



Tuesday, September 26, 2017

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

Mayor/Chairman Archuleta called the regular meeting to order at 6:00 p.m. on behalf of the City Council.

PRESENT: Armenta, Camacho, Tercero, Archuleta

ABSENT: Salcido (excused)

COMMISSIONERS PRESENT:

Fred Zermeno, Planning Commission

Joseph Palombi, Parks & Recreation Commission

INVOCATION: Delivered by Councilmember Armenta

PLEDGE OF ALLEGIANCE: Led by Mayor Pro Tem Camacho

SPECIAL PRESENTATIONS:

- Proclamation presented to Jimenez Family – Mario's Tacos Restaurant 50th Anniversary in the City of Pico Rivera
- OFO Bike Sharing Presentation

PUBLIC HEARING(S):

City Council:

1. **Public Hearing – Approval of the Community Development Block Grant Consolidated Annual Performance and Evaluation Report for Fiscal Year 2016-17.** (1600)

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.

Motion by Councilmember Armenta, seconded by Mayor Pro Tem Camacho to approve the Fiscal Year 2016-17 Consolidated Annual Performance and Evaluation Report (CAPER). Motion carries by the following roll call vote:

AYES: Armenta, Camacho, Tercero, Archuleta

NOES: None

ABSENT: Salcido

2. Public Hearing – An Urgency Ordinance Amending Chapter 18.04, 18.40, and 18.42 of Title 18, Establishing Standards Related to Accessory Dwelling Units. (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.

Councilmember Tercero stated that the passing of the Urgency Ordinance is in-line with an Ad Hoc Committee that both he and Mayor Archuleta served on which was to ensure that at the point of sale that all garage conversions would be to code. He wanted to reiterate that now that garage conversions are allowable, that the City continues to ensure that the garage conversions are up to code. He then asked City Manager Bobadilla if this issue should be taken back to a committee.

City Manager Bobadilla stated that currently staff enforces the code based on complaints. He further stated that the City does not have the means or enough staff to proactively monitor garage conversions but that this concern could be further discussed with an Ad Hoc Committee.

Mayor Pro Tem Camacho stated that he disagrees with the state mandate because it takes away the local control from the cities and his concern is with the issue of local density and parking dilemmas.

Motion by Councilmember Armenta, seconded by Councilmember Tercero to: 1) Adopt by four-fifths (4/5) vote, Urgency Ordinance No. 1110 amending portions of Title 18 of the Pico Rivera Municipal Code related to Accessory Dwelling Units to conform to the State of California Government Code; 2) Determine that the amendments are exempt from the California Environmental Quality Act; and 3) Per Section 18.62.110 of the Pico Rivera Municipal Code, request that the Planning Commission initiate and set a public hearing to recommend an accessory dwelling unit ordinance to the City Council. Motion carries by the following roll call vote:

Urgency Ordinance No. 1110 AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, AMENDING TITLE 18 OF THE PICO RIVERA MUNICIPAL CODE TO BRING INTO CONFORMANCE ACCESSORY DWELLING UNIT LAW WITH THE STATE OF CALIFORNIA AND DETERMINING THAT THE AMENDMENTS ARE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

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

3. Public Hearing – Adoption of Resolution Establishing Fees for the Newsrack Permitting and Related Fees under Chapter 12.32, Article II, Newsracks. (700)

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.

Motion by Councilmember Armenta, seconded by Mayor Pro Tem Camacho to adopt Resolution No. 6932 establishing permitting fees for the Newsrack Permit under Chapter 12.32, Article II, *Newsracks*. Motion carries by the following roll call vote:

Resolution No. 6932 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, ESTABLISHING NEWSRACK PERMITTING AND RELATED FEES UNDER CHAPTER 12.32, ARTICLE II, NEWSRACKS

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

Housing Assistance Agency:

4. Public Hearing – Pico Rivera Housing Assistance Agency Administrative Plan for the Housing Choice Voucher (Section 8) Program. (1600)

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

Chairman Archuleta closed the public hearing.

Commissioner Tercero asked for an explanation on changes in the program. Senior Coordinator Delgado explained that by adopting the resolution the City will be adopting a policy into the program system that will accommodate those with disabilities by increasing their subsidies for housing that meets their needs.

Motion by Commissioner Armenta, seconded by Commissioner Tercero to: 1) Adopt Resolution No. HA-98 approving the revised Pico Rivera Housing Assistance Agency Administrative Plan; and 2) Authorize the submittal of the revised Administrative Plan to the U.S. Department of Housing and Urban Development (HUD). Motion carries by the following roll call vote:

Resolution No. HA-98 A RESOLUTION OF THE HOUSING ASSISTANCE AGENCY, 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:

Rick Salas:

- Addressed the City Council to speak of speeding issues along Pico Vista Road stating that there is only one stop sign from Mines to Washington Boulevard. He further stated unsightly properties along Carron Drive to Washington Boulevard.

Rene Licon, President of the Pico Rivera Chamber of Commerce:

- Addressed the City Council to formally introduce himself as the new President and to speak of upcoming events hosted by the Chamber of Commerce.

Lauren Talbott, Pico Rivera Community Library Manager:

- Addressed the City Council to speak of upcoming events for the month of October.

CONSENT CALENDAR ITEMS:

City Council:

5. Minutes:

- Approved City Council regular meeting of September 12, 2017
- Received and filed Parks and Recreation Commission meetings of June 8, 2017 and July 13, 2017

6. Approved 5th Warrant Register of the 2017-2018 Fiscal Year. (700)
Check Numbers: 277006-277098
Special Check Numbers: None

7. Mayor's Appointment of Parks and Recreation Ex-Officio. (100)

1. Adopted Resolution No. 6933 approving the Mayor's appointment of Yulissa Chavez as Ex-Officio to the Parks and Recreation Commission.

Resolution No. 6933 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, APPOINTING AN EX-OFFICIO MEMBER: YULISSA CHAVEZ TO THE PARKS AND RECREATION COMMISSION FOR A NINE MONTH TERM SAID TO EXPIRE JUNE 2018

8. Turbo Data Systems Citation Processing Services – Approval of Agreement. (500)

1. Approved contract with Turbo Data Systems to process parking and code enforcement citations.

Agreement No. 17-1775

9. Award of Contractual Services Agreement with Pacific Graphics, Inc. for Printing Services for Pico Rivera Magazine. (500)

1. Awarded a contract to Pacific Graphics, Inc. (PGI) for the Pico Rivera Magazine printing services in an amount “not to exceed” an annual amount of \$55,000 for Fiscal Years 2017-2018, 2018-2019, and 2019-2020; and
2. Authorized the City Manager as the City Designee to execute the agreement and future agreements as permitted in the agreement’s Section 7 City Designee.

Agreement No. 17-1776

10. Award of Professional Services Agreement with Judith Norman, Transportation Consultation, DBA, JNTC for Preparation of a Comprehensive Operational Assessment of Demand Responsive Transportation Services. (500)

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

11. Accept the State of California Youth Soccer and Recreation Development Program Award. (700)

1. Accepted a grant award of Nine Hundred Forty-Seven Thousand Three Hundred Thirty-One Dollars (\$947,331) for the construction of an artificial turf soccer field at Rio Hondo Park from the California Youth Soccer and Recreation Development Program (CYSRDP) with funding from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 (Proposition 40); and
2. Authorized the City Manager as the City Designee to execute all related grant documents and to have authority to act for an exercise any of the rights of the City including but not limited to agreements, amendments, and payment requests, which may be necessary for the grant scope; and
3. Amended the Fiscal Year 2017-18 adopted General Fund budget to appropriate Two Hundred Fifty Thousand Dollars (\$250,000) in the required matching funds to provide for non-construction costs associated with project.

12. Sheriff Expansion Parking Lot Improvements (CIP No. 21304) – Notice of Completion. (500)

1. Accepted the work as completed for the Sheriff Expansion Parking Lot Improvements (CIP No. 21304) constructed by Ruiz Concrete and Paving, Inc. and authorized the City Clerk to file the Notice of Completion with the Los Angeles County Registrar-Recorder;

2. Found that the requested "Changes in Work" for the Sheriff Expansion Parking Lot Improvements have no significant effect on the environment and approved the changes in the aggregate amount of \$31,361. The final contract amount with Ruiz Concrete and Paving Inc. is \$287,975; and
3. Approved the Final Total Project Budget and authorized the City Manager to release the retention payment and all other monies due to the Ruiz Concrete and Paving, Inc. following the mandatory waiting period from the date the Notice of Completion is recorded.

13. I-605 Hot Spots Intersection Improvement Project at Rosemead Boulevard and Beverly Boulevard (CIP No. 21276) – Right-of-Way Acquisition. (700)

1. Authorized a budget amendment to the Fiscal Year 2017-18 Budget appropriating \$3,732,633 from the General Fund Reserve for the acquisition of a commercial building on the northeast corner of Rosemead Boulevard and Beverly Boulevard for the construction of the I-605 Hot Spots Intersection Improvement Project at Rosemead Boulevard and Beverly Boulevard.

14. Telegraph Road Traffic Throughput and Safety Enhancement Project – Phase II (CIP No. 21331) – Appropriation of Senate Bill 1 (Road Repair and Accountability Act of 2017) Funds. (700)

1. Awarded the Fiscal Year 2017-18 budget and appropriate \$370,600 in State Gas Tax Road Repair and Accountability Act, SB 1 funds (Fund 201) to CIP No. 21331.

Housing Assistance Agency:

15. Minutes:

- Approved Housing Assistance Agency meeting of August 22, 20117

In regard to Item No. 9, Mayor Pro Tem Camacho reiterated that the City continues to look at businesses that could bid on these and other type of services within the City.

Motion by Councilmember/Commissioner Armenta, seconded by Councilmember/Commissioner Tercero to approve Consent Calendar Items No. 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, and 15. Motion carries by the following roll call vote:

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

CONSENT CALENDAR ITEMS PULLED FOR FURTHER DISCUSSION:

10. Award of Professional Services Agreement with Judith Norman, Transportation Consultation, DBA, JNTC for Preparation of a Comprehensive Operational Assessment of Demand Responsive Transportation Services. (500)

At the request of Councilmember Tercero, City Manager Bobadilla explained that it's been some time since the City has updated its Transportation plan and that the consultant will be assessing the City's operational needs looking at innovative solutions, fixed routes, means of transportation, etc. to ensure that the City provides the best services and is in compliance with both state and federal mandates.

Motion by Councilmember Tercero, seconded by Councilmember Armenta to award a Professional Services Agreement to Judith Norman Transportation Consultant (JNTC) to provide consulting services to prepare a comprehensive Demand Responsive Services Operational Assessment for the City of Pico Rivera for an amount not-to-exceed \$69,576 and authorize the City Manager to execute the agreement in a form approved by the City Attorney. Motion carries by the following roll call vote:

Agreement No. 17-1777

AYES: Armenta, Camacho, Tercero, Archuleta

NOES: None

ABSENT: Salcido

REGULAR AGENDA:

City Council:

16. Urgency Moratorium Ordinance Prohibiting the Establishment, Relocation and Expansion of Massage Businesses. (1300)

City Manager Bobadilla stated that the Urgency Ordinance is being proposed due to recent activity in social media, an arrest of a massage parlor employee by the Sheriff's Department, and to comply with state laws. He further stated that a recommended Ordinance will be brought to City Council for approval in 45-days.

Councilmember Tercero stated that the Ordinance would not prohibit reputable massage parlors from coming into the City.

Motion by Councilmember Tercero, seconded by Councilmember Armenta to: 1) Adopt by four-fifths (4/5ths) vote, interim urgency moratorium; 2) Determine that the amendments are exempt from the California Environmental Quality Act; and 3) Per Section 18.62.110 of the Pico Rivera Municipal Code, request that the Planning Commission initiate and set a public hearing to recommend a massage ordinance to the City Council. Motion carries by the following roll call vote:

Urgency Ordinance No. 1111 AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, ADOPTING A CITYWIDE MORATORIUM PROHIBITING THE APPROVAL, EXPANSION, INTENSIFICATION, OR RELOCATION OF ANY NEW AND EXISTING MASSAGE ESTABLISHMENTS **(ADOPTION)**

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

GOOD OF THE ORDER (INTERGOVERNMENTAL AGENCY MEETINGS, AB 1234 REPORTS, NEW BUSINESS, OLD BUSINESS):

In compliance with AB 1234, Councilmember Armenta reported on his attendance at the League of California Cities Conference in Sacramento as a voting delegate and spoke of the need for a transportation assessment. He noted a fundraiser sponsored by La Noria to raise money for cancer research for St. Jude's Hospital.

Councilmember Tercero reported on behalf of SASSFA that Nancy Stowe, Program Director, accepted a job elsewhere. He also reported that the Gateway Cities Council of Governments will be voting on and affirming the next Executive Director at the next Gateway meeting.

Mayor Archuleta spoke of Relay for Life and reported on behalf of the Vector Control that residents are encouraged to get rid of stagnant water where mosquitos fester and stated that the Vector Control showcased an instructional bus for kids that includes scientific wonderment with bugs, microscopes and plant life. He acknowledged the Parks and Recreation Department for the events taking place at the Senior Center and further stated that the City's PRIME program will reduce energy cost for both residents and businesses, and congratulated the Jimenez family upon their 50th Anniversary for Mario's Taco Restaurant and for their services to the community.

Recessed to Closed Session at 7:10 p.m.

ALL FOUR CITY COUNCIL MEMBERS WERE PRESENT

Reconvened from Closed Session at 7:23 p.m.

ALL FOUR CITY COUNCIL MEMBERS WERE PRESENT

CLOSED SESSION:

a. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8
Property: Parcel No. 6375-004-021
Agency Negotiator: City Manager René Bobadilla
Negotiating Parties: County of Los Angeles
Under Negotiation: Price and terms

Assistant City Attorney Cardinale reported that direction was provided, no final action was taken and that there was nothing further to report.

b. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8
Property: Parcel No. 6374-016-005
Agency Negotiator: City Manager René Bobadilla
Negotiating Parties: County of Los Angeles
Under Negotiation: Price and terms

Assistant City Attorney Cardinale reported that direction was provided, no final action was taken and that there was nothing further to report.

ADJOURNMENT:

Mayor/Chairman Archuleta adjourned the City Council meeting at 7:24 p.m. in memory of retired Public Works employee Raul Robledo. There being no objection it was so ordered.

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

Bob J. Archuleta, 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 September 26, 2017 and approved by the City Council on October 10, 2017.

Anna M. Jerome, City Clerk