



**CITY OF BELL GARDENS
CITY COUNCIL
REGULAR MEETING
MONDAY, OCTOBER 10, 2016, 6:00 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 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.

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL OF CITY COUNCIL MEMBERS

Priscilla Flores, Council Member
Maria Pulido, Council Member
Jennifer Rodriguez, Council Member
Jose J. Mendoza, Mayor Pro Tem
Pedro Aceituno, 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 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. 1 – 5)

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

September 26, 2016– Regular Meeting Minutes

Recommendation: It is staff's recommendation that the City Council approve the Regular City Council Meeting of September 26, 2016.

3. **WARRANT REGISTERS AND WIRE TRANSFERS**

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

Warrant register	09/06/16	Check #s	159015 – 159108				
Wire transfer	08/23/16	Wire #s	1116 – 1117	\$			
Wire transfer	09/01/16	Wire #s	1118 – 1119	\$	385,941.53		
Payroll transfer	09/01/16		Net payroll	\$	<u>389,237.05</u>	\$	<u>775,178.58</u>
Warrant register	09/06/16	Check #s	159109 – 159111			\$	<u>414.99</u>
Warrant register	09/13/16	Check #s	159112 – 159182			\$	<u>195,675.88</u>
Warrant register	09/13/16	Check #s	159183 – 159187			\$	<u>19,372.49</u>
Warrant register	09/20/16	Check #s	159188 – 159261				
Wire transfer	09/15/16	Wire #s	1120 – 1121	\$	495,476.42		
Payroll transfer	09/15/16		Net payroll	\$	<u>367,484.50</u>	\$	<u>862,960.92</u>
			Total =				<u>\$ 1,853,602.86</u>

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.

4. **AUGUST 2016 TREASURER'S REPORT**

The Treasurer's Report for Cash and Investments for the month of August 2016 is attached.

Recommendation: It is recommended that the City Council receive, approve, and file the August 2016 Treasurer's Report.

5. **CONFLICT OF INTEREST CODE - BIENNIAL NOTICE REQUIRED BY THE POLITICAL REFORM ACT**

As required by the Political Reform Act: G.C. § 87306 (a) Every agency shall amend its Conflict of Interest Code, subject to the provisions of Section 87303, when change is necessitated by changed circumstances, including the creation of new positions which must be designated pursuant to subdivision (a) of Section 87302 and relevant changes in the duties assigned to existing positions. Amendments or revisions shall be submitted to the code reviewing body within 90 days after the changed circumstances necessitating the amendments have become apparent.

Recommendation: It is staff's recommendation that the City Council approve and file the attached 2016 Local Agency Biennial Notice.

DISCUSSION (Items No. 6-7)

6. CALPERS COMPLIANCE - AMENDMENTS TO CITY PAY SCHEDULES AND PWEA AND PWSA AGREEMENTS

The California Public Employees' Retirement System Office of Audit Services (CalPERS) conducted an audit of the City and is requiring the City to identify the pay schedule from fiscal year 2012/13 to fiscal year 2015/16 to include the time base and have the pay schedules reapproved by the City Council. CalPERS is also requiring the City to calculate and report the monetary value of the uniforms provided to public works employees as well as memorialize via a side letter to the PWEA and PWSA 2012-2014 MOU and the 2014-2016 MOU. City staff has reported to CalPERS the dollar value of the uniforms at approximately \$154.90 per employee, and is now requesting the City Council to approve the side letter agreements to memorialize the dollar value of the uniforms provided to the public work employees. Taking the recommended action does not provide any new pay or benefits but rather only clarifies existing pay and benefits in accordance with PERS findings.

Recommendation: It is Staff recommendation that the City Council approve Resolution Nos. 2016-44, 2016-45, 2016-46 and 2016-47 thereby adopting the revised fiscal year Employee Classifications and Compensation resolutions for FY 12/13, FY 13/14, FY 14/15 and FY 15/16. Staff is also recommending that the City Council approve Resolution No. 2016-48, adopting side letter agreements with the Public Works Employees Association (PWEA) and Public Works Supervisors Association (PWSA) for the 2012-2014 Memorandum of Understanding ("MOU") and the 2014-2016 MOU.

7. FUEL TANK CLEANING SERVICE – EMERGENCY GENERATOR

Diesel generator maintenance is essential for critical facilities such as the Police Department. Mission-critical standby systems, such as generators, provide power to vital operations power systems for public safety, national security, and business continuity. Regular scheduled maintenance has not been performed to the 28-year old diesel tank that powers the emergency generator. Under BGMC 3.04.100, the City can dispense with formal bidding process "when an emergency, as determined by purchasing officer, requires that the purchase or sale be completed within a period of time which will not permit normal bidding or quotation procedures". Staff is requesting that the city's underground diesel fuel tank which operates the emergency generator located at the Police Department be serviced and tested to provide power to vital city operations. There are adequate funds in the Public Works Facility Maintenance Budget for 2016-2017.

Recommendation: It is staff's recommendation that the City Council by motion: Adopt City Council Resolution No. 2016-49 authorize a purchase order in the amount of \$24,678.80 with Quinn Power Systems for fuel tank cleaning services of the emergency generator located at the Police Department and waive the formal bidding process. In accordance with BGMC 3.04.100, the City can dispense with the formal bidding process when an emergency exists.

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