



**CITY OF BELL GARDENS  
CITY COUNCIL/COMMUNITY DEVELOPMENT COMMISSION  
REGULAR MEETING - CLOSED SESSION  
MONDAY, MARCH 28, 2011, 5:00 P.M.  
MINUTES**

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

**CALL TO ORDER** – Mayor Rodriguez called the meeting to order at 5:02 p.m.

**ROLL CALL OF CITY COUNCIL/COMMUNITY DEVELOPMENT COMMISSION MEMBERS**

**PRESENT:** Aceituno, Flores, Infanzon, Rodriguez

**ABSENT:** Crespo

**PUBLIC COMMENTS ON AGENDA ITEMS ONLY (Three minutes per person, subject to a total period of 30 minutes) – None.**

**CLOSED SESSION:**

The Council/Commission recessed to Closed Session at 5:04 p.m. to discuss the following matters:

**a. CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
(Government Code Section 54956.8)**

**AGENCY DESIGNATED REPRESENTATIVES:** G. Steve Simonian, City Manager; Phil Wagner, Assistant City Manager; Aldo Schindler, Community Development Director

**NEGOTIATIONS TO INCLUDE BOTH PRICE AND TERMS:**

- 6544–6550 ½ Specht Avenue (APN: 6328-006-901 & 6328-006-902)
- 6911-6913 ½ Emil Avenue (APN: 6358-017-912)
- 7512 Eastern Avenue (APN: 6227-008-900)

Mayor Rodriguez reconvened the meeting to order at 6:03 p.m.

**INVOCATION** – was given by Aldo Schindler, Community Development Director

**PLEDGE OF ALLEGIANCE** – was led by Robert Barnes, Chief of Police

**ROLL CALL OF CITY COUNCIL/COMMUNITY DEVELOPMENT COMMISSION MEMBERS**

**PRESENT:** Aceituno, Flores, Infanzon, Rodriguez

**ABSENT:** Crespo

**CITY ATTORNEY/AGENCY COUNCIL REPORT FROM CLOSED SESSION**

City Attorney Arnold Alvarez-Glasman stated that the Council Members/Commission convened to Closed Session with the exception of Council Member Crespo. Regarding Item a, City Council received a briefing from the agency negotiators and no final action was taken by Council. City Attorney also stated that the Mayor/Chairperson did not participate in the discussion regarding the property located at 7512 Eastern Avenue (APN: 6227-008-900).

**PRESENTATIONS** – None

**PUBLIC HEARINGS** – None.

**PUBLIC COMMENTS ON AGENDA ITEMS ONLY (Three minutes per person, subject to a total period of 30 minutes)** – None

**CONSENT CALENDAR (Item No.'s 1 – 8)**

***JOINT COUNCIL/COMMISSION ITEMS***

**1. 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 36934) allows Ordinances to be read by title if a majority of the legislative body supports the motion to waive the full reading.

**Recommendation:** It is staff's recommendation that the City Council/Community Development Commission approve a general motion to waive full reading and approve Ordinances by title only pursuant to California Government Code Section 36934.

A motion was made by Council Member Flores and seconded by Mayor Pro-Tem Infanzon to read all Ordinances by title only and waive the full reading. Motion carried by a vote of 4-0.

AYES: Aceituno, Flores, Infanzon, Rodriguez  
NOES: None  
ABSENT: Crespo

**2. MINUTES**

March 14, 2011 – Regular Meeting Minutes

**Recommendation:** It is staff's recommendation that the City Council/Community Development Commission approve the minutes for the Regular Meeting of March 14, 2011.

A motion was made by Council Member Flores and seconded by Mayor Pro-Tem Infanzon to approve the minutes for the Regular Meeting of March 14, 2011. Motion carried by a vote of 4-0.

AYES: Aceituno, Flores, Infanzon, Rodriguez  
NOES: None  
ABSENT: Crespo

**3. MINUTES**

March 22, 2011 – Special Meeting Minutes

**Recommendation:** It is staff's recommendation that the City Council/Community Development Commission approve the minutes for the Special Meeting of March 22, 2011.

A motion was made by Council Member Flores and seconded by Mayor Pro-Tem Infanzon to approve the minutes for the Special Meeting of March 22, 2011. Motion carried by a vote of 4-0.

AYES: Aceituno, Flores, Infanzon, Rodriguez  
NOES: None  
ABSENT: Crespo

**COMMUNITY DEVELOPMENT COMMISSION ITEMS**

**4. WARRANT REGISTERS AND WIRE TRANSFERS**

**Recommendation:** It is staff's recommendation that the Community Development Commission receive and file the following transactions:

Warrant Registers	02/28/11 (Check #'s 12471 – 12474)	\$	3,419.80
Warrant Registers	03/07/11 (Check #'s 12475 – 12476)	\$	6,352.50
	Total	\$	9,772.30

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.

A motion was made by Council Member Flores and seconded by Mayor Pro-Tem Infanzon to approve the Warrant Registers and Wire Transfers. Motion carried by a vote of 4-0.

AYES: Aceituno, Flores, Infanzon, Rodriguez  
NOES: None  
ABSENT: Crespo

**CITY COUNCIL ITEMS**

**5. WARRANT REGISTERS AND WIRE TRANSFERS**

**Recommendation:** It is staff's recommendation that the City Council receive and file the following transactions:

Warrant Registers	02/28/11 (Check #'s 136161 – 136250)	\$	559,735.32
Wire Transfers	02/24/11 (Check #'s 820-821 & Payroll)	\$	619,878.38
Warrant Registers	03/07/11 (Check #'s 136251 – 136317)	\$	517,273.68
	Total	\$	1,696,887.38

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.

A motion was made by Council Member Flores and seconded by Mayor Pro-Tem Infanzon to approve the Warrant Registers and Wire Transfers. Motion carried by a vote of 4-0.

AYES: Aceituno, Flores, Infanzon, Rodriguez  
NOES: None  
ABSENT: Crespo

**6. FEBRUARY 2011 TREASURER'S REPORT**

The Treasurer's Report is a list of the City's cash and investments for the month.

**Recommendation:** It is staff's recommendation that the City Council receive, approve, and file the February 2011 Treasurer's Report.

A motion was made by Council Member Flores and seconded by Mayor Pro-Tem Infanzon to receive, approve and file the February 2011 Treasurer's Report. Motion carried by a vote of 4-0.

AYES: Aceituno, Flores, Infanzon, Rodriguez  
NOES: None  
ABSENT: Crespo

**7. AWARD OF CONSTRUCTION CONTRACT FOR THE LOCAL STREET RESURFACING PROJECT ON FLORENCE PLACE, EMIL AVENUE AND GALLANT STREET**

On October 25, 2010, the City Council authorized staff to solicit bids for the project based on the plans, specifications and construction cost estimate that were prepared. The scope of work consists of cold milling existing AC pavement, removing AC pavement, base and sub base material, overlays using asphalt rubberized hot mix, reconstruction of driveway approaches, curb and gutter, replacement of AC pavement, striping, marking and traffic signal loop replacement. On March 9, 2011, the City received seven (7) bids for this project. Staff conducted the bid review and concluded that United Paving Company was the lowest responsive and responsible bidder. Construction is anticipated to begin mid April 2011 and to be completed by the end of May 2011. A total of \$695,000 has been allocated for the project costs with \$545,894 for the construction contract, \$26,126 for contingency, and \$122,980 for soft costs.

**Recommendation:** It is staff's recommendation that the City Council:

- 1.) Award a construction contract for the Local Street Resurfacing Project on Florence Place, Emil Avenue and Gallant Street to United Paving, Co. in the amount of \$545,894 and;
- 2.) Authorize a contingency amount not to exceed \$26,126 for this project.

A motion was made by Council Member Flores and seconded by Mayor Pro-Tem Infanzon to award a construction contract for the Local Street Resurfacing Project on Florence Place, Emil Avenue and Gallant Street to United Paving, Co. in the amount of \$545,894 and authorize a contingency amount not to exceed \$26,126 for this project. Motion carried by a vote of 4-0.

AYES: Aceituno, Flores, Infanzon, Rodriguez  
NOES: None  
ABSENT: Crespo

**8. APPROVAL OF PLANS AND SPECIFICATIONS AND AUTHORIZATION TO SOLICIT BIDS FOR THE ALLEY IMPROVEMENTS PROJECT**

On January 10, 2011, the City Council authorized a CIP budget amendment to include \$388,411 of Traffic Congestion Relief Funds (TCRF) for a street resurfacing project. *It is required that the City spend these funds prior to the end of the fiscal year, June 30, 2011.* Based on the City Council's approval, engineering has completed the design and construction documents for this project. The scope of work consists of rehabilitation of alley pavement including but not limited to: removal and reconstruction of PCC longitudinal gutters, asphalt concrete pavement at various locations, areas with damaged PCC pavement, sidewalk locations, curb and gutter sections and ADA curb ramps. The limits for the project are as follows:

- Alley West Garfield Avenue from Fostoria Street to Muller Street
- Alley North of Gage Avenue from Jaboneria Road to Darwell Avenue
- Alley North of Florence Avenue from Garfield Avenue to Granger Avenue
- Alley North of Gage Avenue from Eastern Avenue to Ajax Avenue
- Alley North of Gage Avenue from Specht Avenue to Eastern Avenue

Upon receiving authorization by the City Council, staff will proceed with the bid phase of this project, which will take approximately six weeks to complete. In accordance with the specifications, the contractor shall be required to complete all work in every detail within thirty-five (35) working days. The construction cost estimate prepared by engineering is for \$315,565. In addition, \$67,846 has been allocated for soft costs. The total amount allocated for project costs is \$383,411.

**Recommendation:** It is staff's recommendation that the City Council:

- 1.) Approve the plans and specifications for the Alley Improvements Project; and
- 2.) Authorize staff to solicit bids for the construction of this project.

A motion was made by Council Member Flores and seconded by Mayor Pro-Tem Infanzon to approve the plans and specifications for the Alley Improvements Project and authorize staff to solicit bids for the construction of this project. Motion carried by a vote of 4-0.

AYES: Aceituno, Flores, Infanzon, Rodriguez  
NOES: None  
ABSENT: Crespo

**DISCUSSION ITEMS – None**

**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) – None**

**CITY COUNCIL/COMMUNITY DEVELOPMENT COMMISSION MEMBER COMMENTS**

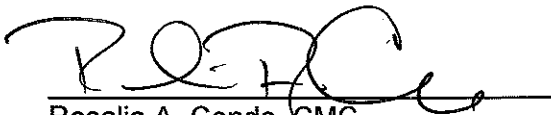
Council Member Aceituno gave general comments and asked for an update from staff on the iron missing from the median located on Garfield Avenue.

Council Member Flores gave general comments.

Mayor Pro Tem Infanzon gave general comments.

Mayor Rodriguez gave general comments.

**ADJOURNMENT** – Mayor Rodriguez adjourned the meeting at 6:11 p.m.

A handwritten signature in black ink, appearing to read 'R. Conde', written over a horizontal line.

Rosalia A. Conde, CMC  
City Clerk