



CITY OF BELL GARDENS
CITY COUNCIL/COMMUNITY DEVELOPMENT COMMISSION
REGULAR MEETING - CLOSED SESSION
MONDAY, APRIL 27, 2009, 5:00 P.M.
AGENDA

LOCATION: CITY COUNCIL CHAMBER, 7100 S. 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) 806-7705. 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 Agenda only; please identify on your Speaker's Card to which item you will be speaking.

In order to conduct a timely meeting, there will be a three (3) minute time limit per person, subject to an overall thirty (30) minute public comment period. All comments are to be directed to the City Council/Community Development Commission and we ask that proper decorum be practiced during the meeting. State law prohibits the City Council/Community Development Commission from discussing any item not appearing on the posted Agenda.

CLOSED SESSION:

- a. **PUBLIC EMPLOYEE EVALUATION (Government Code Section 54957)**
Position-City Manager
- b. **PUBLIC EMPLOYMENT (Government Code Section 54957)**
Position-Chief of Police



CITY OF BELL GARDENS
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REGULAR MEETING
MONDAY, APRIL 27, 2009, 6:00 P.M.
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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

PRESENTATIONS: None

PUBLIC HEARINGS (Item No. 1)

COMMUNITY DEVELOPMENT COMMISSION ITEMS - None

CITY COUNCIL ITEMS

1. Adoption of Resolution 2009-11 (Fee Schedule)

Recommendation: It is recommended that the City Council continue the item to the meeting of May 11, 2009

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CONSENT CALENDAR (Items No 2 – 13)

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

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

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

April 13, 2009 – Regular Meeting Minutes

April 14, 2009 – Adjourned Regular Meeting Minutes

Recommendation: Approve the minutes

COMMUNITY DEVELOPMENT COMMISSION ITEMS

4. Warrants

Warrant Register dated 4/27/09 (CK#12023-12030, \$75,284.54), and warrant register dated 4/27/09 (CK#12025, \$47.57) for a total amount of \$75,332.11.

Recommendation: Approve the warrants

CITY COUNCIL ITEMS

5. Warrants

Warrant Registers dated 4/09/09 (CK#128230-128272, \$283,056.46), Wire transfer dated 4/09/09 (CK#719-720, \$443,089.86 for a total amount of \$726,146.32.

Warrant Registers dated 4/27/09 (CK#128273-128380, \$360,282.22) for a total amount of \$360,282.22.

Recommendation: Approve the warrants

6. Commissioner's attendance for the month of March 2009

Commissioner's attendance includes the attendance of all Commissioners within all active commissions in the past month.

Recommendation: It is recommended that the City Council receive and file the Commissioner's attendance list.

7. Adoption of Ordinance No. 819 – Animals and Pound

The City Council introduced the amendments to Ordinance No. 819 at their April 13, 2009 Regular Meeting. This item is being placed on the agenda for adoption at second reading.

Recommendation: It is staff's recommendation that the City Council 1) adopt Ordinance No. 819, amending Chapter 15.04 of the Bell Gardens Municipal Code to establish further regulations related to Animals and Pound, and 2) direct the City Clerk to prepare a summary of the Ordinance for publication purposes.

8. Nuisance Party-Cost Recovery

Each month the Police Department responds to hundreds of calls for service relating to loud parties disturbing the peace of residents. This ordinance will allow officers to issue citations when responding to repeat calls at the same location.

Recommendation: It is recommended that the City Council adopt Ordinance No. 817, An Ordinance of the City Council of the City of Bell Gardens adding Chapter 25 to Title 16 of the Bell Gardens Municipal Code, establishing a cost recovery for Police services at large parties that constitute a nuisance on private property, reading by title only and waiving the reading in full.

9. Bicycle Casino Request to add Triple Draw Poker card game

The Bell Gardens Police Department and the State of California Bureau of Gambling have reviewed the proposed game and its rules. This particular game is not specifically banned in section 330 of the Penal Code and the California Bureau of Gambling Control has already approved it in other California Card Clubs in the State of California. Pursuant to Bell Gardens Municipal Code 5.25.150, the City Council can approve additional games by resolution

Recommendation: It is recommended that the City Council approve Resolution 2009-10, a resolution of the City Council of the City of Bell Gardens approving the playing of Triple Draw Poker Card Game at the Bicycle Casino.

10. Public Works Department Reorganization

Currently, the Public Works Department does not have a Manager or Analyst position to assist and support the department director in the areas of management, administrative support and technical expertise. Support is needed to monitor capital improvement projects, maintain and monitor efficient operations through contract and in-house operations, assist with preparation and monitoring of departmental budget and operations while reducing reliance on and cost paid to private consultants and their support staff for these same functions. Through intensive review and study of a potential reorganization implementation during the FY '08-'09 budget process, staff has been able to identify and create a cost savings to off-set and absorb the cost for the positions of Manager (M2-82) and Analyst (G1-62) for the Public Works Department.

Recommendation: It is recommended that the City Council by motion approve the reorganization of the Public Works Department and authorize a key Manager position and an Administrative Analyst position to be added resulting in increased efficiency and productivity for the Department including a cost savings to the General Fund.

11. Installation of 4 Way Stop at Lubec Street and El Selinda Avenue/ Resolution 2009-12

Currently, the intersection of Lubec Street and El Selinda Avenue is a two-way stop for north and southbound El Selinda Avenue traffic only. Area residents have reported 2 concerns at this intersection: 1) speeding vehicles on east and westbound Lubec Street and 2) impaired sight visibility for north and southbound drivers on El Selinda Avenue when heavy concentration of parked vehicles accumulates on Lubec Street during evening and weekend hours. In an effort to improve traffic and pedestrian safety, reduce potential for traffic accidents and reduce vehicular speeding at this intersection, it is recommended that stop signs be installed on east and westbound approach of Lubec Street at El Selinda Avenue. The Traffic and Safety Commission approved this issue at their April 7, 2009 meeting.

Recommendation: It is recommended that the City Council by motion 1) adopt Resolution 2009-12 and 2) authorize the installation of a 4 way stop controlled intersection at Lubec Street and El Selinda Avenue.

12. Ordinance No. 820 – Amendments to Bicycle Registration Program.

This “clean up” Ordinance amendment properly acknowledges the Police Department as the administrator of the Bicycle Registration Program and will concurrently allow any associated fees to be set by resolution.

Recommendation: It is recommended that the City Council introduce Ordinance No. 820, An Ordinance of the City Council of the City of Bell Gardens, California amending Sections 13.40.020, 13.40.040, 13.40.060, and 13.40.070 and Chapter 13.40 of the Bell Gardens Municipal Code related to Bicycles, read the Ordinance by title only, and direct the City Council to publish a summary of the Ordinance upon adoption.

13. Ordinance No. 821 – Amendments to Fireworks Program.

This “clean up” Ordinance amendment properly acknowledges the Community Development Department as the administrator of the Fireworks Permit Program, allow any associated fees to be set by resolution, and prohibit any applicant who fails to file the required financial statement from applying for a permit in the next year.

Recommendation: It is recommended that the City Council introduce Ordinance No. 821, An Ordinance of the City Council of the City of Bell Gardens, California amending Sections 16.40.060 and 16.40.080 and Chapter 16.40 of the Bell Gardens Municipal Code related to Fireworks, read the Ordinance by title only, and direct the City Council to publish a summary of the Ordinance upon adoption.

DISCUSSION ITEMS

COMMUNITY DEVELOPMENT COMMISSION ITEMS - None

CITY COUNCIL 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)**

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CITY COUNCIL/COMMUNITY DEVELOPMENT COMMISSION MEMBER COMMENTS:

ADJOURNMENT