City of Sierra Madre

Memorandum

To: Honorable Mayor and Members of the City Council

From: Elaine I. Aguilar, City Manager

Date: July 06, 2012

Subject: City Manager's Report

CITY MANAGER

DATES FOR YOUR CALENDAR

Dates for the City Council's calendar:

- 1st Concert in the Park Elvis! Sunday, July 8th in Memorial Park
- Honors Dinner Thursday, Sept 13th at the Alverno Villa

THIS WEEK'S MEETINGS

Please note that the agenda is available on the City's website approximately 72 hours before the meeting. Next week's meetings are:

- Tuesday, July 10 City Council meeting 6:30 pm (Closed session at 5:30 pm)
- Thursday, July 12 Special General Plan Steering Committee meeting 6:00 pm

As a reminder, please note that staff did not include all of the attachments in the City Council agenda packet for the Kensington public hearing. Please bring your attachments from the last Council meeting.

RHNA APPEAL HEARING SET FOR JULY 12, 2012

The RHNA Appeal Hearing is set for next Thursday, July 12, between 12:45 p.m. and 5:00 p.m. in the downtown Los Angeles SCAG office. The City's appeal to SCAG is for the reduction of the RHNA allocation of 55 units (for the 5th Housing Element cycle 2013-2021), based on water supply constraints for additional development and on the AB 2158 Factors. There are 6 LA County cities (including Sierra Madre), 4 Ventura County cities, 1 Orange County city, and 1 Riverside County city (total 12 cities) that are appealing their RHNA numbers. Jurisdictions will be allowed 20 minutes to verbally present their case and the Appeal Board will subsequently have about 20 minutes to ask questions, discuss, and make a decision. The agenda is available on SCAG's website.

AB1484 – REDEVELOPMENT "CLEAN-UP" BILL

Director Schnaider and I met with Interim City Attorney Highsmith to review the provisions of AB1484, the recently approved redevelopment clean-up bill. Aside from new deadlines looming for the City (as

Successor Agency), the legislation clarifies that the Successor Agency is required to turn-over all cash in its Low/Moderate Income Housing Fund – even though the City assumed Housing Authority responsibilities. Previously the law was unclear regarding the Low/Mod Income Housing Funds held in reserve, when a Successor Agency decided to assume housing responsibilities. We were hoping that the clean-up legislation would permit Successor Agencies to retain their Low/Mod funds if the housing responsibility was also retained.

The only good news is that staff is still of the opinion that the City can retain the 186 W. Highland (the old church) property for development into workforce housing. Additionally, the City can retain any income from the Esperanza Senior Housing project. (Any income is not anticipated for a few years and is not anticipated to be significant in the near future.)

Staff will return to the City Council in the fall regarding options for the 186 W. Highland property, particularly in light of the loss of the cash reserves in the Low/Moderate Income Housing Fund.

AB 1484 also specifies that our Oversight Board will need to meet a minimum of three times between now and mid-December. Originally our Oversight Board was scheduled to meet once in this time frame. There will be a need to meet sometime the beginning of August 2012, again prior to the end of September 2012, and one additional time before mid-December 2012 – all for different actions required by the legislation. Staff will contact the Board members to identify meeting dates.

Lastly, the new legislation also requires the Successor Agency to conduct an audit of the Low/Moderate Income Housing Fund to be completed prior to October 1, 2012. Staff will be seeking the City auditor's services and a quote for the work. In addition, the new legislation imposed financial penalties for missing deadlines, penalties that did not previously exist. So staff will keep a close eye on the various deadlines. The first deadline is next week – with the payment of "pass-thrus" to other taxing agencies. We are in the process of attempting to determine if the County made the payment on our behalf, but given the tight deadline we may need to make the payment and then make appropriate adjustments in the future.

LEAGUE LEGISLATIVE UPDATE- GOVERNOR'S REORGANIZATION PLAN

Attached is a copy of the League of California Cities weekly legislative update. I have attached this week's newsletter because of the significant "before summer recess" legislation; in particular the Governor's Reorganization Plan (GRP) has become law. The Governor has revised the structure of various state agencies, departments and boards, to consolidate to save money. Staff will evaluate the impact on the City, as we interact with various state agencies and boards. A copy of the League newsletter from April 2012 that further explains the GRP is also attached.

UPCOMING COUNCIL MEETING ITEMS

Please note this is staff's best estimate of the scheduling of future agenda items. This schedule is subject to revision as agenda items may be rescheduled to a future meeting, and are occasionally moved forward. Items may be rescheduled due to staff needing additional time to complete an item, too many items on a single agenda, or other issues impacting scheduling. Items are not listed in the order that they will appear on the Council's agenda. Additionally, agenda items are occasionally dropped from the list. (Agenda items are only deleted when it is a staff generated item that is no longer necessary, or if a Council Member withdraws a requested item.) Lastly, the Mayor determines the scheduling and order of agenda items.

24-Jul	Consent	TUP: Household Hazardous Waste Round-Up
24-Jul	Consent	Warrants
24-Jul	Consent	Adding a part-time FD Captain to the salary matrix
24-Jul	Consent	Terms & Conditions of Employment for Fire Capt.
24-Jul	Consent	AT&T / T-Mobile agreement
24-Jul	Consent	One Carter/Stonegate Pedestrian Easement
24-Jul	Consent	SMTV3 Guidelines
24-Jul	Public Hearing	Ordinance: Recovery of Legal Fees
24-Jul	Public Hearing	Kensington Project (Strategic Plan)
24-Jul	Public Hearing	Revised TUP Guidelines (tentative)
24-Jul	Discussion	Rose Float Association (Harabedian)
24-Jul	Discussion	Planning Commission Appointments (Two Commissioners)
24-Jul	Discussion	Discussion - Ordinance Water Conservation- Appeal & Phase 3
24-Jul	Discussion	Update: Redline General Plan from GPSC (Strategic Plan)
24-Jul	Discussion	Annual Water Revenue Review
14-Aug	Presentation	Retiring SMFD Employee - Chris Morrison
14-Aug	Consent	Quarterly Financial Report
14-Aug	Consent	Warrants
14-Aug	Discussion	Consideration of G.A.C. to Commission status (Strategic Plan)
14-Aug	Discussion	Strategic Plan Update
11-Sep	Consent	Award of Bids for Janitorial and Grounds Maintenance
11-Sep	Discussion	GPSC Technical Background Report (Strategic Plan)
11-Sep	Consent	RFP Housing Element
11-Sep	Consent	Approval of finance agreement for One Carter Storm Drain
11-Sep	Consent	Warrants
11-Sep	Consent	Unaudited Balances and \$25,000 Contracts
11-Sep	Consent	Conflict of Interest Statement
11-Sep	Discussion	Building Inspection Services
11-Sep	Discussion	Funding for Infrastructure Improvements (Strategic Plan)
11-Sep	Discussion	Discussion of Transportation: Dial-A-Ride and Gateway Coach
11-Sep	Discussion	City Council Liaison Duties (Capoccia)
11-Sep	Discussion	Plan to enhance on-line services (Strategic Plan)
11-Sep	Discussion	Strategic Plan Update
11-Sep	Discussion	Public Facility Fees
11-Sep	Discussion	Legal Services RFQ
11-Sep	Discussion	TAC recommendation for tree ordinance
25-Sep	Consent	Warrants
25-Sep	Consent	Record Retention Schedule Modification
25-Sep	Discussion	Ordinance: Water Conservation-Penalty
25-Sep	Discussion	Dapeer and Rosenblit rate increase (from 6/24 Council meeting)
25-Sep	Discussion	Evaluation of City Reorganization (Strategic Plan)

25-Sep	Discussion	Police Dept. staffing levels (Strategic Plan)
25-Sep	Discussion	General Plan Land Use Alternatives (Strategic Plan)
25-Sep	Discussion	Plan to decrease sidewalk damage sites (Strategic Plan)
25-Sep	Discussion	State of the Infrastructure
25-Sep	Discussion	Plan to replace trees lost in Wind Storm 2011 (Strategic Plan)
25-Sep	Discussion	Ferguson Contract (Harabedian)

COMMUNITY SERVICES

ADULT SOFTBALL

Staff updated results and standings after games on Sunday, July 1. One of the teams forfeited their game this past Sunday, which is the second team to do so in as many weeks. A rule penalizing teams for forfeiting will be looked into for the 2013.

CONCERTS IN THE PARK

The first concert of the July is this Sunday, July 8 at Memorial Park. The free concert is sponsored by the Sierra Madre Rotary Club and features an Elvis impersonator. This is the most anticipated concert of the series and attracts hundreds of patrons from Sierra Madre and the surrounding communities. The concert was advertised in the weekly eBlast and through Facebook. The Sierra Madre Rotary Club is bringing the In-N-Out truck and will have ice cream available for purchase.

4TH OF JULY

The Sierra Madre Fourth of July Celebration was held on July 3 and 4 at Memorial and Sierra Vista Parks. Attendance for July 3rd activities and the Community Picnic on July 4th appeared to be larger than recent years. The Firecracker Fun Run increased the number of registered participants in 2012. Overall the event went smoothly, with a few complaints from patrons and vendors. A more detailed report will be drafted for the Community Services Commission, outlining the event, recommendations for changes, and a financial review.

COORDINATING COUNCIL

The Coordinating Council is dark for the month of July. Coordinating Council members have been contacted to provide information for the July eNewsletter. Staff will still send out the monthly Coordinating Council eNewsletter the first Friday in July. In addition, requests are being accepted for special presentations at the August through December Coordinating Council meetings.

SENIOR ROCKS

The Senior Community Commission is hosting the July 22nd Concert in the Park as part of their *Seniors Rocks* program. The Commission will provide an information table at the concert and pass out free popsicles to concert patrons. Staff will work with the Commission to develop a survey for the concert.

DEVELOPMENT SERVICES

JULY 12 GENERAL PLAN STEERING COMMITTEE (GPSC) MEETING

The GPSC will hold a special meeting next Thursday, July 12, at 6:00 p.m. The GPSC has divided up into subcommittees (Editing, Implementation, Appendix, and Land Use Map subcommittees) and has been working since their June 3rd meeting to complete their tasks to draft an updated General Plan. Volunteers are also working on identifying opportunity sites in the City for the purpose of the environmental review (EIR) and the possible land use build-out scenarios that must be incorporated into the General Plan. The GPSC will report on the status and provide an update on their work at this meeting.

HUMAN RESOURCES

RECRUITMENT

- PT Records Clerk Conditional Offer Extended
- PT Code Enforcement Officer Applications under review
- PT Senior Specialist Applications accepted through July 11, 2012
- PT Engineer II Recruitment was frozen in January, will resume with oral interviews in July
- PT Paramedic Accepting applications through July 20, 2012
- Accounting Manager Testing was held on June 20, interviews will take place June 27, 2012
- Police Desk Officer/Dispatcher (1) Internal candidate to start June 23rd; (1) External candidate in backgrounds. A second testing is being scheduled in July to fill the third vacancy.
- Police Sergeant Need to re-advertise the opening, evaluating options, have had 8 recruitments for this positions in 5 years
- Water Pump Operator Applications accepted through July 6, 2012

LIBRARY SERVICES

NEW DVD RENTAL FEES EFFECTIVE JULY 1, 2012

DVDs continue to circulate since the Library implemented weekly rental fees of \$1.00 beginning on July 1, 2012. In addition, late fees for DVDs increased from \$1/day to \$2/day, per item. Educational and documentary videos continue to loan out for free.

SUMMER READING PROGRAM FOR ALL AGES!

Sign-ups for our summer reading program "Dream Big - Read!" began June 18. Children, teens and adults can still sign up for the program, to read books, and earn prizes throughout the summer. The program ends August 11.

In addition, special family-friendly programs have been scheduled:

- Monday, July 9 at 10:00 am The Prince and the Pirates, Franklin Haynes Marionettes
- Monday, July 23 at 10:0 am *Ukulady* songs to promote fearlessness and friendship
- Monday, August 6 at 10:00 am Up All Night, Animals of the Dark, Wildlife Company

EREADER PROGRAMS AND TRAINING SET FOR JULY

Patrons are invited to the library to learn how to download free eBooks to a Kindle, iPad, Nook and other mobile devices. The library owns all of the above devices and is excited to show patrons how easy it really is to use and read an eBook!

MORNING SESSIONS SATURDAY, JULY 7, 10-11:30AM WEDNESDAY, JULY 25, 10-11:30AM

EVENING SESSIONS TUESDAY, JULY 17, 7-8:30PM MONDAY, JULY 30, 7-8:30PM

Registration is required; please call the Library for more details at (626) 355-7186.

POLICE DEPARTMENT

STRATEGIC WORKSHOP

Last week Interim Chief Giannone attended the Los Angeles County Police Chiefs Strategic Workshop. The chiefs are trying to come up with a county-wide plan on how to deal with the increasing number of parolees in Los Angeles County communities, the lack of the court system to enforce the rules of AB109, and the increase in property crimes.

PUBLIC WORKS

MWD PROJECT TO BRING WATER TO SIERRA MADRE EARLY

As reported last week, the MWD connection project in East Grandview will begin construction in December. Prior to the start of the project, however, the MWD pipeline has to be shut down and drained of water, as workers will have to get inside the pipeline to create the connection. Normally the pipeline is drained into storm channels and goes to waste. Public Works has for several months been encouraging MWD to drain the pipeline into our spreading basins. We were notified on the 5th that MWD will take the City up on its offer; and they want to meet with staff the week of the 23rd to discuss the logistics of making that work. This change in normal operations will be a win for both the City and for MWD. The City gets a significant slug of water for groundwater recharge, and MWD does not have to go through the Regional Water Quality Control Board for a permit to discharge their chlorinated water into the Sierra Madre Creek channel.

FOG WORKSHOP TO BE HELD

Public Works will host a workshop in the Council Chambers, 4:30 PM July, 17th for all food service operators in Sierra Madre. The purpose of the meeting will be to answer questions the business owners have, familiarize the business owners with the inspectors (Bruce and James), and inform the business owners with the specifics of what the inspections will entail. Invitations went out today.

Attachments (1)

Legislature Acts on GRP, Foreclosure Legislation and Water Bond

July 6, 2012

This week the Legislature indicated it would take up a number of significant items before taking its summer recess, which starts Monday, July 9. The following actions were taken.

Compromise Foreclosure Legislation

On Monday, SB 900/AB 278, also known as the Homeowners Bill of Rights, was passed in both the Senate and the Assembly. The legislation increases protections for homeowners facing foreclosure through several provisions, including setting up fines for lenders filing robosigned documents and allowing borrowers to sue for damages over material violations of the law. The legislation is currently awaiting Gov. Jerry Brown's signature.

The Governor's Reorganization Plan (GRP)

The Governor's Reorganization Plan (GRP) revising the structure of various state agencies, departments, and boards has become law. As reported in previous articles, once the GRP was reviewed by the Little Hoover Commission in April, the Legislature had 60 days to either reject the proposal or it would become law. The plan was originally introduced in January as part of the Governor's budget proposal.

Although the Legislature did not reject the GRP, there will be changes to the original proposal enacted through budget trailer bills and additional legislation in 2012. For example, one of the trailer bills signed last week as part of the FY 2012-13 budget package (SB 1038) eliminates and reorganizes various state departments including the Division of Labor Statistics and Research and the Fair Employment and Housing Commission. In addition, several bills are being considered today and tomorrow that will make additional changes including the addition of "Housing" to the title of the new Business and Consumer Services Agencies and for additional clarification on the relationship between the California Transportation Commission and the new Transportation Agency. The Legislature has also shown significant interest in codifying the working relationship between transportation departments and housing departments.

Typically a GRP will become effective the day following the 60 day legislative review period. However, in this case the Governor included an effective date of July 1, 2013. The impacted state agencies and departments will spend the next year coordinating the transfer of responsibilities to make the transition as smooth and timely as possible.

Pension Reform

It was rumored that the Conference Committee on Public Employee Pensions (Committee) was expected to release its report sometime this week, but it appears that talks broke down between the Committee and the Governor's Office. The Governor has indicated that he would like to continue the discussions and work toward a compromise sometime in August. It is difficult to say where the Democrats or Republicans are going to align themselves on a pension package. Both sides of the aisle seem hesitant to support anything for which they haven't yet seen details or even a summary.

The Governor's Office indicated that they have reached agreement on nine of the 12 points of his 12-Point Pension Reform Action Plan, but that three major points are still being negotiated. The sticking points are likely issues around retirement age, the hybrid plan, and cost sharing.

Language for the package has still not been released. The League will analyze the proposal as soon as it is available.

2012 Water Bond

The Legislature approved AB 1422 (Perea) to move the 2012 Water Bond currently on this November's ballot to November 2014. This is the second time the Legislature has postponed the \$11 billion bond. The first postponement was in 2010, moving the bond to November 2012. AB 1422 makes no changes to the content of the existing bond.

High Speed Rail

On Thursday, the Assembly approved SB 1029, which would appropriate just over \$8 billion total to the high speed rail project (\$4.8 billion state and \$3.24 billion federal). The real test on the future of the project will be in the Senate, which is expected to vote today. Several Senators have already expressed their opposition to the appropriation, and the vote will be very tight. If the Senate does not approve SB 1029 today, there is a very good chance that the entire project, including the local projects that have now been incorporated as part of the blended approach, will be dead.

Governor Sends Reorganization Plan to Little Hoover Commission

April 6, 2012

Last Friday, Gov. Jerry Brown sent his Governor's Reorganization Plan (GRP) to the Little Hoover Commission (commission), activating a 90 day clock in which the Commission and Legislature have to act.

In the Feb. 3 CA Cities Advocate story "What Path for Governor's State Agency Consolidation Plans: Budget Process or Reorganization Plan?" the League outlined two possible paths that Governor could follow to implement his GRP. Those paths were either the budget process or through the commission. By sending the GRP through the commission process, the Governor not only sets a firm time limit for the consideration of the proposal, but also limits the legislature's ability to make changes.

The commission has 30 days from March 30, to review and analyze the GRP. The commission plans to hold at least one public hearing during their review process. The date for the public hearing has not yet been set. It will then be sent to the Legislature, where it will be given a number (e.g. GRP No. 1) and referred to legislative policy committees in both the Senate and Assembly. If the Legislature does not adopt a resolution to reject the plan within 60 days it becomes effective on the 61st day. Under this process the Legislature has no authority to amend the plan.

The Governor's Reorganization Plan (GRP) revises the structure of various state agencies, departments, and boards. The Governor has set an operative date of July 1, 2013 in order to allow time for the impacted agencies to plan for the necessary transfers of roles, responsibilities, funding, staff, data and relevant assets. Cities should be aware that additional program, commission, or task force eliminations may be included in the May Revise and subsequent trailer bill language. League staff will continue to monitor these developments.

If implemented, the GRP would eliminate the State and Consumer Services Agency (SCSA), Business, Transportation and Housing Agency (BTH), and Technology Agency (TA), and establish the following agencies in their stead.

Business and Consumer Services Agency (new Agency)

Department of Consumer Affairs (currently in SCSA)

- State Board of Chiropractic Examiners
- Bureau of Real Estate (currently in BT&H)
- Bureau of Real Estate Appraisers (currently in BT&H)

• Structural Pest Control Board (currently in Dept. of Pesticide Regulation)

Department of Housing and Community Development (currently in BT&H)

· California Housing Finance Agency (currently in BT&H)

Department of Fair Employment and Housing (currently in SCSA)

Department of Business Oversight (absorbs all the roles and responsibilities of the Dept. of Corporations and Dept. of Financial Institutions, both of which would be abolished)

Department of Alcoholic Beverage Control (currently in BT&H)

Alcoholic Beverage Control Appeals Board

California Horse Racing Board

Alfred E. Alquist Seismic Safety Commission (currently in SCSA)

Government Oversight Agency (new Agency)

Office of Administrative Law

Department of Technology (currently is the California Technology Agency)

Public Employees' Retirement System (currently in SCSA)

State Teachers' Retirement System (currently in SCSA)

State Personnel Board (currently in SCSA)

California Victim Compensation and Government Claims Board (currently in SCSA)

Department of General Services (currently in SCSA)

California Building Standards Commission (currently in SCSA)

Franchise Tax Board (currently in SCSA)

Department of Human Resources (currently Dept. of Personnel Administration, in SCSA)

Notes:

The Director, Department of Technology will be the State Chief Information Officer.

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The Director, Department of Human Resources will report directly to the Governor on issues relating to labor relations.

Transportation Agency (new Agency)

California Highway Patrol (currently in BT&H)

California Transportation Commission

Department of Motor Vehicles (currently in BT&H)

Department of Transportation (currently in BT&H)

High-Speed Rail Authority

Board of Pilot Commissioners (currently in BT&H)

California Traffic Safety Program (currently in BT&H)

Governor's Office of Business and Economic Development (new - within the Governor's Office)

Small Business Loan Guarantee Program (currently in BT&H)

Office of Tourism (currently in BT&H)

California Infrastructure and Economic Development Bank (currently in BT&H)

California Film Commission (currently in BT&H)

Film California First Program (currently in BT&H)

Natural Resources Agency (existing Agency)

- Adds Exposition Park (California Science Center and California African American Museum) (currently in SCSA)
- Changes the Department of Boating and Waterways to the Division of Boating and Waterways and moves it within the Department of Parks and Resources
- Removes the Department of Resources, Recycling and Recovery

Environmental Protection Agency (existing Agency)

Adds the Department of Resources, Recycling and Recovery

Other

- Eliminates the California Emergency Management Agency and transfers all the authority and responsibilities to the re-established Governor's Office of Emergency Services
- Abolishes the Secretary and Office of Service & Volunteering (currently in OPR)
- Consolidates the support, investigatory, auditing, and compliance functions of the California
 Gambling Control Commission and transfers those duties to the Department of Justice. The
 Commission would retain jurisdiction over the licensing, policies, regulations, criteria, and standards
 pertaining to gaming.