



Tuesday, November 12, 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, Salcido, Tercero, Camacho

ABSENT: Armenta

COMMISSIONERS PRESENT:

Tommy Elisaldez, Planning Commission

Nadine Barragan, Sister City Commission

INVOCATION: Councilmember Archuleta

PLEDGE OF ALLEGIANCE: Sister City Commissioner Barragan

SPECIAL PRESENTATIONS:

- Presentation to County Library for their 100th Anniversary of the Rivera Library
- Employee Recognitions:
 - Susie Servin, Community & Economic Development, 15 years;
 - Alma Rodriguez, Community & Economic Development, 25 years;
 - Martin Rios, Public Works, 25 years;
 - Isidro (Rodriguez) Aguilera, Public Works, 25 years;
 - Steve Rodriguez, Public Works, 25 years.

PUBLIC HEARING:

1. **Public Hearing – Adoption of the California Building Codes, Amending Title 15, Building and Construction, of The Pico Rivera Municipal Code. (1300)**

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

City Manager Bates stated that this is a standard procedure that is done every two-three years to adopt the California Building Code. He stated by adopting the building code

the City is allowed to implement more stringent procedures than the state code which includes codes like extra earthquake and building standards.

Mayor Pro Tem Tercero asked staff to summarize the code changes for the City.

City Manager Bates stated that the staff report provides comments in regard to seismic activity and roof structures. Community and Economic Development Director Martinez stated that there are four categories that were amended: administrative, climatic, geological and topographical. Building Official Dennis stated that page 4 of the resolution has the summary of the code items and categories. He stated that there are no new additional requirements in this three year section and that the ordinance was properly noticed.

Mayor Camacho closed the public hearing.

Motion by Councilmember Salcido, seconded by Councilmember Archuleta to: 1) Open Public Hearing for adoption by reference, of the Codes adopted by the California Building Standards Commission incorporating the California Building Code, California Residential Code, California Housing Code, California Abatement of Dangerous Building Code, California Sign Code, California Electrical Code, California Historical Code, California Plumbing Code, California Energy Code, California Existing Building Code, California Mechanical Code, California Green Building Standards Code, California Fire Code, and the California Referenced Standards Code, along with any and all amendments and findings of the Codes as found in Pico Rivera's amended Title 15 Municipal Code; 2) Adopt Ordinance No. 1080 that was introduced October 22, 2013; and 3) Order the City Clerk to file certified copies of Resolution No. 6731 and Ordinance 1080 with the California Building Standards Commission and the Department of Housing and Community Development. Motion carries by the following roll call vote:

Ordinance No. 1080 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, ADOPTING BY REFERENCE THE 2013 CALIFORNIA BUILDING STANDARDS CODES AND CERTAIN SPECIFIED APPENDICES THEREOF, INCLUDING THE 2013 CALIFORNIA BUILDING CODE, 2013 INTERNATIONAL BUILDING CODE, THE 2013 CALIFORNIA RESIDENTIAL CODE, THE 2013 CALIFORNIA MECHANICAL CODE THE 2013 CALIFORNIA ELECTRICAL CODE, THE 2013 CALIFORNIA PLUMBING CODE, THE 2013 CALIFORNIA GREEN BUILDING STANDARDS CODE, THE 2013 CALIFORNIA ENERGY CODE, THE 2013 CALIFORNIA HISTORICAL

BULDING CODE, THE 2013 CALIFORNIA EXISTING BUILDING CODE, THE 2013 CALIFORNIA REFERENCES STANDARDS CODE, THE 2013 CALIFORNIA FIRE CODE AND AMENDING SPECIFIED CHAPTERS OF TITLE 15 OF THE PICO RIVERA MUNICIPAL CODE

AYES: Archuleta, Salcido, Tercero, Camacho

NOES: None

ABSENT: Armenta

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

CONSENT CALENDAR:

2. Minutes:

- Approved City Council meeting of October 22, 2013; and
- Received and field Planning Commission meeting of September 3, 2013

3. Approved 8th Warrant Register of the 2013-2014 Fiscal Year. (700)

Check Numbers: 259222-259510

Special Checks Numbers: None

4. Second Reading – Adoption of Ordinance No. 1081 Adding Chapter 8.65 to Title 8 of the Pico Rivera Municipal Code Establishing a Registration, Maintenance and Security of Properties in Foreclosure Ordinance. (700)

1. Adopted Ordinance No. 1081, adding Chapter 8.65 to Title 8 of the Pico Rivera Municipal Code establishing a Registration, Maintenance and Security of Properties in the Foreclosure Ordinance.

Ordinance No. 1081 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, ADDING CHAPTER 8.65 TO TITLE 8 OF THE PICO RIVERA MUNICIPAL CODE ESTABLISHING THE REGISTRATION, MAINTENANCE AND SECURITY OF PROPERTIES IN FORECLOSURE ORDINANCE

5. Residential Resurfacing Program (RRP) – Phase “E” Slurry Seal, CIP No. 21245 – Notice of Completion. (500)

1. Accepted as complete, effective October 23, 2013, work performed by American Asphalt South, Inc. on the Residential Resurfacing Program, Phase “E”, Slurry Seal, CIP No. 21245 and instructed the City Clerk to file the Notice of Completion with the Los Angeles County Recorder.

6. Residential Resurfacing Program (RRP) – Phase “E” Cape Seal, CIP No. 21245 – Notice of Completion. (500)

1. Accepted as complete, effective November 6, 2013, work performed by VSS International, Inc. on the Residential Resurfacing Program, Phase “E”, Cape Seal, CIP No. 21245 and direct the City Clerk to file Notice of Completion with the Los Angeles County Recorder.

7. Passons Boulevard and Durfee Avenue Corridor Improvements, CIP No. 21260 – Award Professional Services Agreement for Engineering Services. (500)

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

Motion by Councilmember Salcido, seconded by Councilmember Archuleta to approve Consent Calendar Items No. 1 through 6. Motion carries by the following roll call vote:

AYES: Archuleta, Salcido, Tercero, Camacho

NOES: None

ABSENT: Armenta

CONSENT CALENDAR ITEMS PULLED FOR FURTHER DISCUSSION:

7. Passons Boulevard and Durfee Avenue Corridor Improvements, CIP No. 21260 – Award Professional Services Agreement for Engineering Services. (500)

Councilmember Salcido asked if the intersection of Mines and Passons would become a two-lane roadway. Director of Public Works Cervantes stated that no determination has been made at this point. Mr. Salcido also stated his concern for a legal crosswalk on Passons Boulevard and Marjorie Street.

Mayor Camacho asked if a study has been done to provide a traffic signal at the corner of Mines and Passons with Director Cervantes responding that a traffic signal is not being recommended because traffic volumes aren't high enough to warrant the signal.

Motion by Councilmember Salcido, seconded by Councilmember Archuleta to award a Professional Services Agreement to Hartzog & Crabill Inc. to provide engineering design services for the Passons Boulevard and Durfee Avenue Corridor Improvements, CIP No. 21260, State ID No. 5351 (026) for an amount not to exceed \$60,540 and authorize the Mayor to execute the Agreement in a form approved by the City Attorney. Motion carries by the following roll call vote:

Agreement No. 13-1424

AYES: Archuleta, Salcido, Tercero, Camacho

NOES: None

ABSENT: Armenta

LEGISLATION: None.

Recessed to Housing Assistance Agency at 6:41 p.m.

ALL FOUR MEMBERS WERE PRESENT

Reconvened from Housing Assistance Agency at 6:42 p.m.

ALL FOUR MEMBERS WERE PRESENT

Recessed to Water Authority at 6:42 p.m.

ALL FOUR MEMBERS WERE PRESENT

Reconvened from Water Authority at 6:46 p.m.

ALL FOUR MEMBERS WERE PRESENT

NEW BUSINESS:

In compliance with AB 1234 requirements, Councilmember Archuleta reported on his attendance at the Rail-Volution in Seattle, Washington. He stated that the discussion centered on transit and ridership for the Alameda Corridor.

Mayor Pro Tem Tercero requested a closed session regarding a personnel matter. City Attorney Alvarez-Glasman stated that City Council could call a closed session to have a conversation with the City Manager regarding his performance but to review a personnel action specifically of an employee is not at the City Council level at this point.

OLD BUSINESS:

Mayor Pro Tem Tercero commented on his concerns with the parks opening too early and the grass not being established prior to opening.

Mayor Camacho thanked all those residents who supported him in his re-election.

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

John Belmonte, Vice President of the Pico Rivera Concerned Citizens Committee:

- Addressed the City Council regarding Item No. 7 and improvements needed on Beverly Road.

Virginia Aguirre:

- Addressed the City Council regarding the dismissal of a city employee.

Zita Rodriguez:

- Addressed the City Council regarding the release of a city employee.

Georgette Impehoven-Contreras:

- Addressed the City Council regarding employee issues and hostile work environment.

Roddie Rodriguez:

- Addressed the City Council to congratulate Mayor Camacho on his re-election, issues of property in water district, and asked for Council's support on this matter.

Mayor Camacho stated that City Council has worked hard to put the City in a position to move it forward long term and that the City's goal administratively is to put the best

in every position. He stated that the City Council only has the authority to hire and fire the City Manager and City Attorney, and that the City Council, per the municipal code, does not hire or fire employees.

City Attorney Alvarez-Glasman stated that the public has the right to discuss their views and that each employee has privacy rights. He strongly suggested that City Council move on to the next topic to protect the City and the employee from any potential law suits.

Recessed to Closed Session at 7:14 p.m.

ALL FOUR MEMBERS WERE PRESENT

Reconvened from Closed Session at 7:38 p.m.

ALL FOUR MEMBERS WERE PRESENT

CLOSED SESSION(S):

a. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9 subdivision (d) paragraph (1)
Jeff Tracy, Inc. dba Land Forms Construction v. City of Pico Rivera
Case No. VC063151

City Attorney Alvarez-Glasman stated that authority was given to retain Call & Jensen for special counsel. There was no final action taken and nothing further to report.

b. 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 direction was given to resolve current matter consistent with terms discussed in closed session. There was no final action taken and nothing further to report.

Mayor Camacho adjourned the City Council meeting at 7:39 p.m. There being no objection it was so ordered.

AYES: Archuleta, Salcido, Tercero, Camacho

NOES: None

ABSENT: Armenta

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 November 12, 2013 and approved by the City Council on December 10, 2013.

Anna M. Jerome, Deputy City Clerk