



Tuesday, April 9, 2013  
Regular Meeting 6:00 p.m.  
Council Chamber  
6615 Passons Blvd.  
Next Resolution No. 6711  
Next Ordinance No. 1074  
Next Agreement No. 13-1382

**ROLL CALL:**

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

**COMMISSIONERS SCHEDULED TO BE PRESENT:**

John Garcia, Parks & Recreation Commission  
David Angelo, 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:**

**SPECIAL PRESENTATION(S):**

- National Library Week April 14-20, 2013

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

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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 March 26, 2013

**Recommendation:** Approve

**2. 16<sup>th</sup> Warrant Register of the 2012-2013 Fiscal Year.**

(700)

Check Numbers: 256147-256359

Special Checks Numbers: None.

**Recommendation:** Approve

**CONSENT CALENDAR ITEMS PULLED FOR FURTHER DISCUSSION:**

**LEGISLATION:** None.

**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.

**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 5<sup>th</sup> day of April 2013.

Dated this 5<sup>th</sup>, day of April 2013

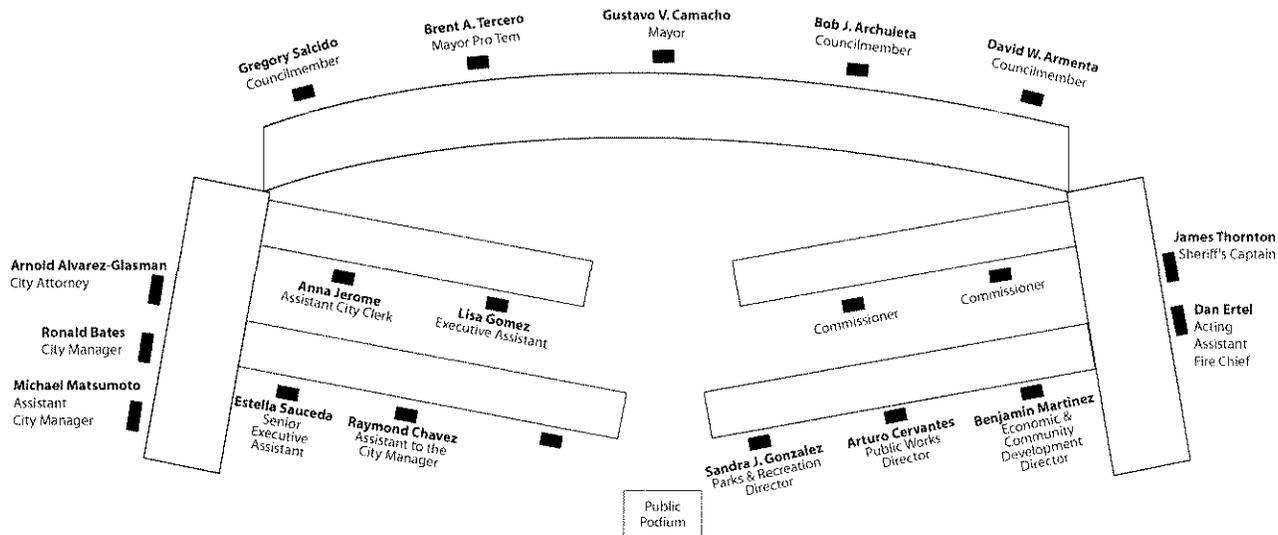


Anna M. Jerome, CMC  
Assistant City Clerk

**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.

## Council Meeting Seating Chart



### STATEMENT REGARDING DECORUM AT CITY COUNCIL MEETINGS

If you wish to speak at the time set aside for public comments, the City Council has established the following standards and Rules of Decorum as allowed by State law.

- Public comment is limited to those portions of the meeting referred to as Public Comments. These portions are intended for members of the public to address the City Council, Redevelopment Agency, Housing Assistance Agency or Water Authority on matters related to agendas or any other items under the subject matter jurisdiction of the City Council or Agencies.
- A yellow Public Hearing Comment Request card must be completed to speak during a Public Hearing.
- A green Public Comment Request – Agenda Items Only card is for those wishing to address the Council/Agency on agenda items only during the 1<sup>st</sup> Period of Public Comments.
- A blue Public Comment Request – All other City-Related Business card is for those wishing to address the Council/Agency on any other items under the subject matter jurisdiction of the Council/Agency during the 2<sup>nd</sup> Period of Public Comments.
- Citizens may address the Council, Redevelopment Agency or Housing Assistance Agency once for a **maximum of three minutes**. After each speaker returns to his/her seat, the Mayor shall determine the time and manner of response, but typically if answers are available, they will be given after all speakers have had an opportunity to address the City Council.
- Members of the audience are asked to refrain from clapping or otherwise speaking from their seats. Those not meeting the standards for decorum may be escorted from the meeting.

**RULES OF DECORUM CAN BE FOUND IN THE PICO RIVERA MUNICIPAL CODE SECTION 2.08.050 AS ESTABLISHED BY ORDINANCE 783 ADOPTED ON AUGUST 20, 1990 AND AMENDED BY ORDINANCES 822 (SEPTEMBER 21, 1992) AND 1020 (MARCH 21, 2006).**



Tuesday, March 26, 2013

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

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

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

**ABSENT:** None

**COMMISSIONERS PRESENT:**

Rod Torres, Parks & Recreation Commission

**INVOCATION:** Councilmember Archuleta

**PLEDGE OF ALLEGIANCE:** Parks & Recreation Commissioner Torres

**SPECIAL PRESENTATIONS:**

- Certificate of Recognition presented to El Rancho High School Boys Soccer Team CIF Champions

**PUBLIC HEARING:**

1. **Continued Public Hearing – An Ordinance of the City of Pico Rivera Amending Chapter 18 (Zoning) of the City of Pico Rivera Municipal Code Pertaining to the Regulations for Residential Driveway Expansion, Walkways and Porte-Cocheres.** (1300)

Mayor Camacho opened the public hearing and noted that there was no written communications to provide public testimony.

Director of Community and Economic Development Martinez provided a brief PowerPoint presentation on the changes incorporated to the zoning amendment based on City Council's concerns. He stated that in regard to Porte-Cocheres the change incorporated allowing for a 20 foot projection from the front of the resident and would only be for properties that are 15,000 square feet or larger.

Oral Communications:

Nick Pondoff:

- Addressed the City Council regarding the requirement of a 3 foot fence from the garage to the sidewalk, his objection to this requirement, and requested that the 3 foot fence requirement be removed from the zone code.

After a brief discussion regarding lot size, decorative fences and a sliding scale, Council decided to continue the item to a date uncertain and to refer the matter back to the Planning Commission for further evaluation.

Motion by Mayor Camacho, seconded by Councilmember Salcido to continue the public hearing to a date uncertain and to refer the matter back to the Planning Commission.

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

**NOES:** None

**1<sup>st</sup> PERIOD OF PUBLIC COMMENTS – AGENDA ITEMS ONLY:** None.

**2. Minutes:**

- Approved City Council special meeting of March 11, 2013;
- Approved City Council regular meeting of March 12, 2013
- Received and filed Parks & Recreation meeting of February 14, 2013;
- Received and filed Planning Commission meeting of February 19, 2013;
- Received and filed Planning Commission meeting of March 4, 2013

**3. Approved 15<sup>th</sup> Warrant Register of the 2012-2013 Fiscal Year. (700)**

Check Numbers: 255960-256146

Special Checks Numbers: None.

**4. Replacement of Broadcast, Presentation, and Audio System. (500)**

1. Awarded a contract to Matrix Audio Visual Designs in the amount of \$80,775 for the design and rebuild of the City Council Chambers broadcast, presentation, and audio system.

Agreement No. 13-1379

**5. Commercial Façade Rehabilitation Program Guidelines Revision. (1300)**

This item was pulled from the Consent Calendar for further discussion and clarification.

**6. Adult Basketball League – Award Contract. (500)**

This item was pulled from the Consent Calendar for further discussion and clarification.

Motion by Councilmember Salcido, seconded by Councilmember Armenta to approve Consent Calendar Items 2 through 4. Motion carries by the following roll call vote:

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

**NOES:** None

**CONSENT CALENDAR ITEMS PULLED FOR FURTHER DISCUSSION:**

**5. Commercial Façade Rehabilitation Program Guidelines Revision. (1300)**

Mayor Pro Tem Tercero asked how the decrease of Community Development Block Grant (CDBG) funds over time will affect this program.

City Manager Bates stated that with the two projects currently underway, the existing funds will cover all the money available for this year. He stated that if the city had bigger projects for next year, it would limit the projects, but that Community and Economic Development is trying to initiate projects and the city is trying to accommodate as many businesses as possible that meet the criteria. He further stated that the proposed recommendation would provide the city more flexibility to try to use up the funds that are available and that provide benefits to the local businesses.

Community and Economic Development Director Martinez stated that if the funds are not used, HUD could possibly request the city to reallocate the funds or they could take back the funding.

Councilmember Archuleta asked if there are any other applicants at this time on Whittier Boulevard. Director Martinez stated that there are approximately 4 or 5 applicants that staff is keeping in touch with but there are no applicants interested on Whittier Boulevard at this time.

Mayor Camacho stated that the CDBG program has been expanded to the entire city with the guidelines setup by HUD. He stated that by utilizing the funds for clusters of multiple businesses in one building the improvement to the building becomes more visible versus a small improvement to one business on a block and that the city is moving in the right direction.

Motion by Councilmember Archuleta, seconded by Councilmember Salcido to approve the revised Commercial Façade Rehabilitation Program Guidelines establishing a calculation for the grant and loan awards available to program applicants. Motion carries by the following roll call vote:

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

**NOES:** None

**6. Adult Basketball League – Award Contract. (500)**

After some discussion amongst City Council, this item was continued to a date uncertain and referred to the Parks and Recreation Ad Hoc Committee for further evaluation.

**LEGISLATION:** None.

Recessed to Water Authority at 6:50 p.m.

ALL MEMBERS WERE PRESENT

Reconvened from Water Authority at 6:50 p.m.

ALL MEMBERS WERE PRESENT

**NEW BUSINESS:**

Mayor Pro Tem Tercero asked staff to look into the feasibility of an ice skating rink at the park for the winter. He also asked staff to look into asking Southern California Edison about converting to LED street lights when replacing lights, recognizing at a future City Council meeting “Distinguished Women’s Award” for April Salcido, and inquired about the possible departure of the Fresh & Easy and the future use of the facility.

**OLD BUSINESS:**

Mayor Pro Tem Tercero reiterated a former suggestion requiring coaches of youth sports organization to have some kind of by-law or internal requirement within their organizations to have coaches fingerprinted and/or a criminal background check and addressed his concern with recent incidents at the El Rodeo.

City Manager Bates stated that the El Rodeo is a challenge and that the city continues to work with the El Rodeo. Captain Thornton stated that the level of intoxication affects people's judgment and their actions which can potentially drive incidents that occur at the El Rodeo. He further stated these types of incidents are not limited to just the El Rodeo but any nightclub that serves alcohol. He added that the El Rodeo is the largest nightclub in the city and therefore their occupancy rate is higher and is prone to more incidents.

Mayor Pro Tem Tercero asked for a follow-up to his suggestion of utilizing vacant lots for community gardens. City Manager Bates stated that staff is reviewing vacant lots and Sr. Planner Aguilar added that staff recently completed a survey of non-developed non-paved commercial lots and identified a threshold of approximately 10,000 square feet to allow enough space to farm and for market activities. She stated letters have been sent out to property owners and that staff is waiting to hear back from them.

Councilmember Armenta inquired about the construction taking place on handicap corners throughout the city. Public Works Director Cervantes stated that the city received a \$200,000 grant from the CDBG program to upgrade certain approaches in the public right-of-way to meet the new ADA standards.

Councilmember Archuleta inquired about AB 109 and its effect on the community. Captain Thornton stated that the Sheriff's department continues to pursue legislation to help relieve the effects on the community.

Councilmember Salcido asked staff to make it a priority of eliminating panhandlers in the community and those individuals soliciting households for painting street addresses on curbs without permission. Captain Thornton suggested soliciting the help of the residents to call the Sheriff's department so that the issues could be addressed in a timely manner. Councilmember Salcido suggested utilizing the *Profile* to make residents aware of the situation and to encourage them to call the Sheriff. In regard to panhandlers, Captain Thornton stated that he has solicited the help of the city's Parking Enforcement to make calls to the Sheriff's department if they see activity within the

Towne Center. He further stated that he met with the management of the Pico Rivera Gardens and that they have reached out to the business owners in the area and have provided their residents with colored lanyards so that they could be easily identified when they are out in the business area.

In regard to DUI check points, Councilmember Salcido asked why the DUI check points couldn't take place at a later time. He suggested that the check points should occur between the hours of 11:00 p.m. to 2:00 a.m. rather than from 6:00 p.m. to 9:00 p.m. Captain Thornton stated that many of the local bars, restaurants and nightclubs have happy hours that go from 4:00 p.m. to 7:00 p.m. He stated that the check point starts about 8:00 p.m. and continue until 3:00 a.m.

Mayor Camacho asked for the results of the homeless count that took place in the city. City Manager Bates stated that the results have not been finalized yet, but that staff is working with PATH, the lead company, and PATH will provide a presentation to the City Council in June with the results. Mayor Camacho asked if the homeless were passing through from other cities or from Pico Rivera. Community and Economic Development Director Martinez stated that there are approximately 52-100 persons that were identified as homeless within the city.

Councilmember Archuleta asked if Public Works paints street addresses on the curbs with Public Works Director Cervantes responding they do not. Mr. Archuleta suggested that perhaps community youth groups could utilize the painting of street addresses on curbs as a fundraiser. He also stressed the importance of having street numbers on houses especially in the alley ways for emergency vehicles to be able to identify the houses and suggested implementing a program.

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

Maribel Alvarez, Rivera Library:

- Addressed the City Council regarding upcoming youth and teen events at the library.

Recessed to Closed Session at 7:21 p.m.

ALL MEMBERS WERE PRESENT

Reconvened from Closed Session at 8:24 p.m.

ALL MEMBERS WERE PRESENT

**CLOSED SESSION(S):**

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

Pursuant to Government Code Section 54956.9 subdivision (d) paragraph (1)

City of Pico Rivera v. Water Replenishment District of Southern California (and related cases)

Case No. BS139228

City Attorney Alvarez-Glasman stated that there was no final action and nothing further to report.

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

Pursuant to Government Code Section 54956.9 subdivision (d) paragraph (1)

Lucky Sevens Inc. vs. City of Pico Rivera

Case No. BC 472322

City Attorney Alvarez-Glasman stated that there was no final action taken and nothing further to report.

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

Pursuant to Government Code Section 54956.9 subdivision (d) paragraph (1)

City of Alhambra et al v. County of Los Angeles et al. Property Tax Administration Fee

Case No. BS 116375

City Attorney Alvarez-Glasman stated that there was no final action taken and nothing to report.

**d. CONFERENCE WITH LABOR NEGOTIATORS**

Pursuant to Government Code Section 54957.6

Agency Designated Representatives:

City Manager Ron Bates

Assistant City Manager Mike Matsumoto

Employee organization(s):

Pico Rivera Mid-Managers and Professional and Confidential Association

Bargaining Unit

City Attorney Alvarez-Glasman stated that there was no final action taken and nothing further to report.

**ADJOURNMENT:**

Mayor Camacho adjourned the City Council meeting at 8:25 p.m. in memory of Hilda Somoza a long time resident. There being no objection it was so ordered.

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

**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 March 26, 2013 and approved by the City Council on April 9, 2013.

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Anna M. Jerome, Deputy City Clerk

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

**MEETING DATE: 04/09/13**

**TOTAL REGISTER AMOUNT: \$2,277,846.32**

**CHECK NUMBERS: 256147-256359**

**SPECIAL CHECK NUMBERS:**

**REGULAR CHECK TOTAL: \$2,277,846.32**

**SPECIAL CHECK TOTAL:**

**TOTAL REGISTER AMOUNT: \$2,277,846.32**

**PAYROLL REGISTER P/P 03/08/13 - 03/22/13**

**Pay Date: 03/28/13**

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

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

**Scrap:**  
381359  
381422

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

**CKS**  
381360 - 381421      50,838.91  
\_\_\_\_\_ 50,838.91

**ACH**  
381423 - 381621      244,985.09  
\_\_\_\_\_ 244,985.09

**TOTAL** \_\_\_\_\_  
295,824.00