



Tuesday, December 13, 2016

A Regular Meeting of the City Council and Housing Assistance 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 6:00 p.m. on behalf of the City Council.

PRESENT: Archuleta, Camacho, Tercero, Armenta

ABSENT: Salcido (excused)

COMMISSIONERS SCHEDULED TO BE PRESENT:

Esther Celiz, Planning Commission

Joseph Palombi, Parks & Recreation Commission

INVOCATION: Delivered by Pastor Ignacio Chavez

PLEDGE OF ALLEGIANCE: Led by Jessica Zapien

SPECIAL PRESENTATIONS:

- Certificate of Recognition presented to San Gabriel Valley Conservation

CITY COUNCIL REORGANIZATION

Mayor Armenta thanked his colleagues, City staff and residents for their support and City Manager Bobadilla cited many accomplishments of the City during Mayor Armenta's term. Council members thanked Mayor Armenta for his leadership.

- a. City Clerk calls for nominations for the Office of Mayor of Pico Rivera

City Clerk Jerome called for nominations for the Office of Mayor. Mayor Pro Tempore Archuleta was nominated by Mayor Armenta. Noting no further names, the nomination period was closed.

Mayor Pro Tem Archuleta was nominated and selected to serve as Mayor of the City of Pico Rivera pursuant to a 4-0 vote.

AYES: Armenta, Camacho, Tercero, Archuleta

NOES: None

ABSENT: Salcido

- b. Mayor calls for nominations for the Office of Mayor Pro Tempore of Pico Rivera

Mayor Archuleta called for nominations for the Office of Mayor Pro Tempore. Councilmember Camacho was nominated by Councilmember Armenta. Noting no further names, the nomination period was closed.

Councilmember Camacho was nominated and selected to serve as the Mayor Pro Tempore of the City of Pico Rivera pursuant to a 4-0 vote.

AYES: Armenta, Camacho, Tercero, Archuleta

NOES: None

ABSENT: Salcido

Mayor Archuleta thanked his colleagues and pledged to work with the El Rancho Unified School District Board of Education, the Sheriff's Department, and to continue to enhance the graffiti program, meet with individual department heads and serve the residents of Pico Rivera.

PUBLIC HEARING:

Housing Assistance Agency:

1. Public Hearing – Pico Rivera Housing Assistance Agency Administrative Plan for the Housing Choice Voucher (Section 8) Program.

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

Chairman Archuleta closed the public hearing.

Motion by Commissioner Armenta, seconded by Commissioner Camacho to: 1) Adopt Resolution No. HA-96 approving the Pico Rivera Housing Assistance Agency Administrative Plan; and 2) Authorize the submittal of the Administrative Plan to the U.S. Department of Housing and Urban Development (HUD). Motion carries by the following roll call vote:

Resolution No. HA-96 A RESOLUTION OF THE PICO RIVERA HOUSING ASSISTANCE AGENCY OF THE CITY OF PICO RIVERA, APPROVING THE PICO RIVERA HOUSING ASSISTANCE AGENCY ADMINISTRATIVE PLAN FOR THE SECTION 8 HOUSING CHOICE VOUCHER PROGRAM

AYES: Armenta, Camacho, Tercero, Archuleta

NOES: None

ABSENT: Salcido

PUBLIC COMMENTS:

Beverly Walker, President of the Friends of the Library:

- Addressed the City Council to invite residents to shop at the bookstore.

Lauren Talbott, Community Library Manager:

- Addressed the City Council to speak of upcoming library events.

El Rancho High School Law Society:

- Addressed the City Council to propose an ordinance to be a sanctuary and non-discriminatory city.

Mrs. Charell W. Charlie:

- Addressed the City Council to speak in support of the Community Choice Aggregation Program.

CONSENT CALENDAR:

City Council:

2. Minutes:

- Approved Special City Council meeting of November 3, 2016; Regular City Council meeting of November 8, 2016 and Special City Council meeting of November 28, 2016

3. Approved 8th Warrant Register of the 2016-2017 Fiscal Year. (700)
Check Numbers: 273939-274382
Special Check Numbers: None.

4. Second Reading – Adoption of Ordinance No. 1103 Amending Pico Rivera Municipal Code Section 2.08.060 Entitled City “City Election Dates” to Comply with California Senate Bill 415 “Voter Participation Rights Act.” (300)

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

5. California Gang Reduction and Prevention (CalGRIP) Grant Program – Year Three: 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. (500)

1. Approved Memorandum of Understanding between the City of Pico Rivera and El Rancho Unified School District (ERUSD) for the implementation of the CalGRIP Grant from January 1, 2017 through December 31, 2017. The total amount to be reimbursed to the ERUSD should not exceed \$326,255; and

2. Approved Professional Services Agreement with Strategic Partnership Schools Group (SPSG) for services from January 1, 2017 through December 31, 2017. SPSG will assist in the evaluation, processing, and progress compliance reporting of the CalGRIP program for a fee not to exceed \$33,000.

Agreement No. 16-1723

6. City Yard Fuel Tank Removal (CIP No. 21252) – Award Construction Contract. (500)

1. Awarded a construction contract in the amount of \$37,900 to JDS Tank Testing & Repairs, Inc. for the City Yard Tank Removal Project (CIP No. 21252), and authorize the Mayor to execute the contract in a form approved by the City Attorney;
2. Approved the Total Project Budget; and
3. Approved the Notice of Exemption for the subject project and authorized the City Clerk to file it with the County Recorder, in accordance with the California Environmental Quality Act.

Agreement No. 16-1724

7. Backup Generator Replacement (CIP No. 21308) – Award Construction Contract. (500)

1. Awarded a construction contract in the amount of \$250,859 to Baker Electric for the Backup Generator Replacement Project (CIP No. 21308), and authorized the Mayor to execute the contract in a form approved by the City Attorney; and
2. Approved the Total Project Budget.

Agreement No. 16-1725

8. Storm Drain Relining Replacement (CIP No. 21313) – Notice of Completion. (500)

1. Accepted the work as completed for CIP No. 21313 by Williams Pipeline Inc., Lucas Builders Inc., and Dominguez General Engineering Inc. and authorized the City Clerk to file the Notices of Completion (NOC) with the Los Angeles Registrar-Recorder;
2. Found the requested Changes in Work for CIP No. 21313 have no significant effect on the environment and approved the changes and increased construction contract amount of \$16,800 for Dominguez General Engineering Inc. The final contract amount with Dominguez Engineering Inc. increases from \$46,000 to \$62,800; and
3. Approved the final Total Construction Budget and, if no claims are filed within 35 days after recordation of the (NOC), authorized the City Manager

to exonerate the payment/performance bonds and release the 5% retention payment to Williams Pipeline Inc., Lucas Builders Inc., and Dominguez General Engineering Inc.

9. Central Basin Municipal Water District – Reimbursement Agreement. (500)

1. Authorized the City Manager to execute a reimbursement agreement with Central Basin Municipal Water District (CBMWD) for the reimbursement of project costs relating to the Southwest Water Reliability Project (SWRP) in the amount of \$756,589.69 over a seven year term.

Agreement No. 16-1726

Housing Assistance Agency:

10. Minutes.

- Approved Housing Assistance Agency meeting of August 23, 2016

11. Monthly Activity Report – Section 8 Housing Program – July 2016 through December 2016. (1600)

1. Received and filed.

Motion by Councilmember/Commissioner Tercero, seconded by Councilmember/Commissioner Armenta to approve Consent Calendar Items No. 2, 3, 5, 6, 7, 8, 9, 10 and 11. Motion carries by the following roll call vote:

AYES: Armenta, Camacho, Tercero, Archuleta

NOES: None

ABSENT: Salcido

ABSTAIN: Tercero (Item No. 8)

CONSENT CALENDAR ITEMS PULLED FOR FURTHER DISCUSSION:

4. Second Reading – Adoption of Ordinance No. 1103 Amending Pico Rivera Municipal Code Section 2.08.060 Entitled City “City Election Dates” to Comply with California Senate Bill 415 “Voter Participation Rights Act.” (300)

Councilmember Tercero stated that the course of action taken by the City Council is a legitimate course of action and is a sufficient way to carry out SB 415 handed down by the state. He stated that he would be voting “no.”

Motion by Councilmember Tercero, seconded by Councilmember Armenta to adopt Ordinance No. 1103 amending Section 2.08.060 (City Election Dates), of the City of Pico Rivera Municipal Code to comply with California Senate Bill 415 “Voter

Participation Rights Act” which will synchronize the City’s municipal elections with statewide in November of even numbered years.

Ordinance No. 1103 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, AMENDING SECTION 2.08.060 OF THE PICO RIVERA MUNICIPAL CODE ENTITLED “CITY ELECTION DATES” SYNCHRONIZING THE CITY’S GENERAL MUNICIPAL ELECTIONS WITH THE STATEWIDE ELECTIONS ON THE FIRST TUESDAY AFTER THE FIRST MONDAY IN NOVEMBER OF EACH EVEN-NUMBERED YEAR COMMENCING IN NOVEMBER 2018
(SECOND READING AND ADOPTION)

AYES: Armenta, Camacho, Archuleta

NOES: Tercero

ABSENT: Salcido

REGULAR AGENDA:

City Council:

- 12. An Ordinance of the City Council of the City of Pico Rivera, California, Amending Title 5 (“Business Licenses and Regulations”) Chapters 5.04, 5.08, 5.12, 5.30, 5.36, 5.40, 5.42, 5.44, and 5.72 of the Pico Rivera Municipal Code and to Establish and Add Chapter 5.45 Entitled “Entertainment” Creating an Entertainment Permit Requirement. (700)**

Motion by Councilmember Armenta, seconded by Mayor Archuleta to introduce and waive first reading of Ordinance No. 1104 repealing Chapter 5.42, *Dances and Dancehalls*, amending various chapters of Title 5, and adding Chapter 5.45, *Entertainment*, to Title 5 of the Pico Rivera Municipal Code. Motion carries by the following roll call vote:

Ordinance No. 1104 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, AMENDING TITLE 5 (“BUSINESS LICENSES AND REGULATIONS”) OF THE PICO RIVERA MUNICIPAL CODE TO ESTABLISH CHAPTER 5.45 ENTITLED “ENTERTAINMENT” CREATING AN ENTERTAINMENT PERMIT REQUIREMENT **(FIRST READING AND INTRODUCTION)**

AYES: Armenta, Camacho, Tercero, Archuleta

NOES: None

ABSENT: Salcido

13. Introduce Ordinance Establishing a Community Choice Aggregation Program and Approving the Implementation Plan and Statement of Intent.

Councilmember Tercero, for purposes of clarification, stated that there is no guarantee that clean energy will be a lot more affordable but it is the intended goal.

City Council was presented with a rendering for their consideration of a potential logo and name of the City's energy source.

Motion by Councilmember Armenta, seconded by Councilmember Tercero to introduce Ordinance No. 1105 for first reading which would establish a Community Choice Aggregation Program and approve the Implementation Plan and Statement of Intent, as well as set the second reading of the ordinance for the next regularly scheduled meeting of the City Council. Motion carries by the following roll call vote:

Ordinance No. 1105 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, ESTABLISHING A COMMUNITY CHOICE AGGREGATION PROGRAM **(FIRST READING AND INTRODUCTION)**

AYES: Armenta, Camacho, Tercero, Archuleta

NOES: None

ABSENT: Salcido

MAYOR/COUNCILMEMBER REPORTS ON INTERGOVERNMENTAL AGENCY MEETINGS: None.

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

NEW BUSINESS:

Councilmember Armenta requested that staff conduct a study on the 26 newspaper stands along Slauson Avenue between Passons and Rosemead Boulevards and report back to City Council.

Councilmember Tercero asked that the Ordinance presented by the El Rancho High School Law Society be considered and brought back for recommendation at the next regularly scheduled City Council meeting.

OLD BUSINESS:

Mayor Pro Tem Camacho asked staff for an update on the RFP for the design of a three (3) acre park on the Pio Pico School playground. Public Works Director Enriquez stated the RFP is due on December 15, 2016 and that he will work with the school district to review and make a recommendation.

Councilmember Tercero stated that in regard to Items 6 and 7 being low bids, that staff monitor the amount of change orders and provide a status report to City Council.

Mayor Archuleta stated that he and his colleagues work together to improve the quality of life for the residents of Pico Rivera and suggested that they continue to work together through communication with staff and directed City Manager Bobadilla to communicate with City Council on certain issues that concern the quality of life in Pico Rivera. He reiterated that he would like to meet with the director of each department for a clear understanding of how each department operates.

Recessed to Closed Session at 7:11 p.m.

ALL FOUR MEMBERS WERE PRESENT

Reconvened from Closed Session at 8:25 p.m.

ALL FOUR MEMBERS WERE PRESENT

CLOSED SESSION(S):

a. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9 subdivision (d) paragraph (4)
Consideration of Initiation of Litigation – One matter

City Attorney Alvarez-Glasman stated that this item was not heard.

b. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8
Property: 11003 Rooks Rd, Pico Rivera, California 90601
Agency Negotiator: City Manager René Bobadilla
Negotiating Parties: Leba Inc.
Under Negotiation: Price and terms

City Attorney Alvarez-Glasman stated that Leba Inc. provided a presentation to the proposal of the contract, direction was provided, no final action was taken and there was nothing further to report.

ADJOURNMENT:

Mayor/Chairman Archuleta adjourned the City Council/Housing Assistance Agency meeting at 8:26 p.m. in memory of Clyde Shaw an El Rancho High School graduate and Veteran. There being no objection it was so ordered.

AYES: Armenta, Camacho, Tercero, Archuleta

NOES: None

ABSENT: Salcido

Bob J. Archuleta, Mayor/Chairman

ATTEST:

Anna M. Jerome, City Clerk/Secretary

I hereby certify that the foregoing is a true and correct report of the proceedings of the City Council and Housing Assistance Agency regular meeting dated December 13, 2016 and approved by the City Council and Water Authority on January 10, 2017.

Anna M. Jerome, City Clerk/Secretary