



Tuesday, February 27, 2018

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

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

PRESENT: Archuleta, Armenta, Salcido, Tercero, Camacho

ABSENT: None

COMMISSIONERS PRESENT:

Esther Celiz, Planning Commission

INVOCATION: Delivered by Councilmember Archuleta

PLEDGE OF ALLEGIANCE: Led by Councilmember Tercero

SPECIAL PRESENTATION:

- Teen Court presented a plaque to City Council for providing them with blazers

Mayor Camacho spoke on the 3-Alarm fire that broke out on Thursday, February 22 at the Corsica Apartments and the efforts of the community that came together to provide assistance to the victims of the fire. He thanked and congratulated the American Red Cross, City staff, the Sheriff's and Fire Department, business owners, volunteers and the numerous members of the community who brought food, water and clothing to the shelter to provide to the victims of the fire.

City Manager Bobadilla reiterated the efforts of the community, apartment owners, City Council, staff, the Fire and Sheriff's Departments in assisting the victims with clothing donations, water and meals. He also mentioned that the City was assisting with the transition of residents to permanent housing, mentioned issues related to moving residents back into the complex that was not destroyed by the fire, and a GoFundMe page for assisting the victims with monetary donations.

City Council Members commended staff on their leadership qualities as well as the Fire and Sheriff Departments.

PUBLIC HEARING(S):

City Council:

1. Public Hearing and Adoption of Resolution Establishing Customer Power Generation Rate Schedule for Pico Rivera Innovative Municipal Energy (PRIME). (1100)

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

Principal Analyst Hernandez provided a brief PowerPoint presentation highlighting PRIME'S 2018 rate setting; rate setting objectives; rate setting considerations; SCE generation rate life cycle; Phase 1 Operational Snapshot; and Phase 2 Timeline.

Councilmember Tercero inquired about the procurement process and when the process will appear before the City Council for procurement. He also requested that, in the future, an explanation is provided for each of the published rates.

City Manager Bobadilla stated that the procurement process is shared amongst the CCA Joint Powers Authority to keep cost down.

Barbara Boswell of CCEA explained the Request for Proposal process to procure energy suppliers and that the vendor is chosen based on best prices and the City Council's renewable energy needs and goals. Ms. Boswell stated that in 2019-20 a requirement of the California Utilities Commission will be that a portion of energy is locked into a long term energy contract. Based on City Council's concerns, Ms. Boswell stated that a report would be provided to City Council with a list of procurement activity and providers that are selected.

Mayor Camacho suggested the formation of a PRIME Ad Hoc Committee appointing himself and Councilmember Tercero to the committee.

Mayor Camacho closed the public hearing.

Motion by Councilmember Armenta, seconded by Councilmember Tercero to: 1) Conduct public hearing; and 2) Adopt Resolution No. 6944 establishing the Pico Rivera Innovative Municipal Energy Calendar 2018 Proposed Rates. Motion carries by the following roll call vote:

Resolution No. 6944 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, ESTABLISHING THE CUSTOMER POWER GENERATION RATES FOR THE PICO RIVERA INNOVATIVE MUNICIPAL ENERGY COMMUNITY CHOICE AGGREGATION PROGRAM

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

PUBLIC COMMENTS:

Lauren Talbott, Pico Rivera Community Library Manager:

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

The following speakers spoke in favor of a recall for Councilmember Salcido:

- Raul Elias
- Lloyd Johnson
- Dennis Acevedo

The following speakers spoke in support of Councilmember Salcido:

- Johnny Espinoza
- Yurivia Jasmine Estrada
- Bobbie Tanner
- Shantel Parker
- Pebbles Chavez

John Fischer, representing the ownership of the Corsica Apartments:

- Addressed the City Council to thank City staff and City Council for their response in assisting the residents with shelter due to their displacement caused by the fire at the Corsica Apartments.

CONSENT CALENDAR ITEMS:

City Council:

2. Minutes:

- Approved City Council regular meeting of February 13, 2018

3. Approved 13th Warrant Register of the 2017-2018 Fiscal Year. (700)

Check Numbers: 278323-278392; 278393-278444

Special Check Numbers: 278321-278322

4. Urgency Moratorium – Prohibiting Specified Uses in all Zones and Specified Uses in the Limited-Industrial Zones. (1300)

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

5. Second Reading and Adoption of Ordinance No. 1118 , Adding Chapter 4.90, State Video Service Franchises, to the Pico Rivera Municipal Code. (1100)

1. Adopted Ordinance No. 1118, adding chapter 4.90, State Video Service Franchises, to Division III Title 4, Cable System Regulations, of the Pico Rivera Municipal Code.

Ordinance No. 1118 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, ADDING CHAPTER 4.90, STATE VIDEO SERVICE FRANCHISES, TO DIVISION III TITLE 4 (CABLE SYSTEM REGULATIONS) OF THE PICO RIVERA MUNICIPAL CODE, WHICH IMPLEMENTS THE PROVISIONS OF THE DIGITAL

INFRASTRUCTURE AND VIDEO COMPETITION ACT OF 2006
(CALIFORNIA PUBLIC UTILITIES CODE SECTION 5800 ET SEQ.)
[SECOND READING AND ADOPTION]

6. Annual Sidewalk Improvements Project (CIP No. 21355) – Notice of Completion. (500)

1. Accepted the work as completed for the Annual Sidewalk Improvements Project (CIP No. 21355) constructed by C E M Construction Corporation and authorized the City Clerk to file the Notice of Completion with the Los Angeles County Registrar-Recorder; and
2. Approved the Final Total Project Budget and authorized the City Manager to release the retention payment and all other monies due to C E M Construction Corporation following the mandatory waiting period from the date the Notice of Completion is recorded.

Motion by Councilmember Armenta, seconded by Councilmember Archuleta to approve Consent Calendar Items No. 2, 3, 5, and 6. Motion carries by the following roll call vote:

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

CONSENT CALENDAR ITEMS PULLED FOR FURTHER DISCUSSION:

4. Urgency Moratorium – Prohibiting Specified Uses in all Zones and Specified Uses in the Limited-Industrial Zones. (1300)

City Manager Bobadilla provided a brief summary on the subject matter stating that the intent is to look at all uses and the over proliferation that certain business could have on the community.

Councilmember Tercero stated that he understands the intent but objects to the extension of a 45-day moratorium and reiterated that the City was awarded the most business friendly city and does not view this moratorium as such.

Councilmember Archuleta asked if the moratorium requires an extension after the 45-day time period to which City Manager Bobadilla stated not necessarily and that staff intends to provide City Council with a report before the 45-day time period expires.

Motion by Councilmember Tercero, seconded by Councilmember Armenta to: 1) Adopt by four-fifths (4/5) 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 the creation of guidelines or development standards to the City Council. Motion carries by the following roll call vote:

Ordinance No. 1119 AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, ADOPTING

45-DAY MORATORIUM PROHIBITING THE APPROVAL, EXPANSION, INTENSIFICATION, OR RELOCATION OF ANY NEW AND EXISTING CHECK CASHING ESTABLISHMENTS; DRY CLEANING; FURNITURE AND APPLIANCE STORES, FURNITURE UPHOLSTERY; HARDWARE STORES; JEWELRY STORES; LAUNDROMATS; LOCKSMITH SHOPS; NURSERIES AND RETAIL BUILDINGS; SHOE REPAIR SHOPS; SIGN SHOPS; YARDAGE STORES IN ALL ZONES AND ASSEMBLY AND PACKAGING OF NON-HAZARDOUS PRODUCTS; AUTOMOBILE OVERHAULING AND MAJOR OR MINOR REPAIRING; AUTOMOTIVE ELECTRONICS/INSTALLATION AND SERVICES; BUILDING MATERIALS AND STORAGE; ELECTRIC DISTRIBUTION SUBSTATIONS; ELECTRIC AND GAS APPLIANCE ASSEMBLY PLANTS; FUEL CELL GENERATOR, GAS METERING AND CONTROL STATIONS; LAUNDRIES AND CLEANING PLANTS; MACHINE SHOPS; MANUFACTURING OF PRODUCTS; METALLURGICAL TESTING; NURSERIES, WHOLESALE; ON-SITE HAZARDOUS WASTE FACILITIES; PRINTING, PHOTOGRAPHIC AND REPRODUCTION ACTIVITIES; PUBLIC UTILITY SERVICE YARDS; RECYCLING COLLECTION FACILITIES; SHEET METAL SHOPS; SIGN SHOPS; TRUCK REPAIRING, OVERHAULING AND RENTAL AND RETAIL SALES IN LIMITED-INDUSTRIAL ZONES

AYES: Archuleta, Armenta, Salcido, Camacho
NOES: Tercero

REGULAR AGENDA:

City Council:

7. Fiscal Year 2017-18 Mid-Year Budget Update. (700)

Councilmember Tercero inquired about changes to the Administration budget, unfilled positions, the amount of money being spent on the City's 60th Anniversary, asked that a more in-depth report be provided on PRIME such as line items, and inquired about the investment payment in the OPEB account.

In regard to the unfilled positions, Public Works Director Enriquez stated that staff is currently in the process of recruiting, but that some positions such as engineering positions are harder to fill, and that a consulting firm may need to be utilized in the interim.

Parks and Recreation Director Salazar stated that the City is spending approximately \$200,000 on the City's 60th Anniversary celebrations.

Pertaining to the OPEB trust fund, Finance Director Solorza stated that \$4 million dollars was invested upfront.

Motion by Councilmember Salcido, seconded by Councilmember Armenta to: 1) Approve Resolution No. 6945 amending the budget as outlined in Exhibit A and B to this agenda report, increasing appropriations and amending the Fiscal Year 2017-18 budget; 2) Approve the updated Master Position Control for Fiscal Year 2017-18; and 3) Receive and file the mid-year budget report and presentation for Fiscal Year 2017-18. Motion carries by the following roll call vote:

Resolution No. 6945 A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF PICO RIVERA , CALIFORNIA AMENDING THE FISCAL YEAR 2017-18 BUDGET FOR THE PURPOSE OF UPDATING OPERATING AND CAPITAL IMPROVEMENT PROGRAM APPROPRIATIONS TO MEET CURRENT NEEDS

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

8. Resolution Authorizing the Submittal of a Funding Application for the Mobile Source Air Pollution Reduction Review Committee's (MSRC) Clean Transportation Funding Under the 2017 Local Government Partnership Program for City Hall Electric Vehicle Charging Stations (EVCS). (700)

Public Works Director Enriquez provided a brief PowerPoint presentation highlighting the Mobile Source Air Pollution Reduction Review Committee (MSRC) funding for clean air projects and electrical vehicle charging stations at City Hall.

Councilmember Archuleta asked if there will be other opportunities to expand the program with future stations. Director Enriquez stated that staff could look at additional grants and future funding opportunities.

Motion by Councilmember Salcido, seconded by Councilmember Armenta to: 1) Approve Resolution No. 6946 authorizing the submittal of an application with the proposed project and allocation of matching funds to the Mobile Source Air Pollution Reduction (MSRC) Program for the installation of electric vehicle charging stations at City Hall; 2) Receive and file the report of the MSRC 2017 Local Government Partnership Program; 3) Approve the City Hall Electric Vehicle Charging Stations (EVCS) project; and 4) Approve the Total Project Budget and amend the Fiscal Year 2017-18 adopted budget by increasing appropriations by \$109,250 in Account No. 200.70.7320-54500, South Coast Air Quality Management District (SCAQMD) AB2766 Fund. Motion carries by the following roll call vote:

Resolution No. 6946 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, AUTHORIZING THE SUBMITTAL OF A FUNDING APPLICATION FOR THE MOBILE SOURCE AIR POLLUTION REDUCTION REVIEW COMMITTEE'S (MSRC) CLEAN TRANSPORTATION FUNDING 2017 LOCAL GOVERNMENT PARTNERSHIP PROGRAM FOR CITY HALL ELECTRIC VEHICLE CHARGING STATIONS (EVCS)

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

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

Councilmembers thanked City staff, Fire and Sheriff's Department for an outstanding job in response to the 3-Alarm fire at the Corsica Apartments. Also recognized were Parks & Recreation Director Salazar and her staff for their leadership roles as well as the Public Works Department. Parks & Recreation Director Salazar thanked City Council, City Staff and the different businesses who assisted with supplies and food.

Councilmember Salcido asked staff to look into ADA access issues with the bus lines and Councilmember Armenta thanked Public Works staff for assisting with ADA access needs in front of the Union Hall located on Rosemead Boulevard and asked the Public Works Department to look at portions of Slauson Avenue as well.

Councilmember Tercero requested that staff look into long term and short term solutions for truck loading zones throughout the City. He also invited staff to attend a retreat hosted by the Gateway Cities Council of Governments in the upcoming months.

Councilmember Archuleta asked for an update on the progress of the work on Paramount Boulevard. Public Works Director Enriquez stated that the medians have been poured and that the next step is the installation of the irrigation system.

Recessed to Closed Session at 8:03 p.m.

ALL COUNCIL MEMBERS WERE PRESENT

Reconvened from Closed Session at 8:36 p.m.

ALL COUNCIL MEMBERS WERE PRESENT

CLOSED SESSION(S):

- a. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE**
Pursuant to Government Code Section 54957

This item was pulled from the City Council Agenda and was not discussed.

- b. CONFERENCE WITH REAL PROPERTY NEGOTIATORS**
Pursuant to Government Code Section 54956.8
Property: 3260 Fairway Drive, Pico Rivera, California 90660
Agency Negotiator: City Manager René Bobadilla
Negotiating Parties: Army Corps of Engineers
Under Negotiation: Price and terms

Deputy City Attorney Copado stated that direction was provided by City Council, no final action was taken and that there was nothing further to report.

c. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8
Property: 3539 Durfee Avenue, Pico Rivera, California 90660
Agency Negotiator: City Manager René Bobadilla
Negotiating Parties: Army Corps of Engineers
Under Negotiation: Price and Terms

Deputy City Attorney Copado stated that direction was provided by City Council, no final action was taken and that there was nothing further to report.

d. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1))
Name of Case: Academy Automobile Insurance Services, Inc. v. City of Pico Rivera (Case No. BC692858)

Deputy City Attorney Copado stated that direction was provided by City Council, no final action was taken and that there was nothing further to report.

ADJOURNMENT:

Mayor Camacho adjourned the City Council meeting at 8:37 p.m. in memory of residents Alfred “Al” Nanez and Jim Stavrakis (owner of Jim’s Burgers). There being no objection it was so ordered.

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

Gustavo V. Camacho, 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 February 27, 2018 and approved by the City Council on March 13, 2018.

Anna M. Jerome, City Clerk