



Tuesday, October 25, 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, Camacho, Tercero, Armenta

ABSENT: None

COMMISSIONERS SCHEDULED TO BE PRESENT:

Joseph Palombi, Parks & Recreation Commission

INVOCATION: Delivered by Drew Koen, Hope Community Church

PLEDGE OF ALLEGIANCE: Led by Christine Saavedra

SPECIAL PRESENTATIONS:

- California Retired Teachers Association (CalRTA) Proclamation
- Certificate of Recognition presented to Christine Saavedra (AYSO)

City Attorney Alvarez-Glasman addressed the City Council regarding an item that came to City staff's attention after the posting of the regular agenda that requires an immediate need for City Council to take action at tonight's meeting. The Item to be added to the Consent Calendar, he stated, is Item No. 6b, Set Public Hearing for Adoption of the 2016 California Building Codes, Amending Title 15, Building and Construction, of the Pico Rivera Municipal Code.

Motion by Mayor Pro Tem Archuleta, seconded by Councilmember Tercero to add to the City Council Agenda Consent Calendar of October 25, 2016 Item No. 6b Set Public Hearing for Adoption of the 2016 California Building Codes, Amending Title 15, Building and Construction, of the Pico Rivera Municipal Code. Motion carries by the following roll call vote:

AYES: Archuleta, Camacho, Tercero, Armenta

NOES: None

ABSENT: Salcido

Councilmember Salcido arrived at 6:25 p.m.

PUBLIC HEARING:

City Council:

- 1. Public Hearing – Zone Code Amendment No. 179, an Amendment to Chapter 18.40 (Land Use Regulations), Permitting Home Occupations in Certain Commercial and Mixed-Use Zones, and Chapter 18.52 (Home Occupations), pertaining to Residential Dwellings located on Properties Directly Abutting Major Arterials of the Pico Rivera Municipal Code. (1600)**

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

Community and Economic Development Senior Planner Gallagher provided a PowerPoint presentation describing the intent of the amendment, parking requirements, proposal to allow major arterial streets on Rosemead Boulevard, Paramount Boulevard, Telegraph Road, Slauson Avenue, Washington Boulevard, Whittier Boulevard, and Beverly Boulevard to operate a home-based business with the approval of a home occupation permit. Discussion ensued amongst City Council members as to what prompted the zone code amendment and if each application could be taken on a case-by-case basis. Deputy Director Gonzalez stated that a case-by-case basis would be a policy decision and further stated that the amendment is seen as an incentive to encourage small business development and entrepreneurship through flexible home occupation regulations and also to clarify mixed use conditions. The proposed amendment, she stated, would also allow on-premise customer consultation between the hours of 7:00 a.m. to 7:00 p.m.

Mayor Armenta closed the public hearing.

Motion by Councilmember Salcido, seconded by Mayor Pro Tem Archuleta to: 1) Adopt Resolution No. 6876 approving Zone Code Amendment No. 179; and 2) Introduce Ordinance No. 1102 amending Title 18 (Zoning) of the City of Pico Rivera Municipal Code. Motion carries by the following roll call vote:

Resolution No. 6876 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, ADOPTING AN AMENDMENT TO CHAPTER 18.40 (LAND USE REGULATIONS) PERMITTING HOME OCCUPATIONS IN CERTAIN COMMERCIAL AND MIXED-USE ZONES AND CHAPTER 18.52 (HOME OCCUPATIONS) PERTAINING TO RESIDENTIAL DWELLINGS LOCATED ON PROPERTIES DIRECTLY ABUTTING MAJOR ARTERIALS, OF THE PICO RIVERA MUNICIPAL CODE DESIGNATED HEREIN AS ZONE CODE AMENDMENT NO. 179

Ordinance No. 1102 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, AMENDING CHAPTER 18.40 (LAND USE REGULATIONS) PERMITTING HOME OCCUPATIONS IN CERTAIN COMMERCIAL AND MIXED-USE

ZONES AND CHAPTER 18.52 (HOME OCCUPATIONS) PERTAINING TO RESIDENTIAL DWELLINGS LOCATED ON PROPERTIES DIRECTLY ABUTTING MAJOR ARTERIALS OF THE PICO RIVERA MUNICIPAL CODE DESIGNATED COLLECTIVELY HEREIN AS ZONE CODE AMENDMENT NO. 179 **(FIRST READING AND INTRODUCTION)**

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

PUBLIC COMMENTS:

Lauren Talbott, Community Library Manager:

- Addressed the City Council regarding upcoming library events.

Rosa Delgado and Esther Celiz:

- Addressed the City Council to express their opposition to Measure ER & RR on the upcoming ballot for the El Rancho Unified School District.

Steven Foreman:

- Addressed the City Council regarding Medical Marijuana Dispensaries.

CONSENT CALENDAR:

City Council:

2. Minutes:

- Approved City Council meeting of October 11, 2016

3. Approved 6th Warrant Register of the 2016-2017 Fiscal Year. (700)
Check Numbers: 273633-273753
Special Check Numbers: None.

4. Durfee Avenue Grade Separation Project – Resolution Determining that the Provisions of Government Code Section 65402 are Inapplicable to the Minor Street Widening for the Project and Authorizing the Execution of Documents and Payments Required for the Acquisition and Disposition of Real Property and Easements for Street Widening Purposes. (500)

1. Approved Resolution No. 6877 determining that the provisions of Government Code Section 65402 are inapplicable to the acquisition and disposition of real property and easements required for minor street widening related to the construction of the Durfee Avenue Grade Separation Project; and
2. Authorized the City Manager to execute documents and issue payments for said acquisitions and dispositions of real property and easements

related to minor street widening required for the completion of the Durfee Avenue Grade Separation Project.

Resolution No. 6877 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, DETERMINING THAT THE PROVISIONS OF GOVERNMENT CODE SECTION 65402 ARE INAPPLICABLE TO THE MINOR STREET WIDENING FOR THE DURFEE AVENUE GRADE SEPARATION PROJECT AND AUTHORIZING THE EXECUTION OF DOCUMENTS AND PAYMENTS REQUIRED FOR THE ACQUISITION AND DISPOSITION OF REAL PROPERTY AND EASEMENTS FOR STREET WIDENING PURPOSES

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

1. Approved an amendment to an agreement with El Rancho Unified School District (ERUSD) for cost sharing of a School Resource Deputy. The amended agreement contains terms under which the City will reimburse ERUSD for half of the cost of providing a School Resource Deputy for the period of September 1, 2016 through June 30, 2017.

Agreement No. 16-1721

6. Rio Hondo Park Soccer Complex – Resolution Authorizing the Filing of an Application for the California Youth Soccer and Recreation Development Program and Authorizing the City Manager to Execute all Related Grant Documents. (700)

1. Approved Resolution No. 6878 authorizing the filing of an application for grant funding for the construction of an artificial turf soccer field at Rio Hondo Park through the California Youth Soccer and Recreation Development Program under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 (Proposition 40) and authorizing the City Manager to execute all related grant documents.

Resolution No. 6878 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPROVING THE APPLICATION FOR YOUTH SOCCER AND RECREATION DEVELOPMENT PROGRAM GRANT FUNDS

6b. Set Public Hearing for Adoption of the 2016 California Building Codes, Amending Title 15, Building and Construction, of the Pico Rivera Municipal Code. (1300)

1. Set a public hearing for November 8, 2016 for adoption by reference, of the Codes Incorporating the California Building Code, California

Residential Code, California Electrical Code, California Historical Code, California Plumbing Code, California Energy Building Standards Code, California Administrative Code, California Referenced Standards Code, and the Los Angeles County Fire Code.

Motion by Mayor Councilmember Salcido, seconded by Mayor Pro Tem Archuleta to approve Consent Calendar Items No. 2 through 6b. Motion carries by the following roll call vote:

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

CONSENT CALENDAR ITEMS PULLED FOR FURTHER DISCUSSION: None.

REGULAR AGENDA:

City Council:

7. Establishment of Irrevocable Trust with California Employers' Retiree Benefit Trust (CERBT) Program. (500)

Finance Director Solorza stated that the intent of this program is to lower the City's liability and to be fiscally prudent. He provided a PowerPoint presentation highlighting a retiree health program, program liabilities, establishing a trust, pre-funding the trust, investment strategy, and next steps. City Council engaged in a discussion in regard to cost, pensions, strategy and liabilities and came to an amicable conclusion to proceed with staff's recommendation.

Motion by Mayor Pro Tem Archuleta, seconded by Councilmember Camacho to: 1) Adopt Resolution No. 6879 approving the California Employers' Retiree Benefit Trust (CERBT) Agreement and Election to Pre-fund Other Post-Employment Benefits (OPEB) through CalPERS and the "Delegation of Authority Form"; and 2) Adopt Resolution No. 6880 amending the Fiscal Year 2016-17 budget by increasing appropriations by \$4,000,000, utilizing General Fund reserves to pre-fund the trust established through the CERBT program. Motion carries by the following roll call vote:

Resolution No. 6879 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPROVING AN AGREEMENT AND ELECTING TO PRE-FUND OTHER POST-EMPLOYMENT BENEFITS (OPEB) THROUGH CALPERS THROUGH ESTABLISHMENT OF AN IRREVOCABLE TRUST THROUGH THE CALIFORNIA EMPLOYERS' RETIREE BENEFIT TRUST PROGRAM (CERBT)

Resolution No. 6880 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, AMENDING THE FISCAL YEAR 2016-17 BUDGET FOR THE PURPOSE OF PRE-FUNDING AN IRREVOCABLE TRUST ESTABLISHING THE CALIFORNIA EMPLOYERS' RETIREE BENEFIT TRUST PROGRAM (CERBT)

AYES: Archuleta, Camacho, Salcido, Tercero, Armenta

NOES: None

MAYOR/COUNCILMEMBER REPORTS ON INTERGOVERNMENTAL AGENCY MEETINGS: None.

AB1234 REPORTS ON TRAVEL AND CONFERENCE ATTENDANCE (RESOLUTION NO. 6640): None.

NEW BUSINESS:

Mayor Armenta announced that the second City Council meetings for the months of November and December would be dark due to the holidays.

OLD BUSINESS:

Councilmember Tercero asked staff to provide the City Council with an update on the Beverly and Rosemead Boulevards parcel behind the Norm's Restaurant.

Mayor Pro Tem Archuleta asked staff for an update on the Durfee Avenue grade separation project. Public Works Director Enriquez stated that the progress of the project depends on the acquisition of property and that the expectation is that the project will begin late next year with a 30 month timeline. Mayor Pro Tem Archuleta reminded residents about the Spooktacular event taking place on October 29, 2016 at Smith Park.

Councilmember Camacho asked City staff to invite the public to the Community and Economic Development meeting taking place in November.

CLOSED SESSION(S): None.

ADJOURNMENT:

Mayor Armenta adjourned the City Council meeting at 8:20 p.m. in memory of Alfred Richards and Ramon Pena. There being no objection it was so ordered.

AYES: Archuleta, Camacho, Tercero, Salcido, Armenta

NOES: None

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 October 25, 2016 and approved by the City Council on November 8, 2016.

Anna M. Jerome, City Clerk