



**CITY OF BELL GARDENS
CITY COUNCIL
REGULAR MEETING - CLOSED SESSION
MONDAY, AUGUST 14, 2017, 5:00 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

ROLL CALL OF CITY COUNCIL MEMBERS

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

CLOSED SESSION:

1. Conference with Legal Counsel – Pending Litigation

Pursuant to Government Code Section 54956.9(a)

Three (3) Matters (all related cases):

1. *Los Angeles Unified School District v. County of Los Angeles, et al.* – Case No. BS108180
2. *Montebello Unified School District v. County of Los Angeles, et al.* – Case No.

BS127286

3. *Los Angeles Community College District v. County of Los Angeles, et al.* –
Case No. BS130308

Posted by: Kristina Santana, City Clerk Date: August 10, 2017 Time: 3:00 p.m.



**CITY OF BELL GARDENS
CITY COUNCIL
REGULAR MEETING
MONDAY, AUGUST 14, 2017, 6:00 PM
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 CITY COUNCIL MEMBERS

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

CLOSED SESSION REPORT

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. 1-11)

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 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'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 OF THE JULY 24, 2017 REGULAR CITY COUNCIL MEETING

July 24, 2017 - Regular Meeting Minutes

Recommendation:

It is staff's recommendation that the City Council approve the Regular City Council Meeting of July 24, 2017.

3. 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 recommended that the City Council receive and file the warrant registers dated 07/11/17, 07/18/17 and 07/25/17.

4. JUNE 2017 TREASURER'S REPORT

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

Recommendation:

It is recommended that the City Council receive, approve and file the June 2017 Treasurer's Report.

5. CLAIM REJECTION

Claim Rejection

Recommendation:

It is staff's recommendation that the City Council reject the following claim and the claimant and/or their representative be notified:

- Aburto, Maria v. City of Bell Gardens (DOE 6/8/17; DOR 6/12/17)

The City's general liability claims administrator, Carl Warren & Company, recommends that this claim be rejected. The claimant, subject to certain exceptions, shall have up to six months to file a court action subsequent to the City Council's rejection.

6. ACCEPTANCE OF ALCOHOLIC BEVERAGE CONTROL GRANT FUNDS

The Department of Alcoholic Beverage Control (ABC) provides grant funding to local police agencies for enforcement of alcoholic beverage control violations, such as selling alcohol to minors and adults buying alcohol for minors. The Downey Police Department submitted a "partnership" grant that included Whittier Police Department and Bell Gardens Police Department. This year ABC awarded funding to each City to support their specific enforcement and educational programs. This year, the City was awarded \$21,000 for this type of enforcement and with approval of City Council, will allow acceptance of these funds to continue program enforcement.

Recommendation:

It is Staff's recommendation that the City Council adopt the attached resolution, approving the acceptance of funds from the Department of Alcoholic Beverage Control and appropriating these funds for use by the police department in FY 17-18.

7. PARKING RESTRICTIONS AT 7729 JABONERIA ROAD

Mr. Miguel Angel Sagrero of 7729 Jaboneria Road submitted a written request for 15 feet of red curb installations at each side of the driveway due to visibility issues. The Traffic Engineer completed a site investigation and determined that potential traffic collision exists between vehicles making a left-turn from Gallant Street onto Jaboneria Road as well as through vehicles from Jaboneria Road approaching the driveway. It is staffs recommendation that the City Council approve parking restrictions and the installation of a total of 18 feet of red curb (no parking) at 7729 Jaboneria Road; 15 feet on the north side and 3 feet on the south side of the driveway.

Recommendation:

It is staffs recommendation that the City Council by motion:

1. Adopt the attached resolution authorizing parking restriction at 7729 Jaboneria Road; and
2. Authorize staff to install a total of 18 feet of red curb (no parking) at 7729 Jaboneria Road; 15 feet of red curb on the north side of the driveway and 3 feet of red curb on the south side of the driveway.

8. APPOINTING A MEMBER AND ALTERNATES TO THE GOVERNING BOARD OF LOS ANGELES GATEWAY REGION INTEGRATED REGIONAL

WATER MANAGEMENT AUTHORITY (GWMA)

In 2010, the City Council of Bell Gardens adopted Resolution No. 2010-35 approving the Los Angeles Gateway Region Integrated Regional Water Management Joint Powers Agreement. The City entered into the agreement to create a "regional water management group" to develop a regional water management plan that would protect and enhance the region's water resources. Each member of the GWMA has one member on the governing board with one vote each. A designated alternate is authorized to vote in the member's absence. With current terms expiring on September 30, 2017, the City Council will need to re-appoint one primary board member and up to three alternates to represent the City of Bell Gardens on the Board for a term of two (2) years beginning October 1, 2017. It is recommended that Chau Vu be appointed as primary board member with John Oropeza, Veronica Sanchez, and Steve Forster appointed as alternate board members.

Recommendation:

It is staff's recommendation that the City Council by motion adopt the attached resolution appointing a member and alternates to the Governing Board of the Los Angeles Gateway Region Integrated Regional Water Management Authority (GWMA).

9. LEASING OF CITY'S WATER RIGHTS TO SUBURBAN WATER SYSTEM

The City of Bell Gardens has 1,914 acre-feet of Groundwater Pumping Rights in the Groundwater Basin. The Water System uses approximately 1,200 acre-feet annually of those rights. The City has generally leased out annually the unused rights along with any carryover from the previous year, generating revenue for the Water Fund. This year the City received 1 offer for the lease of approximately 1,442 acre-feet of unused rights from Suburban Water Systems.

Recommendation:

It is recommended that the City Council, by motion:

1. Award a lease agreement for 1000 acre-feet of Central Basin Groundwater Annual Pumping Rights with flex rights (carryover) and 442 acre-feet without flex rights to Suburban Water Systems for \$36,050, and;
2. Authorize the City Manager to execute the Lease Agreement on behalf of the City of Bell Gardens with Suburban Water Systems and have staff file a copy with the Central Basin Watermaster.

10. AWARD OF CONSTRUCTION CONTRACT FOR THE ALLEY IMPROVEMENTS PROJECT AT VARIOUS LOCATIONS – C.I.P. NO. 3842

Engineering staff completed the design and construction documents for the Alley Improvements Project, which consists of repaving of various alleys within city limits. On June 26, 2017, City Council authorized staff to solicit bids for the project and on July 24, 2017, the City received a total of six (6) bid proposals for this project. Staff conducted a review of the apparent lowest bidder Sequels Contractors, Inc. and determined that they are the lowest, responsive and responsible bidder. Therefore, staff recommends award of a construction contract to Sequel Contractors, Inc. in the amount of \$852,721 with a 5% contingency and

authorize the appropriation of \$40,000 of Measure R funds and \$150,000 of general funds for the construction of this project.

Recommendation:

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

1. Award a construction contract to Sequel Contractors, Inc. in the amount of \$852,721 for the Alley Improvements Project at Various Locations;
2. Authorize staff to execute the agreement and approve change orders that may be necessary during construction to cover any unforeseen condition in an amount not to exceed 5% of the construction contract; and
3. Authorize the appropriation of \$40,000 of Measure R funds and \$150,000 of general funds for the construction of this project.

11. BELL GARDENS TODAY PRINTING SERVICES AGREEMENT

The Recreation and Community Services Department (RCS) collaborates with the City Manager's Office for the production of the Bell Gardens Today. City staff performed an informal bid process seeking printing companies. Three bids were submitted from Inter-Graphics Company, The Sauce Creative Services and Spartan Media Group. Upon review, it was determined that Inter-graphics Company was the lowest responsible bidder and was able to meet the department's specification, turnaround time, and delivery. The cost for the Bell Gardens Today for fiscal year 2017-2017 is \$27,672.

Recommendation:

It is staffs recommendation that the City Council adopt the attached resolution authorizing an agreement, in a form to be approved by the City Attorney, with Inter-Graphics Company for four (4) editions for the printing and delivery of the Bell Gardens Today Brochure in the amount of \$27,672 for fiscal year 2017/2018.

DISCUSSION (Item No. 12)

12. PROGRAM SUPPLEMENT AGREEMENT NO. 016-F FOR THE CITYWIDE SAFETY ENHANCEMENTS PROJECT- C.I.P. NO. 3835

The Active Transportation Program (ATP) is administered by the California Department of Transportation. In May 19, 2014, the City of Bell Gardens applied for and was awarded a total of \$802,000 of Cycle 1 ATP funds for the construction of pedestrian and bicycle safety improvements at various locations within the City and on May 22, 2017 staff secured and obligated federal funds for the construction of the project. Caltrans requires the City to execute a Program Supplemental Agreement with the office of Caltrans Local Assistance Programs, which administer the funds.

Recommendation:

It is staffs recommendation that the City Council, by motion;

1. Adopt the attached resolution, approving the State Program Supplement Agreement No. 016-F; and
2. Authorize the City Manager or his designee to execute said agreement on behalf of the City of Bell Gardens.

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: August 10, 2017 Time: 3:00 p.m.