



Tuesday, May 28, 2019

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

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

PRESENT: Camacho, Elias, Salcido, Tercero

ABSENT: None

COMMISSIONERS PRESENT:

Paul Gomez, Planning Commission

Jacob Rodriguez, Parks & Recreation Commission

INVOCATION: Delivered by Councilmember Elias

PLEDGE OF ALLEGIANCE: Led by Mayor Pro Tem Camacho

SPECIAL PRESENTATION:

- Certificate of Recognition presented to Ryan Suarez for Achievement of Eagle Scout Honor

Recessed to Closed Session at 6:11 p.m.

ALL FOUR CITY COUNCIL MEMBERS WERE PRESENT

Reconvened from Closed Session at 6:42 p.m.

ALL FOUR CITY COUNCILMEMBERS WERE PRESENT

CLOSED SESSION:

a. PUBLIC EMPLOYEE EMPLOYMENT

Pursuant to Government Code Section 54597

Title: City Manager

OPEN SESSION:

- Consideration of Employment Agreement for the Position of City Manager

City Attorney Alvarez-Glasman reported that on a unanimous decision, Steve Carmona was appointed City Manager and that direction was provided to the City Attorney's office to prepare an employment agreement for approval at the next City Council meeting.

PUBLIC HEARING(S):

City Council:

- 1. Continued Public Hearing – Adoption of Operating Covenant Agreement Between the City of Pico Rivera and Salsa Grill Pursuant to Government Code Section 53083. (1600)**

Mayor Tercero opened the public hearing and noted that there was no written communications to provide public testimony.

Oral Communication(s):

John Contreras:

- Addressed the City Council to speak in favor of the operating covenant agreement between the City of Pico Rivera and Salsa Grill.

Mayor Tercero closed the public hearing.

Motion by Councilmember Salcido, seconded by Mayor Pro Tem Camacho to take action on this item at a future date. Motion carries by the following roll call vote:

AYES: Camacho, Elias, Salcido, Tercero
NOES: None

PUBLIC COMMENTS:

Lauren Talbott, Pico Rivera Community Library Manager:

- Addressed the City Council regarding upcoming library programs and events for the month of June.

CONSENT CALENDAR ITEMS:

City Council:

- 2. Minutes:**
 - Approved City Council special meeting of May 9, 2019; regular meeting of May 14, 2019 and special meeting of May 23, 2019
 - Received and filed Parks and Recreation meeting of April 11, 2019
- 3. Approved 19th Warrant Register of the 2018-2019 Fiscal Year. (700)**
Check Numbers: 282453-282488; 282489-282566
Special Check Numbers: None
- 4. Second Reading - Adoption of Ordinance No. 1132 Amending Chapter 8.36 of the Pico Rivera Municipal Code Relating to Fireworks.**

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

5. Second Reading and Adoption of Ordinance No. 1133 Addressing Strategic Reform Measures Related to Labor and Personnel Matters. (300)

1. Adopted the proposed amendments to the Pico Rivera Municipal Code which would restrict certain labor and personnel matters from being approved administratively and would require all labor MOU's, side letters and other related issues to be presented to the City Council for approval.

Ordinance No. 1133 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, AMENDING CERTAIN SECTIONS OF THE PICO RIVERA MUNICIPAL CODE AFFECTING THE MANNER IN WHICH MEMORANDUMS OF UNDERSTANDING, SIDE LETTERS AND RELATED LABOR AGREEMENTS ARE REVIEWED, APPROVED AND IMPLEMENTED **(SECOND READING AND ADOPTION)**

6. Special Municipal Election – November 5, 2019. (300)

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

7. City of Pico Rivera 2020 Census Complete Count Committee Resolution.

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

8. City of Pico Rivera's Transit Program Comprehensive Operational Assessment. (500)

1. Received and filed the Comprehensive Operational Assessment (COA) for demand response paratransit services;
2. Authorized staff to implement an in-house Dial-A-Van (DAV) demand-response service for resident seniors or disabled persons; and
3. Authorized the continued use of Dial-A-Cab (DAC) paratransit service for resident seniors and disabled persons.

9. S&S LaBarge Golf, Inc. Contractual Services Agreement Amendment No. 1 for Pico Rivera Golf Course Management Services. (500)

1. Authorized the Acting City Manager to approve Amendment No.1 to Agreement No. 18-1807 for management services of the Pico Rivera Golf Course by S&S LaBarge Golf, Incorporated (S&S LaBarge).

Agreement No. 18-1807-1

10. I-605 Hot Spots Intersection Improvement Project at Rosemead Boulevard and Beverly Boulevard (CIP No. 21276) – Agreement for Acquisition of Real Property – Montoya Family Trust. (500)

1. Approved the acquisition of real property from Richard Montoya and Michael Montoya Family Trust for properties located at 8922 and 8924 Beverly Boulevard, Pico Rivera, California 90660 for the construction of the I-605 Hot Spots Intersection Improvement Project at Rosemead Boulevard and Beverly Boulevard; and
2. Amended the Fiscal Year 2018-19 adopted budget by utilizing General Fund reserves for the minor land acquisition and Temporary Construction Easement by appropriating \$19,000 to Account No. 100.90.9000-57100-21276 (Land).

Agreement No. 19-1884

11. Slauson Avenue Over San Gabriel River Bridge Seismic Retrofit Project (CIP No. 50019) – Cooperative Agreement with County of Los Angeles Department of Public Works. (500)

1. Authorized the Mayor to execute a cooperative agreement, in a form approved by the City Attorney, with the Los Angeles County Department of Public Works (County) for the seismic retrofit work of the Slauson Avenue Bridge over the San Gabriel River; and
2. Appropriated \$150,000 in Proposition C Funds (Fund 206) to CIP No. 50019, Account No. 206.70.7300.54500-50019.

Agreement No. 19-1885

12. Approve Purchase of Outdoor Drinking Fountains for Various Park Sites from Global Industrial. (700)

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

13. Veterans Memorial Improvement Project (CIP No. S50008) – Authorization to Amend Fiscal Year 2018-19 Budget. (500)

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

Motion by Councilmember Salcido, seconded by Mayor Pro Tem Camacho to approve Consent Calendar Items No. 2, 3, 5, 8, 9, 10, and 11. Motion carries by the following roll call vote:

AYES: Camacho, Elias, Salcido, Tercero
NOES: None

CONSENT CALENDAR ITEMS PULLED FOR FURTHER DISCUSSION:

4. Second Reading - Adoption of Ordinance No. 1132 Amending Chapter 8.36 of the Pico Rivera Municipal Code Relating to Fireworks. (300)

Mayor Tercero inquired about the proposed ordinance shortening the window for the sale of fireworks and the impact, if any, on the non-profit organizations and how this ordinance would limit illegal fireworks. City Manager Carmona stated that there is no impact in regard to the loss of sales for the non-profit organizations in shortening the window from June 28th through July 5th to July 1st to 12:00 a.m. July 5th. City Attorney Alvarez-Glasman further stated by shortening the window for the sale of fireworks, the City is also shortening the time that fireworks can be discharged. This will, he stated, allow law enforcement to enforce the proposed ordinance.

Motion by Mayor Tercero, seconded by Councilmember Salcido to adopt Ordinance No. 1132, amending Chapter 8.36, Fireworks, of the Pico Rivera Municipal Code (PRMC). Motion carries by the following roll call vote:

Ordinance No. 1132 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, AMENDING CHAPTER 8.36 OF THE PICO RIVERA MUNICIPAL CODE ENTITLED FIREWORKS
(SECOND READING AND ADOPTION)

AYES: Camacho, Elias, Salcido, Tercero
NOES: None

6. Special Municipal Election – November 5, 2019. (300)

Mayor Tercero inquired about the listing of an All Mail Ballot on the Los Angeles County's website for the City of Pico Rivera. City Attorney Alvarez-Glasman stated that the listing is stated incorrectly and that the County would be notified of the incorrect listing.

Motion by Mayor Tercero, seconded by Councilmember Salcido to: 1) Adopt Resolution No. 7001 calling for the holding of a Special Municipal Election to be held on Tuesday, November 5, 2019, for the election of certain officers as required by the provisions of the laws of the State of California relating to General Law Cities; 2) Adopt Resolution No. 7002 requesting the Board of Supervisors of the County of Los Angeles to render full services to the City relating to the conduct of a Special Municipal Election to be held on Tuesday, November 5, 2019; 3) Adopt Resolution No. 7002 adopting regulations for candidates for elective office pertaining to candidate statements submitted to the voters at an election to be held on Tuesday, November 5, 2019; 4) Adopt Resolution No. 7004 providing for a procedure for determining by lot a tie among candidates at the November 5, 2019 Special Municipal Election in accordance with Elections Code Section 15651 and rescinding Resolution No. 6960; and 5) Approve proposed Fiscal Year 19/20 budget of \$401,000 to Account No. 100.12.1200-52500 for election costs. Motion carries by the following roll call vote:

Resolution No. 7001 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, CALLING FOR THE HOLDING OF A SPECIAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2019, FOR THE ELECTION OF CERTAIN OFFICERS AS

REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES

Resolution No. 7002 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO RENDER FULL SERVICES TO THE CITY RELATING TO THE CONDUCT OF A SPECIAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2019

Resolution No. 7003 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES, FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES' STATEMENTS SUBMITTED TO THE VOTERS AT A SPECIAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2019

Resolution No. 7004 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, PROVIDING FOR A PROCEDURE FOR DETERMINING BY LOT A TIE AMONG CANDIDATES AT THE NOVEMBER 5, 2019 SPECIAL MUNICIPAL ELECTION IN ACCORDANCE WITH GOVERNMENT CODE SECTION 15651 AND RESCINDING RESOLUTION NO. 6920

AYES: Camacho, Elias, Salcido, Tercero
NOES: None

7. City of Pico Rivera 2020 Census Complete Count Committee Resolution.

(300)

Mayor Tercero stated for clarification purposes that the recommendation is being amended to remove the financial element from the fiscal budget to which City Manager Carmona responded in the affirmative.

Motion by Councilmember Salcido, seconded by Mayor Pro Tem Camacho to approve Resolution No. 7005 to allow the creation of a Complete Count Committee (CCC) to educate and encourage City of Pico Rivera residents to complete the 2020 United States Census questionnaire and remove the financial element from the fiscal budget. Motion carries by the following roll call vote:

Resolution No. 7005 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, ESTABLISHING A COMPLETE COUNT COMMITTEE (CCC) TO ENCOURAGE CITYWIDE PARTICIPATION IN THE 2020 CENSUS

AYES: Camacho, Elias, Salcido, Tercero
NOES: None

12. Approve Purchase of Outdoor Drinking Fountains for Various Park Sites from Global Industrial. (700)

Mayor Tercero asked for clarification in regard to the two different vendors listed in the staff report (Elkay and Global) and if the \$77,370 is an all-inclusive cost to which Parks & Recreation Director Salazar responded in the affirmative.

Motion by Mayor Tercero, seconded by Councilmember Salcido to authorize the purchase of eight (8) Americans with Disabilities Act (ADA) compliant Elkay Outdoor Bottle Filling Station Drinking Fountains in the amount of \$41,119 with Global Industrial for various park sites. Motion carries by the following roll call vote:

AYES: Camacho, Elias, Salcido, Tercero
NOES: None

13. Veterans Memorial Improvement Project (CIP No. S50008) – Authorization to Amend Fiscal Year 2018-19 Budget. (500)

Mayor Tercero reiterated that the language in the Pico Rivera Municipal Code regarding the use of the City Manager's purchasing authority be amended so that items such as this would not have to come back before City Council for clean-up.

Motion by Mayor Tercero, seconded by Councilmember Salcido to: 1) Amend the Fiscal Year 2018-2019 Adopted Budget by appropriating an additional \$38,916 from General Fund Reserves to Account No. 400.70.7300-54500-S50008; and 2) Approve the revised Total Project Budget. Motion carries by the following roll call vote:

AYES: Camacho, Elias, Salcido, Tercero
NOES: None

REGULAR AGENDA: None.

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

Councilmember Elias stated that he would like to see improved relationships with the union and Memorandums of Understanding and inquired about the joint labor committee. City Manager Carmona stated that he hopes to have quarterly standing meetings with the joint labor committee. Councilmember Elias further mentioned the Veteran's Summit on September 11, 2019 at the VFW Post 7734 and acknowledged the month of May as being Police Memorial Month.

Mayor Tercero commented on the success of the Memorial Day event.

Mayor Pro Tem Camacho also commented on the new Veterans Memorial Plaza.

ADJOURNMENT:

Mayor Tercero adjourned the City Council meeting at 7:09 p.m. There being no objection it was so ordered.

AYES: Camacho, Elias, Salcido, Tercero
NOES: None

Brent A. Tercero, 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 May 28, 2019 and approved by the City Council on June 11, 2019.

Anna M. Jerome, City Clerk