



Tuesday, October 28, 2014

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

Mayor Tercero called the meeting to order at 6:00 p.m. on behalf of the City Council.

PRESENT: Archuleta, Armenta, Camacho, Tercero

ABSENT: Salcido (excused)

COMMISSIONERS PRESENT:

Fred Zermeno, Planning Commission

Patricia Saucedo, Parks & Recreation Commission

INVOCATION: Councilmember Archuleta

PLEDGE OF ALLEGIANCE: Commissioner Celiz

SPECIAL PRESENTATIONS:

- Cristina Garcia – presented a Legislative Update
- Certificate of Recognition presented to Rio Vista Elementary School for being Recognized as a National Blue Ribbon School
- Los Angeles County Parks and Open Space District – presentation by Executive Director, Jane Beesley regarding Proposition P, the Safe Neighborhood Parks Measure, which is going on the November ballot

PUBLIC HEARING(S):

1. **Public Hearing Adoption of General Plan Amendment No. 53, Zone Code Amendment No. 176, Zone Reclassification No. 319, Program Environmental Impact Report, Finding of Fact and Statement of Overriding Considerations and Mitigation Monitoring Plan to Update the Pico Rivera General Plan and Pertinent Sections of the Pico Rivera Municipal Code. (1300)**

A brief presentation was provided by consultant Lloyd Zola highlighting different aspects of the General Plan in regard to the Environmental Impact Report, land use, economic development and zoning.

Mayor Tercero opened the public hearing and noted that there were no written communications to provide public testimony.

Oral Communications:

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

- Addressed the City Council regarding the General Plan and concerns for eminent domain.

Alicia Green:

- Addressed the City Council regarding the General Plan in regard to development and zone changes. She mentioned that Beverly Road needs to have the street restriped between Paramount and Rosemead Boulevards.

Joe Dzida:

- Addressed the City Council stating that he represents Lawrence Studios and Tacos Coco's property owners and objects to taking businesses or property for project improvements with regard to the Durfee underpass grade separation project.

In response to speakers concerns, Mayor Tercero explained that there is no eminent domain in the General Plan but that some areas of the City would be rezoned for future usage. He stated that residents whose property falls in the proposed zone change would not be affected until there is a change in ownership through the sale of the property. City Manager Bobadilla stated that the City is mandated by the State to update its General Plan and reiterated that there is no eminent domain in the General Plan and that it does not displace any residents.

Pertaining to the speaker's concern for businesses affected by the Durfee grade separation, City Manager Bobadilla stated that ACE Corridor East is responsible for that project.

Mayor Tercero suggested codifying the Bike Master plan as part of the circulation element.

Mayor Tercero closed the public hearing.

Motion by Councilmember Armenta, seconded by Councilmember Camacho to: 1) Adopt Resolution No. 6781 approving General Plan Amendment No. 53, certifying Program Environmental Impact Report, adopting Findings of Fact and Statement of Overriding Considerations and Mitigation Monitoring Plan; 2) Adopt Resolution No. 6782 approving Zone Code Amendment No. 176 and Resolution No. 6783 Zone Reclassification No. 319; and 3) Introduce Ordinance No. 1089 and Ordinance No. 1090 amending the Pico Rivera Municipal Code (Zone Code Amendment No. 176 and Zone Reclassification No. 319). Motion carries by the following roll call vote:

Resolution No. 6781 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPROVING AND ADOPTING THE CITY OF PICO RIVERA GENERAL PLAN AMENDMENT NO. 53 UPDATING THE CITY'S GENERAL PLAN; CERTIFYING PROGRAM ENVIRONMENTAL IMPACT REPORT (SCH NO. 2014041021); AND APPROVING AND ADOPTING FINDINGS OF FACT AND STATEMENT OF OVERRIDING CONSIDERATIONS AND MITIGATION MONITORING PLAN

Resolution No. 6782 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, ADOPTING AMENDMENTS TO THE PICO RIVERA ZONING ORDINANCE INCLUDING SECTIONS OF THE MUNICIPAL CODE FOR CONSISTENCY WITH THE COMPREHENSIVE 2014 GENERAL PLAN UPDATE DESIGNATED HEREIN AS ZONE CODE AMENDMENT NO. 176

Resolution No. 6783 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, ADOPTING AN ORDINANCE FOR THE ZONE RECLASSIFICATION OF PARCELS WITHIN THE CITY LIMITS FOR CONSISTENCY WITH THE COMPREHENSIVE 2014 GENERAL PLAN UPDATE DESIGNATED HEREIN AS ZONE RECLASSIFICATION NO. 319

Ordinance No. 1089 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, AMENDING SECTIONS OF THE PICO RIVERA MUNICIPAL CODE IN CONJUNCTION WITH THE ADOPTION OF THE DRAFT COMPREHENSIVE UPDATE TO THE GENERAL PLAN HEREIN AS ZONE CODE AMENDMENT NO. 176 **(FIRST READING AND INTRODUCTION)**

Ordinance No. 1090 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPROVING A ZONE RECLASSIFICATION TO SEVERAL PARCELS FOR CONSISTENCY WITH THE COMPREHENSIVE GENERAL PLAN UPDATE AS DESCRIBED IN ATTACHMENT "A" ATTACHED HERETO AND FURTHER DESIGNATED HEREIN AS ZONE RECLASSIFICATION NO. 319 **(FIRST READING AND INTRODUCTION)**

AYES: Archuleta, Armenta, Camacho, Tercero
NOES: None
ABSENT: Salcido

2. Public Hearing – The Community Development Block Grant Consolidated Annual Performance and Evaluation Report for Fiscal Year 2013-14. (1600)

City Manager Bobadilla stated that this item is the annual performance report.

Mayor Tercero opened the public hearing and noted that there were no written or oral communications to provide public testimony.

Mayor Tercero closed the public hearing.

Motion by Councilmember Armenta, seconded by Councilmember Archuleta to approve the fiscal year 2013-14 Consolidated Annual Performance and Evaluation Report. Motion carries by the following roll call vote:

AYES: Archuleta, Armenta, Camacho, Tercero
NOES: None
ABSENT: Salcido

1ST PERIOD OF PUBLIC COMMENT – AGENDA ITEMS ONLY:

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

- Addressed the City Council regarding Item No. 6 and grant money to restripe Beverly Road, Olympic Way, and Walnut Street and to relieve traffic and truck congestion.

City Manager Bobadilla stated that staff has identified Beverly Road for improvement projects that will be completed in the near future.

Mayor Tercero stated that the funds used for these improvements would not come from the Community Development Block Grant but from other identified resources.

CONSENT CALENDAR:

3. Minutes:

- Approved City Council regular meeting of October 14, 2014
- Received and filed Parks and Recreation meeting of September 11, 2014
- Received and filed Planning Commission meeting of October 6, 2014

4. Approved 7th Warrant Register of the 2014-2015 Fiscal Year. (700)

Check Numbers: 263989-264165
Special Check Numbers: None.

5. Second Reading – Adoption of Ordinance No. 1088 Single-Use Plastic Bag.

1. Adopted Ordinance No. 1088 prohibiting the distribution of single-use plastic carry-out bags by specified retailers.

Ordinance No. 1088 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, AMENDING TITLE 5, *BUSINESS LICENSE AND REGULATIONS*, ADDING CHAPTER 5.74, *PLASTIC BAGS*, TO THE PICO RIVERA MUNICIPAL CODE TO PROHIBIT THE USE AND DISTRIBUTION OF PLASTIC BAGS BY SPECIFIED RETAILERS

6. Community Development Block Grant (CDBG) Housing Rehabilitation Grant Program Request for Additional Funds for 6136 Rimbank Avenue.

(1600)

1. Approved a request to provide additional grant funds in the amount of \$12,000.

7. Amendment No. 1 to Maintenance Agreement No. 12-1350 with ABM Building Solutions for Heating, Ventilation and Air Conditioning Maintenance.

(500)

1. Approved Amendment No. 1 with a two-year extension to Maintenance Services Agreement No. 12-1350 with ABM Building Solutions to provide Heating, Ventilation and Air Conditioning (HVAC) maintenance services for various City-owned facilities for an annual amount of \$102,756 and authorize the Mayor to execute Amendment No. 1 in a form approved by the City Attorney.

Agreement No. 12-1350-1

8. Auction of Vehicles not in Compliance with AQMD Regulations – Agreement with General Auction Company.

(500)

1. Approved an agreement with General Auction Company for the disposition of vehicles not in compliance with AQMD regulations.

Agreement No. 14-1555

Motion by Councilmember Archuleta, seconded by Councilmember Armenta to approve Consent Calendar Items 3 through 8. Motion carries by the following roll call vote:

AYES: Archuleta, Armenta, Camacho, Tercero

NOES: None

ABSENT: Salcido

CONSENT CALENDAR ITEMS PULLED FOR FURTHER DISCUSSION: None.

MAYOR/COUNCILMEMBER REPORTS ON INTERGOVERNMENTAL AGENCY MEETINGS: None.

NEW BUSINESS:

Councilmember Armenta asked for prayers for John Belmonte, Vice President of the Pico Rivera Concerned Citizens Committee and for Virginia Aguirre, former President of the Christmas Baskets Committee, husband.

OLD BUSINESS:

Councilmember Camacho congratulated Parks & Recreation staff for a great job with the Spooktacular event that took place on Saturday, October 25, 2014 at Smith Park and congratulated the El Rancho Unified School District for Rio Vista Elementary School being recognized as a National Blue Ribbon school. He also congratulated the Sheriff's Department for their success on their first Haunted Jail event.

Councilmember Archuleta acknowledged and thanked the Neighborhood Watch Programs, mentioned the development of a new Veteran's program and invited the public to the Veteran's Day event to be held at the Veteran's Memorial Monument on Mines Avenue on Tuesday, November 11, 2014 at 11:00 a.m.

Councilmember Armenta mentioned the grand opening of the Habit in the Towne Center and invited the community to the opening. He stated that the proceeds from the opening will go to Friends of the Library.

Mayor Tercero suggested that issues regarding Housing elements be sent to the Economic Development Ad Hoc Committee for further discussion.

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

Mark Haner:

- Addressed the City Council to speak in favor of a Medical Marijuana Dispensary in the community.

David Angelo, Sister City Commissioner:

- Addressed the City Council regarding the creation of a 12 member volunteer committee that is committed to starting new projects.

Paula Murga:

- Addressed the City Council regarding street striping on Beverly Road and her objection to advertising church fiestas in the City's *Profile*.

Erica:

- Addressed the City Council to speak in favor of a Medical Marijuana Dispensary.

ADJOURNMENT:

Mayor Tercero adjourned the City Council meeting at 7:44 p.m. There being no objection it was so ordered.

AYES: Archuleta, Armenta, Camacho, Tercero

NOES: None

ABSENT: Salcido

Brent A. Tercero, Mayor

ATTEST:

Anna M. Jerome, City Clerk

I hereby certify that the foregoing is a true and correct report of the proceedings of the City Council regular meeting dated October 28, 2014 and approved by the City Council on November 12, 2014.

Anna M. Jerome, City Clerk