforcement Legal Services](#)

Recommendation: That the City Council:

1. Award a contract to the Law Offices of Charisse L. Smith for Code Enforcement legal services, in an amount not to exceed \$35,000.00;
2. Approve Professional Services Agreement for sixteen (16) month term beginning February 14, 2019 and expiring on June 30, 2020;
3. Authorize the City Manager to execute and administer said Agreement in substantially the form attached, and in such final form as approved by the City Attorney;
4. Appropriate \$35,000.00 from the General Fund Reserves to 01-5002-6216; and
5. Issue a Purchase Order to the Law Offices of Charisse L. Smith in an amount not to exceed \$35,000.00.

6. **Award of Bid – FY 2018-19 Area 4 Pavement Resurfacing Project**

Recommendation: That the City Council:

1. Award a construction contract for the Area 4 Pavement Resurfacing project to Hardy and Harper, Inc. in the amount of \$695,000.00;
2. Reject all other bids;
3. Appropriate \$49,000.00 from the 03- Road Maintenance Rehabilitation Account (RMRA) Reserves and \$165,500.00 from the 13- Proposition C Reserves to the project;
4. Authorize staff to issue a Purchase Order to Hardy and Harper, Inc. in the amount of \$695,000.00;
5. Authorize staff to issue change orders not to exceed \$69,500.00 (10% of the contract award amount) to Hardy and Harper, Inc.; and
6. Authorize staff to issue a Purchase Order to RKA Consulting Group in the amount of \$50,000.00

7. **Award of Bid – FY 2018-19 Maintenance Area 4 Slurry Seal Project**

Recommendation: That the City Council:

1. Award a construction contract for the 2018-19 Maintenance Area 4 Slurry Seal Project to Doug Martin Contracting Company, Inc. in the amount of \$659,113.50;
2. Reject all other bids;
3. Appropriate \$115,024.85 from 03- Road Maintenance Rehabilitation Account Reserves to the project;
4. Authorize staff to issue a Purchase Order to Doug Martin Contracting Company, Inc. in the amount of \$659,113.50;
5. Authorize staff to issue change orders not to exceed \$65,911.35 (10% of the contract award amount) to Doug Martin Contracting Company, Inc.; and
6. Authorize staff to issue a Purchase Order to RKA Consulting Group in the amount of \$65,000.00.

8. [First Amendment to the Agreement for Professional Services between the City of Walnut and Vavrinek, Trine, Day & Co., LLP](#)

Recommendation: That the City Council:

1. Approve the First Amendment between the City of Walnut and Vavrinek, Trine, Day & Co., LLP in substantially the form attached hereto, and in such final form as may be approved by the City Attorney; and
2. Authorize the City Manager to execute and administer the First Amendment and any other documents necessary to effect the foregoing, on behalf of the City in such final form as may be approved by City Attorney.

SUCCESSOR AGENCY CONSENT CALENDAR: None scheduled.

COUNCIL DISCUSSION/TRANSACTION ITEMS: None scheduled.

ANNOUNCEMENTS (COUNCIL MEMBERS AND STAFF):

- A. Councilmembers' report on meetings attended at the expense of the local agency
- B. Individual Members' comments and updates

COUNCIL LATE BUSINESS: No action shall be taken on any item not appearing on the posted agenda except upon a determination by four-fifths of the Council Members that an emergency exists.

CLOSED SESSION:

- A. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Gov't Code § 54956.9)
United Walnut Taxpayers v Mt San Antonio Community College District, et al.
Los Angeles County Superior Court Case No. BC 576587
[Consolidated with Case Nos. BS 154389, BC 600860 and BS159593]
- B. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Gov't Code § 54956.9)
City of Walnut v Mt San Antonio Community College District, et al.
Los Angeles County Superior Court Case No. BS 166152 MF;
(Consolidated Case No. BS170683)

**C. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Gov't Code § 54956.9)
City of Walnut v Mt San Antonio Community College District, et al.
Los Angeles County Superior Court Case No. BS 171818
City of Walnut v. Mt. San Antonio Community College District et al)**

ADJOURNMENT: The next regular meeting of the City Council is scheduled on Wednesday, February 27, 2019, at 7:00 p.m., in the Council Chambers, 21201 La Puente Road, Walnut, California.

NOTIFICATIONS:

AMERICANS WITH DISABILITIES: It is the intention of the City of Walnut to comply with the Americans with Disabilities Act (ADA) in all respects. If as an attendee or a participant at this meeting and you need special assistance beyond what is normally provided, the City will attempt to accommodate you in every reasonable manner. Please contact the City Clerk's Office at (909) 348-0710 at least forty-eight (48) hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible. Please advise us at that time if you will need accommodations to attend or participate in meetings on a regular basis.

AGENDA POSTING: The agenda for this meeting was posted in the following listed sites before the close of business at 6:00 p.m. on the Thursday preceding the meeting:

1. Walnut City Hall 21201 La Puente Road, Walnut, CA
2. United States Post Office, 280 S. Lemon Avenue, Walnut, CA
3. Public Library, Walnut Branch, 21155 La Puente Road, Walnut, CA
4. Walnut Senior Center, 21215 La Puente Road, Walnut, CA
5. Internet: www.cityofwalnut.org/agendas (staff reports included)

The Agenda and all related reports are also available for inspection at City Hall at 21201 La Puente Road on the Monday prior to each meeting. In compliance with Government Code section 54957.5, any writings distributed within 72 hours of the meeting will be made available to the public at the time it is distributed to the City Council.

LIVE BROADCASTS OF CITY COUNCIL MEETINGS ON WCTV: City Council meetings air live the second and fourth Wednesdays of each month at 7:00 p.m. on Channel 3 (Charter Subscribers) and Channel 21 (Verizon Subscribers).

WCTV CHANNEL 3 REBROADCAST: City Council meetings re-air at 7:00 a.m., 2:00 p.m., 7:00 p.m., and 10:00 p.m. for a week following the live meeting on Channel 3 (Charter Subscribers) and Channel 21 (Verizon Subscribers).

This meeting is being broadcast live and recorded for rebroadcast on Charter Channel 3 and Verizon Channel 21. By remaining in the City Council Chambers, you are giving your permission to be videotaped.

PLEASE SWITCH YOUR CELL PHONES, PAGERS, AND OTHER ELECTRONIC DEVICES INTO THE SILENT OR OFF POSITION WHILE THE MEETING IS IN SESSION. THANK YOU IN ADVANCE FOR YOUR COOPERATION.