



Tuesday, August 24, 2021

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

Mayor/President Elias called the regular meeting to order at 6:00 p.m. on behalf of the City Council and Water Authority.

PRESENT: Camacho, Lara, Lutz, Sanchez, Elias

ABSENT: None

INVOCATION: Delivered by Councilmember Lutz

PLEDGE OF ALLEGIANCE: Led by Councilmember Lara

SPECIAL PRESENTATION(S):

- Economic Development Update Report

On behalf of the Economic Recovery Ad Hoc Committee, Councilmember Camacho in collaboration with Assistant to the City Manager Hernandez provided an informational presentation on what is strategic planning, stakeholder roles, strategic planning cycle, annual timeline, community survey, infrastructure projects, City development, workforce development, the City's future plans, improvement priority corridors, river and riverfront revitalization and the next steps.

City Council discussed the potential development of the City and continued engagement with the El Rancho Unified School District.

- Commercial Cannabis and Commercial Cannabis Ordinances

Mr. David McPherson, Compliance Director for HDL Companies provided a presentation on the City of Pico Rivera Cannabis Policy covering Proposition 64 election results, cannabis business categories, cannabis license types, path to success, core values for consideration, development of regulatory ordinance, tax and fee revenues, revenue generating strategies, Local Tax or fee revenue projections, and the variety of policy options.

City Council discussed community stakeholder engagement, daily financial transaction concerns with cash only payments and non-insured banks, tax restrictions and exemptions on cannabis, receipt of sales tax from cannabis retailers, Proposition 64, crime increase in the surrounding areas, esthetics of cannabis retailers, cannabis testing and compliance, and an invitation to HDL to participate in the next Safety Ad Hoc Committee.

- Citywide Parking Study

Mr. Stephan Turoff and Mr. Daniel Garcia, Walker Consultants, provided a brief presentation on the Pico Rivera Parking Study including the specific project objectives, a city-wide sample area including multiple land use types, study findings, options for updating minimum parking requirements, and the next course of actions.

City Council discussed the current parking program, the heavy peak period recommendations, operational policy opportunities, and safety concerns.

PUBLIC HEARING(S):

City Council:

- 1. Continued Public Hearing – Approval of a Proposed Resolution Determining that the Public Interest and Necessity Require the Acquisition of Streetlights Owned by Southern California Edison Located Within the City of Pico Rivera by Eminent Domain.** (1100)

Mayor Elias opened the public hearing and noted that there was written communication received by Francisco Martinez from Southern California Edison.

Mayor Elias continued the public hearing to September 14, 2021.

Motion by Councilmember Camacho, seconded by Councilmember Lara to continue the public hearing to the next City Council meeting of September 14, 2021. Motion carries by the following roll call vote:

AYES: Camacho, Lara, Lutz, Sanchez, Elias
NOES: None

- 2. Public Hearing – Resolution Submitting the FY 2020-21 Consolidated Annual Performance and Evaluation Report.** (1600)

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

Mayor Elias closed the public hearing.

Motion by Councilmember Camacho, seconded by Councilmember Lara to approve Resolution No. 7149 submitting the United States Department of Housing and Urban Development the City of Pico Rivera's fiscal year 2019-20 Consolidated Annual Performance and Evaluation Report. Motion carries by the following roll call vote:

Resolution No. 7149 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, AUTHORIZING THE SUBMISSION OF THE CITY'S FISCAL YEAR (FY) 2020-2021 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER)

AYES: Camacho, Lara, Lutz, Sanchez, Elias

NOES: None

Recessed to break at 8:17 p.m.

ALL COUNCIL MEMBERS WERE PRESENT

Reconvened from break at 8:25 p.m.

ALL COUNCIL MEMBERS WERE PRESENT

PUBLIC COMMENTS:

Written communications were received by the following:

Jose Sanchez:

- Addressed the City Council regarding Item No. 9 Smoke Shop Businesses; Item No. 11 Shopping Cart Ordinance; Item No. 13 Pavement Management Update and Rosemead Boulevard Pavement CIP 50041.

Maria Elena Perales:

- Addressed the City Council regarding water restrictions.

Nayelis Ruiz:

- Addressed the City Council expressing concerns with after school care and programs.

Kelly Vella:

- Addressed the City Council expressing concerns with after school care and programs.

CONSENT CALENDAR ITEMS:

City Council:

3. Minutes:

- Approved City Council meeting of August 10, 2021

4. Approved 3rd Warrant Register of the 2021-2022 Fiscal Year. (700)

Check Numbers: 287807-287858; 287862-287864; 287886-287885
Special Check Numbers: None

5. Traffic Signal Improvements Project (CIP No. 21353), Federal Project No. HSIPL-5351 (035) – Award Construction and Construction Management Services. (500)

1. Awarded a construction contract in the amount of \$1,193,396 to Baker Electric, Inc. for the Traffic Signal Improvements Project (CIP No. 21353), Federal Project No. HSIPL-5351 (035) and authorized the City Manager to execute the agreement in a form approved by the City Attorney;
2. Authorized the Public Works Director/City Engineer to process change orders in an amount not-to-exceed 10% of the total construction contract amount up to \$119,340 for a total not-to-exceed contract amount of \$1,312,736 if needed;
3. Awarded a Professional Services Agreement in the amount of \$179,601 to FCG Consultants, Inc. to provide construction management and inspection services for the Traffic Signal Improvements Project (CIP No. 21353), Federal Project No. HSIPL-5351 (035) and authorized the City Manager to execute the agreement in a form approved by the City Attorney;
4. Authorized the Public Works Director/City Engineer to process change orders in an amount not-to-exceed 10% of the total construction management contract amount up to \$17,960 for a total not-to-exceed contract amount of \$197,561 if needed; and
5. Approved the Total Project Cost.

Agreement No. 21-2019 Agreement No. 21-2020

Water Authority:

6. Minutes:

- Approved Water Authority regular meeting of August 10, 2021

7. PFAS Treatment System Project (CIP No. 50042) – Award Professional Services Agreement for Butterfly Valves for PFAS Treatment System. (500)

1. Awarded a Professional Services Agreement in the amount of \$85,105 to Dezurik, Inc. for the procurement of butterfly valves for treatment of per- and polyfluoroalkyl substances (PFAS) for the PFAS Treatment System Project (CIP No. 50042) and authorized the Executive Director to execute the agreement in a form approved by the General Counsel.

Agreement No. 21-59

Motion by Councilmember/Commissioner Camacho, seconded by Councilmember/Commissioner Lara to approve Consent Calendar Items Nos. 3 through 7. Motion carries by the following roll call vote:

AYES: Camacho, Lara, Lutz, Sanchez, Elias
NOES: None

CONSENT CALENDAR ITEMS PULLED FOR FURTHER CLARIFICATION: None

REGULAR AGENDA:

City Council:

8. Minutes:

- Approve City Council regular meeting of July 13, 2021

Motion by Councilmember Lara, seconded by Mayor Elias to continue the item to the meeting of September 14, 2021. Motion carries by the following roll call vote:

AYES: Camacho, Lara, Lutz, Elias

NOES: Sanchez

9. Discussion Item – Smoke Shop Businesses.

Councilmember Lutz in collaboration with City staff gave a brief overview of the number of smoke and vape shops located in the City, potential moratorium limiting the amount of smoke shops in the City, the difference between a standard ordinance and an urgency ordinance, tax options to businesses, retail licensing fees, and legal liability to those applicants currently in the process for approval.

Motion by Councilmember Lutz, seconded by Councilmember Lara to agendaize for discussion and implementation a moratorium on future businesses by adopting an urgency ordinance at the City Council meeting of September 14, 2021.

City Attorney Alvarez-Glasman stated that to implement an emergency moratorium would require a public hearing.

10. Discussion Item – Small Business Grant (2nd Round).

Community and Economic Development Director Garcia provided a brief update on the first round of awarded small business grants with the potential of opening a second round of grants upon City Council's direction.

City Council provided their support to move forward with the second round of grants and discussed increasing the amount of grant money awarded. It was suggested that the Economic Recovery Ad Hoc Committee review for further vetting and that the funding be discussed further at the scheduled September 28th City Council Study Session.

11. Discussion Item – Shopping Cart Ordinance.

Councilmember Lutz provided a brief overview of the current shopping cart ordinance and suggested it be updated.

Motion by Councilmember Lutz, seconded by Councilmember Camacho to agendaize an updated ordinance for discussion at a future City Council meeting.

12. Translation of the Profile. (1300)

Mayor Elias requested this item to be continued to the next City Council meeting to allow for the community survey results.

Motion by Mayor Elias, seconded by Councilmember Lara to continue item to the City Council meeting of September 14, 2021. Motion carries by the following roll call vote:

AYES: Camacho, Lara, Lutz, Sanchez, Elias
NOES: None

13. Pavement Management Update (CIP No. 29265) – Adopt Final Report. (1400)

Mr. Jim Tourek from Infrastructure Management Services (IMS) provided an overview of the pavement conditions, analysis and project planning, benefits of pavement management, pavement condition index, representative conditions, local agency comparison, rehabilitation unit costs, impact of funding levels, and staff's recommendations.

City Council discussed resident concerns and inquiries regarding street conditions, previous pavement condition index and study comparison, and online resident access portal to view the pavement repair list.

Motion by Councilmember Camacho, seconded by Councilmember Lara to: 1) Adopt the final report for the Pavement Management System (PMS) and Budget Scenario Four to achieve a Citywide Pavement Condition Index of 67 and maintain a backlog of 23%; and 2) Authorize staff to prepare specifications and plans for the year-one list recommended in the PMS. Motion carries by the following roll call vote:

AYES: Camacho, Lara, Lutz, Sanchez, Elias
NOES: None

CITY MANAGER/STAFF REPORTS:

City Manager Carmona and Office of Sustainability Manager McGee provided a presentation on Pico Rivera's Strategic Plan identifying what is strategic planning, the role of stakeholders, strategic planning cycle, annual timeline, the community survey and next steps.

NEW BUSINESS:

Mayor Pro Tem Dr. Sanchez asked to revisit the City's drought tolerant plant program, water rebates, and drought conditions.

Councilmember Camacho asked staff to look into expanding the current ordinance relating to solicitor enforcement and mentioned the City of Pico Rivera was recognized by the State Auditor as a low risk City pertaining to fiscal stability.

Mayor Elias asked staff to formerly request a space at the Mines Library for the Veterans Resource Center, seconded by Councilmember Lara. He also requested to review and update the Code of Ethics policy, seconded by Councilmember Lara; requested to review the City's procurement policy and procedures, seconded by Councilmember Lara; and mentioned the City of Montebello will be offering youth golf lessons at the Montebello Golf Course with the Pico Rivera discount rate.

OLD BUSINESS:

Mayor Pro Tem Dr. Sanchez mentioned a preliminary meeting with the El Rancho Unified School District regarding potential participation in the City's Ad Hoc Committee meetings and WeCare program.

Councilmember Camacho mentioned meeting with City of Montebello City Council and staff regarding the Montebello Bus Line route 60.

Councilmember Lara requested an update on the Rosemead Boulevard and Beverly Road construction project and the temporary fix on Rosemead Boulevard. Public Works Interim Director Rodrigue stated that the project will continue as planned with a completion date set for October 2021. In regard to the temporary fix for Rosemead Boulevard, he mentioned he met with Mr. Sanchez and the trench will be replaced in its entirety with the Annual Sidewalk Improvement project. In the meantime, he stated, the trench will be grinded down as a temporary fix in the next couple of weeks.

Councilmember Lutz mentioned the Rio Hondo Park Surveillance Camera system is almost near completion, that a Ribbon Cutting ceremony is scheduled for the end of October, and inquired about the Silence Second Program. Community and Economic Development Director Garcia stated that the referenced home beautification program (Silence Second Program) should be up and running by the end of 2021.

Mayor Elias mentioned the closure of the Montebello Bus Line Route 60 and the formalization of an agreement.

INTERGOVERNMENTAL AGENCY MEETINGS, AB 1234 REPORTS:

Councilmember Lutz mentioned the upcoming meeting with the Community Services Ad Hoc Committee and the El Rancho Unified School District regarding a potential El Rancho High School Resource Officer.

Recessed to Closed Session at 9:58 p.m.

ALL COUNCIL MEMBERS WERE PRESENT

Reconvened from Closed Session at 10:56 p.m.

ALL COUNCIL MEMBERS WERE PRESENT

CLOSED SESSION(S):

City Council:

a. PUBLIC EMPLOYEE EVALUATION

Pursuant to Government Code Section 54957(b)(1)

Title: City Manager

City Attorney Alvarez-Glasman stated that direction was provided; no final action was taken and there was nothing further to report.

ADJOURNMENT:

Mayor/President Elias adjourned the City Council meeting at 10:58 p.m. There being no objection it was so ordered.

AYES: Camacho, Lara, Lutz, Sanchez, Elias

NOES: None

Raul Elias, Mayor/President

ATTEST:

Anna M. Jerome, City Clerk/Authority Secretary

I hereby certify that the foregoing is a true and correct report of the proceedings of the City Council/Water Authority regular meeting dated August 24, 2021 and approved by the City Council on September 14, 2021.

Anna M. Jerome, City Clerk/Authority Secretary