

WALNUT CITY COUNCIL MEETING

CALL TO ORDER: Mayor Tragarz called the meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE: M/Tragarz led the flag salute.

ROLL CALL:

PRESENT: COUNCILMEMBERS: M/Tragarz, MPT/Freedman, C/Ching, C/Wu
ABSENT: COUNCILMEMBERS: C/Cajulis

Also present: City Manager Weiner; City Attorney Leibold; Community Development Director Vasquez, Community Services Director Barcelo, Deputy Community Services Director Bumia; City Engineer Gilbertson; Building Official Tao; Administrative Services Manager Carlson; Planning and Code Enforcement Manager Guerra; Senior Finance Analyst Meza, Management Analyst Ramos; Management Analyst Markel; Management Analyst Munoz; and City Clerk De Dios.

INVOCATION – NON-DENOMINATIONAL: There was none.

PRESENTATIONS:

- **Proclaiming July 26th as Arbor Day**

Council proclaimed July 26th as Arbor Day in the City of Walnut and presented the proclamation to Parks and Recreation Commissioner Gloria Mungia

- **Proclaiming the Month of July 2023 as “Parks and Recreation Month”**

Council presented a proclamation declaring July 2023 as “Parks and Recreation Month” to Parks and Recreation Commissioner Gloria Mungia.

- **City of Walnut Business Feature – MotorSportMike**

Council recognized Michael Fuentes, owner of MotorsportMike in the City of Walnut, who’s business specializes in BMW Auto repairs. Council expressed their appreciation to the business for their contributions to the community.

ORAL COMMUNICATIONS FOR THE CITY COUNCIL:

Jill Dolan, Public Information Officer for Mt. San Antonio College, provided updates from the campus.

Dr. Martha Garcia, new president at Mt. SAC, stated she was looking forward to working with the community and the City.

William Harrison spoke on maintenance of the City in the Creekside neighborhood. He mentioned that when he calls in an issue there have been delays and would like this addressed.

There being no other person wishing to speak, the City Council closed oral communications.

MINUTES

1. **Approval of the June 28, 2023 City Council/WHA Meeting**
2. **Approval of the July 12, 2023 City Council Meeting**

MOTION ON ITEMS 1 & 2

C/Ching made a motion to adopt Items 1 & 2; seconded by C/Wu. Motion carried by the following voice vote:

AYES: COUNCILMEMBERS: Ching, Freedman, Tragarz, Wu
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: Cajulis

PUBLIC HEARING:

3. **Ordinance No. 23-03 – Adoption of the 2023 Los Angeles County Fire Code and Electric Vehicle Charging Station Permitting**

Recommendation:

1. Open the public hearing;
2. Receive the staff report;
3. Receive public testimony;
4. City Council discussion;
5. Close the public hearing; and
6. Waive further reading and adopt Ordinance No. 23-03, “An Ordinance of the City Council of the City of Walnut, California, To Amend the Walnut Municipal Code by Amending Title 3, Chapter 3.16 (Fire Prevention) Adopting by Reference the Los Angeles County Fire Code, 2023 Edition, and Adding Chapter 2.42 (Expedited Permitting for Electric Vehicle Charging Stations) to Title 2.”

M/Tragarz opened the public hearing at 7:21 p.m.

BO/Raymond Tao presented a staff report.

Mr. Harrison spoke against funding EV charging systems that will only benefit certain members of the public.

CA/Leibold clarified that State law requires that the City enact a streamline process for entitling or authorizing electric vehicle charging stations and noted that there is no fiscal impact and it is not an allocation of funds nor is it a specific project.

M/Tragarz closed the public hearing at 7:32 p.m.

MOTION ON ITEM 3

C/Ching made a motion to adopt Item 3; seconded by C/Wu. Motion carried by the following voice vote:

AYES: COUNCILMEMBERS: Ching, Freedman, Tragarz, Wu
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: Cajulis

ORDINANCE:

4. Ordinance No. 23-05 – Zoning Code Amendment to the R-4 Medium High (MH) and R-5 High (H) Zone(s)

Recommendation: That the City Council:

1. Open the Public Hearing;
2. Hear the Staff Report;
3. Solicit public input on this item;
4. City Council Discussion;
5. Close the Public Hearing; and
6. Introduce by title only and waive further reading of Ordinance No. 23-05, “An Ordinance of the City Council of the City of Walnut, California, Amending the Walnut Municipal Code (WMC) Chapter(s) 6.34 (R-4 Medium – High Residential Zone) and 6.35 (R-5 High Residential Zone) to allow for by – right approval of projects with twenty (20%) percent lower income units.”

M/Tragarz opened the public hearing at 7:33 p.m.

PCEM/Guerra presented a staff report.

There was brief discussion amongst Council and staff regarding the item.

Mr. Harrison asked about the timeframe of completion for future projects.

CM/Weiner responded that some construction projects in the City do get completed quickly and others do not. He asked the City's Building Official to provide some background on the process.

BO/Tao provided information on building department practices.

M/Tragarz closed the public hearing at 7:39 p.m.

MOTION ON ITEM 4

C/Ching made a motion to adopt Item 4; seconded by C/Wu. Motion carried by the following voice vote:

AYES: COUNCILMEMBERS: Ching, Freedman, Tragarz, Wu
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: Cajulis

COUNCIL CONSENT CALENDAR:

- 5. Resolution No. 23-41 - A Resolution of the City of Walnut Allowing Certain Claims and Demands in the Amount of \$1,270,998.81 Demand No. 166778 through No. 166835, Both Inclusive Fiscal Year 2022-23**

Recommendation: That the City Council adopt Resolution No. 23-41.

- 6. Resolution No. 23-44 - A Resolution of the City of Walnut Allowing Certain Claims and Demands in the Amount of \$306,771.65 Demand No. 166836 through No. 166882, Both Inclusive Fiscal Year 2023-24**

Recommendation: That the City Council adopt Resolution No. 23-44.

- 7. Resolution No. 23-42 – Approval of Ashley Park Deed Restriction**

Recommendation: That the City Council:

1. Adopt Resolution No. 23-42, approving Ashley Park Deed Restriction; and
2. Authorize the City Manager to execute all applicable deed restriction documents on behalf of the City in substantially the form attached and in such final form as approved by the City Attorney.

- 8. Resolution No. 23-43 – Approval of Creekside Park Deed Restriction**

Recommendation: That the City Council:

1. Adopt Resolution No. 23-43; approving Creekside Park Deed Restriction; and
2. Authorize the City Manager to execute all applicable grant documents on behalf of the City in substantially the form attached and in such final form as approved by the City Attorney.

9. Ordinance No. 23-04 – Development Agreement (DA) for the project on Valley Boulevard (within the West Valley Specific Plan), east of Castlehill Drive and west of Bourdet Avenue. (APN: 8722-015-009 and 8722-015-032)

Recommendation: That the City Council adopt, by title only, and waive further reading of Ordinance No. 23-04, “An Ordinance of the City Council of the City of Walnut, County of Los Angeles, State of California, Approving a Development Agreement (DA) for the Project on Valley Boulevard, east of Castlehill Drive and west of Bourdet Avenue (APN: 8722-015-009 and 8722-015-032).

10. Acceptance of Public Improvements and Release of Improvement Bonds for Tract No. 49059 (Salamone – Meadow Pass Road)

Recommendation: That the City Council accept the public improvements related to Tract No. 49059 (Salamone – Meadow Pass Road) and release of the improvement bonds.

11. FY 2022-23 Concrete Repair Project – Award of Contract

Recommendation: That the City Council:

1. Award a construction contract for the FY 2022-23 Concrete Repair Project to FS Contractors, Inc. in the amount of \$238,650;
2. Reject all other bids;
3. Appropriate \$138,270 from restricted Proposition C Fund Reserves (13) to the City-wide Sidewalk Project (\$128,270 to 13-6127-6227 and \$10,000 to 13-6217-6216);
4. Appropriate \$54,250 from restricted Park In-Lieu Fund Reserves (06) to the City-wide Sidewalk Project (06-6127-6227);
5. Authorize staff to issue a Purchase Order to FS Contractors, Inc. in the amount of \$238,650;
6. Authorize staff to issue change orders not to exceed 10% of the contract award amount (\$23,865) to FS Contractors, Inc.; and
7. Approve a Purchase Order to RKA Consulting Group in the amount of \$30,000.

12. Mayor’s Agency Representatives

Recommendation: That the City Council receive and file this informational report.

13. Notice of Decision(s) – July 19, 2023 Planning Commission Meeting

Recommendation: That the City Council:

1. Receive and File the “Notice of Decision” by the Planning Commission at its July 19, 2023 Meeting, for the following Item(s)/Project(s):
 - a) Zoning Code Amendment to the R-4 Medium High (MH) and R-5 High (H) Zone(s);
 - b) Conditional Use Permit (CUP) 2023-004.

MOTION ON ITEMS 5-13

C/Ching made a motion to adopt staff recommendations; seconded by C/Wu. Motion carried by the following voice vote:

AYES: COUNCILMEMBERS: *Ching, Freedman, Tragarz, Wu*

NOES: COUNCILMEMBERS: *None*

ABSTAIN: COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *Cajulis*

COUNCIL DISCUSSION/TRANSACTION ITEMS: None scheduled.

ANNOUNCEMENTS (COUNCIL MEMBERS AND STAFF):

A. Councilmembers’ report on meetings attended at the expense of the local agency

C/Wu attended the SGV Vector Control meeting on July 14th with nothing to report.

M/Tragarz stated that she attended a Sanitation District meeting.

B. Individual Members’ comments and updates

MPT/Freedman expressed appreciation for the successful Concerts in the Park coordinated by the staff. She reported that she attended a meeting at Cal Poly Pomona is looking forward to working and hearing of the upcoming projects and information at the school.

C/Ching thanked Dr. Garcia, President of Mt. SAC for attending the meeting and is looking forward to working with her and staff. He was happy to see a positive crime report provided by the City Manager on the 90% drop in crimes. He commended both the Sheriff and Fire Departments for keeping the community safe.

C/Wu welcomed Dr. Garcia as President of Mt. SAC, and Board Member Trustee Gary Chow for being present and is looking forward to working with them. He is happy to hearing the positive report of crime reduction. He also attended the Grand Opening of Fairway along with M/Tragarz.

M/Tragarz mentioned she and C/Wu attended a workshop with the Water District. She commended the staff for the Concerts in the Park.

COUNCIL LATE BUSINESS: None scheduled.

COUNCIL RECESS TO WALNUT PUBLIC FINANCING AUTHORITY

WALNUT PUBLIC FINANCING AUTHORITY

14. Convene Annual Meeting of Walnut Public Financing Authority - The Walnut Improvement Agency established the Walnut Public Financing Authority for the purpose of issuing bonds, and the Authority is required to hold an annual meeting. The officers of the Authority are the same as the officers of the City Council.

A. Notice of Meeting – Walnut Public Financing Authority – “As properly posted, this is now the time and place for the annual meeting of the Walnut Public Financing Authority.”

B. Call to order

C/Tragarz called the meeting to order

C. Roll call

Authority Members Present: Wu, Freedman, Pacheco, Tragarz

Authority Members Absent: Ching

D. Oral Communications –

There being no input, it was moved unanimously by the Authority to close oral communications

E. Approval of minutes of the regular meeting of June 22, 2022.

MOTION ON ITEM 14E

AM/Ching made a motion to adopt staff recommendations; seconded by AM/Wu. Motion carried by the following voice vote:

AYES: Authority Members: Ching, Freedman, Tragarz, Wu

NOES: Authority Members: None

ABSTAIN: Authority Members: None

ABSENT: Authority Members: Cajulis

F. Discussion/Transaction Items – None scheduled.

G. Adjournment

WPFA ADJOURNS TO THE WALNUT HOUSING AUTHORITY

COUNCIL ADJOURNS TO WALNUT HOUSING AUTHORITY

WALNUT HOUSING AUTHORITY MEETING

CALL TO ORDER: Authority Chair Tragarz called the meeting order at 7:51 p.m.

ORAL COMMUNICATIONS FOR HOUSING AUTHORITY:

There being no one present wishing to speak, it was unanimously moved by the Authority to close oral communications; motion carried.

AUTHORITY PUBLIC HEARINGS: None scheduled.

AUTHORITY CONSENT CALENDAR:

- 15. Resolution No. 23-08 WHA - A Resolution of the Walnut Housing Authority Allowing Certain Claims and Demands in the Amount of \$46,619.78 Demand No. 100434 through No. 100434, Both Inclusive**

Recommendation: That the Authority adopt Resolution No. 23-08 WHA.

MOTION ON ITEMS 15

AM/Ching made a motion to adopt Item 15; seconded by AM/Wu. Motion carried by the following voice vote:

AYES: AUTHORITYMEMBERS: Ching, Freedman, Tragarz, Wu

NOES: AUTHORITYMEMBERS: None

ABSTAIN: AUTHORITYMEMBERS: None

ABSENT: AUTHORITYMEMBERS: Cajulis

AUTHORITY DISCUSSION/TRANSACTION ITEMS: None scheduled.

AUTHORITY LATE BUSINESS: None scheduled.

AUTHORITY ADJOURNS TO CITY COUNCIL MEETING

CLOSED SESSION: CA/Leibold announced the Council Session item. Council went into closed session at 7:53 p.m.

- A. CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION**
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Gov't Code Section 54956.9: 1 potential case

RECONVENE COUNCIL MEETING AND ANNOUNCE CLOSED SESSION ACTION:

The City Council meeting reconvened at 8:57 p.m. with no reportable action

ADJOURNMENT:

There being no further business, the City Council adjourned the regular meeting at 8:58 p.m.

PASSED AND APPROVED this 23rd day of August 2023.

Nancy Tragarz, Mayor

ATTEST:

Teresa De Dios, City Clerk