



Tuesday, January 12, 2016

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

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

PRESENT: Archuleta, Salcido, Tercero, Armenta

ABSENT: Camacho (excused)

COMMISSIONERS PRESENT:

Esther Celiz, Planning Commission

Pat Saucedo, Parks & Recreation Commission

INVOCATION: Nicholas Camaano, Twin Cities Wolverine

PLEDGE OF ALLEGIANCE: Aidan Sanchez, Twin Cities Wolverine

SPECIAL PRESENTATIONS:

- Certification of Recognition presented to Twin Cities Wolverines Midget Pop Warner Wescon Region Champions for the San Gabriel Valley
- Presentation – Pavement Management System (Received & filed)

PUBLIC HEARING:

1. **Public Hearing – Rush Truck Centers of California, Inc. (Rush California, Inc.) – Agreement Regarding Operating Covenant and Restrictive Covenants.** (500)

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

City Manager Bobadilla stated that the item is to approve an Economic Development Agreement with Rush California, Inc. He stated that the company is looking to expand their facility and purchase the land.

Mayor Armenta closed the public hearing.

Councilmember Tercero asked if staff could provide the average employee salary range for this facility. City Manager Bobadilla stated that the employee range consist of drivers, mechanics, sales, accountants and management.

Mr. Jerry Conrad, General Manager of Rush California, Inc. stated that there are approximately 110 employees with an average salary range of about \$60,000 and that 15-20 employees are residents of Pico Rivera.

Councilmember Salcido asked what other options were available to Rush California, Inc. if they did not stay in Pico Rivera.

Mr. Hal Meriwether, Regional Manager of Rush California, Inc. stated that the company would have needed to seek property in another city which would have been difficult to find with the size of property needed in the Los Angeles Area. He stated that the company brings to the City \$1 million dollars in sales tax revenue.

In regard to keeping businesses in the City, Councilmember Salcido stated that with the departure of Ralphs Market, he would like to see staff bring in and retain an All American grocery store in the City. Mayor Pro Tem Archuleta added that the City is on the right track in obtaining businesses.

Councilmember Tercero asked, for the record, if the transaction with Rush California, Inc. does not go through is the City obligated to make any payments to which City Manager Bobadilla stated that the agreement becomes null and void.

Motion by Mayor Pro Tem Archuleta, seconded by Councilmember Tercero to approve Economic Development Subsidy Agreement between City and Rush California, Inc. in an amount not to exceed \$3,280,000 contingent upon adherence to Operating and Restrictive Covenant Requirements. Motion carries by the following roll call vote:

Agreement No. 16-1651

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

- 2. Public Hearing – Conditional Use Permit Modification No. 257.3 Zone Reclassification No. 321 Amending the Zone from Single Family Residential (S-F) and General Commercial (G-C) to Commercial Planned Development (CPD), and Zone Code Amendment No. 177, Amending the Zoning Ordinance to Allow an Auto Repair Shop in a Commercial Planned Development (CPD) Zone for the Property Located at 4525 Rosemead Boulevard (5272-029-011 and 5272-030-028). (1300)**

Mayor Armenta opened the public hearing.

City Attorney Alvarez-Glasman stated that the applicant requested that the item be continued to January 26, 2016.

Motion by Mayor Pro Tem Archuleta, seconded by Councilmember Salcido to continue the Public Hearing to the meeting of January 26, 2016. Motion carries by the following roll call vote:

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

PUBLIC COMMENT:

Lupe Diaz:

- Addressed the City Council to inquire about the City's preparation for El Niño.

Public Works Director Enriquez stated that in planning for El Niño, staff has attended maintenance and service workshops with the county and on the maintenance side the annual cleanup of the catch basins has been done and repairs to storm drains have been made at various locations in preparation for flooding.

Mayor Pro Tem Archuleta asked if city crews are ready and prepared for street light outages and street flooding to which Public Works Director Enriquez responded in the affirmative.

Captain Valdez stated that Sheriff Personnel are ready to assist by contacting the Public Works Department when they become aware of public safety issues.

City Council and staff advised the residents on how to obtain sand bags from the Fire Department and sand from the Public Works yard.

Zita Rodriguez:

- Addressed the City Council regarding an employee dispute.

CONSENT CALENDAR:

3. Minutes:

- Approved City Council regular meeting of December 8, 2015

Received and filed:

- Sister City regular meeting of November 17, 2015; Parks & Recreation regular meetings of February 12, 2015, March 12, 2015, April 9, 2015, May 14, 2015, June 11, 2015, July 9, 2015, August 13, 2015, September 10, 2015, October 8, 2015 and November 12, 2015

4. Approved 10th Warrant Register of the 2015-2016 Fiscal Year. (700)

Check Numbers: 269371-269688; 269673-269763; 269766-269805; 269808-269904

Special Check Numbers: 269669-269672; 269764-269765; 269806-269807

5. Second Reading – Amend Chapter 9.40 (Medical Marijuana Dispensaries) to the Pico Rivera Municipal Code Prohibiting All Commercial Medical Marijuana Uses in the City and Prohibiting Cultivation. (300)

1. Adopted and waived second reading of Ordinance No. 1096 amending Chapter 9.40 (Medical Marijuana Dispensaries) of the Pico Rivera Municipal Code pertaining to the prohibition of all commercial medical marijuana uses in the City and prohibiting cultivation.

Ordinance No. 1096 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, AMENDING CHAPTER 9.40 OF THE PICO RIVERA MUNICIPAL CODE PROHIBITING ALL COMMERCIAL MEDICAL MARIJUANA USES IN THE CITY AND PROHIBITING CULTIVATION **(SECOND READING AND ADOPTION)**

6. Planning, Sister City, Parks and Recreation Commission Appointments. (300)

1. Adopted Resolution No. 6835, Resolution No. 6836, and Resolution No. 6837 approving City Council appointments to the Planning Commission; Sister City Commission; and Parks and Recreation Commission.

Resolution No. 6835 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPOINTING THE FOLLOWING CITY ELECTORS: RUBEN L. GARCIA, ESTHER CELIZ, FRED ZERMENO, TOMMY ELISALDEZ, AND WILLIAM PAUL GOMEZ TO THE PLANNING COMMISSION FOR A TWO YEAR TERM SAID TO EXPIRE DECEMBER 2017

Resolution No. 6836 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPOINTING THE FOLLOWING CITY ELECTORS: CHRISTINA HERNANDEZ, DAVID ANGELO, GUSTAVO CONTRERAS, LINDA MARTINEZ TO THE SISTER CITY COMMISSION FOR A TWO YEAR TERM SAID TO EXPIRE DECEMBER 2017

Resolution No. 6837 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPOINTING THE FOLLOWING CITY ELECTORS: JOHN R. GARCIA, JOSEPH A PALOMBI, MONICA SANCHEZ, ANTHONY CORONA, AND PATRICIA SAUCEDO TO THE PARKS AND RECREATION COMMISSION FOR A ONE YEAR TERM SAID TO EXPIRE DECEMBER 2016

7. Mayoral Appointments. (100)

1. Confirmed the Mayor's appointments to various Boards, Agencies and Committees.

8. Approval of City Manager to Extend Urban Futures Contract for Interim Finance Director. (500)

1. Authorized the City Manager to pursue and execute an extension of the existing contract with Urban Futures for the position of Interim Finance Director.

Agreement No. 15-1644-1

9. California Gang Reduction and Prevention (CALGRIP) Grant Program – Year Two: Memorandum of Understanding (MOU) Between the City of Pico Rivera and El Rancho Unified School District (ERUSD) for Implementation; A Professional Services Agreement with Strategic Partnership Schools Group (SPSG) for Management; Resolution to Accept Funds from the Board of State and Community Corrections (BSCC). (500)

1. Approved Memorandum of Understanding between the City of Pico Rivera and ERUSD for the implementation of the CalGRIP Grant from January 12, 2016 through December 31, 2016. Total amount to be reimbursed ERUSD should not exceed \$276,130;
2. Approved Professional Services Agreement with Strategic Partnership Schools Group (SPSG) for services from January 12, 2016 through December 31, 2016. SPSG will assist in the evaluation, processing, and progress compliance reporting of the CalGRIP program for a fee not to exceed \$33,000; and
3. Approved Resolution No. 6838 authorizing City Council to accept funds from BSCC and CalGRIP Grant program.

Resolution No. 6838 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, AUTHORIZING THE CITY COUNCIL TO ACCEPT FUNDS FROM THE CALIFORNIA BOARD OF STATE AND COMMUNITY CORRECTIONS THROUGH THE CALIFORNIA GANG REDUCTION INTERVENTION AND PREVENTION (CALGRIP) GRANT PROGRAM

Agreement No. 16-1652

10. Telegraph Road Traffic Throughput and Safety Enhancement Project – Phase II (CIP No. 21331) – Cooperative Agreement with the City of Downey. (500)

1. Authorized the Mayor to execute a cooperative agreement with the City of Downey for the design and construction of the Telegraph Road Traffic Throughput and Safety Enhancement Project – Phase II (CIP No. 21331); and
2. Appropriated \$10,000 in Prop C Funds to CIP No. 21331 for staff time (job costing).

Agreement No. 16-1653

11. Pico Park Enhancements (CIP No. 21279) – Demolition Phase – Notice of Completion. (500)

1. Accepted the work as completed by American Wrecking Inc.;
2. Approved the revised Total Project Budget (Enclosure 2) for the project, including an appropriation of \$200,000 of Public Image Enhancement (PIE) Funds (Fund 017) to replace the Economic Development Funds (Fund 634) previously appropriated for this project; and
3. Authorized the City Clerk to file the Notice of Completion with the Los Angeles County Registrar-Recorder and, if no claims are filed within 35 days after recordation, to exonerate the payment/performance bonds and authorized the City Manager to release the 5% retention payment to American Wrecking Inc.

12. On-Call List of Qualified Engineering Consultants – Pico Rivera Sports Arena Renovation Project. (500)

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

Motion by Councilmember Salcido, seconded by Councilmember Tercero to approve Consent Calendar Items No. 3 through 11. Motion carries by the following roll call vote:

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

CONSENT CALENDAR ITEMS PULLED FOR FURTHER DISCUSSION:

12. On-Call List of Qualified Engineering Consultants – Pico Rivera Sports Arena Renovation Project. (500)

After some discussion amongst City Council members and City Staff regarding receipt of a letter or email from The Army Corps of Engineers to the City, this item was continued to a future date.

LEGISLATION: None.

Recessed to Successor Agency at 7:19 p.m.

ALL FOUR MEMBERS WERE PRESENT

Reconvened from Successor Agency at 7:20 p.m.

ALL FOUR MEMBERS WERE PRESENT

Recessed to Water Authority at 7:20 p.m.

ALL FOUR MEMBERS WERE PRESENT

Reconvened from Water Authority at 7:21 p.m.

ALL FOUR MEMBERS WERE PRESENT

MAYOR/COUNCILMEMBER REPORTS ON INTERGOVERNMENTAL AGENCY MEETINGS:

Councilmember Tercero, representing the Gateway Cities, stated that there are two positions open for seats at the table for: 1) The Los Angeles River and Basin Working Group and the Metro Gateway Service Council. He stated that a letter for approval needs to be sent to the Secretary of Agriculture to secure a nomination seat for the City of Pico Rivera on the Los Angeles River and Basin and a self-nomination of a City Council member for the Metro Gateway Service Council. Mayor Armenta stated that he and City Manager Bobadilla would look into the process and procedures for these nominations.

City Manager Bobadilla introduced Finance Director Michael Solorza to the City Council and executive team.

NEW BUSINESS:

Mayor Pro Tempore Archuleta asked for an update on the rush of water that unexpectedly came down from Azusa upper dam.

Captain Valdez stated that he spoke with representatives from both Hilda Solis' Office and the Army Corps of Engineers and confirmed with them that the community will be given a 24-hour notification when the Army Corps of Engineers releases a large amount of water from the upper dams to the lower dams.

OLD BUSINESS:

Mayor Armenta thanked the El Rancho High School Unified School District, the Cisneros, Mr. Cardenas and all who were involved for bringing Astronaut Jose Hernandez to El Rancho High School to share his story with the students.

Councilmember Tercero asked for an update on the Ralphs', El Rodeo and Fresh and Easy properties.

Community and Economic Development Director Martinez stated that El Super will be moving into the Ralphs' property and that he will report back on whether the property

was sold or is being leased. He also stated that staff has made an outreach to the property owner of the Fresh & Easy site and that they are working on bringing in some potential tenants.

In regard to the El Rodeo property, City Attorney Alvarez-Glasman stated the he will provide City Council with an update in a Closed Session.

Councilmember Salcido asked for an update on the progress of the banners with El Rancho High School. City Manager Bobadilla stated that this issue will be discussed in a newly formed Ad Hoc Committee. Councilmember Salcido noted that this discussion already took place in an Ad Hoc Committee that he was a part of.

ADJOURNMENT:

Mayor Armenta adjourned the City Council meeting at 7:36 p.m. in memory of Chris Arriola, Michael Galindo, Eugenio Rios, Chip Schaefer, and Ron Manzanarea. There being no objection it was so ordered.

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

David W. Armenta, 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 January 12, 2016 and approved by the City Council on January 26, 2016.

Anna M. Jerome, City Clerk