



Wednesday, June 30, 2010

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

Mayor Salcido called the meeting to order at 5:45 p.m. on behalf of the City Council.

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

ABSENT: None

Mayor Salcido stated that he was contacted by the Assistant City Manager Lopez yesterday and found out that a second item was added to the closed session agenda that deals with the appointment of an interim City Manager and stated that he is concerned that proper protocol was not followed as items to be placed for consideration on the agenda are usually brought up in open session and receive a consensus from the Council before being placed on the agenda.

In response to a question asked by Mayor Pro Tem Archuleta regarding a violation of the Brown Act, City Attorney Alvarez-Glasman stated that items can be placed on the agenda either by the Mayor or a consensus of three members of the legislative body and that there is no violation of the law since there was a consensus among three members of the Council. The outcome or the conclusion of the item(s) cannot be predetermined by Council members or any legislative body.

Mayor Salcido said that there are two issues of concern, one is the spirit of the law versus letter of the law and that he believes the spirit of the law was violated. He then asked Assistant City Manager Lopez to briefly summarize what had transpired.

Assistant City Manager Lopez explained that yesterday afternoon she received a call from Mayor Pro Tem Archuleta asking if a particular item could be placed on the agenda and she was concerned that the item would not be suitable under the current title as proposed for City Manager recruitment. She contacted City Attorney Alvarez-Glasman who told her that it would have to be a separate item and that only the Mayor can add an item on a special agenda. City Attorney Alvarez-Glasman also communicated to her that another way an item can be added on a special meeting agenda, she stated, was to have three council members request that same item be placed on the agenda which she relayed to Mayor Pro Tem Archuleta. That afternoon she

stated that she received a subsequent phone call from Councilmember Camacho requesting that the item be placed on the agenda, and later that same afternoon Councilmember Contreras Rapisarda came to her office requesting the same.

Mayor Salcido reiterated that he believes that a serial meeting took place and at the minimum the spirit of the law was violated.

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

Recessed to Closed Session at 5:55 p.m.

ALL MEMBERS WERE PRESENT

Reconvened from Closed Session at 7:53 p.m.

ALL MEMBERS WERE PRESENT

CLOSED SESSION:

A. PUBLIC EMPLOYMENT

Pursuant to Government Code Section §54957

Title: City Manager

City Attorney Alvarez-Glasman reported that direction was given to staff, no final action taken and that there was nothing further to report.

B. PUBLIC EMPLOYMENT APPOINTMENT

Pursuant to Government Code Section §54957

Title: Interim City Manager

City Attorney Alvarez-Glasman reported that direction was given to staff, no final action taken and that there was nothing further to report.

ADJOURNMENT:

The City Council meeting was adjourned at 7:55 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 special meeting dated June 30, 2010, and approved by the City Council on July 13, 2010.

Daryl A. Betancur, City Clerk