



**CITY OF BELL GARDENS
CITY COUNCIL
REGULAR MEETING – CLOSED SESSION
MONDAY, APRIL 25, 2016, 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 Successor Agency Secretary 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 COUNCILMEMBERS

Priscilla Flores, Council Member
Jose Mendoza, Council Member
Maria Pulido, Council Member
Pedro Aceituno, Mayor Pro Tem
Jennifer Rodriguez, Mayor

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

This public comment period is for items listed on the CLOSED SESSION AGENDA ONLY. Submit a WHITE public comment card with the closed session agenda item number you would like to discuss to the City Clerk prior to the start of this period. There will be no further cards accepted once the public comment period has started. Comments are limited to three (3) minutes per person, subject to an overall thirty (30) minute period. Please direct your comments to the Mayor and observe the Rules of Decorum appropriate to the Council Chamber. State law prohibits the City Council from discussing any item not appearing on the posted City Council Closed Session Agenda.

CLOSED SESSION:

- a. **PUBLIC EMPLOYMENT PERFORMANCE EVALUATION
(Government Code Section 54957(b))**
Employee: City Manager

- b. **CONFERENCE WITH LABOR NEGOTIATORS
(Government Code Section 54957.6)**
Agency Representative: Arnold Alvarez-Glasman, City Attorney and John Lam, Assistant City Attorney
Unrepresented Employee: City Manager
Possible action in open session: Consideration of an Amended and Restated Employment Agreement for the City Manager



**CITY OF BELL GARDENS
SUCCESSOR AGENCY TO THE COMMUNITY
DEVELOPMENT COMMISSION
REGULAR MEETING
MONDAY, APRIL 25, 2016, 6:00 P.M.
AGENDA**

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

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CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL OF SUCCESSOR AGENCY TO THE COMMUNITY DEVELOPMENT COMMISSION MEMBERS

- Priscilla Flores, Agency Member
- Jose Mendoza, Agency Member
- Maria Pulido, Agency Member
- Pedro Aceituno, Vice Chair
- Jennifer Rodriguez, Chair

PUBLIC COMMENTS ON AGENDA ITEMS ONLY

(Three minutes per person, subject to a total period of 30 minutes)

This public comment period is for items listed on the SUCCESSOR AGENCY AGENDA ONLY. Submit a WHITE public comment card with the agenda item number you would like to discuss to the Successor Agency Secretary prior to the start of this period. Cards that are submitted with no agenda item listed will be moved to the final public comment period. There will be no further cards accepted once the public comment period has started. Comments are limited to three (3) minutes per person, subject to an overall thirty (30) minute period. Please direct your comments to the Chair and observe the Rules of Decorum appropriate to the Council Chamber. State law prohibits the Successor Agency from discussing any item not appearing on the posted Successor Agency Agenda.

CONSENT CALENDAR (Items No. 1-2)

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 Successor Agency to the Community Development Commission request 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.

1. MINUTES

April 11, 2016 – Regular Meeting Minutes

Recommendation: It is staff's recommendation that the Successor Agency to the Community Development Commission approve the minutes for the Regular Successor Agency Meeting of April 11, 2016.

2. WARRANT REGISTERS AND WIRE TRANSFERS

Recommendation: It is staff's recommendation that the Successor Agency receive and file the following transactions.

Warrant register dated	3/29/16	Check #s	12774 – 12775	\$	11,285.57
			Total	\$	11,285.57

In approving the action of receiving and filing the warrant registers, the official minutes of the Bell Gardens Successor Agency to the Community Development Commission should state that each individual member of the Successor Agency 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 Successor Agency member, or pays for any costs or expenses, or otherwise benefits the same named Successor Agency member. Each Successor Agency member will not be participating, influencing, or voting on any such warrant bearing their name or which benefits the same named Successor Agency 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.

PUBLIC COMMENTS ON NON-AGENDA ITEMS UNDER THE SUBJECT MATTER JURISDICTION OF THE SUCCESSOR AGENCY TO THE COMMUNITY DEVELOPMENT COMMISSION

(Three minutes per person, subject to a total period of 30 minutes)

This public comment period is for items UNDER THE SUBJECT MATTER JURISDICTION OF THE SUCCESSOR AGENCY ONLY. Submit a PINK public comment card with the matter you would like to discuss to the Successor Agency Secretary prior to the start of this period. There will be no further cards accepted once the public comment period has started. Comments are limited to three (3) minutes per person, subject to an overall thirty (30) minute period. Please direct your comments to the Chair and observe the Rules of Decorum appropriate to the Council Chamber. State law prohibits the Successor Agency from discussing any item not appearing on the posted Successor Agency Agenda.

SUCCESSOR AGENCY TO THE COMMUNITY DEVELOPMENT COMMISSION MEMBER COMMENTS

ADJOURNMENT



**CITY OF BELL GARDENS
CITY COUNCIL
REGULAR MEETING
MONDAY, APRIL 25, 2016, 6:00 P.M.
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CALL TO ORDER

ROLL CALL OF CITY COUNCIL MEMBERS

Priscilla Flores, Council Member
Jose Mendoza, Council Member
Maria Pulido, Council Member
Pedro Aceituno, Mayor Pro Tem
Jennifer Rodriguez, Mayor

CITY ATTORNEY REPORT ON CLOSED SESSION

PUBLIC COMMENTS ON AGENDA ITEMS ONLY

(Three minutes per person, subject to a total period of 30 minutes)

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CONSENT CALENDAR (Items No. 1 – 6)

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 request 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.

1. GENERAL MOTION TO READ ALL ORDINANCES BY TITLE ONLY

In order to expedite the conduct of business at City Council meetings, California State Law (California Government 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 approve a general motion to waive full reading and approve Ordinances by title only pursuant to California Government Code Section 36934.

2. MINUTES

April 11, 2016– Regular Meeting Minutes

Recommendation: It is staff's recommendation that the City Council approve the Regular City Council Meeting of April 11, 2016.

3. RECEIVE AND FILE THE LOCAL COMMISSIONS APPOINTMENT LIST

The local appointments list includes the Bell Gardens Commissions and Commissioners. The City Council adopted Ordinance No. 825 on July 13, 2009 which consolidated the existing City Commissions and established minimum requirements for service. It should

be noted that all Commission Members must reside within the City of Bell Gardens and may only serve on one Commission at a time. Once appointed, each Commissioner must adhere to the requirements of the City's Conflict of Interest Code and state-mandated AB 1234 ethics training. Ordinance 825 allows each Council Member to nominate one (1) candidate per Commission, subject to the approval of the Council majority. The appointed Commission Member will serve a term that coincides with the term of the Council Member who made the original nomination.

Recommendation: It is staff's recommendation that the City Council receive and file the local commissions appointments list.

4. **WARRANT REGISTERS AND WIRE TRANSFERS**

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

Warrant register	03/29/16	Check #s	157144 – 157220		\$ 347,616.41
Warrant register	04/05/16	Check #s	157221 – 157285		
Wire transfers	03/31/16	Wire #s	1094 – 1095	\$ 294,214.62	
Payroll transfer	03/31/16		Net payroll	\$ 374,234.65	\$ 668,449.27
Total =					\$ 1,016,065.68

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.

5. **REJECTION OF CLAIMS**

The City directed the original claims to Carl Warren & Company. Following an investigation by the City's claims management administrator, these claims are being presented for rejection.

Recommendation: It is staff's recommendation that the City Council reject the claims filed by Ruth Sandoval and Infinity Insurance. The claims are being presented for rejection following a recommendation by the City's claims management administrator, Carl Warren & Company, and in a manner that allows the claimants, subject to certain exceptions, up to six months to file a court action on the claim.

6. **WHITE CURB AT 6517 EASTERN AVENUE - RESOLUTION NO. 2016-17**

The Public Works Department received a request for a loading/unloading zone designation from Azul Medical Clinic at 6517 Eastern Avenue. The medical facility has elderly patients that utilize transportation via bus or taxi provided by health insurance. Designating a loading/unloading zone would provide a safe zone for patients to get dropped off. On March 1, 2016 the Traffic and Safety Commission unanimously approved, for City Council consideration, the installation of 30' feet of white curb loading and unloading at 6517 Eastern Avenue. The cost for installing thirty (30') feet of white curb and signage is approximately \$450 and is available in the current Street Maintenance Budget.

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

- 1) Adopt Resolution No. 2016-17 authorizing parking restrictions in the City of Bell Gardens modifying the Bell Gardens Municipal Code; and
- 2) Authorize staff to install 30' feet of white curb loading and unloading parking at 6517 Eastern Avenue.

DISCUSSION (Item No. 7)

7. POST-EMPLOYMENT BENEFITS TRUST TO PRE-FUND PENSION AND OTHER POST-EMPLOYMENT BENEFITS (OPEB) OBLIGATIONS

The City of Bell Gardens (City) offers full-time employees California Public Employees Retirement System (CalPERS) pensions and retiree healthcare benefits also called Other Post-Employment Benefits (OPEB) which are administered by the City. Pension and OPEB benefits are considered part of employee compensation but are not received until retirement. The OPEB benefit, unlike CalPERS pension, does not have a dedicated funding source. The recommended practice is to place funds in an irrevocable trust as the benefits are being earned. As of June 30, 2015, the net OPEB obligation was almost \$21,000,000 with annual required contributions (ARC) of approximately \$4.5 million as calculated by a certified actuary. Staff is recommending establishing an Internal Revenue Code (IRC) Section 115 Irrevocable Trust to enable the City to begin funding the OPEB obligation. Out of the two OPEB trust administrators in the region, PARS is the best fit for the city while providing better performance history. The city has \$100,528 available and approved to fund the trust in fiscal year 2016, and city staff will bring back other funding options and ideas to the council in the future. Establishing and funding the trust will reduce the City's OPEB liability – demonstrating the City's commitment to prudent, long-term, fiscal management. Once the trust has been funded, the fees for the OPEB Trust will be paid from the Trust assets.

Recommendation: It is staff's recommendation that the City Council approve Resolution No. 2016-18, authorizing the establishment of an IRS code section 115 irrevocable trust with Public Agency Retirement Services to prefund post-employment benefits for eligible retirees and authorize the City Manager to execute an agreement with Public Agency Retirement Services for Post-Employment Retirement Benefit Trust Plan.

PUBLIC COMMENTS ON NON-AGENDA ITEMS UNDER THE SUBJECT MATTER JURISDICTION OF THE CITY COUNCIL

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CITY COUNCIL MEMBER COMMENTS

ADJOURNMENT