



**CITY OF BELL GARDENS
CITY COUNCIL/COMMUNITY DEVELOPMENT COMMISSION
REGULAR MEETING - CLOSED SESSION
MONDAY, SEPTEMBER 14, 2009, 5:00 P.M.
AGENDA**

LOCATION: CITY COUNCIL CHAMBER, 7100 GARFIELD AVENUE, BELL GARDENS, CA

Pursuant to the Americans with Disabilities Act, persons with a disability who require a disability-related modification or accommodation in order to participate in a meeting, including auxiliary aids or services, may request such modification or accommodation from the City Clerk at (562) 806-7706. Notification 48 business hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to the meeting.

CALL TO ORDER

ROLL CALL OF CITY COUNCIL/COMMUNITY DEVELOPMENT COMMISSION MEMBERS

Daniel Crespo, Council/Commission Member
Sergio A. Infanzon, Council/Commission Member
Pedro Aceituno, Council/Commission Member
Jennifer Rodriguez, Mayor Pro Tem/Vice Chair
Priscilla Flores, Mayor/Chair

PUBLIC COMMENTS ON AGENDA ITEMS ONLY (Three minutes per person, subject to a total period of 30 minutes)

Any person wishing to address the City Council/Community Development Commission during the Public Comment period is asked to complete a "Speaker's Card" and submit it to the City Clerk prior to the start of the Public Comment period. This time period is reserved for items appearing on the posted Closed Session Agenda only; please identify on your Speaker's Card to which item you will be speaking.

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CLOSED SESSION:

- a. **PUBLIC EMPLOYMENT (Government Code Section 54957)**
Position-Chief of Police

- b. **CONFERENCE WITH LABOR NEGOTIATORS (Government Code section 54957.9)**
Agency Negotiators – Richard Kreisler, G. Steve Simonian, Phil Wagner, Kim Krause
Employee Organizations – Public Works Supervisors Association, Public Works Association, Police Officer's Association, Police Management Association and City Employees Association.

Any writings or documents provided to the majority of the City Council regarding any item on this agenda will be made available for public inspection at the Receptionist Counter, City Hall, 7100 S. Garfield Avenue, Bell Gardens, CA, during normal business hours



CITY OF BELL GARDENS
CITY COUNCIL/COMMUNITY DEVELOPMENT COMMISSION
REGULAR MEETING
MONDAY, SEPTEMBER 14, 2009, 6:00 P.M.
AGENDA

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CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL OF CITY COUNCIL/COMMUNITY DEVELOPMENT COMMISSION MEMBERS

Daniel Crespo, Council/Commission Member
Sergio A. Infanzon, Council/Commission Member
Pedro Aceituno, Council/Commission Member
Jennifer Rodriguez, Mayor Pro Tem/Vice Chair
Priscilla Flores, Mayor/Chair

CITY ATTORNEY'S REPORT FROM CLOSED SESSION

PRESENTATIONS

- Recognition of the Police Department Explorers for their accomplishments at Camp Superstars
- Recognition of the Police Department Boxing Team for competing at the Kansas Tournament
- Proclamation-Preparedness Month declared by the American Red Cross
- 2010 Census Report

PUBLIC HEARINGS

COMMUNITY DEVELOPMENT COMMISSION ITEMS - None

CITY COUNCIL ITEMS (Item No. 1)

1. Zone Change No. 2009-013

The proposed Zone Change No. 2009-013 will allow an amendment to the current zoning classification from Commercial Manufacturing to Mixed Use at the property located at 6460 Gage Avenue.

Recommendation: It is recommended that the City Council conduct a public hearing, introduce and conduct first reading of Ordinance No. 826 by title only and waive the reading in full, approve Zone Change No. 2009-013, and authorize and instruct staff to schedule Ordinance No. 826 for a second reading and adoption.

Any writings or documents provided to the majority of the City Council regarding any item on this agenda will be made available for public inspection at the Receptionist Counter, City Hall, 7100 S. Garfield Avenue, Bell Gardens, CA, during normal business hours

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CONSENT CALENDAR (Items No 2 – 17)

All matters listed under the Consent Calendar are considered to be routine and can be acted on by one roll call vote. There will be no separate discussion of these items unless members of the City Council/Community Development Commission requested specific items to be removed from the Consent Calendar for separate action. Items called for separate discussion will be heard as the next order of business.

2. General Motion to read all Ordinances by title only

In order to expedite the conduct of business at Council/Commission meetings, California State law (California Code Section 26934) allows Ordinances to be read by title if a majority of the legislative body supports the motion to waive the full reading.

Recommendation: Read all Ordinances by title only and waive the reading in full.

3. Minutes

August 10, 2009 – Regular Meeting Minutes

August 12, 2009 – Adjourned Regular Meeting Minutes

Recommendation: Approve the minutes.

COMMUNITY DEVELOPMENT COMMISSION ITEMS

4. Warrants

Warrant Register dated 8/03/09 (CK#12083-12094, \$1,075.48), Warrant Register dated 8/03/09 (CK#12095-12097, \$787.63) for a total amount of \$1,863.11.

Warrant Register dated 08/10/09 (CK#12098-12102, \$9,997.90), Warrant Register dated 08/17/09 (CK#12103-12106, \$5,144.95), Warrant Register dated 08/24/09 (CK#12107-12108, \$65,585.53), Warrant Register dated 08/24/09 (CK#12109, \$6,585.53) for a total amount of \$86,910.38.

Recommendation: It is recommended that the Community Development Commission receive and file the warrant registers dated 08/03/09, 08/10/09, 08/17/09 and 08/24/09. In approving the action of receiving and filing the warrant registers, the official minutes of the Bell Gardens Community Development Commission should state that each individual member of the Community Development Commission is not voting on, influencing the outcome of, or participating in approving, accepting, receiving, or filing any warrant which bears the name of the same Commission member, or pays for any costs or expenses, or otherwise benefits the same named Commission member. Each Commission member will not be participating, influencing, or voting on any such warrant bearing their name or which benefits the same named Commission member, but with that exception is voting in favor of receiving and filing all other warrants contained in this

report, unless otherwise noted on the record at the time of the approval of the action required by this report.

5. Corridor Revitalization Program

The purpose of the Program is to provide financial assistance to a variety of properties that are located along highly visible corridors within the City. This will enhance the visual attractiveness of the corridors and facilitate continued growth and economic stability. A property for which assistance is requested must be located on Eastern Avenue, Florence Avenue, Florence Place between Toler Avenue and Granger Avenue, Gage Avenue, or Garfield Avenue.

Recommendation: It is recommended that the Community Development Commission approve the creation of a Corridor Revitalization Program that will supply funding in the form of grants and low interest loans to property owners located along the City's major thoroughfares for exterior improvements of their properties.

CITY COUNCIL ITEMS

6. Warrants

Warrant Register dated 7/30/09 (CK#129384-129425, \$184,814.37), Warrant Register dated 7/30/09 (CK#129426-129496, \$148,120.31), Warrant Register dated 8/03/09 (CK#129497-129502, \$7,524.19), Warrant Register dated 8/03/09 (CK#129503-129531, \$312,533.32), Wire Transfer dated 7/30/09 (CK#734-735 & Payroll, \$497,640.76) for a total amount of \$1,150,632.95.

Warrant Register dated 08/10/09 (CK#129532-129607, \$742,095.46), Warrant Register dated 08/10/09 (CK#129608-129631, \$70,229.67), Wire Transfer dated 08/17/09 (CK#736-737 & Payroll, \$492,062.32), Warrant Register dated 08/17/09 (CK#129632-129684, \$247,355.30), Warrant Register dated 08/17/09 (CK#129685-129696, \$50,981.32), Warrant Register dated 08/24/09 (CK#129697-129771, \$564,426.32), Warrant Register dated 08/24/09 (CK#129772-129791, \$220,634.70) for a total amount of \$2,387,785.13.

Recommendation: It is recommended that the City Council receive and file the warrant registers dated 07/30/09, 08/03/09, 08/10/09, 08/17/09 and 08/24/09. In approving the action of receiving and filing the warrant registers, the official minutes of the Bell Gardens City Council should state that each individual member of the City Council is not voting on, influencing the outcome of, or participating in approving, accepting, receiving, or filing any warrant which bears the name of the same Council member, or pays for any costs or expenses, or otherwise benefits the same named Council member. Each Council member will not be participating, influencing, or voting on any such warrant bearing their name or which benefits the same named Council member, but with that exception is voting in favor of receiving and filing all other warrants contained in this report, unless otherwise noted on the record at the time of the approval of the action required by this report.

7. Award of construction contract for the Citywide Street Overlay/ARRA Project Phase I (Florence Place from El Selinda Avenue to Emil Avenue, and Florence Place from Florence Avenue to Garfield Avenue)

The American Recovery and Reinvestment Act (ARRA) of February 17, 2009 contains a transportation program that includes funds for both highway and public transit infrastructure. The City of Bell Gardens has been conditionally granted the amount of \$921,993.00 for the Citywide Street Overlay/ARRA Project Phase I: Florence Avenue

and Florence Place. Of the seven (7) bids received, All American Asphalt was the lowest bidder (\$678,000). They were in compliance with Federal requirements and the reference check revealed that the contractor's prior work had been completed satisfactorily. A check of change orders reveals that this contractor does not have a history of inordinate change orders. It is anticipated that the duration of construction will take approximately 35 working days.

Recommendation: It is recommended that the City Council by motion: 1) Award construction contract to All American Asphalt for the Citywide Street Overlay Phase I Project and 2) Authorize staff to issue change orders during the course of the project in order to maximize the amount of ARRA funds that have been allocated to the City.

8. Approval of the 2008 State Homeland Security Grant Subrecipient Agreement between the County of Los Angeles and City of Bell Gardens

The City of Bell Gardens has been allocated \$23,112 from the 2008 State Homeland Security Grant Program for the purchase of a Mobile Vehicle License Plate Reader. In order to acquire funds, a subrecipient agreement between the County of Los Angeles and City of Bell Gardens must be approved.

Recommendation: It is recommended that the City Council adopt Resolution No. 2009-32, A Resolution of the City Council of the City of Bell Gardens approving the 2008 State Homeland Security Grant subrecipient agreement between the County of Los Angeles and the City of Bell Gardens and appropriating funds for the purchase of a mobile automated license plate reader.

9. Appropriation of funds for the Community Oriented Services (COPS) Hiring Recovery Program Award

The City of Bell Gardens was awarded a grant through the Community Oriented Services (COPS) Hiring Recovery Program in the amount of \$927,285 over a three-year grant period to hire three police officers. We are requesting that these funds be appropriated for use to cover salary and benefits for these officers over the next three years.

Recommendation: It is recommended that the City Council adopt Resolution No. 2009-35, A Resolution of the City Council of the City of Bell Gardens appropriating funds awarded by the 2009 Community Oriented Policing Services Hiring Recovery Program.

10. Purchase of Traffic Accident/Crime Scene Mapping Equipment and Software

Currently the Bell Gardens Police Department has no equipment or software to accurately map and diagram a major traffic accident or crime scene. Visual Statement Inc. offers a complete computer/laser mapping system for accurately documenting major traffic collisions and crime scenes. This equipment and software can be used in both civil and criminal court.

Recommendation: It is recommended that the City Council adopt Resolution No. 2009-33, A Resolution of the City Council of the City of Bell Gardens approving the purchase of a Traffic Accident and Crime Scene Mapping equipment and software.

11. Memorandum of Understanding between the City of Bell Gardens and the City of Los Angeles Recovery Act Justice Assistance Grant (JAG) Program Award

The City of Bell Gardens has been awarded \$124,391.48 through the JAG program in addition to our annual allocation. The City of Los Angeles as the grant administrator is deducting 10% from the award for grant management. The remaining \$111,952.33 has been allocated to the Police Department for purchase of the ShotSpotter application.

Recommendation: It is recommended that the City Council adopt Resolution No. 2009-34, A Resolution of the City Council of the City of Bell Gardens approving the Memorandum of Understanding between the City of Bell Gardens and the City of Los Angeles Recovery Act Justice Assistance Grant (JAG) Program Award.

12. Approval of the Professional Services Agreement between Bell Gardens Police Department and LAN WAN Enterprise, Inc.

The Police Department's Information Systems Specialist resigned effective September 1, 2009. It became necessary to immediately begin utilizing LAN WAN Enterprise, Inc. to temporarily maintain the Police Department's network given their familiarity with our systems and existing relationship with the City. A formal Professional Services Agreement is being presented that will allow the Police Department to formally utilize their services.

Recommendation: It is recommended that the City Council approve the Professional Services Agreement between the Bell Gardens Police Department and LAN WAN Enterprise, Inc.

13. Award of Bid for Golf Course Maintenance

The City proposes a three year contract for professional comprehensive golf course maintenance services with ValleyCrest Golf Course Maintenance.

Recommendation: It is recommended that the City Council authorize the Recreation and Community Services Department to enter into a three-year agreement with ValleyCrest Golf Course Maintenance Company for professional comprehensive golf course maintenance services.

14. Miss Bell Gardens Pageant 2009-2010 Payment

The Recreation and Community Services Department has been responsible for collaborating with the Bell Gardens Chamber of Commerce since 1984 to produce the annual Miss Bell Gardens pageant.

Recommendation: It is recommended that the City Council authorize the Recreation and Community Services Department to approve payment not to exceed the amount of \$20,000.00, in support of the 2009-2010 Miss Bell Gardens Pageant.

15. Treasurer's Report for the month of July 2009

The Treasurer's Report has been prepared and submitted for the month of July 2009.

Recommendation: It is recommended that the City Council approve the Treasurer's report for the month of July 2009.

16. AB 1234 Conference Reports

AB 1234 requires a local agency whose elected officials receive compensation or reimbursement for expenses related to travel incurred while carrying out their official duties to give a brief report to the governing body about the meetings and conferences they attend.

Recommendation: It is recommended that the City Council review and approve the brief report pertaining to the regulations under AB 1234.

17. Ordinance No. 827 – Amending Chapter 2.08 of the Bell Gardens Municipal Code in relation to the position of City Manager

An Ordinance update is recommended to “clean-up” archaic language and allow the City Manager to more effectively manage the day-to-day operations of all City Department Directors

Recommendation: It is recommended that the City Council 1) Introduce upon first reading Ordinance No. 827, An Ordinance of the City of Bell Gardens amending Sections 2.08.050, 2.08.070, 2.08.080, 2.08.090 and 2.08.100 of the Bell Gardens Municipal Code in order to apply gender neutral terms to the position of City Manager and further amend the powers and duties of the City Manager in relation to the positions of the City Clerk and City Treasurer.

DISCUSSION ITEMS

COMMUNITY DEVELOPMENT COMMISSION ITEMS - None

CITY COUNCIL ITEMS (Item No. 18)

18. Commission Appointments

Recommendation: It is staff’s recommendation that the Council members who have open positions on the Commissioner’s list make nominations to fill the vacancies.

PUBLIC COMMENTS ON NON-AGENDA ITEMS UNDER THE SUBJECT MATTER JURISDICTION OF THE CITY COUNCIL/COMMUNITY DEVELOPMENT COMMISSION (Three minutes per person, subject to a total period of 30 minutes)

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CITY COUNCIL/COMMUNITY DEVELOPMENT COMMISSION MEMBER COMMENTS

ADJOURNMENT