

WALNUT CITY COUNCIL MEETING

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

PLEDGE OF ALLEGIANCE: C/Pacheco led the flag salute.

ROLL CALL:

PRESENT: COUNCILMEMBERS: M/Ching, MPT/Su, C/Pacheco, C/Rodriguez, C/Tragarz
ABSENT: COUNCILMEMBERS: None

Also present were City Manager Wishner; Administrative Services Director Ogawa; Community Development Director Weiner, Community Services Director Rooney; City Attorney Leibold; City Engineer Gilbertson, Finance Officer Cortez; City Planner Carlson; Associate Planner Guerra; Associate Planner Vasquez; Senior Management Analyst Womble; Finance Analyst Meza; Accounting Technician Brashear, Administrative Assistant Markel; and City Clerk De Dios.

INVOCATION - NON-DENOMINATIONAL: The invocation was led by Pastor Terrence Shay of the First Chinese Baptist Church of Walnut.

PRESENTATIONS:

- **Recognition of Planning Commissioner Benjamin Natividad for his years of service on the Planning Commission**

The City Council postponed the presentation.

ORAL COMMUNICATIONS FOR THE CITY COUNCIL:

Donna Freedman, Rowland Unified School District board member, provided an update to the community on what is going on around the schools in their district.

Rene Jimenez, representative from Environmental Action Group for a Livable Earth, thanked C/Rodriguez for attending one of their events that helped clean local parks.

Jenny Chen shared that the Walnut Library has increased their hours for the summer and invited the community to join their summer reading program.

There being no further input, it was moved by C/Rodriguez to close oral communications; seconded by MPT/Su. Motion carried.

MINUTES:

1. Approval of the May 24, 2017 Study Session Meeting

MOTION ON ITEM 1

MPT/Su made a motion to approve Item 1; seconded by C/Pacheco. Motion carried by the following electronic vote:

AYES: COUNCILMEMBERS: *Ching, Pacheco, Rodriguez, Su, Tragarz*
NOES: COUNCILMEMBERS: *None*
ABSTAIN: COUNCILMEMBERS: *None*
ABSENT: COUNCILMEMBERS: *None*

2. Approval of the June 14, 2017 City Council Meeting Minutes

MOTION ON ITEM 2

C/Tragarz made a motion to approve Item 2; seconded by C/Pacheco. Motion carried by the following electronic vote:

AYES: COUNCILMEMBERS: *Ching, Pacheco, Tragarz*
NOES: COUNCILMEMBERS: *None*
ABSTAIN: COUNCILMEMBERS: *Rodriguez, Su*
ABSENT: COUNCILMEMBERS: *None*

PUBLIC HEARINGS:

3. Resolution No. 17-27 - Adoption of the Fiscal Year 2017-18 to Fiscal Year 2021-22 Capital Improvement Plan (CIP)

Recommendation: That the City Council:

1. Hear the Staff Report;
2. Open the Public Hearing to solicit input on this item;
3. Close the Public Hearing; and
4. Adopt Resolution No. 17-27 “A Resolution of the City Council of the City of Walnut Adopting the Capital Improvement Plan for Fiscal Year 2017-18 to Fiscal Year 2021-2022.”

ASD/Ogawa provided a staff report.

Discussion took place amongst staff and Council regarding funding and planning for the proposed projects in the capital improvement plan.

Mayor Ching opened the public hearing; there being no input, it was unanimously moved by Council to close the public hearing.

MOTION ON ITEM 3

MPT/Su made a motion to adopt Item 3; seconded by C/Pacheco. Motion carried by the following electronic vote:

AYES: COUNCILMEMBERS: *Ching, Pacheco, Rodriguez, Su, Tragarz*
NOES: COUNCILMEMBERS: *None*
ABSTAIN: COUNCILMEMBERS: *None*
ABSENT: COUNCILMEMBERS: *None*

ORDINANCE:

4. Ordinance No. 17-07 – Amending the Walnut Municipal Code Chapter 17, Section 17-25.1(f)(4) Park and Recreation Area Regulations

Recommendation: That the City Council:

1. Review the staff report; and
2. Introduce Ordinance No. 17-07, read by title only, set for second reading and public hearing on July 12, 2017 – “An Ordinance of the City Council of the City of Walnut, California, Amending Section 17-25.1(f)(4) of the Park and Recreation Area Regulations” and waive further reading.

DCSD/Jensen provided a staff report.

C/Rodriguez provided information regarding the addition of beer and wine gardens at city events as approved by Council.

Discussion took place regarding the costs of added security and liability to the city as well as the logistics.

C/Tragarz expressed concerns regarding the increased liability the city would incur. She also stated that the title of the ordinance on the agenda should provide the public more information.

C/Pacheco inquired if the gardens would raise money for the city; to which DCSD/Jensen stated that the city would not legally be allowed to operate the area, but rather a non-profit would conduct sales as a fundraiser.

MOTION

C/Rodriguez made a motion to adopt Item 6; motion failed due to lack of a second.

COUNCIL CONSENT CALENDAR:

Items 7, 8, and 10 were pulled for discussion

5. **Resolution No. 17-26 - “A Resolution of the City of Walnut Allowing Certain Claims and Demands in the Amount of \$932,262.81, Demand No. 153751 through No. 153834, Both Inclusive.”**

Recommendation: That the City Council adopt Resolution No. 17-26.

6. **Resolution No. 17-29 – To Establish the 2017-18 Appropriation Limit**

Recommendation: That the City Council approve and adopt Resolution No 17-29, A Resolution of the City Council of the City of Walnut Approving and Adopting the Annual Appropriations Limit in the Amount of \$27,179,616.

9. **Award a Contract to MDG Associates, Inc. for Community Development Block Grant (CDBG) Administration Labor Compliance Services and Housing Rehabilitation Program Services**

Recommendation: That the City Council:

1. Award a contract to MDG Associates, Inc. for Community Development Block Grant (CDBG) program “Administration Labor Compliance Services” and “Housing Rehabilitation Administration”, in the manner prescribed in the attached proposals;
2. Approve said Agreements for one (1) year with an expiration date of June 30, 2018, which may be renewed each subsequent year, subjected to the approval of the City Manager for a total of four (4) additional one (1) year extensions;
3. Authorize the City Manager to execute and administer said Agreements in substantially the form attached, and in such final form as approved by the City Attorney; and
4. Issue a Purchase order to MDG Associates, Inc. utilizing funds prescribed in the 2017-2018 Annual Budget.

MOTION ON ITEMS 5 - 6 AND 9

MPT/Su made a motion to approve Items 5 – 6 and 9; seconded by C/Rodriguez. Motion carried by the following electronic vote:

AYES: *COUNCILMEMBERS: Ching, Pacheco, Rodriguez, Su, Tragarz*
NOES: *COUNCILMEMBERS: None*
ABSTAIN: *COUNCILMEMBERS: None*
ABSENT: *COUNCILMEMBERS: None*

ITEMS PULLED FOR DISCUSSION:

7. **Resolution No. 17-31 – Re-establishing the Compensation for the Walnut Planning Commission**

Recommendation: That the City Council adopt Resolution No 17-31, A Resolution of the City Council of the City of Walnut, California, Repealing Resolution No. 11-28 and Ratifying the Re-establishment of Compensation for the Walnut Planning Commission.

MPT/Su inquired if compensation would be provided to the other commissions; to which CM/Wishner stated that compensation was reinstated for the Planning Commission and not the other commissions during the last budget.

CA/Leibold stated that it confirms the action taken last year and formally repeals the former resolution that withdrew the stipend.

Discussion took place regarding the stipend and whether or not that makes them employees; CA/Leibold stated that Council appointees are not considered employees for purposes of labor laws.

MOTION ON ITEM 7

MPT/Su made a motion to adopt Item 7; seconded by C/Rodriguez. Motion carried by the following electronic vote:

AYES: COUNCILMEMBERS: Ching, Pacheco, Rodriguez, Su, Tragarz
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

8. Commission Appointments to the Planning, Parks and Recreation, Senior, and Youth Advisory Commission

Recommendation: That the City Council appoint the nominees recommended by each City Council Member to the Planning, Parks and Recreation, Senior, and Youth Advisory Commissions:

Planning Commission

Heinrich Dy (M/Ching); Danny Wu (MPT/Su); Fernando Perez (C/Pacheco); Mark T. Fernandez (C/Rodriguez); Tony Koo (C/Tragarz)

Parks & Recreation Commission

Steven Blair (M/Ching); Dino Jimmy Pollalis (MPT/Su); Ernie Quejado (C/Pacheco); Viola Van (C/Rodriguez); Tom Pedersen (C/Tragarz)

Senior Commission

Jean Sherwood Scott (M/Ching); Yolanda Velez (MPT/Su); Flora Coday-Lamb (C/Pacheco); Vijay Vakil (C/Rodriguez); Joanne Sharon Miller (C/Tragarz)

Youth Advisory Commissioners

Megan Chen, Isabella Pollalis (M/Ching); Marco Chan, Catherine Cao (MPT/Su); Karen Liu, Angel Ko (C/Pacheco); Jonathan Wang, Angela Cao (C/Rodriguez); Christopher Wong, Mandy Tsai (C/Tragarz)

Council thanked the outgoing commissioners and recognized the newly appointed commissioners.

MOTION ON ITEM 8

C/Pacheco made a motion to approve Item 8; seconded by MPT/Su. Motion carried by the following electronic vote:

AYES: COUNCILMEMBERS: *Ching, Pacheco, Rodriguez, Su, Tragarz*
NOES: COUNCILMEMBERS: *None*
ABSTAIN: COUNCILMEMBERS: *None*
ABSENT: COUNCILMEMBERS: *None*

10. Award of Bid – Senior Center and City Hall Roof Rehabilitation Project

Recommendation: That the City Council:

1. Award a construction contract to Rite-Way Roof Corporation to rehabilitate and repair the roofs of the Senior Center and City Hall in the amount of \$186,980.00;
2. Reject all other bids;
3. Appropriate \$114,678 from Fund 25 Capital Improvement Project Reserves to Fund 25 Building Maintenance account 25-6136-6227;
4. Authorize the City Manager to sign the contract on behalf of the City in substantially the form attached and in such final form as approved by the City Attorney;
5. Authorize staff to issue a Purchase Order to Rite-Way Roof Corporation in the amount of \$186,980.00; and
6. Authorize staff to issue a Purchase Order to RKA Consulting Group in the amount of \$9,000 for bid and field inspection services.

Discussion took place regarding the funds for appropriation from the capital improvement fund as well as other specifics of the project.

MOTION ON ITEM 10

MPT/Su made a motion to approve Item 10; seconded by C/Pacheco. Motion carried by the following electronic vote:

AYES: COUNCILMEMBERS: *Ching, Pacheco, Rodriguez, Su, Tragarz*
NOES: COUNCILMEMBERS: *None*
ABSTAIN: COUNCILMEMBERS: *None*
ABSENT: COUNCILMEMBERS: *None*

SUCCESSOR AGENCY CONSENT CALENDAR:

11. Adoption of the 2017-18 Walnut Successor Agency (WSA) Budget

Recommendation: That the Walnut Successor Agency Members adopt the Walnut Successor Agency (WSA) Budget for Fiscal Year 2017-18. The annual budget includes \$3,964,400 in resources and \$4,036,150 in total appropriations.

MOTION ON ITEM 11

C/Rodriguez made a motion to approve Item 11; seconded by C/Pacheco. Motion carried by the following electronic vote:

AYES: COUNCILMEMBERS: *Ching, Pacheco, Rodriguez, Su, Tragarz*
NOES: COUNCILMEMBERS: *None*
ABSTAIN: COUNCILMEMBERS: *None*
ABSENT: COUNCILMEMBERS: *None*

COUNCIL DISCUSSION/TRANSACTION ITEMS:

12. Resolution No. 17-28 – Adopting the 2017-18 Annual Budget

Recommendation: That the City Council adopt Resolution No 17-28 approving the annual budget for Fiscal Year 2017-18. The annual budget includes \$27,110,575 in total resources from all funds, and \$26,467,705 in total appropriations. General Fund is projected to have a surplus of \$389,750. The revenue appropriations consist of the operating budget (\$18,554,740) and other financing sources (\$8,555,835). The expenditure appropriations consist of the operating budget (\$18,256,100), transfers out (\$860,290), and the capital projects (\$7,351,315).

ASD/Ogawa provided a staff report.

Council thanked staff for providing a balanced budget.

MOTION ON ITEM 12

MPT/Su made a motion to adopt Item 12; seconded by C/Pacheco. Motion carried by the following electronic vote:

AYES: COUNCILMEMBERS: *Ching, Pacheco, Rodriguez, Su, Tragarz*
NOES: COUNCILMEMBERS: *None*
ABSTAIN: COUNCILMEMBERS: *None*
ABSENT: COUNCILMEMBERS: *None*

13. Resolution No. 17-30 – Authorized Position and Salary Schedules

Recommendation: That the City Council repeal Resolution No 16-44, and adopt Resolution No. 17-30, approving the Authorized Positions and Salary Schedules for the Management, Classified, and Permanent Part-time Units.

ASD/Ogawa provided a staff report.

M/Ching thanked staff for providing outstanding services.

MOTION ON ITEM 13

MPT/Su made a motion to adopt Item 13; seconded by C/Rodriguez. Motion carried by the following electronic vote:

AYES: COUNCILMEMBERS: *Ching, Pacheco, Rodriguez, Su, Tragarz*
NOES: COUNCILMEMBERS: *None*
ABSTAIN: COUNCILMEMBERS: *None*
ABSENT: COUNCILMEMBERS: *None*

ANNOUNCEMENTS (COUNCIL MEMBERS AND STAFF):

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

C/Rodriguez provided information from the National Association of Latino Elected Officials conference in Dallas, Texas.

M/Ching shared information from the Conference of Mayors event in Miami, Florida.

B. Individual Members’ comments and updates

MPT/Su shared information regarding Supervisor Solis’ open house event.

M/Ching invited the community to attend the 4th of July event at Suzanne Park.

COUNCIL ADJOURNS 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

AM/Ching called the meeting to order at 8:04 p.m.

C. Roll call

PRESENT: Authority Members: AM/Ching, AM/Su, AM/Pacheco,
AM/Rodriguez, AM/Tragarz

ABSENT: Authority Members: None

D. Oral Communications

There being no person present wishing to speak during oral communications, it was unanimously moved by the Authority to close oral communications. Motion carried.

E. Approval of minutes of the regular meeting of June 22, 2016.

MOTION ON ITEM 14-E

*AM/Pacheco made a motion to approve Item 14-E; seconded by AM/Su.
Motion carried by the following electronic vote:*

AYES: COUNCILMEMBERS: *Ching, Pacheco, Rodriguez, Su*

NOES: COUNCILMEMBERS: *None*

ABSTAIN: COUNCILMEMBERS: *Tragarz*

ABSENT: COUNCILMEMBERS: *None*

F. Discussion/Transaction Items – None scheduled.

G. Adjournment

WPFA ADJOURNS TO THE WALNUT HOUSING AUTHORITY MEETING

WALNUT HOUSING AUTHORITY MEETING

CALL TO ORDER: Authority Chair Ching called the meeting to order at 8:05 p.m.

ORAL COMMUNICATIONS FOR HOUSING AUTHORITY:

There being no input, it was unanimously moved by Council to close oral communications. Motion carried.

AUTHORITY PUBLIC HEARINGS: None scheduled.

AUTHORITY CONSENT CALENDAR:

15. **Resolution No. 17-07 WHA - A Resolution of the Walnut Housing Authority Allowing Certain Claims and Demands in the Amount of \$23,144.75, Demand No. 100350 through No. 100350, Both Inclusive**

Recommendation: That the Authority adopt Resolution No. 17-07 WHA.

16. **Adoption of the 2017-18 Walnut Housing Authority (WHA) Budget**

Recommendation: That the Walnut Housing Authority Members adopt the Walnut Housing Authority (WHA) Budget for Fiscal Year 2017-18. The annual budget includes \$10,800 in resources and \$318,290 in total appropriations.

MOTION ON ITEMS 15 AND 16

VC/Su made a motion to approve Items 15 and 16; seconded by AM/Rodriguez. Motion carried by the following electronic vote:

AYES: *COUNCILMEMBERS: Ching, Pacheco, Rodriguez, Su, Tragarz*
NOES: *COUNCILMEMBERS: None*
ABSTAIN: *COUNCILMEMBERS: None*
ABSENT: *COUNCILMEMBERS: None*

AUTHORITY DISCUSSION/TRANSACTION ITEMS: None scheduled.

AUTHORITY LATE BUSINESS: None scheduled.

AUTHORITY ADJOURNS TO CITY COUNCIL MEETING

CLOSED SESSION: Council went into closed session at 8:20 p.m.

- 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**
- C. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION (PURSUANT TO GOV'T CODE § 54957): CITY ATTORNEY**

RECONVENE COUNCIL MEETING AND ANNOUNCE CLOSED SESSION ACTION

The meeting reconvened at 10:22 p.m. There was no reportable action for Items A, B, and C.

ADJOURNMENT: There being no further business, the City Council meeting adjourned at 10:23 p.m.

PASSED AND APPROVED this 12th day of July 2017.

Eric Ching, Mayor

ATTEST:

Teresa De Dios, City Clerk

PREPARED BY:

Ray Markel, Administrative Assistant