



Tuesday, January 11, 2011

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 Armenta called the meeting to order at 6:05 p.m. on behalf of the City Council/Redevelopment Agency and Housing Assistance Agency.

PRESENT: Contreras Rapisarda, Salcido, Archuleta, Armenta

ABSENT: Camacho

City Clerk Betancur announced that Councilmember Camacho would be participating in the Closed Session discussion via teleconference.

COMMISSIONERS PRESENT:

Ana Ascencio, Sister City Commissioner

INVOCATION: Pastor Danny Jacobo, Calvary Chapel

PLEDGE OF ALLEGIANCE: Savannah Jacobo

RECOGNITIONS(S): None.

PUBLIC HEARING(S):

- 1. Final Initial Study/Mitigated Negative Declaration for Pico Park Master Plan. (800)**

Mayor Armenta opened the Public Hearing and noted that there was no written communication or public comment cards to provide public testimony.

Director of Parks & Recreation Aranda stated that Council has been provided with the initial study that was performed by Ultra Systems and the report was made available for public review and was advertised in the Whittier Daily News that the document was available for viewing. He stated that two comments were received by the SCAQMD and those comments are provided in the document. The document, he

stated, was reviewed by the Department of Fish and Game and was determined that the project has no affect on fish, wild life and habitat and does not require payment of CEQA filing fee. The final document, he stated, identifies twelve (12) mitigated measures necessary for CEQA compliance and that none of these measures will negatively impact the project.

Mayor Armenta closed the public hearing.

Motion by Councilmember Salcido, seconded by Mayor Pro Tem Archuleta to adopt Resolution No. 6582 approving the project and the Mitigated Negative Declaration with Mitigation Monitoring and Reporting Program. Motion carries by the following roll call vote:

Resolution No. 6582 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPROVING FINAL INITIAL STUDY/MITIGATED NEGATIVE DECLARATION FOR THE PICO PARK MASTER PLAN

AYES: Contreras Rapisarda, Salcido, Archuleta, Armenta

NOES: None

ABSENT: Camacho

2. Final Initial Study/Mitigated Negative Declaration for Rio Hondo Park Sports Lighting Project. (800)

Mayor Armenta opened the Public Hearing and noted that there was no written communication or public comment cards to provide public testimony.

Director of Parks & Recreation Aranda stated that the report is the same as Pico Park with the exception that this is for Rio Hondo Park Sports Lighting. The consultant for the environmental report on this project was the Chamber's Group and the document was advertised in the Whittier Daily News and made available to the public for review. The documents, he stated, were filed with the Department of Fish and Game and included three (3) findings and nine (9) mitigated measures necessary for compliance which will not have any affect on the project.

Mayor Armenta closed the public hearing.

Motion by Mayor Pro Tem Archuleta, seconded by Councilmember Contreras Rapisarda to adopt Resolution No. 6583 approving the project and the Mitigated Negative Declaration with Mitigation Monitoring and Reporting Program. Motion carries by the following roll call vote:

Resolution No. 6583 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPROVING INITIAL STUDY/MITIGATED NEGATIVE DECLARATION FOR RIO HONDO PARK SPORTS LIGHTING PROJECT

AYES: Contreras Rapisarda, Salcido, Archuleta, Armenta

NOES: None

ABSENT: Camacho

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

CONSENT CALENDAR:

3. Minutes:

- City Council and Redevelopment Agency meeting of December 14, 2010
- Special City Council meeting of December 20, 2010
- Special City Council meeting of December 28, 2010
- Special City Council meeting of January 3, 2011

4. 11th Warrant Register of the 2010-2011 Fiscal Year. (700)

Check Numbers: 243371-242791

Special Checks Numbers: 243483-243490

Councilmember Salcido inquired about the \$10,000 donation given to Hearts of Compassion with Assistant City Manager Lopez stating that this was a budgeted item. Mr. Salcido requested that staff take a closer look at this item including the in-kind services provided by the City for a total amount and suggested that the funding come from CDBG and not the general fund.

Mayor Armenta concurred with Councilmember Salcido and requested that staff provide a total amount donated to Hearts of Compassion that would include the \$10,000 and in-kind services provided by the City.

5. Southern California Golf Association (SCGA) Youth on Course Program. 800)

1. Approved participation in the Southern California Golf Association Youth on Course program at the Pico Rivera Municipal Golf Course; and
2. Approved Resolution No. 6584 establishing a fee of \$2.50 per round of golf and \$1.00 for a bucket of range balls for youth players who qualify under the guidelines of the S.C.G.A. Youth Access Program. Motion carries.

Resolution No. 6584 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, ADOPTING A \$2.50 GREEN FEE AND \$1.00 RANGE FEE IN ACCORDANCE WITH THE SCGA FOUNDATION GOLF COURSE ACCESS PROGRAM'S YOUTH ON COURSE PROGRAM FOR PLAY AT THE PICO RIVERA MUNICIPAL GOLF COURSE

6. Treasurer's Report - March 31, 2010. (700)

1. Received and filed Quarterly Treasurer's Report for the quarter ending March 31, 2010; and
2. Authorized investment of bond funds and other cash in government securities. Motion carries.

7. Treasurer's Report – June 30, 2010. (700)

1. Received and filed Quarterly Treasurer's Report for the quarter ending June 30, 2010; and
2. Authorized investment of bond funds and other cash in government securities. Motion carries.

Motion by Mayor Pro Tem Archuleta, seconded by Councilmember Contreras Rapisarda to approve Consent Calendar items No. 3 through 7. Motion carries by the following roll call vote:

AYES: Contreras Rapisarda, Salcido, Archuleta, Armenta

NOES: None

ABSENT: Camacho

CONSENT CALENDAR ITEMS PULLED: None.

CITY COUNCIL LEGISLATION:

8. Mayoral Appointments. (300)

Motion by Councilmember Salcido, seconded by Mayor Pro Tem Archuleta to accept Mayor Armenta's City Council appointments to various Boards, Agencies and Committees. Motion carries by the following roll call vote:

AYES: Contreras Rapisarda, Salcido, Archuleta, Armenta

NOES: None

ABSENT: Camacho

9. Parks and Recreation Commission Appointments. (300)

Motion by Mayor Pro Tem Archuleta, seconded by Councilmember Salcido to adopt Resolutions approving City Council appointments to the Parks & Recreation Commission. Motion carries by the following roll call vote:

Councilmember Salcido reappointed Rod Torres.

Resolution No. 6585 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPOINTING ROD TORRES ELECTOR OF SAID CITY TO THE PARKS AND RECREATION COMMISSION FOR A ONE YEAR TERM SAID TO EXPIRE DECEMBER 2011.

Councilmember Contreras Rapisarda reappointed Sylvia Vela-Amaya.

Resolution No. 6586 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPOINTING SYLVIA VELA-AMAYA ELECTOR OF SAID CITY TO THE PARKS AND RECREATION COMMISSION FOR A ONE YEAR TERM SAID TO EXPIRE DECEMBER 2011.

Mayor Pro Tem Archuleta reappointed Joseph Palombi.

Resolution No. 6587 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPOINTING JOSEPH PALOMBI ELECTOR OF SAID CITY TO THE PARKS AND RECREATION COMMISSION FOR A ONE YEAR TERM SAID TO EXPIRE DECEMBER 2011.

Mayor Armenta appointed John Garcia.

Resolution No. 6588 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPOINTING JOHN GARCIA ELECTOR OF SAID CITY TO THE PARKS AND RECREATION COMMISSION FOR A ONE YEAR TERM SAID TO EXPIRE DECEMBER 2011.

AYES: Contreras Rapisarda, Salcido, Archuleta, Armenta

NOES: None

ABSENT: Camacho

10. Sister City Commission Appointment. (300)

Motion by Mayor Pro Tem Archuleta, seconded by Mayor Armenta to adopt Resolution No. 6590 ratifying Mayor Pro Tem Archuleta's appointment to the Sister City Commission. Motion carries by the following roll call vote:

Resolution No. 6589 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPOINTING THERESA CORELLA, ELECTOR OF SAID CITY TO THE SISTER CITY COMMISSION FOR A PARTIAL TERM SAID TO EXPIRE DECEMBER 2011.

AYES: Contreras Rapisarda, Salcido, Archuleta, Armenta

NOES: None

ABSENT: Camacho

11. Comprehensive Annual Financial Report (CAFR) for Fiscal Year ending June 30, 2010 and Independent Auditor's Report. (700)

Motion by Councilmember Salcido, seconded by Mayor Armenta to receive and file the audit reports for fiscal year ending June 30, 2010: 1) Comprehensive Annual Financial

Report (CAFR); and 2) Independent Auditor's Audit Opinion Letter dated December 17, 2010. Motion carries by the following roll call vote:

AYES: Contreras Rapisarda, Salcido, Archuleta, Armenta

NOES: None

ABSENT: Camacho

12. Citywide Speed Hump Pilot Program and Neighborhood Traffic Management Program. (1200/135)

This item was continued and referred to the Transportation Ad Hoc Committee for further study and discussion.

13. Update on Paramount Boulevard - Damage to Residential Property by Motorists. (1200)

Both the Director of Public Works Cablay and Lt. Andy Berg with the Sheriff's department provided an update on a traffic study which included signage and pavement marking, history of traffic collisions, vehicle speeding, and increased law enforcement.

Councilmember Salcido and Mayor Pro Tem Archuleta requested that staff expedite the process of providing safety measures that would slow traffic in the area of concern. Further discussion entailed changing the speed limit in the curve between Paramount Boulevard and Dunlap Crossing, conducting a speed survey, placing reflectors, bollards and rumble strips and a speed radar trailer in the area as soon as possible.

The recommended report was received and filed.

14. Consideration of an Ordinance Establishing the Position of Chief Financial Officer. (200)

This item was continued to the City Council meeting of January 25, 2011.

REDEVELOPMENT AGENCY CONSENT CALENDAR: None.

Recessed to Housing Assistance Agency at 6:40 p.m.

ALL FOUR MEMBERS WERE PRESENT

Reconvened from Housing Assistance Agency at 6:41 p.m.

ALL FOUR MEMBERS WERE PRESENT

NEW BUSINESS:

Mayor Armenta stated that he brought in some petitions from residents in the Myron/Aero area regarding streets/sidewalks and requested that staff take a look at the petition and update Council on the issues.

OLD BUSINESS: None.

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

Michael Aguilar:

- Addressed the City Council to speak on the Boys & Girls Club in Whittier honoring “Youth of the Year” which recognizes two Pico Rivera recipients.

Robert Sanchez:

- Addressed the City Council to request that Ordinance 1043 regarding Medical Marijuana be rescinded and presented the findings of the ordinance.

Mayor Armenta stated that there is a Medical Marijuana Dispensary Ad Hoc Committee that is reviewing the state and federal laws as it pertains to the City in regard to medical marijuana. Councilmember Salcido and Mayor Pro Tem Archuleta reiterated that medical marijuana is currently a violation of federal law and that the City must continue to do its due diligence.

Councilmember Contreras Rapisarda asked if affluent communities have medical marijuana dispensaries and requested that staff provide a list of cities that have dispensaries in the Los Angeles County.

City Attorney Alvarez-Glasman stated that the ordinance issued by the City regarding medical marijuana is a prohibition and that currently there is no challenge to the existing ordinance so the ordinance policy stands as is unless the City Council gives direction to bring back a different policy. The law, he stated, does allow local government to regulate these types of dispensaries. Lt. Berg concurred with City Attorney Alvarez-Glasman’s comments.

Jim Osborn, President of the Pico Rivera Chamber of Commerce:

- Addressed the City Council to invite council, residents and the business community to two free events: Wednesday, January 19, Human Resource Roundtable and Thursday, January 20, 2011 "Doing Business with the City of Pico Rivera" both events held at the Parks & Recreation Community Center. He thanked Mayor Pro Tem Archuleta for attending the Chamber's Business-to-Business breakfast. Business directory's he said will be printed at the end of the month.

Joe Bueno:

- Addressed the City Council to speak of improvements in the City, Redevelopment debt, and that requests he has made over the years was for the good of the City.

COUNCIL COMMENTS:

Recessed to Closed Session at 7:10 p.m.

ALL FOUR MEMBERS WERE PRESENT

Reconvened from Closed Session at 8:08 p.m.

ALL FOUR MEMBERS WERE PRESENT

CLOSED SESSION:

A. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Pursuant to Government Code Section §54956.8

Property: 9569 Kruse Road, APN#: 8123-014-047,049

Agency Negotiator: Deborah R. Lopez and Jeffrey Prang

Negotiating Parties: Wesley Kruse, Kruse Properties LLC

Under Negotiation: Terms of price.

City Attorney Alvarez-Glasman stated that Councilmember Camacho participated in the Closed Session via telephone. Mr. Alvarez-Glasman further stated that staff was directed and authorized to obtain appraisal of property not to exceed \$5,000.00. No action was taken and there is nothing further to report.

B. PUBLIC EMPLOYEE APPOINTMENT

Pursuant to Government Code Section §54957

Title of Position: City Manager

City Attorney Alvarez-Glasman stated that no final action was taken and there was nothing further to report. He also stated that a Special Meeting of the City Council would be held on January 13, 2011 at 3:30 p.m. in the Council Chamber regarding position of City Manager.

ADJOURNMENT:

The City Council meeting was adjourned at 8:09 p.m. in memory of Robert "Bobby" Delgado, Lupe Lopez, John Paul Brickley Jr., and Olivia Betancur. There being no objection it was so ordered.

AYES: Contreras Rapisarda, Salcido, Archuleta, Armenta

NOES: None

ABSENT: Camacho

David W. Armenta, 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 January 11, 2011, and approved by the City Council on January 25, 2011.

Daryl A. Betancur, City Clerk