



Gustavo V. Camacho, Mayor  
Brent A. Tercero, Mayor Pro Tempore  
Bob J. Archuleta, Councilmember  
David W. Armenta, Councilmember  
Gregory Salcido, Councilmember

Tuesday, January 8, 2013  
Regular Meeting 6:00 p.m.  
Council Chamber  
6615 Passons Blvd.  
Next Resolution No. 6707  
Next Ordinance No. 1074  
Next Agreement No. 12-1367

**COMMISSIONERS SCHEDULED TO BE PRESENT:**

Ruben Garcia, Planning Commission  
Theresa Corella, Sister City Commission

**INVOCATION:**

(In accordance with the Court's Decision in Rubin v. City of Burbank, only nonsectarian prayers/invocations are allowed during the invocation)

**PLEDGE OF ALLEGIANCE:**

**PLEASE TURN OFF ALL PAGERS AND/OR PHONES WHILE MEETING IS  
IN SESSION AND PLEASE REFRAIN FROM TEXTING DURING THE  
MEETING**

\*\*\*\*\*  
In compliance with the Americans with Disabilities Act of 1990, the City of Pico Rivera is committed to providing reasonable accommodations for a person with a disability. Please call the City Clerk's office at (562) 801-4389, if special accommodations are necessary and/or if information is needed in an alternative format. Special requests must be made in a reasonable amount of time in order that accommodations can be arranged.

**1<sup>st</sup> PERIOD OF PUBLIC COMMENTS - IF YOU WOULD LIKE TO SPEAK ON ANY LISTED AGENDA ITEMS, PLEASE FILL OUT A GREEN PUBLIC COMMENT REQUEST FORM AND PROVIDE IT TO THE STAFF MEMBER AT THE BACK TABLE BEFORE THE MEETING STARTS.**

When you are called to speak, please come forward and state your name and city of residency for the record. You have three (3) minutes to make your remarks. In accordance with Government Code Section 54954.2, members of the City Council may only: 1) respond briefly to statements made or questions posed by the public; 2) ask a question for clarification; 3) provide a reference to staff or other resources for factual information; 4) request staff to report to the City Council at a subsequent meeting concerning any matter raised by the public; and 5) direct staff to place a matter of business on a future agenda. City Council members cannot comment on items that are not listed on a posted agenda.

**CONSENT CALENDAR ITEMS:**

All items listed on the Consent Calendar may be acted on by a single motion without separate discussion. Any motion relating to a Resolution or Ordinance shall also waive the reading of the titles in full and include its adoption as appropriate. If discussion or separate vote on any item is desired by a Councilmember or staff, that item may be pulled from the Consent Calendar for separate consideration.

**1. Minutes:**

- City Council meeting of December 11, 2012

**Recommendation:** Approve

**2. 10<sup>th</sup> Warrant Register of the 2012-2013 Fiscal Year. (700)**

Check Numbers: 254837-254990; 254993-255119

Special Checks Numbers: 254835-254836; 254991-254992

**Recommendation:** Approve

**3. Mayoral Appointments (300)**

**Recommendation:**

1. Confirm the Mayor's appointments to various Boards, Agencies and Committees.

4. **Professional Services Agreement with EC & AM Associates, Inc. dba GK & Associates – Approval of Amendment No. 1 to Extend Staff Augmentation Services.** (500)

**Recommendation:**

1. Approve Amendment No. 1 to the Professional Services Agreement with EC & AM Associates, Inc. dba GK & Associates, in a monthly amount not-to-exceed \$10,000 necessary to provide staff augmentation services and authorize the Mayor to execute Amendment No. 1 in a form approved by the City Attorney.
2. Authorize the City Manager to reallocate \$40,000 in General Funds and \$15,000 in Water Authority Funds; from the salary budget to the contracted services budget in the Fiscal Year 2012/13 Operating Budget, as detailed below.

Agreement No. 12-1356-1

5. **Residential Resurfacing Program (RRP) – Phase D – CIP No. 21238 – Notice of Completion.** (500)

**Recommendation:**

1. Accept as complete, effective December 11, 2012, work performed by Manhole Adjusting, Inc. on the Residential Resurfacing Program, Phase D, CIP No. 21238 and direct the City Clerk to file Notice of Completion with the Los Angeles County Recorder.

6. **Approval of the City of Pico Rivera and the Los Angeles County Flood Control District Catch Basin Maintenance Agreement** (500)

**Recommendation:**

1. Approve the Annual Catch Basin Maintenance Agreement between the city of Pico Rivera and the Los Angeles County Flood Control District (LACFCD) authorizing the city to maintain the LACFCD-owned catch basins draining to the Los Angeles River, and authorize the Mayor to execute the Agreement (Option 2) in a form approved by the City Attorney.

Agreement No. \_\_\_\_\_

**CONSENT CALENDAR ITEMS PULLED:**

**LEGISLATION:**

**7. The Los Angeles County Flood Control Districts Water Quality Funding Initiative.** (1100)

**Recommendation:**

Provide staff direction on the Los Angeles County Flood Control District's Water Quality Fee Initiative (WQFI) known as the "Los Angeles County Clean Water, Clean Beaches Protection Measure, as follows;

1. Direct staff to prepare a letter for the Mayor's signature to the Los Angeles County Board of Supervisors:
  - a. Supporting the Los Angeles County Clean Water, Clean Beaches Protection Measure; or
  - b. Opposing the Los Angeles County Clean Water, Clean Beaches Protection Measure; or
2. Do not take any action.

**NEW BUSINESS:**

**OLD BUSINESS:**

**2<sup>ND</sup> PERIOD OF PUBLIC COMMENTS - THIS TIME IS RESERVED FOR COMMENTS THAT HAVE NOT BEEN ADDRESSED ALREADY OR THAT ARE NOT LISTED ON THE AGENDA. PLEASE FILL OUT A BLUE PUBLIC COMMENT REQUEST FORM AND PROVIDE IT TO THE STAFF MEMBER AT THE BACK TABLE BEFORE THE MEETING STARTS.**

When you are called to speak, please come forward and state your name and city of residency for the record. You have three (3) minutes to make your remarks.

**CLOSED SESSION:**

**a. PUBLIC EMPLOYMENT**

Pursuant to Government Code Section § 54957  
Title: City Manager

**b. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

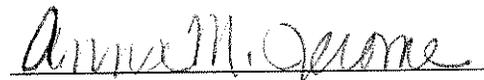
Pursuant to Government Code Section § 54956.9(a)  
City of Alhambra et al. v. County of Los Angeles et al. Property Tax Administration Fee

**ADJOURNMENT:**

### **AFFIDAVIT OF POSTING**

I, Anna M. Jerome, Assistant City Clerk, for the City of Pico Rivera, DO HEREBY CERTIFY, under penalty of perjury under the laws of the State of California, that the foregoing notice was posted at the Pico Rivera City Hall bulletin board, Pico Rivera Post Office and Parks: Smith, Pico and Rivera and full agenda packets distributed to the Pico Park and Serapis Libraries, which are available for the public to view. Additionally, agenda was distributed to members of the media on this the 3<sup>rd</sup> day of January, 2013.

Dated this 3<sup>rd</sup>, day of January 2013



Anna M. Jerome, CMC  
Assistant City Clerk

### **SB343 NOTICE**

In compliance with and pursuant to the provisions of SB343 any public writing distributed by the City Clerk to at least a majority of the City Council Members regarding any item on this regular meeting agenda will be available on the back table at the entrance of the Council Chamber at the time of the City Council meeting and at the counter of City Hall at 6615 Passons Boulevard, Pico Rivera, California during normal business hours.



Tuesday, December 11, 2012

A Regular Meeting of the City Council was held in the Council Chamber, Pico Rivera City Hall, 6615 Passons Boulevard, Pico Rivera, California.

Mayor Archuleta called the meeting to order at 6:00 p.m. on behalf of the City Council.

**PRESENT:** Armenta, Camacho, Salcido, Tercero, Archuleta

**ABSENT:** None

**COMMISSIONERS PRESENT:**

Robert Martinez, Planning Commission

David Angelo, Sister City Commission

**INVOCATION:** Delivered by Councilmember Tercero

**PLEDGE OF ALLEGIANCE:** Led by Councilmember Armenta

**A. Reorganization of the City Council for 2012-2013**

a. Office of Mayor of Pico Rivera.

Assistant City Clerk Jerome called for nominations for the Office of Mayor. Mayor Pro Tem Camacho was nominated by Councilmember Armenta. Noting no further names, the nomination period was closed.

Mayor Pro Tem Camacho was nominated and selected to serve as Mayor of the City of Pico Rivera pursuant to a 5-0 vote.

**AYES:** Archuleta, Armenta, Salcido, Tercero, Camacho

**NOES:** None

b. Office of Mayor Pro Tempore of Pico Rivera.

Mayor Camacho called for nominations for the Office of Mayor Pro Tempore. Councilmember Tercero was nominated by Councilmember Archuleta. Noting no further names, the nomination period was closed.

Councilmember Tercero was nominated and selected to serve as the Mayor Pro Tempore of the City of Pico Rivera pursuant to a 5-0 vote.

**AYES:** Archuleta, Armenta, Salcido, Tercero, Camacho

**NOES:** None

Special guest State Controller John Chiang congratulated both outgoing Mayor Archuleta and newly selected Mayor Camacho.

**B. Appointment of Representative to the Greater Los Angeles Vector Control District Board of Trustees**

Motion by Councilmember Archuleta, seconded by Councilmember Salcido to appoint Mayor Camacho as Trustee to the Greater Los Angeles County Vector Control District for a two-year term, effective January 7, 2013.

**AYES:** Archuleta, Armenta, Salcido, Tercero, Camacho

**NOES:** None

**C. Comments from outgoing Mayor Archuleta**

Outgoing Mayor Archuleta highlighted many of the significant staff and Council led accomplishments throughout 2012 which included award of contract to NASA saving residents \$1.4 million annually; completion of Rivera Park Renovation and the construction of Rio Vista and Smith Parks; beginning construction of new library; completion of Passons Grade Separation; award and completion of the KaBOOM playgrounds at Streamland and Pico Parks; securing funding for the Durfee underpass; remodeling of the golf course; expansion of BakeMark manufacturing adding over 100 new jobs and opening of PetSmart at the town center; city implemented an online water payment system; city was in the top five finalist for the Most Business Friendly City; and to enhance senior transportation, the city implemented a dial-a-taxi service to supplement the widely used dial-a-van service. Mr. Archuleta thanked his wife, the City Council and community and wished both Mayor Camacho and Mayor Pro Tem Tercero well.

**D. Awards/Break**

Representatives from Grace Napolitano and Gloria Molina's office and the Chamber of Commerce provided certificates of recognition and appreciation to outgoing Mayor

Archuleta. Newly selected Mayor Camacho presented Councilmember Archuleta with a city scrapbook highlighting his accomplishments as mayor for 2012.

### **E. Comments from Newly Selected Mayor**

Mayor Camacho thanked the residents, his family, staff, and outgoing Mayor Archuleta for their support and congratulated Councilmember Archuleta on his presidential appointment. He stated that there is mutual respect amongst the council and that he looks forward to the completion of the parks and other major projects currently underway. He further stated that he pledges to listen and collaborate with his colleagues and that the budget, public safety and economic development are part of his top priorities. Mayor Camacho stated that he looks forward to productive partnerships especially with the El Rancho Unified School District and the first college degree in every household.

#### **1. Minutes:**

- Approved City Council meeting of November 13, 2012
- Received and filed Parks & Recreation meeting of October 11, 2012
- Received and filed Planning Commission meeting of October 15, 2012
- Received and filed Planning Commission meeting of November 5, 2012

#### **2. Approved 9<sup>th</sup> Warrant Register of the 2012-2013 Fiscal Year. (700)**

Check Numbers: 254465-254834

Special Checks Numbers: 254463-254464

#### **3. Second Reading - Zoning Code Amendment No. 168 – Amending the Zoning Code of the Pico Rivera Municipal Code Chapter 18.46 Signs and Advertising Pertaining to Building Identification Signage and Creative Signage in Commercial and Industrial Zones. (1300)**

1. Adopted Ordinance No. 1073 amending Chapter 18.46 (Signs & Advertising) of the Pico Rivera Municipal Code pertaining to building identification signage and creative signage for developments within commercial and industrial zones.

Ordinance No. 1073 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, AMENDING CHAPTER 18.46 (SIGNS & ADVERTISING) OF THE PICO RIVERA MUNICIPAL CODE PERTAINING TO BUILDING IDENTIFICATION SIGNAGE

AND CREATIVE SIGNAGE FOR DEVELOPMENTS WITHIN  
COMMERCIAL AND INDUSTRIAL ZONES DESIGNATED HEREIN  
AS ZONE CODE AMENDMENT NO. 168

4. **Approval of Professional Services Agreement for Environmental Science Associates, Inc. (ESA) for Completion of the 2013-2021 Housing Element.** (1600)
  1. Approved Professional Services Agreement for Environmental Science Associates, Inc. (ESA) in the amount not to exceed \$47,000 for the 2013-2021 Housing Element and compliance with the California Environmental Quality Act.  
  
Agreement No. 12-1363
  
5. **Treasurer's Report – September 30, 2012** (700)
  1. Received and filed Quarterly Treasurer's Report for the quarter ending September 30, 2012.
  
6. **Passons Boulevard Underpass Project, Phase III, CIP No. 20053 – Award Construction Contract.** (500)
  1. Awarded a construction contract in the amount of \$540,409 to Sequel Contractors, Inc. for the Passons Boulevard Underpass Project, Phase III, CIP No. 20053, and authorized the Mayor to execute the contract in a form approved by the City Attorney.  
  
Agreement No. 12-1364
  
7. **Adoption of Resolution for the Acceptance of an Easement for Public Roadway Purposes on Dunlap Crossing Road.** (1200)
  1. Adopted a Resolution accepting a public roadway easement from the County of Los Angeles for Dunlap Crossing Road from Rosemead Boulevard to Mines Avenue necessary to address public roadway encroachment issues existing on Los Angeles County property, and authorized the City Engineer to execute easement documents.

Resolution No. 6706 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPROVING THE EASEMENT GRANTED TO THE CITY OF PICO RIVERA BY THE COUNTY OF LOS ANGELES AND AUTHORIZING THE CITY ENGINEER TO EXECUTE ALL RELATED DOCUMENTS

Motion by Councilmember Armenta, seconded by Councilmember Salcido to approve Consent Calendar items 1 through 7. Motion carries by the following roll call vote:

**AYES:** Archuleta, Armenta, Salcido, Tercero, Camacho  
**NOES:** None

**CONSENT CALENDAR ITEMS PULLED:**

**LEGISLATION:**

**8. Donation of Surplus Playground Equipment to Non-Profit Organizations. (700)**

Motion by Councilmember Archuleta, seconded by Councilmember Salcido to select Option 1: a) Bridges Church – Miracle Playground Structures; b) Montebello Rotary – Traditional Frame – three bay swings set; c) St. Philip Neri - Spiral Slide.

**AYES:** Archuleta, Armenta, Salcido, Tercero, Camacho  
**NOES:** None

City Attorney Alvarez-Glasman announced that pursuant to AB 23 Council members sitting as Housing Assistance Agency Commissioners would receive an additional \$30 stipend.

Recessed to Housing Assistance Agency at 7:04 p.m.

ALL MEMBERS WERE PRESENT

Reconvened from Housing Assistance Agency at 7:05 p.m.

ALL MEMBERS WERE PRESENT

**NEW BUSINESS:**

In compliance with AB 1234 requirements, Mayor Pro Tem Tercero reported on his attendance at the Young Elected Officials Conference for 35 years and under on policy academy and noted that he attended the conference on a scholarship.

**OLD BUSINESS:**

Councilmember Archuleta congratulated Public Works Director Cervantes and his staff for their work and presentation on the Passons Underpass grand opening.

**2<sup>ND</sup> PERIOD OF PUBLIC COMMENTS – ALL OTHER CITY-RELATED BUSINESS:**

Maggie Cardenas, President of the Lion's Club:

- Addressed the City Council to congratulate newly selected Mayor Camacho and Mayor Pro Tem Tercero; to thank City Council and staff for their support and Mayor Archuleta for his commitment to the community.

Nora Chen, Rivera Librarian:

- Addressed the City Council to congratulate newly selected Mayor and Mayor Pro Tempore and to invite Council and residents to their Holiday Open House on Wednesday at 6:00 p.m. sponsored by the Friends of the Library.

Gila Lopez:

- Addressed the City Council regarding her concerns with the Dial-A-Ride services and limited transportation.

Joe Price:

- Addressed the City Council to speak about upcoming Relay for Life on June 22, 2013 at El Rancho High School.

City Manager Bates stated that he would look into the issues presented by the speaker in regard to Dial-A-Ride and that Assistant to the City Manager Chavez would work on a case-by-case basis with residents who have special needs.

**ADJOURNMENT:**

Mayor Camacho adjourned the City Council meeting at 7:18 p.m. to the meeting of January 8, 2013. There being no objection it was so ordered.

**AYES:** Archuleta, Armenta, Camacho, Salcido, Tercero

**NOES:**     None

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Gustavo V. Camacho, Mayor

**ATTEST:**

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Anna M. Jerome, Deputy City Clerk

I hereby certify that the foregoing is a true and correct report of the proceedings of the City Council regular meeting dated December 11, 2012 and approved by the City Council on January 8, 2013.

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Anna M. Jerome, Deputy City Clerk

**10<sup>th</sup> WARRANT REGISTER OF THE 2012-2013 FISCAL YEAR**

**MEETING DATE:** 01/08/13

**TOTAL REGISTER AMOUNT:** \$3,809,598.63

**CHECK NUMBERS:**  
254837-254990  
254993-255119

**SPECIAL CHECK NUMBERS:**  
254835-254836  
254991-254992

**REGULAR CHECK TOTAL:** \$3,605,849.97

**SPECIAL CHECK TOTAL:** \$203,748.66

**TOTAL REGISTER AMOUNT:** \$3,809,598.63

**PAYROLL REGISTER P/P 12/14/12 - 12/28/12**

**Pay Date: 01/03/13**

**VOID ACH CKS** \_\_\_\_\_

**VOID CKS**

**Scrap:**  
379682, 379746

**SPECIAL CKS** \_\_\_\_\_

**CKS**  
379683 - 379745      41,075.31  
\_\_\_\_\_ 41,075.31

**ACH**  
379747 - 379940      221,109.24  
\_\_\_\_\_ 221,109.24

**TOTAL**      262,184.55

**PAYROLL REGISTER P/P 11/30/12 - 12/14/12**

**Pay Date: 12/20/12**

**VOID ACH CKS**  
A379412 (236.56)  

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(236.56)

**VOID CKS**

**Scrap:**  
379411  
379413  
379415  
379481

**SPECIAL CKS**  
A379412 236.56  
379414 236.56  

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473.12

**CKS**  
379416 - 379480 56,069.20  

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56,069.20

**ACH**  
379482 - 379681 249,666.43  

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249,666.43

**TOTAL** 305,972.19



**To:** Mayor and City Council  
**From:** City Manager  
**Meeting Date:** January 8, 2013  
**Subject:** MAYORAL APPOINTMENTS

**Recommendation:**

Confirm the Mayor's appointments to various Boards, Agencies and Committees.

**Fiscal Impact:** None.

**Discussion:**

Each year, following the City Council reorganization meeting, the incoming Mayor is charged with assigning members of the City Council to represent the City Council on various Boards, Agencies, Committees, etc. Staff then notifies the appropriate affected agencies.

Ronald Bates

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**To:** Mayor and City Council

**From:** City Manager

**Meeting Date:** January 8, 2013

**Subject:** PROFESSIONAL SERVICES AGREEMENT WITH EC & AM ASSOCIATES, INC. dba GK & ASSOCIATES – APPROVAL OF AMENDMENT NO. 1 TO EXTEND STAFF AUGMENTATION SERVICES

**Recommendation:**

- 1) Approve Amendment No. 1 to the Professional Services Agreement with EC & AM Associates, Inc. dba GK & Associates, in a monthly amount not-to-exceed \$10,000 necessary to provide staff augmentation services and authorize the Mayor to execute Amendment No. 1 in a form approved by the City Attorney.
- 2) Authorize the City Manager to reallocate \$40,000 in General Funds and \$15,000 in Water Funds; from the salary budget to the contracted services budget in the Fiscal Year 2012/13 Operating Budget, as detailed below.

**Fiscal Impact:** \$10,000 monthly, Fiscal Year 12-13 Operating Budget

**Discussion:**

The Public Works Department, Field Operations Division's Superintendent vacancy was contractually filled by GK & Associates when the Public Works Superintendent retired last October 2012. This was necessary to continue to deliver preventative maintenance programs on schedule and within budget, under the guidance of a seasoned Public Works manager.

On October 23, 2012, a contract was administratively awarded to GK & Associates in the amount of \$29,999, after concluding a consultant selection process. This firm specializes in providing staff augmentation services to municipalities on an "as-needed" basis and offers competitive rates. At a rate of \$95 per hour, GK & Associates is providing a full-time Field Operations Manager.

The Field Operations Manager vacancy is anticipated to be filled by March 2013. In the interim, staff recommends the vacancy to continue to be filled by GK & Associates on a part-time basis.

COUNCIL AGENDA REPORT – MTG. OF 1-08-13  
PROFESSIONAL SERVICES AGREEMENT WITH EC & AM ASSOCIATES, INC. dba  
GK & ASSOCIATES – APPROVAL OF AMENDMENT NO. 1 TO EXTEND STAFF  
AUGMENTATION SERVICES

Page 2 of 2

The person currently in the position of Field Operations Manager is Mr. Ted Spaseff. Mr. Spaseff comes with over 30 years of experience. In his experience, he has managed daily functions, operations, and administrative functions of five maintenance divisions including streets, signals and lighting, water, facilities and grounds and fleet divisions. Previous cities he worked for were the City of Santa Fe Springs as the Director of Municipal and Utility Services and the City of Montebello as the Director of Public Works.

By approving Amendment No. 1, the Field Operations Manager position can continue to be filled on a part-time basis by Mr. Ted Spaseff, until the position is filled permanently.

The billing rate is at \$95 per hour for a not-to-exceed monthly amount of \$10,000. This service can be funded in the Fiscal Year 2012/13 Operating Budget by reallocating funds from "Salaries" to "Contracted Services" budgets as follows:

- A transfer of \$40,000 in General Funds from several Public Works Divisions "Salaries" accounts to "Contracted Services" accounts.
- A transfer of \$15,000 in Water Funds from the Water Division "Salaries" account to a "Contracted Services" account.

The total amount recommended to be reallocated is \$55,000. This \$55,000 Budget will pay for services from October 2012 through March 2013.



Ronald Bates

RRB:AC:MPC:lg

Enc.

- 1) Amendment No. 1 to Professional Services Agreement 12-1356
- 2) Mr. Ted Spaseff's Resume

**AMENDMENT NO. 1  
TO THE PROFESSIONAL SERVICES AGREEMENT  
WITH EC & AM CONSULTANTS, INC. DBA GK & ASSOCIATES,  
AGREEMENT NO. 12-1356**

**THIS AMENDMENT NO. 1 TO AGREEMENT NO. 12-1356 FOR PROFESSIONAL SERVICES WITH EC & AM CONSULTANTS, INC. (DBA, GK & ASSOCIATES)** ("Amendment No. 1"), effective as of the date specified in paragraph 3 hereof, is made and entered into by and between the CITY OF PICO RIVERA ("CITY"), and EC & AM CONSULTANTS, INC. DBA GK & ASSOCIATES, ("CONSULTANT").

**RECITALS**

- A. CITY and CONSULTANT (collectively referred to as the "PARTIES") have previously executed that certain *Agreement for Professional Services, Agreement No. 12-1356* ("Agreement") relating to professional services in the City of Pico Rivera.
- B. The PARTIES desire to amend said Agreement as set forth herein, pursuant to Sections 3.4 and 5.1 of the Agreement.

**NOW, THEREFORE, THE PARTIES AGREE AS FOLLOWS:**

**1. MODIFICATION OF TIME FOR COMPLETION OF WORK AND SERVICES.**

"Expiration Date", under Section 3.4 of the Agreement is hereby removed and replaced as follows:

The term of this Agreement shall be month-to-month, beginning January 8, 2012, unless amended by written agreement of the Parties or terminated in accordance with Section 21 of Agreement No. 12-1356.

**2. CONSULTANT'S COMPENSATION.**

The compensation to be paid by CITY to CONSULTANT for professional services shall be at an hourly rate of Ninety Five Dollars (\$95), as set forth in the Consultant's October 10, 2012 Proposal to CITY attached hereto as Exhibit "A".

**3. EFFECT OF AMENDMENTS.**

Except as modified herein, either expressly or by necessary implication, the terms and provisions of the Agreement between the CITY and CONSULTANT shall remain in full force and effect.

**4. EFFECTIVE DATE.**

Unless otherwise specified herein, this Amendment No.1 shall become effective as of the date set forth below on which the last of the parties, whether CITY or CONSULTANT, executes this Amendment No. 1.

**IN WITNESS WHEREOF**, the parties hereto have caused this Amendment No. 1 to be executed and attested by their respective officers hereunto duly authorized.

"CITY"  
CITY OF PICO RIVERA

"CONSULTANT"  
GK & AM CONSULTANTS, INC.  
(DBA GK & ASSOCIATES)

\_\_\_\_\_  
Gustavo Camacho, Mayor

\_\_\_\_\_  
*Gloria Klean*  
Title: president

Dated: \_\_\_\_\_

Dated: 12.17.2012.

ATTEST:

APPROVED AS TO FORM

\_\_\_\_\_  
Anna M. Jerome, Assistant City Clerk

\_\_\_\_\_  
Arnold M. Alvarez-Glasman, City Attorney



## TED SPASEFF

### Field Operations Supervisor

#### EDUCATION/TRAINING

Park Administration,  
California State Polytechnic  
University, Pomona, CA

A.A. Degree, Ornamental  
Horticulture, Cerritos  
College, CA

A.A. Degree, Social Science  
Cerritos College, CA

#### LICENSES

State of California Pesticide  
Advisor PCA #71805

State of California Qualified  
Applicator QL#30701

ISA Certified Arborist  
#WE 6355-A

#### INDUSTRY TENURE

30 years

#### Summary of Experience

Mr. Spaseff has over 30 years of extensive experience within Public Works providing administrative direction to plan, organize, direct, and coordinate a comprehensive Public Works Department including engineering, water, streets, building services, building maintenance, golf course, and tree divisions. He has managed the daily functions, operations, and administrative responsibilities 5 maintenance divisions within Public Works including streets, signals & lighting, water, facilities & grounds, and fleet divisions.

#### Relevant Experience

**City of Sante Fe Springs:** As Director of Municipal and Utility Services, Mr. Spaseff managed the daily functions, operations and administrative responsibilities of 5 maintenance divisions within in Public Works including Streets, Signals & Lighting, Water, Facilities & Grounds and Fleet Maintenance, with a staff of 5 Superintendents, 6 Supervisors, 2 clerical and field staff of 40 with a \$6.6 million operating budget. He supervised all aspects of personnel within the division, conducting interviews, recommending appointments, evaluating staff, assigning and monitoring task, projects and assignments of staff and administering disciplinary action. He coordinated and managed the divisions budgets including preparing the annual budget, generating budget estimates, recommending capital projects, monitoring expenditures, purchasing, providing cost benefit analysis, approving invoices and requisitions.

**City of Montebello:** As Public Works Director, Mr. Spaseff provided administrative direction to plan, organize, direct, and coordinate a comprehensive Public Works Department including engineering, water, streets, building services, building maintenance, golf course, and tree divisions. He managed contract services for solid waste, street sweeping, and water services. He developed short and long term goals, objectives, polices, and priorities of assigned operations. He prepared and administered combined operating budgets of \$9.5 million and capital improvement budgets of \$9.3 million. He prepared project and program reports and made presentation before City Council, Commissions and Community groups.

**City of Montebello:** As Golf Course/Landscape Services Manager, Mr. Spaseff was Responsible for the direction, supervision and work plan coordination of three maintenance divisions. The golf course division consists of an 18-hole championship course, clubhouse facility, driving range, golf cart operations, vehicle and equipment maintenance shop. The Golf Course Division is a combination of City staff for the golf course maintenance, golf cart operations, and vehicle and equipment maintenance with contracted services for the food concession and pro shop operations. The parks division is comprised of 9 parks, street medians, City Hall, Metro Link Station and other City owned properties. The maintenance provided by the Parks Division consists of City staff for the park facilities and contracted landscape services for street medians. The tree division provides for the maintenance and care of 20,000 street trees throughout the City and 3,500 park and golf course trees. The combined staff supervised included 5 management staff with a field staff of 37. He developed, prepared and administered the budgets for the three divisions totaling 4.3 million dollars. He administered Capital projects including the development of a Golf Course master plan, park master plan, landscaped street median plans, and City Hall landscape renovation.



**To:** Mayor and City Council  
**From:** City Manager  
**Meeting Date:** January 8, 2013  
**Subject:** RESIDENTIAL RESURFACING PROGRAM (RRP) – PHASE D – CIP NO. 21238 – NOTICE OF COMPLETION

**Recommendation:**

Accept as complete, effective December 11, 2012, work performed by Manhole Adjusting, Inc. on the Residential Resurfacing Program, Phase D, CIP No. 21238 and direct the City Clerk to file Notice of Completion with the Los Angeles County Recorder.

**Fiscal Impact:**     \$997,145     Proposition 1B  
                              \$201,110     Rubberized Asphalt Concrete (RAC) Grant  
                              \$1,198,255     Total Budget

**Discussion:**

On November 8, 2011, the City Council awarded a contract in the amount of \$735,000 to Manhole Adjusting Inc. for pavement repairs, pavement crack-seal, chip seal, and slurry seal roadway treatments. Additional work was approved by the City Council on February 28, 2012 for a total of \$463,255 to fully utilize State and grant funding. In total, 40 streets were resurfaced with a chip seal and 14 additional streets were slurry sealed.

Construction of the project was generally completed on April 13, 2012. Due to an outstanding issue involving construction of the slurry seal, the Notice of Completion could not be filed.

During construction, it was noted that the contractor did not properly crack seal 14 streets prior to applying the slurry seal. Since this is not the industry standard, Engineering staff assigned six (6) months of time to evaluate the performance of the slurried streets.

Overall the slurried streets performed well during the evaluation period. There was some growth of weeds through a limited number of cracks and the issue was corrected immediately. As an added precaution, City staff required Manhole Adjusting to extend

COUNCIL AGENDA REPORT – MTG. OF 01-08-13  
RESIDENTIAL RESURFACING PROGRAM (RRP) – PHASE D – CIP NO. 21238 –  
NOTICE OF COMPLETION  
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the warranty to two (2) years on all of the slurried streets, expiring on April 13, 2014, thereby making Manhole Adjusting fully responsible should there be an issue. Given the life of slurry seal is two to three years, this is advantageous to the City. As such, the Notice of Completion can now be filed.

In consideration of the issues, the effective date of completion is December 11, 2012.

The project was completed under the \$1,198,255 contract budget by \$12,725. The final construction cost totaled \$1,185,530, including the authorized change orders. Two activities comprised these change orders which were to cape seal 10 additional streets (\$200,000), and to slurry seal 14 additional streets (\$263,255) inclusive of Washington Boulevard.

The remaining \$12,725 was used to fund staff time (job costing) since design, construction management, and inspection services were performed by in-house staff. Through job costing and the two change orders, the City was able to make full use of the State and grant funds.



Ronald Bates

RRB:AC:RG:lg

Enc.

- 1) Exhibit of Project Streets



# CITY OF PICO RIVERA CALIFORNIA

## LOCATION AND STRIPING PLAN

### LEGEND

 - PROPOSED RESIDENTIAL RESURFACING PROJECT PHASE "D"

### CAPITAL IMPROVEMENT PROJECT NO. 21238 Proposed Residential Resurfacing Project - Phase "D"

1. Narrows Dr. - Kruse Rd. to Sandoval Ave.
2. Banta Rd. - Friendship Ave. to Woodford St.
3. Van Aken St. - Gangel Ave. to Warrington Ave.
4. Warrington Ave. - Van Aken St. to Banta Rd.
5. Gangel Ave. - Van Aken St. to Banta Rd.
6. Gangel Ave. - Banta Rd. to Hatrell St.
7. Banta Rd. - Durfee Ave. to Gangel Ave.
8. Banta Rd. - Gangel Ave. to Warrington Ave.
9. Calada Ave. - Elnora St. to Northerly Feid
10. Calada Ave. - Elnora St. to Spruce St.
11. Ivy St. - Elnora St. to Whittier Blvd.
12. Ivy St. - Elnora St. to Northerly Feid
13. Rosemead Blvd. Frontage Rd. - Vernier St. to Catherine St.
14. Catherine St. - Rosemead Blvd. to Clarendon Ave.
15. Rosemead Blvd. Frontage Rd. - Manzanar Ave. to Manzanar Ave.
16. Maris Ave. - Bexley Dr. to Manzanar Ave.
17. Aldrich St. - Passons Blvd. to Easterly End
18. Coffman and Pico Rd. - Rosemead Blvd. to Noroco Dr.
19. Coffman and Pico Rd. - Noroco Dr. to 200' N/O Maris Ave.
20. Maris Ave. - Paramount Blvd. to Coffman and Pico Rd.
21. Crossway Dr. - Carran Dr. to Coffman and Pico Rd.
22. Crossway Dr. - Goodhue St. to Carran Dr.
23. Loch Aine Ave. - Nan St. to Washington Blvd.
24. Lochinvar Dr. - Passons Blvd. to Hasty Ave.
25. Lochinvar Dr. - Hasty Ave. to Pico Vista Rd.
26. Nan St. - Passons Blvd. to Hasty Ave.
27. Nan St. - Hasty Ave. to Pico Vista Rd.
28. Schooling Rd. - Eglise Ave. to Bennington Ave.
29. Bascom St. - Lentsan Ave. to Clironell Ave.
30. Lemoran Ave. - 200' N/O Rivers Rd. to Call St.
31. Kilgarry Ave. - Rivers Rd. to Bascom St.
32. Myron St. - Passons Blvd. to Sideview Dr.
33. Myron St. - Sideview Dr. to Aero Dr.
34. Sideview Dr. - Maxine St. to La Docena Ln.
35. Maxine St. - Orange Ave. to Coopergrove Ave.
36. Maxine St. - Coopergrove Ave. to Greenvale Ave.
37. True Ave. - La Docena Ln. to Terradell St.
38. Dalewood Dr. - La Docena Ln. to Terradell St.

### ADDITIONAL STREET

39. Tobias Ave. - 145' N/O Barrolo Ave. to Beverly Blvd.
40. Bradgate Dr. - Sandoval Ave. to 440' S/O Sandoval Ave.
41. Dunlap Crossing Rd. - Manzanar Ave. to Rosemead Blvd.
42. Pico Vista Rd. - Hunebrook St. to Washington Blvd.
43. Pico Vista Rd. - Coolhurst Dr. to Winshell St.
44. Serapis Ave. - Terradell St. to Claymore St.
45. Walnut Ave. - Durfee Ave. to Tobias Ave.
46. Waverly Dr. - Sheandosh Ave. to End
47. Rosemead Blvd. Frontage Rd. - Speckway St. to North End
48. Silverene Dr. - Paramount Blvd. South to Paramount Blvd. North
49. Coffman Pico Rd. - 200' north of Maris Ave. to End
50. Rex Rd. - Rosemead Blvd. to Lindell Ave.
51. Durfee Ave. - Beverly Blvd. to Barrolo Ave.
52. Wavale St. - Paramount Blvd. to Bollenbacher Dr.
53. Calico Ave. - Isora St. to Ihsen St.
54. Pico Vista Rd. - Underwood St. to Havenwood St.



**PICO RIVERA**  
CITY OF PICO RIVERA  
DEPARTMENT OF PUBLIC WORKS - ENGINEERING DIVISION  
CAPITAL IMPROVEMENT PROJECT NO. 21238 - RRP - PHASE "D"  
LOCATION MAP

Date: 02-09-2012



**To:** Mayor and City Council

**From:** City Manager

**Meeting Date:** January 8, 2013

**Subject:** APPROVAL OF THE CITY OF PICO RIVERA AND THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT CATCH BASIN MAINTENANCE AGREEMENT

**Recommendation:**

Approve the Annual Catch Basin Maintenance Agreement between the City of Pico Rivera and the Los Angeles County Flood Control District (LACFCD) authorizing the City to maintain the LACFCD-owned catch basins draining to the Los Angeles River, and authorize the Mayor to execute the Agreement (Option 2) in a form approved by the City Attorney.

**Fiscal Impact:** The annual maintenance and repair cost of the 26 LACFCD-owned catch basins retrofitted with trash excluder devices is estimated at approximately \$3,500.

**Discussion:**

In an effort to achieve compliance with the Trash Total Maximum Daily Loads (TMDL) for the Los Angeles River watershed, the City was required to install trash excluders on all catch basins that drain to the Los Angeles River. Trash excluders are screening devices installed in individual catch basins to prevent trash from entering the storm drain system.

Through a State grant and through the Gateway Water Management Authority Integrated Regional Water Program (the City is a member), 64 trash excluders were installed in the catch basins within the City (23 - LACFCD-owned and 41 - City owned) and three (3) more City-owned trash excluders will be installed in the near future.

As a permitting condition, LACFCD required all cities to take full responsibility for the long term maintenance and cleaning of LACFCD-owned catch basins. The subject agreement allows the City to take such responsibility. The agreement provides for two options: either to contract the work with the Los Angeles County Department of Public Works (LACDPW) - Option 1; or to use a vendor approved by the City - Option 2. Staff recommends Option 2 because it is more cost-effective.

APPROVAL OF CITY OF PICO RIVERA AND LOS ANGELES COUNTY FLOOD CONTROL  
DISTRICT CATCH BASIN MAINTENANCE AGREEMENT

Page 2 of 2

The Los Angeles Gateway Integrated Regional Water Management Joint Powers Authority (Gateway Authority), of which the City of Pico Rivera is a member, solicited bids on behalf of member agencies in an effort to get competitive pricing for these maintenance services. Results of the competitive bid process were presented to member cities as an alternative to contracting with the LACDPW. In Pico Rivera, if contracting is with LACDPW, the estimated annual cost of maintenance of the LACFCD-owned catch basins is approximately \$10,500 per year. By comparison, the County-approved vendor can provide the same level of services for approximately \$4,000. In addition, LACFCD will also reimburse the City an amount of \$15.25 per catch basin in 2012 dollars for each LACFCD-owned catch basin maintained by the City. For Pico Rivera, this equates to approximately \$500 per year. This amount also represents the annual amount the LACFCD would otherwise have incurred for removing trash and debris from the catch basins if the City had not installed trash excluders.

In view of the cost savings and added flexibility, staff recommends that the City execute the Agreement-Option 2 with LACFCD allowing the City, either through City forces or its contractor, to clean and maintain those LACFCD-owned catch basins retrofitted with trash excluders. This agreement has been reviewed by the City Attorney.



Ronald Bates

RRB:AC:AA:lg

Enc.

- 1) Agreement – Option 2
- 2) Exhibit “A” to Agreement –Trash Excluder
- 3) Location Map

**AGREEMENT  
(Option 2)**

This AGREEMENT, is entered into on \_\_\_\_\_, 2013, by and between the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, a body corporate and politic (hereinafter referred to as the LACFCD), and the City of Pico Rivera a municipal corporation (hereinafter referred to as CITY).

RECITALS

WHEREAS, California Regional Water Quality Control Board, Los Angeles Region, has promulgated water-quality regulations, including a Total Maximum Daily Load for Trash (Trash TMDL) for the Los Angeles River, applicable to cities located in the Los Angeles River Watershed; and

WHEREAS, CITY desires to achieve compliance with the Trash TMDL by installing TRASH EXCLUDERS (as hereafter defined) within catch basins owned by the LACFCD, located within CITY streets; and

WHEREAS, CITY will administer the procurement and installation of said TRASH EXCLUDERS;

NOW, THEREFORE, in consideration of the mutual covenants herein contained, the LACFCD and CITY hereto mutually agree as follows:

(1) DEFINITION:

- a. TRASH EXCLUDER, as referred to in this AGREEMENT, shall mean any device, which partially blocks the opening or outlet of a catch basin to prevent trash from entering the storm drain system, including Automatic Retractable Screen devices (ARS) and Connector Pipe Screen devices, installed by CITY at the opening of or inside any catch basin owned by the LACFCD. Exhibit A identifies the locations of TRASH EXCLUDERS within CITY.
- b. STORM SEASON, as referred to in this AGREEMENT, shall mean the period beginning October 1 and ending April 30 of each year.
- c. MAJOR STORM EVENT, as referred to in this AGREEMENT, shall mean a storm with an intensity of 1 inch or more of rainfall per 12 hours, occurring within CITY. Countywide, an average storm season produces 4 major storm events.
- d. DRY SEASON, as referred to in this AGREEMENT, shall mean the period beginning May 1 and ending September 30 of each year.

(2) CITY AGREES AS FOLLOWS:

- a. CITY shall provide Exhibit A identifying the locations of TRASH EXCLUDERS.
- b. CITY shall inspect all catch basins fitted with TRASH EXCLUDERS. If, during an inspection, CITY discovers damage to any catch basin other than damage to the TRASH EXCLUDER, CITY shall report said damage to the LACFCD within 14 calendar days from the date of the inspection.
- c. CITY shall maintain all TRASH EXCLUDERS so as to function properly during storm events and so as not to prevent storm flows from entering the catch basin. CITY shall promptly repair or replace damaged TRASH EXCLUDERS.
- d. CITY shall remove all trash and debris from each catch basin fitted with a TRASH EXCLUDER at least once each year. CITY shall stencil the appropriate month and year of cleanout on each catch basin.
- e. CITY shall be authorized to remove the existing manhole covers as required to access the inside of the catch basins fitted with TRASH EXCLUDERS and shall reinstall the manhole covers wherever the catch basins are left unattended. Damaged screws and bolts shall be replaced. CITY shall thoroughly clean all debris from the manhole frame and cover.
- f. CITY shall patrol areas in which any TRASH EXCLUDERS have been installed, during storm events, to verify that all TRASH EXCLUDERS are functioning properly, and shall relieve any instances of plugging of any catch basin fitted with a TRASH EXCLUDER.
- g. CITY shall indemnify, defend, and hold the LACFCD and the County of Los Angeles, and their agents, officers, and employees, harmless from and against any and all claims, demands, liability, damages or costs arising from the breach by CITY of any obligation under this Agreement, or from the installation, operation or maintenance of any TRASH EXCLUDER.
- h. CITY shall include the LACFCD within the protection of any indemnification clause contained in any ancillary contract relating to the TRASH EXCLUDERS.

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(3) LACFCD AGREES AS FOLLOWS:

- a. To permit CITY to utilize catch basins owned by the LACFCD and located within CITY, as identified in Exhibit A, for the purpose of installing, operating, and maintaining TRASH EXCLUDERS.
- b. To pay CITY the amount of \$15.25 in 2012 dollars, adjusted annually according to the Consumer Price Index for all urban consumers in the Anaheim, Los Angeles, and Riverside areas, as published by the U.S. Government Bureau of Labor Statistics, per year, for each catch basin identified in Exhibit A. This amount represents the annual amount the LACFCD would otherwise have had to incur for removing trash and debris from the catch basins identified in Exhibit A, had CITY not installed TRASH EXCLUDERS in those catch basins.

(4) IT IS MUTUALLY UNDERSTOOD AND AGREED AS FOLLOWS:

- a. The TRASH EXCLUDERS are the property of CITY. The LACFCD shall retain ownership of the catch basins, exclusive of the TRASH EXCLUDERS.
- b. Termination
  - (i) CITY may request the LACFCD to perform the inspection and maintenance of the TRASH EXCLUDERS, or any of them, on CITY's behalf. If the LACFCD, in its sole discretion, determines to do so, the parties shall enter into a new agreement providing for said inspection and maintenance by the LACFCD, on CITY's behalf. Upon the execution of the new agreement by both CITY and the LACFCD, this AGREEMENT shall be deemed terminated.
  - (ii) CITY may unilaterally terminate this AGREEMENT without cause, in CITY'S sole discretion, at any time, by giving a thirty (30)-day prior written notice to the LACFCD. In the event this AGREEMENT is terminated, pursuant to this Section (4)b.(ii), the LACFCD may, in its sole discretion, provide CITY with a written notice to remove the TRASH EXCLUDERS or any of them, and restore the affected catch basin(s) to a condition similar to or better than that which existed prior to installation of the TRASH EXCLUDERS. If the LACFCD provides CITY with such a notice, CITY shall complete all work required to comply with the notice within ninety (90) days. If CITY fails to do so, the LACFCD may, in its sole discretion, complete said work at CITY'S expense.

- (iii) If CITY fails to comply with any of the terms or conditions of this AGREEMENT, the LACFCD may, in its sole discretion, terminate this AGREEMENT and provide CITY with a written notice to remove the TRASH EXCLUDERS, or any of them, and restore the catch basin(s) to a condition similar to or better than that which existed prior to installation of the TRASH EXCLUDERS. If the LACFCD provides CITY with such a notice, CITY shall complete all work required to comply with the notice within ninety (90) days. If CITY fails to do so, the LACFCD may, in its sole discretion, complete said work at CITY'S expense.
  - (iv) If the LACFCD removes any TRASH EXCLUDER pursuant to Sections (4)b.(ii) or (4)b.(iii), the LACFCD shall submit a billing invoice to CITY indicating the costs and expenses incurred by the LACFCD in connection with the removal of the TRASH EXCLUDER, specifically including any work required to restore the affected catch basin to a condition similar or better than that which existed prior to installation of the TRASH EXCLUDER, and CITY shall reimburse the LACFCD all such costs and expenses within thirty (30) days of the billing invoice.
- c. The LACFCD is not responsible for assisting CITY with any regulatory compliance activities related to the operation or maintenance of the TRASH EXCLUDERS including, for example, conducting monitoring, weighing of trash, and reporting amounts of trash collected from inside catch basins where TRASH EXCLUDERS have been installed.
- d. Requests for Service coming to the LACFCD to clean any catch basin identified in Exhibit A will be forwarded to CITY for their prompt handling, action, and closure.
- e. The LACFCD may remove any TRASH EXCLUDER, if the LACFCD determines, in its reasonable discretion, that removal of the TRASH EXCLUDER is necessary to prevent or mitigate flooding of any public or private property. CITY expressly releases the LACFCD from, and waives, all claims for any damages, loss, costs, or expenses resulting from the LACFCD'S removal of any TRASH EXCLUDER pursuant to this section. In such case, CITY may thereafter reinstall the TRASH EXCLUDER only after first consulting with the LACFCD with regards to the reasons for the removal. If CITY thereafter chooses to reinstall the TRASH EXCLUDER, it must do so at its sole expense.
- f. This AGREEMENT may be modified only by the mutual written consent of both parties.

//



The parties hereto have caused this AGREEMENT to be duly executed by their respective duly authorized officers, by the CITY OF \_\_\_\_\_ on \_\_\_\_\_, 2013, and by the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, on \_\_\_\_\_, 2013.

LOS ANGELES COUNTY FLOOD  
CONTROL DISTRICT,  
a body corporate and politic

By \_\_\_\_\_  
Chief Engineer

APPROVED AS TO FORM:

JOHN F. KRATTLI  
County Counsel

By \_\_\_\_\_  
Deputy

City of Pico Rivera

By \_\_\_\_\_  
Director of Public Works

APPROVED AS TO FORM:

By \_\_\_\_\_  
City Attorney

RJG:sw  
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Exhibit A - LACFCD CATCH BASINS

UNIT INSTALLED	CATCH BASIN ID	NO.	OWNED BY	DRAINS TO	STREET	NEAREST CROSS STREET	LOCATIO N OF CORNER	T.G.	GPS COORDINATES
CPS	1971	092	COUNTY	BARTOLO DRAIN	TELEGRAPH	ELMONT	WEST	706-D1	n33°57.983 w118°06.888
CPS	1971	093	COUNTY	BARTOLO DRAIN	TELEGRAPH	ELMONT	NW	706-D1	N33°57.980 W118°06.890
CPS	1971	094	COUNTY	BARTOLO DRAIN	ELMONT	TELEGRAPH	NORTH	706-D1	N33°57.982 W118°06.877
CPS	1971	095	COUNTY	BARTOLO DRAIN	ELMONT	TELEGRAPH	EAST	706-D1	N33°57.978 W118°06.874
CPS	1971	096	COUNTY	BARTOLO DRAIN	FERNADEL	TELEGRAPH	SW	706-D1	N33°57.952 W118°06.870
CPS	1971	097	COUNTY	BARTOLO DRAIN	TELEGRAPH	FERNADEL	SE	706-D1	N33°57.930 W118°06.845
CPS	1971	098	COUNTY	BARTOLO DRAIN	TELEGRAPH	ELMONT	SOUTH	706-D1	N33°57.989 W118°06.807
CPS	1971	099	COUNTY	BARTOLO DRAIN	FERNADEL	TERRADELL	NE	706-D1	N33°58.005 W118°06.800
CPS	1971	100	COUNTY	BARTOLO DRAIN	TERRADELL	FERNADEL	NE	706-D1	N33°58.000 W118°06.794
CPS	1971	101	COUNTY	BARTOLO DRAIN	TERRADELL	FERNADEL/BIRCHBARK	MID	706-D1	N33°58.000 W118°06.775
CPS	1971	102	COUNTY	DRAIN	TERRADELL	FERNADEL	SE	706-D1	N33°57.993 W118°06.786
ARS & CPS	2022	124	COUNTY	PD 1142	PRA	BEVERLY	SE	676-G2	N33°99.534 W118°05.240
ARS & CPS	2022	125	COUNTY	PD 1142	PRA	BEVERLY	SOUTH	676-G2	N33°00.530 W118°05.243
CPS	2022	129	COUNTY	9010	PARAMOUNT	CREELAND	NW	676-G3	N33°99.379 W118°05.217
ARS & CPS	2022	130	COUNTY	6301	SPRUCE	PINE	SE	676-F3	N33°00.315 W118°05.422
ARS & CPS	2022	131	COUNTY	6301	SPRUCE	PINE	EAST	676-F3	N33°00.317 W118°05.415
ARS & CPS	2022	132	COUNTY	6301	OLYMPIC	PINE	SE	676-F3	N33°00.351 W118°05.413
ARS & CPS	2022	133	COUNTY	6301	OLYMPIC	PINE	NE	676-F3	N33°00.360 W118°05.409
CPS	2022	134	COUNTY	6301	PINE	OLYMPIC	NE	676-F3	N33°00.368 W118°05.414
ARS & CPS	2022	135	COUNTY	6301	PINE	OLYMPIC	NW	676-F3	N33°00.368 W118°05.419
CPS	2023	066	COUNTY	6301	LOCHLOMOND	INDUSTRY/PARAMOUNT	MID	676-F3	N33°00.011 W118°05.592
NONE	2023	067	COUNTY	6301	WHITTIER	PARAMOUNT	NW	676-F3	
CPS	2023	071	COUNTY	MTD 553	PARAMOUNT	DUNLAP CROSSING	NE	676-F4	N33°59.844 W118°05.531
NONE	2023	072	COUNTY	MTD 6301	PARAMOUNT	DUNLAP CROSSING	NW	676-F4	
NONE	2023	073	COUNTY	MTD 6301	UNLAP CROSSIN	PARAMOUNT	SE	676-F4	N33°59.831 W118°05.527
CPS	2023	074	COUNTY	MTD 6301	UNLAP CROSSIN	PARAMOUNT	NE	676-F4	N33°59.822 W118°05.538

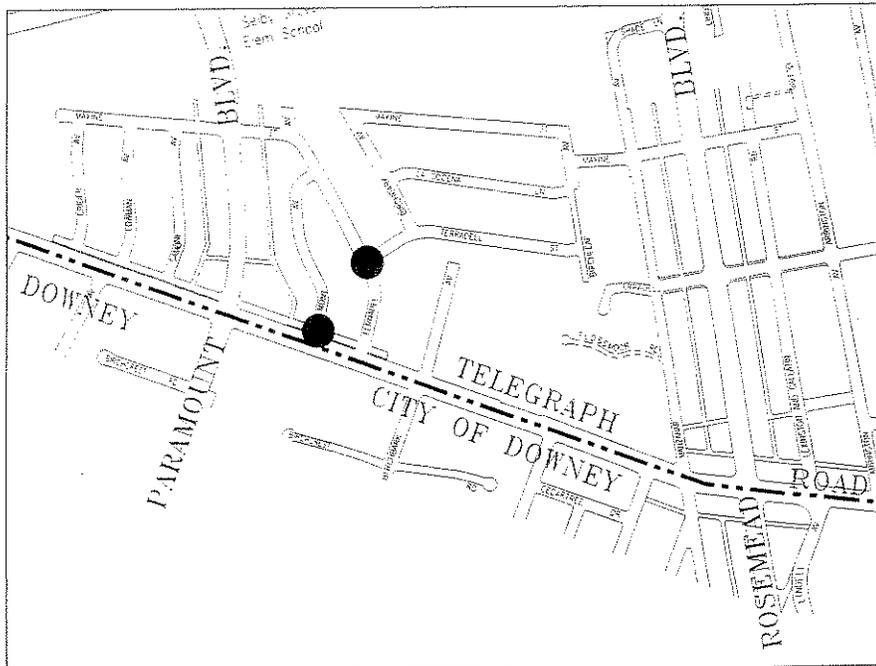
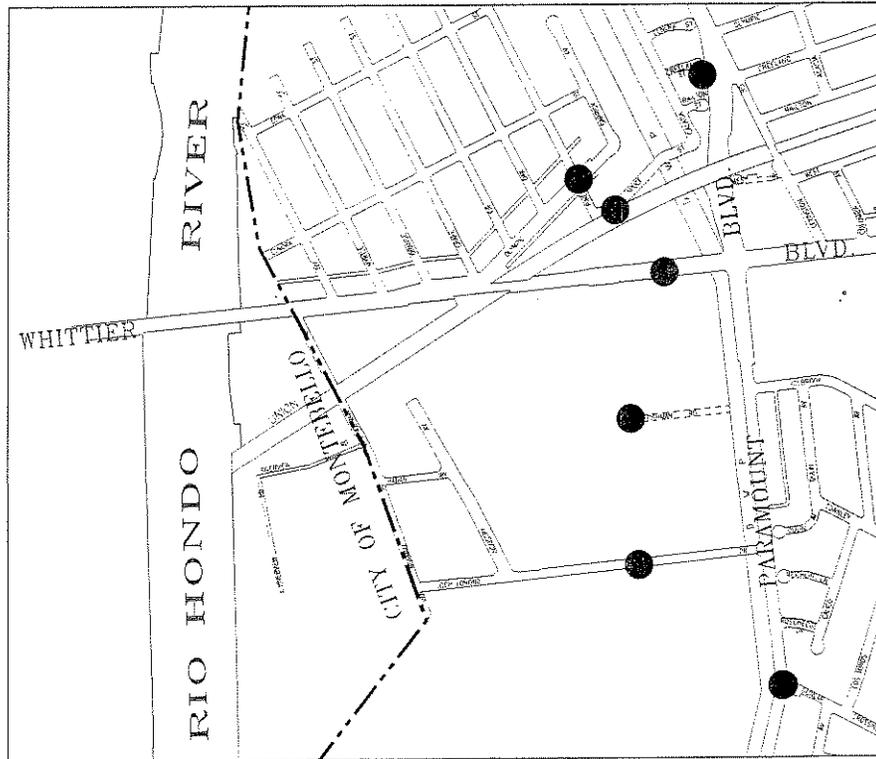
# CITY OF PICO RIVERA

## LACFCD CATCH BASINS

### LOCATION MAP

**LEGEND:**

● LOCATION OF CATCH BASIN WITH TRASH EXCLUDERS



NOT TO SCALE



**To:** Mayor and City Council

**From:** City Manager

**Meeting Date:** January 8, 2013

**Subject:** THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT'S WATER QUALITY FUNDING INITIATIVE

**Recommendation:**

Provide staff direction on the Los Angeles County Flood Control District's Water Quality Fee Initiative (WQFI) known as the "Los Angeles County Clean Water, Clean Beaches Protection Measure, as follows;

1. Direct staff to prepare a letter for the Mayor's signature to the Los Angeles County Board of Supervisors,
  - a. supporting the Los Angeles County Clean Water, Clean Beaches Protection Measure; or
  - b. opposing the Los Angeles County Clean Water, Clean Beaches Protection Measure; or
2. Do not take a position.

**Fiscal Impact:** There is no fiscal impact associated with staff's recommendation. If the voters approve the WQFI, the City of Pico Rivera will have additional revenue to offset the cost of compliance with current and future National Pollution Discharge Elimination System/Total Maximum Daily Load (NPDES/TMDL) programs, which are expected to increase significantly in the immediate future. The estimated revenue available to Pico Rivera will be approximately \$2,545,000 annually and will be distributed as follows; \$1,020,000 (Local Return), \$1,270,000 (Watershed Authority Groups), and \$255,000 (Los Angeles County Flood Control District).

**Discussion:**

According to the State Water Resources Control Board, many water bodies in the Los Angeles region do not meet State and Federal water quality standards and are listed as impaired under the Federal Clean Water Act.

The Water Quality Fee Initiative (WQFI), known as the Clean Water, Clean Beaches Protection Measure has been initiated by the District to provide a stable, dedicated, long-term funding source for implementation, construction, and operations and maintenance of water quality improvements through a property-related fee.

The proposed fee is calculated based upon the size of the property, impervious area as determined by the property's land use, and the total cost of the improvements to be financed by the proposed fee. Fee amounts for single-family residential residence will range up to \$83 annually, with the majority of property owners paying \$54 annually. Commercial and industrial parcels, which typically have much

COUNCIL AGENDA REPORT – MTG. OF 01/08/13  
THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT'S WATER QUALITY  
FUNDING INITIATIVE (WQFI)

Page 2 of 2

more impervious area, will be assessed larger amounts. Government parcels were not exempt from the assessment. The District has estimated that an assessment of \$24,000 to Pico Rivera.

Approximately ninety percent (90%) of the total funds collected would be returned to Municipalities directly or indirectly. Forty percent (40%) of the funds collected in any given Municipality are required to be returned to the cities for implementation of local storm water and runoff projects and programs (local return). Fifty percent (50%) of the funds collected would be allocated to local Watershed Authority Groups (WAGs) for regional projects and programs. The remaining ten percent (10%) of the funds collected would be allocated to the Flood Control District for administration of the water quality fee, monitoring, and special studies.

Eligible expenditures include but are not limited to:

- City Administrative Costs (10 percent, approximately \$100,000),
- Planning, design, construction, implementation, operation and maintenance, and monitoring of water quality projects and programs,
- Implementation of the NPDES permit,
- Studies, modeling, and monitoring related to pollutants,
- Maintenance of new and existing projects and programs, and
- Education and outreach.

The property-owner election is in compliance with Proposition 218, which allows those who will pay the fee to decide whether to approve it. The election is a return-by mail ballot sent to all property owners of record. There is one vote per parcel, regardless of size. Recent opinion polling by the Flood Control District, suggests that despite the challenging economy, voters in the Los Angeles region support the clean water funding initiatives. If the fee is passed, the fee will appear on the 2014/15 property tax bills.

The proposed fee schedule is as follows:

- |   |                         |
|---|-------------------------|
| • Board of Supervisor Authorized the Prop 218 proceedings....     | July 3, 2012            |
| • Distribution of the Notices of the proposed fee .....           | November 30, 2012       |
| • <b>Hold a Public Hearing</b> .....                              | <b>January 15, 2013</b> |
| • Property owner return-by-mail ballot election for the fee ..... | March through May, 2013 |
| • If approved, the fee will appear in the property tax bill.....  | 2014/2015               |

The City Council is requested to direct staff to write a letter of support or a letter of opposition on the WQFI, however, it is not a requirement that the City Council take any action. Most cities have opted not to take action and are leaving it up to property owners to determine the fate of the WQFI.



Ronald Bates

RRB:AC:JL:lg

Enc.

- 1) Attachment "A" - Frequently Asked Questions

## Clean Water, Clean Beaches FAQs

*A brief set of potential questions and answers*

### About the Notice

**Q. I don't understand why I got this Notice in the mail.**

A. All property owners in LA County received this Notice. The Notice is to inform you of a Public Hearing about a potential Clean Water Fee on all properties. The Hearing is January 15, 2013.

**Q. I've never seen this type of Notice before. Why did you have to send a Notice and have a Hearing?**

A. The California Constitution requires that before a fee can be established; all property owners must be notified by mail of a Public Hearing regarding the fee. You can attend the Public Hearing to say whether you approve or oppose the proposed Clean Water Fee. If a majority of property owners send a written protest, then the fee cannot be established through the next step, which is an election. If a majority does not object, the next step is an election to determine if it can be imposed.

**Q. What is the Clean Water, Clean Beaches Measure?**

A. The Clean Water, Clean Beaches Measure, if passed by voters would provide funding for pollution prevention, cleaning up waterways in Los Angeles County, and to capture stormwater before it enters waterways. The stormwater that is captured can then be held, filtered and cleansed naturally in groundwater basins, and used to recharge underground water sources, increasing local drinking water supplies and reducing the need for imported water from Northern California and the Colorado River.

**Q. If not enough people object, I'll be charged the fee?**

A. No. The next step, if the Board decides to proceed, will be a vote. No fee can be established without a vote.

**Q. How does the voting process work?**

A. If the Board of Supervisors votes to proceed, a ballot vote would be held. The type of ballot, mail ballot or general election has not yet been decided. For a mail ballot, all property owners would receive a ballot in the mail, asked to vote on the fee and send back the ballot. Property owners do not need to be registered voters to participate. Voters are asked to sign their ballots to verify they are authorized to cast a vote on behalf of the property. There is one vote per property, regardless of the size of the property. Californians required this property owner-based method of voting, now Article XIID of the California Constitution, by passing Proposition 218 (The Right To Vote on Taxes Act) in a 1996 Statewide election. For a general election, registered voters will receive a ballot and will be asked to sign their ballots to verify they are authorized to cast a vote.

**Q. If I support the fee, should I do anything?**

A. You do not need to do anything right now, although you are welcome to send a letter of support to the address in your Notice or come to the Public Hearing on January 15. If the Board decides to proceed with a vote, you will then receive a ballot and may cast a vote.

**Q. I got the Notice, but I don't live in LA County.**

A. This is a fee that might be imposed on property, so all property owners received the Notice about the Public Hearing. If you own property in LA County, you do not need to live in the County to voice your opinion either at the Hearing or by sending in the form in the Notice.

**Q. I got the Notice, but I'm not registered to vote.**

A. This is a fee that might be imposed on property, so all property owners received the Notice about the Public Hearing. You do not need to be a registered voter to voice your opinion either at the Hearing or by sending in the form in the Notice.

**Q. I got 20 copies of this Notice <or whatever amount, more than one copy>, why did I get so many?**

A. The Flood Control District is legally required to send a Notice about the Public Hearing to the property owner of record of every parcel in the District. You received one Notice for every property that you own.

**Q. If I own <20> parcels and I want to protest the fee, do I have to send in <20> protests?**

A. No, you may send one letter and note the addresses and parcel numbers of each property you own. Your letter would then count for as many protests as the properties you list.

**Q. I got a Notice, but my neighbor didn't.**

A. If your neighbor owns the property in which they are living; they should have received a Notice. Please have them call us, and we'll ensure they receive one.

## About the Fee

**Q. Who would pay this fee?**

A. All property owners—including commercial, industrial, residential and government—will pay the fee at different rates.

**Q. What would this fee do?**

A. It would fund projects to help keep pollution out of stormwater and runoff, clean up pollution that flows into our waterways, and use stormwater and runoff to recharge groundwater supplies, which are an important source of drinking water. There is more information on the website:

[www.LACountyCleanWater.org](http://www.LACountyCleanWater.org)

**Q. I think my city is already doing this. This shouldn't apply to me.**

A. This is a measure for all properties in the Los Angeles County Flood Control District and would provide funding to cities. You'll need to check with your city about what measure may already be in place and how the funds are used.

**Q. The Notice says I have to pay <\$xx>. Do I owe this money now?**

A. No. The Board of Supervisors is considering putting the Clean Water Fee in place, but it has not yet been adopted. The first step is the Public Hearing January 15, 2013. Then there would have to be a vote before a fee can be established.

**Q. How will the fee be collected?**

A. It would be placed on your property tax bill and collected by the County Treasurer.

**Q. How often do I pay this fee?**

A. The fee is levied once a year.

**Q. When will the fee show on my property tax bill if it passes?**

A. If the fee measure passes, the fee will appear in the 2014-2015 property tax bills.

**Q. How was the fee determined?**

A. The fee will be determined by the amount of water runoff that properties generate, based on the size of each parcel (but not its value) and its land classification (residential, commercial/industrial or undeveloped), and the percentage of hard impermeable surfaces.

**Q. Will each property owner be subject to the same fee? Or will it vary by the size of the property owned?**

A. Properties that are developed have hard surfaces such as asphalt and concrete that cause water runoff. The fee is based on the amount of stormwater runoff that these properties send to the storm drain system and, therefore, create the need to control and treat that runoff. Properties would pay in proportion to the amount of runoff they contribute.

The fee also depends on how large a property is (but not on its assessed value) and whether it is residential, commercial/industrial or vacant.

Commercial/industrial properties pay a higher fee than residential properties because they're more developed, and vacant properties pay very little. Of course, parcels are all different sizes, so parcels pay different fees.

**Q. What will the typical residential household pay?**

A. 87% of homeowners would pay \$54 a year or less. Typical condos would pay \$20 or less. No single-family homeowner would pay more than \$82.

**Q. How much would typical commercial/industrial parcels pay?**

A. 75% of commercial parcels would pay less than \$420 per year. Fees vary based on the size of the property and its use—how much it is developed with hard surfaces like parking lots that can't absorb rain. For example:

- Typical convenience store or fast food restaurant (10,000 sq. ft. parcel): \$250 per year
- Typical "big box" or home improvement store (10 acres): \$11,000 per year

**Q. I have already installed measures to reduce storm water runoff—can I get a rebate?**

A. Many cities and county unincorporated communities have rebate programs for installing rain barrels, reducing impervious areas or other stormwater retaining measures. Property owners will need to document that they've installed on-site measures. You'll need to check with your City.

**Q. This says I owe<\$54>. But I don't think the assessor files have the right land use. I know there's an error. How can I see how this fee was developed?**

A. You can see the Engineers Report with the fee calculation Methodology on the website. If there is an error, you will be able to appeal your fee.

**Q. Why does the Flood Control District exclude portions of the Antelope Valley?**

A. There is a mountain range that creates a border—properties in the Antelope Valley drain in a different direction, not into LA County waterways. So they do not contribute to the pollution in the LA County waterways.

**Q. What about school districts—do they pay?**

A. All properties would pay the fee. Schools contribute stormwater in the same way as any other property. However, the ordinance would include among other things provision to implement school water quality projects and/or provide school curriculum and materials about water and water quality. There will be more information on this on the website in the coming weeks.

**Q. Who will make the final determination on the proposed fee?**

A. Property owners will. While the LA County Board of Supervisors will decide whether to put the issue to a vote of LA County property owners, property owners themselves will vote to decide whether all properties in the District will pay the fee. Only those who would be required to pay the fee will be able to directly vote on it.

**Q. Once the fee goes into effect, can it be raised?**

A. No. If the fee is approved by property owners, by law it can never be raised, unless property owners vote to raise it.

**Q. Once the fee goes into effect, is it forever?**

A. The fee will be assessed permanently to ensure availability of funding to operate and maintain the water quality infrastructure, projects, and programs that will be implemented through the revenue. The Board of Supervisors may consider a clause to end the fee after a specific amount of time. That has not yet been decided.

**Q. When will the fee show on my property tax bill if it passes?**

A. If the fee measure passes, the fee will appear in the 2014-2015 property tax bills.

**Q. How will the funds from the water quality fee be distributed?**

A. Ninety (90) percent of the funds collected will be distributed to the cities and unincorporated communities of the County and ten (10) percent to the Flood Control District to provide water quality monitoring, planning, and oversight.

**Q. How will the funds from the water quality fee be spent?**

A. The funds collected from the water quality fee will be spent only for local and regional projects that meet the criteria established in the Program Elements document including but not limited to: (a) the water quality project must demonstrate the ability to provide and sustain long-term water quality benefits; (b) that the water quality project is based on generally accepted scientific and engineering principles; (c) and the project must be designed and located to maximize the water quality benefits.

**Q. What type of accountability and oversight will be in place?**

A. All revenue collection and expenditures would be subject to independent annual audits. In addition, oversight committee will be established to ensure long-term project and program effectiveness.

**Q. Can the funds be used for something else other than water quality?**

A. No. By law, all funds raised by the Measure must be used for local projects and programs that improve water quality. Some of these programs could potentially provide additional benefits such as enhancing drinking water supplies.

**Q. How many parcels would be subject to the fee?**

A. 2.3 million parcels are directly affected by this measure in the County.

**Q. This sounds like a tax. What's the difference between a fee and a tax? And why do just property owners pay?**

A. This is technically a property-based fee.

A fee can only be charged to property owners for providing a service directly related to that property. In this case, developed properties send water runoff into the storm drain system and the fee is to improve the quality of water in the storm drain system. If you own property in the Flood Control District you would pay the fee.

The amount of the fee cannot exceed the cost to provide the service. That's why this fee is based on the size of a parcel and how much it is developed, which equates to how much water runoff it causes. It is *not* based on a property's value.

A tax is a charge on an individual or business that pays for governmental services or facilities that benefit the public broadly. Example of taxes includes the property tax, sales tax, business license tax, hotel occupancy tax, and utility user's tax.

**Q. If this measure doesn't pass, what will happen?**

A. If the measure doesn't pass the County and municipalities will have to continue to allocate general funds that are earmarked for other essential public services for water quality.

## About Stormwater

### **Q. What is stormwater?**

A. Stormwater in LA County— also called urban runoff—is rainwater plus everything else the rain carries along with it. Sometimes that includes pollution, bacteria and trash. Stormwater flows into storm drains and into waterways, such as lakes, rivers, creeks and the ocean. Stormwater is not currently treated or cleaned before it flows directly into waterways; urban runoff is the main source of pollution to California's coastline.

### **Q. What is a watershed?**

A. It is an area of land that drains to the same place, like a river, lake or the ocean. When it rains, the water runs down streets, into storm drains, and into the same waterbody. You'll see a map of your watershed on your Notice.

### **Q. How do pollutants get in the water?**

A. Pollutants come from the stuff that's left in our streets, like trash and plastics. It also comes from fertilizers and pesticides used in gardens, soap from washing cars, motor oil that drips from cars, and anything that gets dumped into stormdrains, which drain into our waterways. You can find a lot more information on the website:

[www.LACountyCleanWater.org](http://www.LACountyCleanWater.org)

### **Q. How do toxic metals get in the water?**

A. They can come from many different sources. For example, when you hit the brakes on a car, the discs rub together and minute metal dust particles are left on the road. When it rains, that dust is washed into waterways. Tires are another source. You'll find more information on the website:

[www.LACountyCleanWater.org](http://www.LACountyCleanWater.org)

### **Q. Isn't most pollution caused by industry—are they paying this fee too?**

A. Yes, industrial and commercial properties would pay the fee too. The fee amount is determined by the size of a property and how it is used. All properties generate water runoff that goes into our waterways. Industrial and commercial properties tend to have more paved surfaces, like buildings and parking lots, than residential properties do. Their fee would be based on that more intense type of land usage. If you'd like more details, there is an Engineers Report that shows how fees are calculated in the Information Center on the website:

[www.LACountyCleanWater.org](http://www.LACountyCleanWater.org)

### **Q. I thought the water is treated before it goes to the ocean?**

A. No, stormwater and urban runoff are not treated. There are actually two water systems. One is the wastewater system that carries water in sewers from your house to treatment facilities, and then to the ocean. The other is the storm drain system that carries rain and excess water from watering gardens or washing cars. Even though it doesn't rain much here, when it does rain water runs down streets and into storm drains. The water then flows to waterways, like the LA River, San Gabriel River, and Ballona Creek. And from there it goes directly to the ocean. There's a video on the website that explains this: [www.LACountyCleanWater.org](http://www.LACountyCleanWater.org)

### **Q. How long has the water quality in stormwater runoff been a problem?**

A. In its natural state, hundreds of years ago, open space in the LA area would absorb most rainwater into the ground, which gets naturally filtered and cleansed as it percolates down into the groundwater. That underground water could then be pumped up for drinking (after further treatment), irrigation and other uses. Over the years, urban development, to address economic growth and an increased population, has added hard surfaces such as asphalt and concrete. That now results in water rushing along streets, picking up trash and pollution as it flows, and depleting groundwater available to be used for drinking water.

For more information, please visit the website at: [www.LACountyCleanWater.org](http://www.LACountyCleanWater.org) or call (800) 218-0018, Monday through Thursday, 8 am – 5 pm or email at [wqfi.info@dpw.lacounty.gov](mailto:wqfi.info@dpw.lacounty.gov). For Spanish, call (626) 458-6981.