



**CITY OF BELL GARDENS
CITY COUNCIL
REGULAR MEETING
MONDAY, APRIL 22, 2019, 6:00 PM
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) 806-7704. Notification 48 business hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to the meeting. Any writings or documents provided to the majority of the City Council/Successor Agency regarding any item on this agenda will be made available for public inspection at the Receptionist Counter, City Hall, 7100 Garfield Avenue, Bell Gardens, CA, during normal business hours.

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL OF CITY COUNCIL MEMBERS

Pedro Aceituno, Council Member
Marco Barcena, Council Member
Jennifer Rodriguez, Council Member
Liseth Flores, Mayor Pro Tem
Alejandra Cortez, Mayor

CLOSED SESSION REPORT

PRESENTATION

- **National Donate Life Month Proclamation**

PUBLIC HEARING

**1. ZONING CODE AMENDMENT NO. 2017-060- ORDINANCE NO. 884
COMMERCIAL BUILDING SETBACKS**

The City Council will consider Zoning Code Amendment No. 2017-060 and introduction of Ordinance No. 884 which proposes to amend Chapter 9.12, "Commercial Zones," Section 9.12.040, "Development Standards," Table 9.12.B. "Commercial Development Standards Matrix," eliminating the requirement for a rear yard and a side yard building setback in the C-S (Commercial Service and Professional), C-3 (Medium Commercial), C-4 (Heavy Commercial), and CM (Commercial Manufacturing) zoning districts where properties with the above said zoning abut existing nonconforming residential or open space uses.

Recommendation:

It is the recommendation of the Planning Commission that the City Council take the following action:

1. Approve Zoning Code Amendment No. 2017-060 and introduce and waive first reading of Ordinance No. 884 amending the Bell Gardens Municipal Code Title 9 Zoning and Planning regulations as follows:

a. Amend Chapter 9.12, "Commercial Zones," Section 9.12.040, "Development Standards," Table 9.12.B. "Commercial Development Standards Matrix," eliminating the requirement for a rear yard and a side yard building setback in the C-S (Commercial Service and Professional), C-3 (Medium Commercial), C-4 (Heavy Commercial), and CM (Commercial Manufacturing) zoning districts where properties with the above said zoning abut existing nonconforming residential or open space uses.

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 CITY COUNCIL AGENDA ONLY. Submit a WHITE public comment card with the agenda item number you would like to discuss to the City Clerk 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 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 Agenda.

CONSENT CALENDAR (Items No. 2-9)

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

2. GENERAL MOTION TO WAIVE FULL READING AND APPROVE ORDINANCES BY TITLE ONLY PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 36934

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 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.

3. MINUTES OF THE APRIL 8, 2019 CITY COUNCIL CLOSED SESSION AND REGULAR MEETING

April 8, 2019 - Closed Session and Regular Meeting Minutes

Recommendation:

It is staff recommendation that the City Council approve the minutes of the City Council Closed Session and Regular City Council Meeting of April 8, 2019.

4. WARRANT REGISTERS AND WIRE TRANSFERS

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.

Recommendation:

It is staff recommendation that the City Council receive and file the warrant registers, wire transfers, and net payrolls dated 03/26/19, 03/28/19, and 04/02/19.

5. APPROVAL OF AGREEMENT WITH CPS HR FOR CITY MANAGER RECRUITMENT SERVICES

The City would like to enter into an agreement with CPS HR for City Manager recruitment services.

Recommendation:

It is staff recommendation that the City Council, by motion, approve the attached agreement with CPS HR for City Manager Recruitment Services.

6. FORMATION OF AND INCLUSION IN THE LOWER LOS ANGELES RIVER RECREATION AND PARKS DISTRICT

In September of 2016, California Senate Bill 1374 created the "Lower Los Angeles River Recreation and Parks District". Although the district exists by law, in order for it to actually take shape, it needs to go through a process with LAFCO. The City of South Gate has been asked to serve as the primary applicant for this process and the City of Bell Gardens is one of the fourteen cities listed in the legislation to be part of the district.

Recommendation:

It is staff recommendation that the City Council, by motion, approve the attached resolution in support of the formation of and inclusion in the Lower Los Angeles River Recreation and Parks District.

7. REQUEST PURCHASE ORDER FOR VIRTUAL SOFTWARE

As part of the ongoing network infrastructure maintenance, the Police Department has a need to upgrade its Virtual software licensing to maintain our current Virtual servers. This software purchase will enable the Police Department to upgrade our current Virtual servers to the recommended industry standard.

Recommendation:

It is staff recommendation that the City Council adopt the attached Resolution, waiving the formal bidding process and authorizing the purchase of equipment from and through Lan Wan Enterprises, Inc. for the acquisition of Virtual software licensing for the Police Department servers infrastructure.

8. MOU FOR REIMBURSEMENT OF PERSONNEL AND EQUIPMENT COSTS ASSOCIATED WITH INVESTIGATIONS OF VIOLENT CRIMINAL STREET GANGS

The Police Department would like to enter into a Memorandum of Understanding with the United States Department of Homeland Security Investigations (HSI) to cooperate with the investigation and suppression of criminal street gangs operating within the City of Bell Gardens. Any overtime, of up to \$15,000 (annually), will be reimbursed to the City.

Recommendation:

It is staff recommendation that the City Council, by motion, approve the attached Resolution.

9. ADOPTION OF RESOLUTION FOR SB1 FUNDING PROJECT LIST

In 2017, the Governor signed Senate Bill 1 (SB 1), Road Repair and Accountability Act of 2017, to address transportation funding shortfalls. SB1 established a Road Maintenance and Rehabilitation Account (RMRA) in the State Transportation Fund. A portion of the RMRA funds are distributed on a monthly basis to the City for basic road maintenance, rehabilitation and critical safety projects on local streets and road systems. It is estimated that the City will receive \$682,660 in Fiscal Year (FY) 2019-2020 in RMRA funds. In order for the City to receive said RMRA funding, City Council must adopt a resolution and must submit a list of proposed street repairs to the California Transportation Commission.

Recommendation:

It is staff recommendation that the City Council by motion, adopt the attached Resolution approving the Fiscal Year 2019-2020 project list for Senate Bill 1, the Road Repair and Accountability Act of 2017; and authorize staff to submit the resolution with the list of streets to the California Transportation Commission (CTC) website.

DISCUSSION (Item No. 10)

10. UPDATE ON CITY'S SIDEWALK POLICY

The sidewalk maintenance program is intended to prevent trip and fall incidents due to the deterioration of aging sidewalks, expansion of roots, and ground settlements. Sidewalks serve as the “streets and highways” for pedestrians who travel through our community. In order to limit the harm to pedestrians and the liability to the City, we have implemented an effective program for our sidewalks.

Recommendation:

It is staff recommendation that the City Council receive and file this update on the City's Sidewalk Policy.

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

(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 CITY COUNCIL ONLY. Submit a PINK public comment card with the matter 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 Agenda.

CITY COUNCIL MEMBER COMMENTS

ADJOURNMENT

Posted by: Kristina Santana, City Clerk Date: April 18, 2019 Time: 5:00 p.m.