



ROLL CALL:

Gregory Salcido, Mayor/Chairman
Bob J. Archuleta, Mayor Pro Tem/Vice Chairman
David W. Armenta, Councilmember/Director
Gustavo Camacho, Councilmember/Director
Barbara Contreras Rapisarda, Councilmember/Director

Tuesday, May 11, 2010
Regular Meeting 6:00 p.m.
Council Chamber
6615 Passons Blvd.
Next Resolution No. 6538
Next Ordinance No. 1063
Next Agreement No. 10-1158
Redevelopment Agency:
Next Resolution No. 442-10
Next Ordinance No. 2-10
Next Agreement No. R10-417

COMMISSIONERS SCHEDULED TO BE PRESENT:

Esther Celiz, Planning Commissioner
Lorraine De La O, Parks & Recreation Commissioner

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:

1. PROCLAMATION:

NATIONAL PUBLIC WORKS WEEK MAY 16-22, 2010 – PROCLAMATION

PLEASE TURN OFF ALL PAGERS AND/OR PHONES WHILE MEETING IS IN SESSION

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.

ORAL COMMUNICATIONS (YELLOW PUBLIC COMMENT REQUEST FORMS) – COMMENTS ON PUBLIC HEARING ITEMS ONLY.

Submit Yellow “Public comment Request” form prior to start of Oral Communications period.

At this time members of the public may address the City Council **ONLY** on matters that are listed under the Public Hearings Section. Please limit your comments to (3) minutes. When you are called to speak, please come forward and state your name and city of residence for the record.

PUBLIC HEARING(S):

2. PUBLIC HEARING – NOTICE OF PUBLIC HEARING TO INCREASE THE FEES CHARGED FOR VARIOUS CITY FACILITIES. (700/76)

- a. Open Hearing:
- b. Memo from Assistant City Manager

Recommendation:

- 1. Hold Public Hearing.
- 2. Adopt a Resolution establishing and revising rental fees for City facilities and related services as listed in attachment 2.

- c. Written Communications:
- d. Oral Communications:
- e. Close Hearing:

Adopt Resolution No. ____ - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, REVISING AND ESTABLISHING USER FEES AND CHARGES FOR CITY FACILITY RENTALS

1st PERIOD OF PUBLIC COMMENTS (GREEN PUBLIC COMMENT REQUEST FORM) – AGENDA ITEMS ONLY:

At this time members of the public may address the City Council **ONLY** on matters **that are listed on the open session agenda, not on public hearings**. Please complete and submit the GREEN “Public Comment Request” form prior to the start of the Public Comment section and limit your comments to (3) minutes. When you are called to speak, please come forward and state your name and city of residency for the record.

In response to any public comments on items that are NOT listed on this agenda, and pursuant to Government Code Section 54954.2, members of the City Council/Redevelopment Agency Board 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.

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.

3. MINUTES:

City Council/Redevelopment meeting of April 27, 2010

Recommendation: Approval

4. 18th WARRANT REGISTER OF THE FISCAL YEAR 2010-2011 (700/78)

Check Numbers: 239552-239707

239721-239860

Special Checks Numbers: 239708-239720

Recommendation: Approval

**5. BEVERLY BOULEVARD REHABILITATION ARRA–AWARD CONSTRUCTION
FEDERAL PROJECT NO. ESPL-5351 (017) EA 07-933458 – CITY PROJECT NO.
21215. (500/76)**

Recommendation:

Award a construction contract in the amount of \$1,920,000 to All American Asphalt for the rehabilitation of Beverly Boulevard from Paramount Boulevard to Easterly City Limits, CIP No. 21215, Federal Project No. ESPL 5351(017).

- 6. PROFESSIONAL SERVICES AGREEMENT - BEVERLY BOULEVARD REHABILITATION FROM PARAMOUNT BOULEVARD TO EASTERLY CITY LIMITS – CIP NO. 21215 - AWARD CONSTRUCTION MANAGEMENT (CM). Recommendation: (500/76)**

Authorize the Assistant City Manager to execute a Professional Services Agreement with PSOMAS for Construction Management (CM) Services for the Beverly Boulevard Rehabilitation Project, CIP No. 21215.

Agreement No. _____

- 7. PASSONS BOULEVARD UNDERPASS PROJECT (CIP NO. 20053) REQUEST FOR AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH OVERLAND, PACIFIC, & CUTLER, INC. Recommendation: (500/76)**

Approve an amendment request from Overland, Pacific & Cutler, Inc. (OPC) for additional right-of-way (ROW) acquisition services in accordance with the proposal dated 4/12/2010 for the Passons Boulevard Underpass Project.

Amendment Agreement No. 07-992-3

- 8. CIVIC CENTER PARKING LOT IMPROVEMENTS - CONSTRUCTION PHASE – CIP NO. 21192 – NOTICE OF COMPLETION. Recommendation: (500/76)**

1. Accept work of the Civic Center Parking Lot Improvements Project completed by Adams/Mallory Construction Company; and
2. Direct the City Clerk to file Notice of Completion dated March 26, 2010.

- 9. APPROVAL OF AGREEMENT WITH ACTIVE NETWORK INC. Recommendation: (500/76)**

Approve Agreement with Active Network, Inc. for conversion to web-hosted solution for recreation program registration and facility reservations.

Agreement No. _____

CONSENT CALENDAR ITEMS PULLED:

CITY COUNCIL LEGISLATION:

- 10. INTERIM URGENCY ZONING MORATORIUM ORDINANCE PROHIBITING ENTITLEMENTS FOR FAST FOOD, QUICK SERVICE AND DRIVE-THROUGH ESTABLISHMENTS WITHIN THE SPECIFIED AREA. (1300/147)**

Recommendation:

Adopt interim urgency zoning ordinance by the required 4/5ths vote.

Adopt Urgency Ordinance No. _____ AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, PROHIBITING THE APPROVAL OF ANY ZONING PERMIT, USE PERMIT, BUILDING PERMIT, OCCUPANCY PERMIT, OR OTHER ENTITLEMENT FOR FAST FOOD, QUICK FOOD SERVICE OR DRIVE-THROUGH FOOD BUSINESSES WITHIN DESIGNATED PORTIONS OF THE CITY OF PICO RIVERA PENDING COMPLETION OF STUDY AND REPORT BY THE PLANNING COMMISSION PERTAINING TO THE PROPER CONDITIONS AND REGULATIONS FOR THE ORDERLY PLANNED AND COORDINATED DEVELOPMENT AND FUTURE USE OF FAST FOOD, QUICK FOOD SERVICE OR DRIVE-THROUGH FOOD BUSINESSES, DECLARING THIS AN INTERIM ZONING ORDINANCE, AND SETTING FORTH FACTS CONSTITUTING THE SAME AS AN URGENCY ORDINANCE.

- 11. APPOINTMENT OF MEMBERS OF THE PERMIT AND LICENSE HEARING BOARD. (900/59)**

Recommendation:

It is recommended that the City Council adopt a Resolution appointing the Finance Director, Community Development Director, and the Sheriff's Sergeant as members of the Permit and License Hearing Board.

Adopt Resolution No. _____ - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPOINTING THE THREE MEMBERS OF THE PERMIT AND LICENSE HEARING BOARD

- 12. CONCEPT PLANS AND ENVIRONMENTAL APPROVALS FOR THE BEVERLY BOULEVARD LANDSCAPE MEDIAN IMPROVEMENT- CIP NO. 21231. (500/76)**

Recommendation:

1. Approve the Concept Plans for the Beverly Boulevard Landscape Median Improvement, City Project No. 21231; and
2. Approve the Notice of Exemption for the Beverly Boulevard Landscape Median Improvement, City Project No. 21231 which is categorically exempt under the California Environmental Quality Act (CEQA).

REDEVELOPMENT AGENCY CONSENT CALENDAR: None

NEW BUSINESS:

OLD BUSINESS:

2ND PERIOD OF PUBLIC COMMENTS (BLUE PUBLIC COMMENT REQUEST FORM) – ALL OTHER CITY-RELATED BUSINESS:

At this time members of the public may address the City Council on any items under the subject matter jurisdiction of the City Council/Redevelopment Agency Board, which have not yet been addressed. Please complete and submit the BLUE “Public Comment Request” form prior to the start of the Public Comment section and limit your comments to (3) minutes. When you are called to speak, please come forward and state your name and city of residency for the record.

In response to any public comments made in this section, the City Council/Redevelopment Agency Board members may : **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.

CLOSED SESSION(S):

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section §54956.9 Subdivision (a)

Number of Potential Cases: (1)

ADJOURNMENT:

AFFIDAVIT OF POSTING

I, Daryl Betancur, 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, the Pico Rivera Post Office and Pico Rivera Parks (Pico, Smith and Rivera) and distributed to members of the media on this the 7th, day of May, 2010.

Dated this 7th, day of May, 2010

Daryl A. Betancur, CMC
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.