



Tuesday, August 23, 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/Chairman Armenta called the meeting to order at 6:04 p.m. on behalf of the City Council/Redevelopment Agency and Housing Assistance Agency.

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

ABSENT: None

COMMISSIONERS PRESENT:

Lorraine De La O, Parks & Recreation Commissioner

INVOCATION: Mayor Pro Tem Archuleta

PLEDGE OF ALLEGIANCE: Arlene Rodriguez, El Rancho High School Senior

SPECIAL PRESENTATION(S):

- El Rancho Unified School District Summer Teen Court:
 - Arlene Rodriguez
 - Pedro Herrera
 - Andres Andrade-Campos

PUBLIC HEARING(S):

1. Public Hearing – 2011 Congestion Management Program. (1600)

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

City Manager Bates stated that the Congestion Management Program is an annual program that outlines changes in housing activity during the year and must come before City Council for approval to qualify for MTA transportation funding and to meet yearly transportation requirements.

Mayor Armenta closed the public hearing.

Motion by Councilmember Salcido, seconded by Mayor Pro Tem Archuleta to adopt Resolution No. 6634 affirming City conformance with the Congestion Management Program. Motion carries by the following roll call vote:

Resolution No. 6634 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, FINDING THE CITY TO BE IN CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP) AND ADOPTING THE CMP LOCAL DEVELOPMENT REPORT, IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089

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

NOES: None

2. Public Hearing - Zoning Code Amendment No. 161 – Amending the Zoning Code of the Pico Rivera Municipal Code Chapter 18.46 “Signs & Advertising” Pertaining to Promotional Advertising. (1300)

Mayor Armenta opened the Public Hearing and noted that there was no written communications to provide public testimony.

City Manager Bates stated that based on City Council’s direction to review current zoning code, the Planning Commission and staff researched “signs and advertising” standards in other cities and the proposed changes are before the City Council with said changes that includes liberalizing sign regulations, reduced fees and a compromise that is sensitive to both business owners and residents.

Oral Communications:

Zita Rodriguez:

- Addressed the City Council to thank City Manager Bates and Deputy Director Julia Gonzalez for cleaning up the flag banners on Rosemead and Whittier Boulevards; expressed her desire to keep the City beautiful and landscape free from flag banner advertising clutter; objects to the proposed lowering of fees.

Mayor Armenta closed the public hearing.

Council members expressed their concerns with the proposed changes and stated that the City needs to enforce existing codes in order for businesses to comply with established requirements or it won't matter what changes are made if enforcement does not take place.

After a brief discussion on the proposed changes, Mayor Armenta directed staff to return the item to the Planning Commission for further evaluation and recommended changes.

1st PERIOD OF PUBLIC COMMENTS – AGENDA ITEMS ONLY:

John Velasco, serves on the Board of Directors for Heart of Compassion:

- Addressed the City Council to speak on behalf of the Heart of Compassion a charity food bank that provides food and essential items to residents of Pico Rivera and the \$10,000 donation provided by the City to this organization in previous years.

John Avila, Chamber of Commerce member:

- Addressed the City Council regarding a continuous positive working relationship between the City and Chamber of Commerce and would like to see Item No. 14 voted on this evening and not carried over to the September 13, 2011 meeting.

Jose Medina, Chamber of Commerce President:

- Addressed the City Council to thank the City for their support in past years and would appreciate their continued support for the coming year; hopes that Item No. 14 on the Chamber agreement is voted on this evening and not continued; spoke on upcoming events.

Maria Segovia, President-Elect of Pico Rivera Chamber of Commerce & Vice President of Pacific Western Bank:

- Addressed the City Council to strongly encourage Council to vote on Item No. 14 this evening and thanked the City for their support.

CONSENT CALENDAR:

3. Minutes:

- Approved City Council and Redevelopment Agency meeting of July 26, 2011

Received and filed:

- Parks & Recreation Commission meeting of July 14, 2011
- Planning Commission meeting of July 18, 2011
- Planning Commission meeting of August 1, 2011

4. 3rd Warrant Register of the 2011-2012 Fiscal Year. (700)

Check Numbers: 247056-247521

Special Checks Numbers: None.

5. Residential Fire Hydrant Parking Restrictions. (1400)

1. Adopted Resolution No. 6635 providing the City Manager the authority to reduce parking restrictions adjacent to residential fire hydrants to a minimum of six (6) feet on each side of a fire hydrant on a case-by-case basis.

Resolution No. 6635 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, PERTAINING TO PARKING NEAR CERTAIN FIRE HYDRANTS ON RESIDENTIAL STREETS

6. Authorization to Advertise Construction – Residential Resurfacing Project, Phase D – CIP No. 21238. (500)

1. Approved Plans, Specifications and Estimates (PS&Es) for the Residential Resurfacing Project – Phase D, CIP No. 21238;
2. Authorized the City Clerk to publish the Notice Inviting Bids;
3. Approved the Notice of Exemption for the subject project and authorize the City Clerk to file with the County Recorder; and
4. Appropriated \$65,000 in Measure R funds, \$580,000 in Proposition 42 funds, and \$105,000 in Rubberized Asphalt Concrete Chip Seal (RAC) Grant Funds to CIP No. 21238 and approved Resolution No. 6636.

Resolution No. 6636 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, AMENDING THE ADOPTED BUDGET FOR 2011-2012 FISCAL YEAR BY APPROPRIATING \$65,000 IN MEASURE R, \$580,000 IN PROPOSITION 42 FUNDS, AND \$105,000 IN RUBBERIZED ASPHALT CONCRETE (RAC) GRANT TO CAPITAL IMPROVEMENT PROJECT NO. 21238 AND AUTHORIZING EXPENDITURES FROM SAID ACCOUNT

7. Installation of Traffic Control Devices. (1400)

1. Received and filed.

8. Parks Landscaping Services – Award of Maintenance Services Agreement.

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

9. Hazardous Waste Management Services – Award Contract. (500)

1. Awarded a contract to Arrow Environmental International, 14168 Central Avenue, Suite G, Chino, CA, 91710 for Hazardous Waste Management Services for Fiscal Year 2011/12 for a not-to-exceed amount of \$47,400 and authorized the Mayor to execute the agreement.

Agreement No. 11-1243

10. Reimbursement Agreement with El Rancho Unified School District. (School Resource Deputy). (500)

1. Approved an agreement with El Rancho Unified School District (ERUSD) under which the City will be reimbursed for 50% of the cost of providing a School Resource Deputy from September 2011 through June 2012.

Agreement No. 11-1244

Motion by Councilmember Salcido, seconded by Mayor Pro Tem Archuleta to approve Consent Calendar items 3, 4, 5, 6, 7, 9 and 10. Motion carries by the following roll call vote:

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

NOES: None

CONSENT CALENDAR ITEMS PULLED:

**8. Parks Landscaping Services – Award of Maintenance Services Agreement.
(500)**

In response to Councilmember Contreras Rapisarda's question regarding City staff taking over the landscaping maintenance entirely; Public Works Interim Director Cervantes stated that the City parks are maintained through both City employees and contractors. City employees, he stated, maintain the majority of the parks which includes the facilities, playgrounds, walkways, and a number of other items and infrastructure in the parks. He added that the contractors mow the lawns which is a limited service as well as a cost effective service and at \$131,000 the City is able to maintain all of the City's pocket parks as well as the major parks. Over the years, he stated, there has been a reduction in staff and the contracted service supports staff and its needs.

Motion by Councilmember Camacho, seconded by Mayor Pro Tem Archuleta to award a maintenance services agreement to SpectrumCare, 27181 Burbank, Foothill Ranch, CA, 92610 for landscape maintenance services at City parks from September 1, 2011 to August 31, 2014 for a total amount of \$393,192 and authorize the Mayor to execute the agreement. Motion failed by the following roll call vote:

AYES: Camacho, Archuleta

NOES: Contreras Rapisarda, Salcido, Armenta

Mayor Pro Tem Archuleta requested that the City's union be included in the upcoming discussions regarding utilizing City staff for the contracted services.

City Manager Bates stated that the City has been utilizing contract services over the last ten years and that this has been the most cost effective way to provide these services. He added that additional staff could be hired to perform the services, but that it may not be the most cost effective way considering the City's current budget constraints.

Mayor Armenta requested that City Manager Bates provide updated information including a cost comparison utilizing all City staff versus contracting services at the City Council meeting of September 13, 2011 and to meet individually with each Council member prior to the next Council meeting to keep Council informed and prepared.

Councilmember Contreras Rapisarda stated that in conversation with public works personnel, it is her understanding that City staff could provide all landscape maintenance services and eliminate the contracted services.

CITY COUNCIL LEGISLATION:

11. General Plan and Zoning Code Update Kick-off Presentation. (1300)

City Manger Bates stated that this is the City's start to the General Planning process which is an extremely important process as the General Plan will have a number of different elements to it and a current and up-to-date plan will support all the City's rules and regulations on zoning that govern land use in the City.

Lloyd Zola, Senior Vice President for Environmental Science Associates Consulting Firm and Project Consultant provided a brief presentation on the City's General Plan which included long term vision, changes in land use, improved designs, increased prosperity, general plan law, housing element law, AB 32, SB 375 climate change, AB 1358 complete streets act, safety, noise, environmental resources, economic prosperity, circulation, community facilities, healthy community and updated zoning ordinance.

Mayor Armenta received and filed the presentation.

12. Amendment to Agreement No. 92-505-10 – Street Sweeping and Bus Shelter Maintenance Services – Nationwide Environmental Services. (500)

Mayor Armenta requested a quarterly report on the cleanliness of the bus shelters with Councilmember Camacho concurring with the Mayor's request.

City Manager Bates thanked Nationwide Environmental Services for working with the City on the project and transition and stated that by going to a weekly street sweeping schedule it will help the City to address environmental issues in regard to storm drains and environmental compliance.

Motion by Councilmember Salcido, seconded by Mayor Pro Tem Archuleta to amend Agreement No. 92-505-10 to include weekly street sweeping and modified bus shelter maintenance services. Motion carries by the following roll call vote:

Agreement No. 92-505-11

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

NOES: None

13. City Election Regarding the Pico Rivera Redevelopment Agency as a Successor Agency. (1500)

Motion by Councilmember Salcido, seconded by Mayor Pro Tem Archuleta to adopt Resolution No. 6637 electing not to serve as a successor agency to the dissolved Pico Rivera Redevelopment Agency. Motion carries by the following roll call vote:

Resolution No. 6637 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, ELECTING NOT TO SERVE AS A SUCCESSOR AGENCY TO THE DISSOLVED PICO RIVERA REDEVELOPMENT AGENCY

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

NOES: None

14. Pico Rivera Chamber of Commerce Services Agreement and Funding. (500)

Mayor Armenta asked to continue the item to the meeting of September 13, 2011 to allow the Chamber of Commerce to provide Council with a presentation on the value of their services to the City should the Council agree to provide funds to the Chamber.

Motion by Councilmember Salcido, seconded by Councilmember Camacho to confirm \$40,000 funding for the 2011-12 fiscal year; direct staff to report back at mid-year budget review with a recommendation on continued funding for the Chamber of Commerce for the second half of the fiscal year; and authorize the City Manager, subject to City Attorney's approval as to form, to execute the services agreement. Motion carries by the following roll call vote:

Agreement No. 11-1245

AYES: Camacho, Contreras Rapisarda, Salcido, Archuleta

NOES: Armenta

Motion by Mayor Pro Tem Archuleta, seconded by Councilmember Camacho to appropriate \$10,000 for the Hearts of Compassion. Motion carries by the following roll call vote:

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

NOES: None

REDEVELOPMENT AGENCY CONSENT CALENDAR:

15. Enforceable Obligation Payment Schedule Redevelopment. (1500)

1. Adopt Resolution No. 448-11 of the Redevelopment Agency of Pico Rivera approving Enforceable Obligation Payment Schedule.

Resolution No. 448-11 A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF PICO RIVERA, CALIFORNIA, ADOPTING AN ENFORCEABLE OBLIGATION PAYMENT SCHEDULE PURSUANT TO HEALTH AND SAFETY CODE SECTION 34169.

Motion by Director Salcido, seconded by Director Camacho to approve Consent Calendar Item No. 1. Motion carries by the following roll call vote:

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

NOES: None

NEW BUSINESS:

In compliance with AB 1234 requirements, Councilmember Contreras Rapisarda reported on her attendance at the NALEO Conference in San Antonio, Texas, stating that she attended the conference on a scholarship. She also stated that the sessions were based on creating healthy communities and she is hopeful that the Council will support the idea of creating a new healthy policy and changing the conditions in the City. She also met the Honorable Congressman Charlie Gonzalez and Honorable Mayor Julian Castro and participated in a 5K marathon taking 4th place.

Councilmember Contreras Rapisarda spoke out against domestic violence and urged all residents to take action and to report all acts of violence when you become aware of it. She asked Capt. Thornton to provide statistics on domestic violence to which Capt. Thornton said he would provide the latest statistics report to the City Manager and added that the Sheriff's Department has brochures that provide resource information for domestic violence and other related shelters.

Mayor Pro Tem Archuleta stated that with summer coming to an end that staff be proactive and start working with the Edison Company to insure adequate street lighting, in particular he requested that street lighting on Whittier Boulevard coming in

from Montebello be looked at and other areas in the City that are having lighting problems.

Councilmember Camacho stated that the City of Pico Rivera is a recipient of the KaBOOM Playground Grant and thanked the Parks & Recreation and Public Works staff for their participation in obtaining the grant. He added that the City needs 200 volunteers on September 28 to help with the "Build Day" at Pico Park.

Mayor Armenta mentioned that in the new park the new playground will incorporate play equipment for the physically challenged. He also mentioned the Youth Basketball fundraiser between the Sheriff Department and Fire Department stating it was a big success.

Mayor Armenta implemented a Travel Expense Ad Hoc Committee consisting of Councilmember Salcido and himself.

OLD BUSINESS:

Councilmember Salcido asked staff to look into the synchronization of signals at Rosemead Boulevard and the Marketplace signal stating that there have been several complaints of traffic bottlenecking in that area.

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

John Albitre:

- Addressed the City Council stating his objection to the City paying for golfing fees.

Mayor Armenta stated that many good programs have come to the City from Council members networking while playing golf.

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

- Addressed the City Council to object to the City paying for golfing fees and objects to eminent domain.

Ofelia "Roddie" Rodriguez, President of the Pico Rivera Concerned Citizens Committee:

- Addressed the City Council regarding golfing fees; suggested that Council members pay out of pocket for their own golfing fees; stated that she obtained over 15,000 Pico Rivera signatures in five days, five hours each day.

Amanda Velasquez, Plaza de la Raza Child Development Service Inc.

- Addressed the City Council regarding Head Start program; currently recruiting for program; applications available on Telegraph Road and Head Start facilities.

Mary Ann Bakotich, Executive Director of the Pico Rivera Chamber of Commerce:

- Addressed the City Council to thank them for voting on their contract and to speak of upcoming events: Pico Rivera Pride Community Expo – Business, Health and Taste of Pico Rivera, November 1, 2011 from 4:00 p.m. to 7:00 p.m. at the El Rodeo Restaurant; Business Connection Lunch, Thursday, August 25, 2011 at President Tia Café from 11:30 a.m. to 1:00 p.m.; Export Workshop October 19, 2011; and spoke of the Chamber's involvement in the KaBOOM playground project.

Andrew Evangelisti, Captain of Neighborhood Watch Program:

- Addressed the City Council to compliment the City Council, Sheriff Department and City staff for their effort in making a successful Neighborhood Watch meeting; he respects and is proud of the City he lives in.

Christina Acosta, representative of Pico Fast Pitch 16U:

- Addressed the City Council to thank the City for their support and Consolidated Waste Disposal for their sponsorship.

Recessed to Housing Assistance Agency at 7:50 p.m.

ALL MEMBERS WERE PRESENT

Reconvened from Housing Assistance Agency at 7:51 p.m.

ALL MEMBERS WERE PRESENT

Recessed to Closed Session at 7:51 p.m.

ALL MEMBERS WERE PRESENT

Reconvened from Closed Session at 8:11 p.m.

ALL MEMBERS WERE PRESENT

CLOSED SESSION:

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code § 54956.9(c)

Number of Potential Cases (1)

City Attorney Nichols stated that there was no action taken and nothing further to report.

ADJOURNMENT:

Mayor Armenta adjourned the City Council meeting at 8:11 p.m. There being no objection it was so ordered.

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

NOES: None

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 August 23, 2011, and approved by the City Council on September 13, 2011.

Daryl A. Betancur, City Clerk