



Tuesday, May 11, 2010

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

Mayor Salcido called the meeting to order at 6:02 p.m. on behalf of the City Council/Redevelopment Agency and the Housing Assistance Agency.

PRESENT: Armenta, Camacho, Contreras Rapisarda, Archuleta, Salcido

ABSENT: None

COMMISSIONERS PRESENT:

Esther Celiz, Planning Commissioner

INVOCATION: Mayor Pro Tem Bob Archuleta

PLEDGE OF ALLEGIANCE: Councilmember Contreras Rapisarda

1. PROCLAMATION:

NATIONAL PUBLIC WORKS WEEK MAY 16-22, 2010 – PROCLAMATION was presented to Director of Public Works Al Cablay and Deputy Director Art Cervantes.

PUBLIC HEARING(S):

2. Public Hearing – Notice of Public Hearing to Increase the Fees Charged for Various City Facilities (700/76)

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

Director of Parks & Recreation Aranda stated that the fee increase is minor and is in the use of recreational facilities and staffing cost.

Mayor Salcido closed the public hearing.

Motion by Councilmember Armenta, seconded by Councilmember Camacho to adopt Resolution No. 6538 establishing and revising rental fees for City facilities and related services as listed in Attachment 2. Motion carries by the following roll call vote:

Resolution No. 6538 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, REVISING AND ESTABLISHING USER FEES AND CHARGES FOR CITY FACILITY RENTALS

AYES: Armenta, Camacho, Contreras Rapisarda, Archuleta, Salcido

NOES: None

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

CONSENT CALENDAR:

3. Minutes:

City Council and Redevelopment Agency meeting of April 27, 2010

4. 18th Warrant Register of the Fiscal Year 2010-2011 (700/78)

Check Numbers: 239552-239707; 239721-239860

Special Checks Numbers: 239708-239720

5. Beverly Boulevard Rehabilitation ARRA – Award Construction Federal Project No. ESPL-5351 (017) EA 07-933458 – City Project No. 21215 (500/76)

1. Awarded 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) (500/76)

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

7. Passons Boulevard Underpass Project (CIP No. 20053) Request for Amendment to the Professional Services Agreement with Overland, Pacific & Cutler, Inc.

(500/76)

1. Approved an amendment request from Overland, Pacific & Cutler, Inc. (OPC) for additional right-of-way (ROW) acquisition services in accordance with the proposal dated April 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

(500/76)

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

9. Approval of Agreement with Active Network Inc.

(500/76)

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

Agreement No. 10-1159

Motion by Councilmember Armenta, seconded by Councilmember Camacho to adopt Consent Calendar Items No. 3, 4, 5, 7, 8 and 9. Motion carries by the following roll call vote:

AYES: Armenta, Camacho, Contreras Rapisarda, Archuleta, Salcido

NOES: None

CONSENT CALENDAR ITEMS PULLED:

6. Professional Services Agreement – Beverly Boulevard Rehabilitation from Paramount Boulevard to Easterly City Limits – CIP No. 21215 – Award Construction Management (CM)

(500/76)

Councilmember Armenta asked staff to explain why PSOMAS was selected over the other companies that provided proposals.

Assistant City Manager Prang and Director of Public Works Cablay explained that there were six respondents to the RFP for Construction Management Services and that all six firms are capable of performing the services required, however, PSOMAS is being recommended based on the quality of their presentation and the criteria that the engineering staff feels most confident in. Individual council members voiced their concerns stating that since all companies have equal qualifications why recommend the company that is \$60,000 higher than AAE. Director of Public Works stated that PSOMAS appeared to have the strongest project management team with Assistant City Manager Prang adding that some of the other components are the quality of their community outreach program and being able to work simultaneously with other projects going on in the City. He also stated that Prop. C funds are being utilized to pay for the construction management services.

Motion by Councilmember Armenta, seconded by Mayor Pro Tem Archuleta to authorize the Assistant City Manager to execute a Professional Services Agreement with AAE Inc. for Construction Management (CM) Services for the Beverly Boulevard Rehabilitation Project, CIP No. 21215. Motion carries by the following roll call vote:

Agreement No. 10-1158

AYES: Armenta, Camacho, Contreras Rapisarda, Archuleta

NOES: Salcido

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)

Assistant City Manager Prang stated that the urgency ordinance is to prohibit permits for any fast food, quick service and drive through establishments within the specified area of the City, particularly portions of Beverly Boulevard and Rosemead Boulevard to prevent the proliferation of these types of establishments and to allow staff time to study their impact.

Councilmember Armenta requested that staff brief each member of the council of the subject matter prior to any urgency ordinance being placed on the agenda.

Motion by Mayor Pro Tem Archuleta, seconded by Councilmember Camacho to adopt interim urgency zoning ordinance No. 1063 by the required 4/5ths vote. Motion carries by the following roll call vote:

Urgency Ordinance No. 1063 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.

AYES: Armenta, Camacho, Contreras Rapisarda, Archuleta, Salcido

NOES: None

11. Appointment of Members of the Permit and License Hearing Board (900/59)

Councilmember Camacho suggested changing the appointment from Sheriff's Sergeant to Sheriff's Lieutenant.

Motion by Councilmember Camacho, seconded by Councilmember Armenta to adopt and amend Resolution No. 6539 appointing the Finance Director, Community Development Director, and the Sheriff's Lieutenant as members of the Permit and License Hearing Board. Motion carries by the following roll call vote:

Resolution No. 6539 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPOINTING THE THREE MEMBERS OF THE PERMIT AND LICENSE HEARING BOARD

AYES: Armenta, Camacho, Contreras Rapisarda, Archuleta, Salcido

NOES: None

12. Concept Plans and Environmental Approvals for the Beverly Boulevard Landscape Median Improvement – CIP No. 21231 (500/76)

A PowerPoint presentation was presented to Council providing the design of the Beverly Boulevard Landscape Medians.

Regarding the monumental signs, Mayor Pro Tem Archuleta and Councilmember Armenta said they would like to see Welcome to Pico Rivera while Mayor Salcido and Councilmember Camacho preferred the cleaner look of just the City name. Council requested to see an option with wording on the monumental signs to say “welcome” as well as options for choices of material.

Councilmember Armenta reiterated that staff should have involved Council beforehand regarding the conceptual designs.

Councilmember Contreras Rapisarda expressed her appreciation for all the hard work that has gone into the project, stated that Council has an open door policy and that she would also appreciate being briefed beforehand.

Mayor Salcido requested bringing back the signs that read “If you lived in Pico Rivera, you would be home now.”

Motion by Councilmember Armenta, seconded by Mayor Pro Tem Archuleta to: 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). Motion carries by the following roll call vote:

AYES: Armenta, Camacho, Contreras Rapisarda, Archuleta, Salcido

NOES: None

REDEVELOPMENT AGENCY CONSENT CALENDAR: None

NEW BUSINESS:

Mayor Pro Tem Archuleta stated that the City sent a check in the amount of \$1.7 million to the State of California along with a letter of protest.

Councilmember Armenta inquired about concerts in the park with Director of Parks & Recreation Aranda stating that there will be two concerts in the park the first being on Sunday, August 8 and the second on Sunday, August 22, 2010.

With respect to the hiring of a new City Manager, Mayor Salcido suggested that the Assistant City Managers meet with each of the council members individually to discuss the hiring process and available options with Mayor Pro Tem Archuleta and Councilmember Camacho concurring. Councilmember Armenta mentioned he had information on file from the last recruitment if anyone on Council is interested in reviewing it.

City Attorney Alvarez-Glasman stated that there are several options for the recruitment of a City Manager and suggested that staff speak with the individual council members to examine what options are best suited for the City Council. These options, he added, could be later discussed in Closed Session.

Councilmember Contreras Rapisarda recommended coming up with a consensus for the requirements of the City Manager.

OLD BUSINESS: None.

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

Derrick Alatorre, representative of the South Coast Air Quality Management District (SCAQMD):

- Addressed the City Council to speak about the Lawn Mower Exchange Program; High School Environmental Youth Conference; and Permit Application Penalty Holiday for small businesses.

Melanie Coward, Director of the Chamber of Commerce:

- Addressed the City Council to promote Shop Pico Rivera Program and to encourage residents to file their census.

Raymond Gonzalez:

- Addressed the City Council to speak about a parking enforcement issue.

Joe Bueno:

- Addressed the City Council to speak about placing street lights on Paramount Boulevard and Triton Drive.

Recessed to Housing Assistance Agency at 7:15 p.m.

ALL COUNCIL MEMBERS WERE PRESENT

Reconvened from Housing Assistance Agency at 7:16 p.m.

ALL COUNCIL MEMBERS WERE PRESENT

Recessed to Closed Session at 7:16 p.m.

ALL COUNCIL MEMBERS WERE PRESENT

Reconvened from Closed Session at 8:00 p.m.

ALL COUNCIL MEMBERS WERE PRESENT

CLOSED SESSION(S):

Conference with Legal Counsel – Existing Litigation

Pursuant to Government Code Section §54956.9 Subdivision (a)

Number of Potential Cases: (1)

City Attorney Alvarez-Glasman reported that direction was provided to the City Attorney's office, no final action was taken and that there was nothing further to report.

ADJOURNMENT:

The City Council meeting was adjourned at 8:01 p.m. There being no objection it was so ordered.

AYES: Armenta, Camacho, Contreras Rapisarda, Archuleta, Salcido

NOES: None

Gregory Salcido, Mayor

ATTEST:

Daryl A. Betancur, City Clerk

I hereby certify that the foregoing is a true and correct report of the proceedings of the City Council and Redevelopment Agency Regular meeting dated May 11, 2010, and approved by the City Council on May 25, 2010.

Daryl A. Betancur, City Clerk