



Tuesday, January 22, 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:

Esther Celiz, Planning Commission

Theresa Corella, Sister City Commission

INVOCATION: Councilmember Archuleta

PLEDGE OF ALLEGIANCE: Commissioner Esther Celiz

SPECIAL PRESENTATIONS:

- Certificate of Appreciation – El Rancho Vista Healthcare Center
- Pico Rivera Dons Gremlins – League Champions
- Fire Department presentation on Winter Safety and CERT Program

PUBLIC HEARING:

1. **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 or public comment cards to provide public testimony.

City Manager Bates stated that the recommendation is to continue the item to a date uncertain until staff receives action from the Planning Commission.

Motion by Councilmember Archuleta, seconded by Councilmember Armenta to continue the public hearing to a date uncertain. Motion carries by the following roll call vote:

AYES: Archuleta, Armenta, Salcido, Tercero, Camacho

NOES: None

1st PERIOD OF PUBLIC COMMENTS – AGENDA ITEMS ONLY: None.

2. Minutes:

- Approved City Council meeting of January 8, 2013
- Received and filed Planning Commission meeting of November 19, 2012
- Received and filed Planning Commission meeting of December 17, 2012

3. Approved 11th Warrant Register of the 2012-2013 Fiscal Year. (700)

Check Numbers: 255120-255257

Special Checks Numbers: None.

4. Parks and Recreation Commission Appointments. (300)

1. Adopted Resolution No. 6707 approving City Council appointments to the Parks & Recreation Commission.

Resolution No. 6707 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPOINTING THE FOLLOWING CITY ELECTORS: CARLOS CRUZ, WILLIAM PAUL GOMEZ, JOSEPH A. PALOMBI, JOHN R. GARCIA, AND RODNEY TORRES TO THE PARKS AND RECREATION COMMISSION FOR A ONE YEAR TERM SAID TO EXPIRE DECEMBER 2013

5. Comprehensive Annual Financial Report (CAFR) for Fiscal Year Ending June 30, 2012. (700)

1. Received and filed the Comprehensive Annual Financial Report for fiscal year ending June 30, 2012.

6. **Gateway Cities Council of Governments Truck Impacted Intersection Project Phase II – Cooperative Agreement for Design and Construction – Telegraph Road and Rosemead Boulevard/Lakewood Boulevard Intersection Improvements.** (500)

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

7. **Agreement with County of Los Angeles for Procurement of Traffic Control System.** (500)

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

8. **Amendment No. 1 to Professional Services Agreement No. 12-1332 with LA Consulting – Computerized Maintenance System.** (500)

1. Approved Amendment No. 1 to Professional Services Agreement No. 12-1332 with LA Consulting to assist in the procurement and process development necessary for the implementation of a computerized maintenance management system (CMMS) for a not-to-exceed amount of \$75,156 in accordance with the proposal dated December 14, 2012 and authorized the Mayor to execute the amendment in a form approved by the City Attorney.

Agreement No. 12-1332-1

9. **Rivera Park Renovation Project, CIP No. 21219 – Notice of Completion.** (500)

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

Motion by Councilmember Armenta, seconded by Councilmember Archuleta to approve Consent Calendar Items Nos. 2, 3, 4, 5, and 8. Motion carries by the following roll call vote:

AYES: Archuleta, Armenta, Salcido, Tercero, Camacho

NOES: None

CONSENT CALENDAR ITEMS PULLED:

- 6. Gateway Cities Council of Governments Truck Impacted Intersection Project Phase II – Cooperative Agreement for Design and Construction – Telegraph Road and Rosemead Boulevard/Lakewood Boulevard Intersection Improvements. (500)**

Mayor Pro Tem Tercero asked if this project is to improve traffic congestion and the flow of truck traffic. City Manager Bates stated that this project entails improving the intersection by concreting the entire intersection. He stated that this project was shovel ready and that staff was able to take a benefit of funds that the Gateway COG had available which the city needs to expend by the end of the fiscal year. Mayor Pro Tem Tercero expressed his concern for a possible increase in truck traffic and pollution. City Manager Bates stated that with an improved intersection it should provide for a smoother flow of traffic thus reducing air pollution. He further stated that he does not anticipate an increased volume of trucks coming through the city.

Motion by Mayor Pro Tem Tercero, seconded by Councilmember Salcido to: 1) Approve Gateway Cities Council of Governments Cooperative Agreement to transfer design and construction to the city for the Telegraph Road at Lakewood/Rosemead Boulevard Intersection Project (Intersection Project) and authorize the Mayor to execute it in a form approved by the City Attorney; and 2) Appropriate \$148,699 in Proposition C funds to the Telegraph Road Landscape Median Improvement Project, CIP No. 21232. Motion carries by the following roll call vote:

Agreement No. 13-1370

AYES: Archuleta, Armenta, Salcido, Tercero, Camacho

NOES: None

- 7. Agreement with County of Los Angeles for Procurement of Traffic Control System. (500)**

Mayor Pro Tem Tercero asked if this project will increase truck traffic and pollution, if the city will need to maintain and support the system, and if so, has staff properly budgeted for it.

City Manager Bates stated that the city is already paying for the maintenance of the system and that it will not increase the maintenance fee but lower it. He stated that the

project is designed to be automated so that by reducing the stop/start traffic and keeping the traffic moving it reduces additional pollution that is caused by stop/start traffic.

Public Works Director Cervantes stated that this project is an improvement in circulation and is intended to accommodate regional traffic so that the current truck traffic that is already in place will benefit from this project.

Councilmember Armenta added that by using concrete to fill the intersection it improves the traffic flow by eliminating many of the potholes/grooves caused by the asphalt heating up and thus requiring fewer repairs.

Mayor Camacho thanked Director Cervantes and the Public Works staff for having this project shovel ready and being able to take advantage of the funds.

Motion by Mayor Pro Tem Tercero, seconded by Councilmember Salcido to authorize the City Manager to execute an agreement with the County of Los Angeles for the procurement of a traffic control system in a form approved by the City Attorney. Motion carries by the following roll call vote:

Agreement No. 13-1371

AYES: Archuleta, Armenta, Salcido, Tercero, Camacho

NOES: None

9. Rivera Park Renovation Project, CIP No. 21219 – Notice of Completion. (500)

Councilmember Salcido asked if by approving this item that the city is being asked to accept Rivera Park as complete and satisfactory. City Manager Bates stated that the recommendation is only to approve the project as complete and that for legal purposes this is part of taking the first step in order to resolve the liquidated damage issues.

City Attorney Alvarez-Glasman stated that this is a legal step in the process. He stated that by approving the project and filing a Notice of Completion is not a determination by the city that the work product is satisfactory and does not close the door for any future claims for defects or deficiencies in the work product. He suggested that if Council approves the item that an amendment to the recommendation be made using similar language.

Councilmember Archuleta asked the timeframe for addressing concerns with the contractor for deficiencies in the work product provided. City Manager Bates responded one year.

Motion by Councilmember Salcido, seconded by Councilmember Armenta to approve recommendation with amended language: 1) Accept as complete, effective January 17, 2013, work performed by Jeff Tracy, Inc. dba Land Forms Construction (LFC), on the Rivera Park Renovation Project and instruct the City Clerk to file the Notice of Completion with the Los Angeles County Recorder *with the reservation of rights that the city may have in any manner or taking further legal action against the contractor or any related party for this project*; and 2) Authorize the City Manager to approve four (4) Change Orders for additional work in the amount of \$285,655. Motion carries by the following roll call vote:

AYES: Archuleta, Armenta, Salcido, Tercero, Camacho

NOES: None

LEGISLATION:

10. Consideration of Withdrawal from Los Angeles County Consolidated Sewer Maintenance District and Commencement of the City's Direct Operation and Maintenance of the Sewer System. (1200)

Public Works Director Cervantes provided a brief PowerPoint presentation pertaining to sanitary sewer systems, sewer master plan, and annual maintenance services.

Council members discussed 35% reduction in costs, reserves, maintenance, concerns with creating a new district, with withdrawal from the maintenance program, Prop. 218 notifications, exposure and experience with the maintenance of the system, major catastrophes, and ability to utilize contract services with the county.

Motion by Councilmember Archuleta, seconded by Councilmember Armenta to adopt Resolution No. 6708 requesting withdrawal of the City of Pico Rivera from the Consolidated Sewer Maintenance District of the County of Los Angeles (CSMD) and authorize the Mayor, and/or the City Manager to sign all documents. Motion carries by the following roll call vote:

Resolution No. 6708 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, REQUESTING WITHDRAWAL OF THE TERRITORY KNOWN AS THE CITY OF PICO RIVERA FROM THE CONSOLIDATED SEWER MAINTENANCE DISTRICT OF THE COUNTY OF LOS ANGELES

AYES: Archuleta, Armenta, Salcido, Camacho

NOES: Tercero

Recessed to Water Authority at 7:13 p.m.

ALL MEMBERS WERE PRESENT

Reconvened from Water Authority at 7:27 p.m.

ALL MEMBERS WERE PRESENT

NEW BUSINESS:

Councilmember Armenta requested a status update on the turf at Rivera Park for the next City Council meeting.

Councilmember Archuleta requested an update on the Metro Gold Line Project. City Manager Bates stated that because Measure J was defeated, all the transit projects are being re-evaluated. He further stated staffs concern with the priority for some of the transit projects going to the west side, to the neglect of the east and southeast, and that the Mayor will be attending a meeting at the MTA to advocate on the city's behalf.

Mayor Pro Tem Tercero mentioned his concern with an infestation of gophers on the south side of the city.

OLD BUSINESS:

Councilmember Archuleta asked for an update on the construction of the library and suggested providing a First Aid CPR Class for seniors at the Senior Center.

Assistant to the City Manager Chavez stated that the construction of the library is moving forward and within budget.

Mayor Pro Tem Tercero stated that in reference to the proposed zoning amendment pertaining to item number 1 on the agenda, he is not in favor of the construction of carports within the city.

In compliance with AB 1234, Mayor Camacho reported on his attendance at the California Contract Cities conference in San Diego which entailed classes on Emergency Preparedness, first responders, the water bay delta, economic forecast, LA-RICS program and suggested that staff work with the Sheriff and Fire Departments to develop and promote the CERT Program involving the Neighborhood Watch Program.

2ND PERIOD OF PUBLIC COMMENTS – ALL OTHER CITY-RELATED BUSINESS:

Maria Segovia, Vice President of Pacific Western Bank and President of the Pico Rivera Chamber of Commerce:

- Addressed the City Council regarding honoring the Whole Child as the business of the month, upcoming business-to-business luncheon and provided information on the Chamber of Commerce itinerary for the upcoming month.

Nora Chen, Rivera Librarian:

- Addressed the City Council regarding upcoming workshops: flower arrangement program; teen social workshop; and story time.

Marcos Alamillo, Field Representative for Assemblymember Cristina Garcia:

- Addressed the City Council to introduce himself and to invite City Council on February 9 at 11:00 a.m. to the District swearing in at the Armenian Cultural Center in Montebello.

ADJOURNMENT:

Mayor Camacho adjourned the City Council meeting at 7:50 p.m.in memory of Ubaldo (Wally) Herrera cousin to Councilmember Armenta. There being no objection it was so ordered.

AYES: Archuleta, Armenta, Salcido, Tercero, Camacho

NOES: None

Gustavo V. Camacho, Mayor

ATTEST:

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 January 22, 2013 and approved by the City Council on February 12, 2013.

Anna M. Jerome, Deputy City Clerk