



Tuesday, April 10, 2012

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

Mayor/Chairman/President Archuleta called the meeting to order at 6:04 p.m. on behalf of the City Council/Successor Agency, Housing Assistance Authority and Water Authority.

PRESENT: Armenta, Salcido, Tercero, Camacho, Archuleta

ABSENT: None

COMMISSIONERS PRESENT:

Tommy Elisaldez, Planning Commission

Joseph Palombi, Parks & Recreation Commission

INVOCATION: Joseph Palombi, Parks & Recreation Commissioner

PLEDGE OF ALLEGIANCE: Tommy Elisaldez, Planning Commissioner

SPECIAL PRESENTATIONS:

- Greater Los Angeles County Vector Control District – Asian Tiger Mosquito presented by Crystal Brown
- Proclamation for National Library Week 2012 received by Rosemary Gurrola and Beverly Walker

PUBLIC HEARING(S):

1. **Public Hearing – Zoning Code Amendment No. 166 – Prohibiting Entitlements for Fast Food Establishments within the Northern Boundaries of the City.**
(1300)

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

Mayor Archuleta closed the public hearing.

After a brief discussion amongst City Council regarding fast food establishments and zoning concerns, Mayor Archuleta re-opened the public hearing and recommended that the public hearing be continued to the meeting of April 24, 2012. Mr. Archuleta instructed City Manager Bates to make amendments/changes to the ordinance per Councils discussion.

Motion by Mayor Archuleta, seconded by Mayor Pro Camacho to continue the public hearing to the meeting of April 24, 2012. Motion carries by the following roll call vote:

AYES: Armenta, Salcido, Tercero, Camacho, Archuleta

NOES: None

1st PERIOD OF PUBLIC COMMENTS – AGENDA ITEMS ONLY: None.

CONSENT CALENDAR:

2. Minutes:

- Approved City Council and Successor Agency meeting of March 27, 2012
- Received and filed Planning Commission meeting of March 19, 2012

3. Approved 16th Warrant Register of the 2011-2012 Fiscal Year. (700)

Check Numbers: 251055-251126 & 251129-251252

Special Checks Numbers: 251127-251128

4. Replacement of Computers. (700)

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

Motion by Councilmember Armenta, seconded by Councilmember Salcido to approve Consent Calendar Items No. 2 and 3. Motion carries by the following roll call vote:

AYES: Armenta, Salcido, Tercero, Camacho, Archuleta

NOES: None

CONSENT CALENDAR ITEMS PULLED:

4. Replacement of Computers. (700)

Councilmember Tercero asked what would happen to the current desktop computers in the event that new replacement computers are purchased.

City Manager Bates stated that the current desktop computers would be made available to public agencies and/or non-profit organizations that qualify. If the computers have no economic value, he stated that the computers would be disposed of properly.

Motion by Councilmember Tercero, seconded by Councilmember Armenta to approve the purchase of 67 replacement desktop computers from Dell USA for an amount not to exceed \$70,000. Motion carries by the following roll call vote:

AYES: Armenta, Salcido, Tercero, Camacho, Archuleta

NOES: None

CITY COUNCIL LEGISLATION:

5. Integrated Solid Waste Management Services Agreement. (500)

City Manager Bates stated that the task of going through this tedious and detailed process has saved the residents \$1.4 million dollars annually and over the life of this seven year contract, close to \$10 million dollars in collection fees leaving this city and going to the contractor. He stated that the new residential rate will be \$15.50 per month, a reduction of 26% over our current rate, and an annual savings of \$66 per household. On the commercial side, he stated, for a standard three yard bin that rate is going down by 18% and will save the business about \$260 a year. In regard to updating the contract, the contract provides new carts, new gas powered trash trucks, special collections on clean-up days, the standard Christmas tree pickup, waste diversion of 35% the first year, 53% the second year, and 60% in subsequent years. He further stated that the new fleet will be CNG powered vehicles and all brand new trucks. Mr. Bates stated that a detailed implementation plan has been discussed with NASA Services in order to begin services July 1, 2012. He further stated that the city has negotiated with CalMet should their services be needed for an additional month or two to ensure that NASA is 100% ready to go.

Councilmember Salcido requested that the City Manager elaborate on the manner in which the portion of charges was amended. City Manager Bates stated that when the RFP went out, one of the major factors in evaluating and coming up with the top three firms that Council considered was the total rate revenue (Annual Rate Revenue) which

is basically the amount of money leaving the city and going to the collector for providing services to our community. In the annual rate revenue the city had the ability to rearrange the actual charge to residents and the actual charge to businesses, but when combined they had to be the same rate revenue. That, he stated, was locked in because that's one of the considerations that Council looked at when awarding the contract to NASA the savings of \$1.4 million dollars a year. In this case, staff tried to make sure that both the residents and commercial businesses both benefit from the contract. Mr. Bates reiterated that the savings to the residents and businesses is the same amount of money as the original proposal suggested.

Motion by Councilmember Armenta, seconded by Councilmember Tercero to authorize the Mayor to execute an Exclusive Agreement with NASA Services Inc. for the collection of residential and commercial solid waste. Motion carries by the following roll call vote:

Agreement No. 12-1290

AYES: Armenta, Salcido, Tercero, Camacho, Archuleta

NOES: None

SUCCESSOR AGENCY ACTIVITIES: None

NEW BUSINESS:

Councilmember Armenta asked for an update on the Rosemead Boulevard project and to state what funds are being used on this project. Director of Public Works Cervantes stated that the Rosemead Rehabilitation Project is rehabilitating the roadway pavement primarily as well as some of the parkway improvements which include handicap ramps, sidewalks, curb and gutter, and driveway approaches. This project, he stated, will be under construction for approximately 8 weeks with about 2-4 weeks left until completion and is being funded through federal and state funds.

Mayor Pro Tem Camacho stated that Thursday, April 12, 2012 at El Rancho High School, Rio Hondo is hosting a Community Education Forum at 7:00 p.m. and they are seeking the communities input. He further stated that the Parks & Recreation Department is hosting a college workshop Saturday, April 14, 2012 at 10:00 a.m. Parks & Recreation Director Aranda added that the workshop will provide information regarding financial aid workshops, enrolling for college, and familiarizing students and their parents with the college experience. Mr. Camacho also stated that on April 28,

2012, KaBOOM will be hosting the Playground Build Day and that the city is still in need of volunteers.

Mayor Archuleta asked for an explanation of the street repair improvements taking place in the city. Public Works Director Cervantes stated the project is a residential resurfacing project and that Phase D construction is currently being finalized. He stated that this project includes cape sealing residential streets citywide as well as Washington Boulevard. Further, he stated, some streets are being slurry sealed and that the streets are being treated in order to protect the pavement and extend its lifetime.

OLD BUSINESS:

Councilmember Armenta thanked Parks & Recreation for the great job on the Easter Eggstravaganza. He asked that Public Works take a look at the alley between Maxine and Terradell for overgrown shrubbery and a mattress left in the alley.

Mayor Archuleta requested that Public Works provide a plan on providing street numbers in the alley so that the Sheriff and Fire Department can identify the location for safety purposes.

Councilmember Tercero clarified his request for requiring fingerprints of volunteers by stating that it would be those who work with children only and asked staff to look at the cost for the live scan and background checks. He also asked that Parks & Recreation Director take a survey of coaches to see how they feel about the background checks and fingerprinting.

Mayor Archuleta asked for Parks & Recreation Director to explain what the city's current policy is in regard to fingerprinting and background checks. Director Aranda stated that any volunteer that is a volunteer to the city and works with children is put through a fingerprint/background check. He stated that the city does not have direct jurisdiction over the community organizations, and that it would be up to them to organize their own programs; however, the city does work with and advise them to do so. Most of these organizations, he stated, have a system in place because they are mandated through their parent organization. Mr. Archuleta requested that Mr. Aranda provide a report on the other organizations at the next Council meeting.

Mayor Pro Tem Camacho stated that he is disappointed to learn that the Prop 84 grant for Pico Park was not obtained, but that he remains optimistic in aggressively seeking other grants. He thanked Mayor Archuleta for his presentation on the Durfee

Underpass project and congratulated City Manager Bates and Public Works Director Cervantes for getting the city placed fourth on the project list.

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

Barbara Diaz:

- Addressed the City Council regarding saving the canopy of trees at Smith Park between the pool and skate park and stated that residents need more time to fill out questionnaire regarding the parks.

Robert Renteria:

- Addressed the City Council regarding missing 17 year old girl and Finding Day Organization, requested help.

Zita Rodriguez:

- Addressed the City Council regarding NASA contract services and the purchase of new city computers.

City Manager Bates stated that the NASA contract specifically outlines detailed levels of performance that must be maintained by the contractor. If the contractor, he stated, is not performing at a satisfactory level, they are warned and given an opportunity to correct. Mr. Bates stated that if the contractor is not performing well, the contractor abdicates the contract. Regarding computers, City Manager Bates stated that the computers have been budgeted and are necessary to provide effective communication with other governmental organizations and the community at large. He further stated that because there has been a reduction in staff, it is necessary to have good equipment to reduce staff time and work effectively.

James Roybal:

- Addressed the City Council to speak on water rates and Central Basin Water District.

Virginia Aguirre:

- Addressed the City Council regarding trash hauler contract and \$1 million dollar reduction in contract from CalMet; concern for spending money when there has been a reduction in employees; and asked why the city is extending its contract with CalMet.

City Manager Bates stated that in anticipation of any new firm being selected, what Council was able to do is negotiate with CalMet a six month extension that could be negotiated on a month-by-month basis if that time was needed. That time, he stated, was a convenience to the city to make sure that when staff looked at all the details it would give us the option to extend the contract with CalMet if needed until NASA could get all the equipment they needed. At this point, he stated, it looks like NASA will be able to start operation July 1, 2012. Pertaining to the purchase of the computers, Mr. Bates stated that large organizations that buy a lot of equipment put together and get very good bids on new equipment, especially computers and that the city utilized Western States Purchasing Organization.

Councilmember Armenta stated that in regard to the \$1 million dollar reduction from CalMet, it was not allowable at the time the offer was made.

Mayor Pro Tem Camacho stated for clarification purposes that the consultant used for the RFP was not paid for by the city with City Manager Bates responding in the affirmative and stating that the cost for the consultant was part of the cost to the new hauler as stated in the RFP.

Henrietta Salazar:

- Addressed the City Council regarding complaints on recent street repairs and saving trees.

Susan Hernandez:

- Addressed the City Council regarding complaint on recent street repairs on Kilgary.

Recessed to Housing Assistance Agency at 7:36 p.m.

ALL MEMBERS WERE PRESENT

Reconvened from Housing Assistance Agency at 7:37 p.m.

ALL MEMBERS WERE PRESENT

Recessed to Water Authority at 7:38 p.m.

ALL MEMBERS WERE PRESENT

Reconvened from Water Authority at 7:39 p.m.

ALL MEMBERS WERE PRESENT

Recessed to Closed Session at 7:40 p.m.

ALL MEMBERS WERE PRESENT

Reconvened from Closed Session at 8:40 p.m.

ALL MEMBERS WERE PRESENT

CLOSED SESSION:

The City Council will recess to Closed Session to meet with its Representatives - Ron Bates, City Manager, Debbie Lopez, Assistant City Manager, and Mike Matsumoto, Director of Finance. Pursuant to Government Code Section §54957.6. Involving Union Labor Relations Organizations: SEIU Full-Time Bargaining Unit; SEIU Directors Bargaining Unit; SEIU Hourly Bargaining Unit and CEA Professional and Confidential Unit; and CEA Mid-Manager's Bargaining Unit.

City Attorney Nichols reported that the City Manager, Assistant City Manager and Finance Director were briefed and that there was no final action taken and nothing further to report.

ADJOURNMENT:

Mayor Archuleta adjourned the City Council meeting at 8:40 p.m. There being no objection it was so ordered.

AYES: Armenta, Salcido, Tercero, Camacho, Archuleta

NOES: None

Bob J. Archuleta, Mayor

ATTEST:

Anna M. Jerome, Assistant 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 April 10, 2012 and approved by the City Council on April 24, 2012.

Anna M. Jerome, Assistant City Clerk