



CITY OF BELL GARDENS
BELL GARDENS PUBLIC FINANCING AUTHORITY
SPECIAL MEETING
MONDAY, FEBRUARY 9, 2015, 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 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

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL OF PARKING AUTHORITY MEMBERS

Priscilla Flores, Authority Member
Jose Mendoza, Authority Member
Maria Pulido, Authority 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 PUBLIC FINANCING AUTHORITY AGENDA ONLY. Submit a WHITE public comment card with the agenda item number you would like to discuss to the Public Financing Authority 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 Public Financing Authority from discussing any item not appearing on the posted Public Financing Authority Agenda.

DISCUSSION (Item No. 1)

1. APPROVAL OF PREPAYMENT OF 2006 CERTIFICATES OF PARTICIPATION AND ISSUANCE OF 2015A LEASE REVENUE REFUNDING BONDS AND RELATING DOCUMENTS

Recommendation: It is staff's recommendation that the members of the board of the Bell Gardens Public Financing Authority continue this item to the February 23, 2015 Bell Gardens Public Financing Authority Meeting.

PUBLIC COMMENTS ON NON-AGENDA ITEMS UNDER THE SUBJECT MATTER JURISDICTION OF THE PUBLIC FINANCING AUTHORITY

(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 PUBLIC FINANCING AUTHORITY ONLY. Submit a PINK public comment card with the matter you would like to discuss to the Parking Authority 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 Public Financing Authority from discussing any item not appearing on the posted Public Financing Authority Agenda.

PUBLIC FINANCING AUTHORITY MEMBER COMMENTS

ADJOURNMENT



**CITY OF BELL GARDENS
SUCCESSOR AGENCY TO THE COMMUNITY
DEVELOPMENT COMMISSION
REGULAR MEETING
MONDAY, FEBRUARY 9, 2015, 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 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 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.

DISCUSSION (Item No. 1)

1. TRANSFER OF GOVERNMENTAL PURPOSE PROPERTY FROM SUCCESSOR AGENCY TO CITY

It is staff's recommendation that the Successor Agency to the Community Development Commission adopt a resolution (1) declaring that the following properties are "governmental purpose" and qualify for the transfer to the City of Bell Gardens and (2) requesting the Oversight Board to the Successor Agency approve their transfer in accordance with Health and Safety Code section 31481(a):

- Los Angeles County Fire Department Station # 39 ("**Station # 39**"), APN # 6358-005-905;
- Bell Gardens Police Department North Parking Lot ("**PD Parking Lot**"), APN # 6358-005-906; and
- Bell Gardens Neighborhood Youth Center ("**Youth Center**"), APN # 6328-016-900.

Title to all three (3) Properties is currently vested in the dissolved Bell Gardens Community Development Commission and their current use is specifically described below:

1. Los Angeles County Fire Department Station # 39

The Station # 39 parcel was purchased by the Agency from Clyde Kossack and Joyce Kossack on August 20, 1984. On January 25, 1988, the City entered into an agreement with the Consolidated Fire Protection District of Los Angeles County to acquire this property and lease the land for development of the property for a fire station. To date, the property, located in the Bell Gardens Civic Center, serves as the only fire station in the City of Bell Gardens and is leased to the Consolidated Fire Protection District for as long as the District utilizes the property to provide fire and emergency services to the City, or ninety-nine (99) years.

2. PD Parking Lot

The CDC initially took possession of the PD Parking Lot on September 4, 1984, and was awarded title through condemnation proceedings finalized on December 14, 1984. The property, located in the Bell Gardens Civic Center, serves as a secured parking lot and storage area for the Bell Gardens Police Department. The Property is not open to the general public and is reserved exclusively for the BGPD as the parking facility for its officers, patrol cars and motorcycles, and tactical armored vehicle. The Property also has storage containers installed that store disaster preparedness and emergency response equipment and police records. The PD Parking Lot is a de facto component of the police station that is closely integrated with the essential functions of the police station.

3. Neighborhood Youth Center

The Youth Center property was purchased by the CDC from Synod of Southern California and Hawaii on July 26, 1990. For approximately the past twenty (20) years, the property has been the site of the City's afterschool program for children ages 5-17, five (5) days per week. The Youth Center property contains an outdoor basketball court, playground equipment, and picnic shelter. The Property also has four buildings: (1) building one has a game room, kitchen, homework room, and administrative offices; (2) building two has restrooms and a creative kids room; (3) building three has a lounge room, art room, and cooking class kitchen; and (4) building four has a gym and storage rooms.

On February 1, 2012, the CDC was dissolved by way of AB 1x26 and the California Supreme Court's ruling in *California Redevelopment Association v. Matosantos* (2011) 53 Cal.4th 231. AB 1x26 (as subsequently amended by AB 1484 the "**Dissolution Act**,") created a "successor agency" for each dissolved redevelopment agency which, in this case, is governed by the City. The Successor Agency is a separate and independent public entity from the City, and its assets and liabilities are distinct from the City's. Upon dissolution of the CDC, all of its assets and real properties were transferred to the control of the Successor Agency for management in accordance with Dissolution Act mandates. This includes the Properties. The Dissolution Act contains several inter-related and complex provisions regulating the disposal of the CDC's real property assets. The Dissolution Act defines "governmental purpose" properties as those properties "used for a governmental purpose, such as roads, school buildings, parks, police and fire stations, libraries, and local agency administrative buildings...". To assist successor agencies and oversight boards in applying these provisions, the Department of Finance has issued guidelines summarizing the different process applicable to the disposal of "governmental purpose" properties and "all other properties." The Dissolution

Act (and DOF's interpretation thereof) authorizes the transfer of "governmental purpose" properties from the Successor Agency to the "appropriate public jurisdiction" prior to the completion of a LRPMP.

Recommendation: It is staff's recommendation that the Successor Agency to the Community Development Commission adopt Successor Agency Resolution No. 2015-02 finding and declaring that the Properties are "governmental purpose", and requesting that the Oversight Board approve their transfer to the City.

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)

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SUCCESSOR AGENCY TO THE COMMUNITY DEVELOPMENT COMMISSION MEMBER COMMENTS

ADJOURNMENT



**CITY OF BELL GARDENS
CITY COUNCIL
REGULAR MEETING
MONDAY, JANUARY 12, 2015, 6:00 P.M.
AGENDA**

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

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CALL TO ORDER

ROLL CALL OF CITY COUNCIL MEMBERS

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

PRESENTATION

- Recognition of Officers Edward Curbelo and Ruben Catani for receipt of the CHIP 10851VC Award.
- Recognition to DEL Records – Angel del Villar for charitable contributions to the community.

PUBLIC HEARING (Item No's. 1-2)

1. ZONING CODE AMENDMENT NO. 2014-053 – ORDINANCE NO. 863

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

- 1) Introduce and conduct first reading of Ordinance No. 863, approving Zoning Code Amendment No. 2014-053 amending Bell Gardens Municipal Code (BGMC) Title 9, "Zoning and Planning Regulations," (Zoning Code) as follows:

A. Amend Chapter 9.20, "Special Uses and Applicable Standards," Section 9.20.103 "Emergency Shelters," Subsection B.1 "Development Standards, Location Requirements."

State Senate Bill 2 (SB2) enacted by the California legislature in 2007 requires each local government General Plan Housing Element to identify and develop a plan for removing governmental constraints to housing for homeless individuals and special needs individuals, including local land use and zoning constraints. On May 13, 2013 the City Council adopted the Bell Gardens 2008-2013 General Plan Housing Element Update which includes a program objective to amend the City's Zoning Code to permit emergency shelters with approval of a ministerial permit in the Industrial (M-1) zone, to conditionally permit Single Room Occupancy (SRO) uses in the Mixed Use Residential/Commercial (M-U) zone, and to permit transitional and supportive housing by right in any zone which permits residential uses. On August 12, 2013 the Bell Gardens City Council adopted Ordinance No. 851 in order to address the requirements of SB2 and the adopted 2008-2013 General Plan Housing Element. Ordinance No. 851

shelters, to add emergency shelters as a permitted use in the M-1 (Light Industrial) zone, and to add special development standards for emergency shelters. On September 25, 2013 the City submitted the Draft 2013-2021 General Plan Housing Element Update to the State Department of Housing and Community Development (HCD) for HCD statutory mandated review. The Draft 2013-2021 General Plan Housing Element described the contents of Ordinance No. 851 adopted by the City in order to address the requirements of SB2. On November 19, 2013 HCD concluded its review of the Draft 2013-2021 Housing Element Update and notified the City that certain revisions would be required in order for HCD to certify the Draft Housing Element Update as compliant with all State Housing Element laws. The HCD review included a requirement that the City add a Housing Element program objective that the City adopt certain amendments to the City's Zoning Code regulations governing the development of emergency shelters as they relate to required distance requirements established between an emergency shelter and any public school or park. On January 13, 2014 the City Council adopted Resolution No. 2014-03 adopting a Negative Declaration and the City's 2013-2021 General Plan Element Update which included a program objective that within one year of Housing Element Update adoption, the City would review and revise the Zoning Code for the provision of emergency shelters, especially relating to the distance requirements between an emergency shelter and any public park or school, to ensure consistency with State Law (SB2.) On February 27, 2014 HCD found the City's adopted 2013-2021 General Plan Housing Element to be in full compliance with State housing element law based on, among other reasons, the additional program objective that the City would review and revise the adopted zoning regulations governing development of emergency shelters with respect to the distance requirements for emergency shelters within one year of adoption of the 2013-2021 General Plan Housing Element. On December 17, 2014 the City of Bell Gardens Planning Commission adopted Resolution #PC 2014-07 recommending to City Council the approval of Zoning Code Amendment No. 2014-053 to adopt Ordinance No. 863, amending Bell Gardens Municipal Code (BGMC) Title 9, "Zoning and Planning Regulations," (Zoning Code) amending Chapter 9.20, "Special Uses and Applicable Standards," Section 9.20.103 "Emergency Shelters," Subsection B.1 "Development Standards, Location Requirements."

Recommendation: It is staff's recommendation that the City Council approve Zoning Code Amendment No. 2014-053 to adopt Ordinance No. 863 to eliminate the requirement that an emergency shelter be located a minimum distance of 600 feet from any public park or school. The requirement that an emergency shelter be located a minimum distance of 300 feet from any other shelter would be maintained.

2. **APPROVAL OF PREPAYMENT OF 2006 CERTIFICATES OF PARTICIPATION AND ISSUANCE OF 2015A LEASE REVENUE REFUNDING BONDS AND RELATING DOCUMENTS**

Recommendation: It is staff's recommendation that the members of the City Council continue this item to the February 23, 2015 City Council Meeting.

PUBLIC COMMENTS ON AGENDA ITEMS ONLY

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

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CONSENT CALENDAR (Item No.'s 3 – 12)

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.

3. GENERAL MOTION TO READ ALL ORDINANCES BY TITLE ONLY

In order to expedite the conduct of business at 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.

4. WARRANT REGISTERS AND WIRE TRANSFERS

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

Warrant Registers	01/13/15 (Check #'s 152350 – 152424) &		
Wire Transfers	01/08/15 (Wire #'s 1024 – 1025)	\$	447,226.33
Payroll Transfer	01/08/15 Net Payroll	\$	357,959.51
Warrant Registers	01/20/15 (Check #'s 152425 – 152482)	\$	268,951.32
	Total	\$	1,074,137.16

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. APPROVAL OF DECEMBER 2014 TREASURER'S REPORT

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

Recommendation: It is staff's recommendation that the City Council receive, approve, and file the December 2014 Treasurer's Report.

6. APPROVAL OF PITNEY BOWES LEASE AGREEMENT

City employees use the Pitney Bowes postage machine to attach appropriate postage for all outgoing mail. The current 60 month lease agreement with Pitney Bowes for the postage machine will expire in March of 2015. The lease payment under our current agreement is \$298 per month. Staff proposes to enter into a new 60 month lease agreement with Pitney Bowes for a postage machine. The lease would include a new postage machine (Connect+1000) which comes with the additional capability of being able to print color messages onto envelopes. Maintenance on the leased machine is included in the lease agreement. The City, as a public agency, will be able to procure the lease at a price negotiated by Western States Contracting Alliance which is an organization that negotiates contracts for use by public entities. The cost for the new five year lease agreement is \$274.39 per month, which is a savings of approximately \$24 per month from the prior contract.

Recommendation: It is staff's recommendation that the City Council approve Resolution No. 2015-10, approving a lease agreement with Pitney Bowes for the use and maintenance of their Connect+1000 postage machine.

7. **AMENDMENT TO 2014-2016 BELL GARDENS POLICE OFFICERS' ASSOCIATION MEMORANDUM OF UNDERSTANDING**

On August 11, 2014, the City Council approved a two-year Memorandum of Understanding (MOU) with the Bell Gardens Police Officers' Association (BGPOA). The MOU addressed a number of economic and non-economic items and marked the first time in nearly five years that the City and BGPOA were able to come to terms on a multi-year agreement. During the course of those negotiations, the City and BGPOA agreed to make a number of programmatic revisions to the Senior Officer Program but were unable to finalize the changes prior to concluding contract negotiations. The parties decided to move forward with the new MOU based on the agreements already in place and agreed to meet and confer over the coming months to finalize the changes to the program. Those changes are now reflected in the amended MOU.

Recommendation: It is staff's recommendation that the City Council approve Resolution No. 2015-11 amending the 2014-2016 Memorandum of Understanding with the Bell Gardens Police Officers' Association and implementing modifications to the Senior Officer Program.

8. **AGREEMENT FOR SPECIAL SERVICES WITH LIEBERT, CASSIDY, WHITMORE AND ANDELSON, LOYA, RUDD, & ROMO**

Periodically, the City has the need to retain legal services related to employment law that are highly technical and require the services of legal practitioners with a particular expertise in this field. Such matters include employee training, contract negotiations, workplace investigations, disciplinary appeals, and litigation. Staff respectfully requests that the City Council authorize the procurement of such legal services on an as needed basis from the law firms of Liebert Cassidy Whitmore and Atkinson, Andelson, Loya, Ruud & Romo. The ability to secure the services of two established and highly respected law firms will offer the City flexibility in terms of cost and efficiency. Additionally, there may be circumstances where one firm is unable to represent the City in a particular matter due to conflict of interest concerns. In such cases, it will become necessary to retain the alternate firm for representation. The agreement with LCW will supersede the existing agreement signed in 2007. There is no existing agreement in place with AALRR.

Recommendation: It is staff's recommendation that the City Council approve Resolution No. 2015-12 authorizing the City Manager to enter into an Agreement for Special Services with the law firms of Liebert Cassidy Whitmore (LCW) and Atkinson, Andelson, Loya, Ruud & Romo (AALRR) to provide legal services pertaining to employment law matters.

9. **AGREEMENTS FOR SPECIAL PERSONNEL INVESTIGATIVE SERVICES**

The City of Bell Gardens is committed to providing a workplace environment free of harassment, discrimination, and retaliation. In keeping with this commitment, the City must respond quickly to allegations of this nature by initiating thorough and comprehensive workplace investigations. After searching for investigation firms that have demonstrated exceptional track records for conducting thorough investigative and legal services involving sensitive and complex personnel issues, two firms are being recommended for approval, Susan Wooley and Norman Traub Associates. Susan Woolley is an experienced attorney and workplace investigator that has the expertise and resources to provide the previously described services. The total cost for her services is estimated not to exceed \$20,000. Norman Traub Associates is an organization of former Police Executives and Attorneys engaged in Workplace investigations and Background investigations for local governments, special districts, educational district personnel, and private sector companies. The total cost for Traub's services are estimated to not exceed \$12,000.

Recommendation: It is staff's recommendation that the City Council adopt Resolution No. 2015-13 authorizing the City Manager to enter into professional services

agreements with Susan Woolley and Norm Traub Associates, Inc. in order to initiate and conduct complex workplace investigations.

10. APPROVAL OF ALARM MANAGEMENT COMPANY TO HANDLE REGISTRATION, RENEWALS AND BILLING OF FALSE ALARMS

Currently, the City does not have an alarm management program to effectively administer, track, apply applicable fines, and conduct follow-up on non-paying persons and businesses that have alarm systems. Bills are sent out via the Police Department (PD) with minimal fines being collected. Additionally, there are no ramifications for businesses and residents who do not pay their false alarm fees. The City does have an ordinance that governs alarm permits and false alarm fees and penalties; however, because we do not have a formal program, many false alarm notifications for payment are ignored by businesses and residences. The alarm collection fees were previously updated in Ordinance No. 860 and approved via Resolution 2014-24. The use of an alarm management company will hold alarm users and companies accountable for the proper installation of alarm systems, and hold alarm users accountable for its proper operation and maintenance. It is anticipated that utilizing such a company will serve as an effective mechanism to help reduce false alarms thereby allowing police officers to be deployed more efficiently to other emergency and non-emergency events. A strong benefit of utilizing an alarm management company recognized by other cities is that, with a strong city ordinance, these cities have been able to decrease false alarms up to 70%. Furthermore, it has helped reduce false alarm responses that waste police resources, and provides greater efficiency for billing and collection.

Recommendation: It is staff's recommendation that the City Council adopt Resolution No. 2015-07, adopting the Professional Services Agreement to utilize PMAM Corporation for Alarm Management Services.

11. INTERAGENCY MENTAL HEALTH EVALUATION UNIT

Recent legislation in the form of AB109 resulted in the release of thousands of convicted felons from our state prisons and placed responsibility for monitoring their post-release compliance on local police agencies. Many of these individuals released from prison suffer from some form of mental illness. Many of these individuals end up homeless, living on our streets and contributing to an increase in crime. In an effort to proactively address this problem, several police agencies from the southeast region have created a partnership with the Los Angeles County Department of Mental Health (DMH) called the Southeast Region Mental Health Evaluation Unit. The goal of this unit will be to deploy regularly in the form of our existing AB 109 compliance teams and a mental health clinician from (DMH). The unit will have the opportunity to evaluate individuals during compliance checks, as well as during proactive operations targeting our homeless population for the purpose of providing these individuals with supplementary analysis and care. Funding for the DMH clinician is being provided by DMH. Each agency is required to provide personnel toward the unit. As mentioned this personnel is already in place as part of our AB109 compliance team jointly operated by Bell Gardens, Bell and Vernon Police Departments, and paid for via state AB109 funding.

Recommendation: It is staff's recommendation that the City Council adopt Resolution No. 2015-09, adopting the interagency Memorandum of Agreement for Mental Evaluation Unit Partnership between Los Angeles County and the Cities of Bell Gardens, Bell, Vernon, Downey, Huntington Park, South Gate, and Signal Hill.

12. AUTHORIZATION FOR A NEW FULL-TIME POLICE DISPATCHER POSITION

The police department currently has seven full-time budgeted positions assigned to the Communications Center: five full-time dispatchers, one lead dispatcher, and one dispatch supervisor (currently unfilled). Of the five full-time dispatchers, two of those dispatchers are still in training, and will not be available to work by themselves for 3-6

more months. Five years ago, the police department had eight full-time positions, however due to budget constraints one of those dispatcher positions was frozen. Appropriately staffing the Communications Center has been a challenge for the last several years. Given the call volume received into our center, it is necessary to have two dispatchers working together most times to effectively handle the workload. Inadequate staffing has contributed to dispatcher burnout, increases in sick time usage, and increased overtime costs. Quite often, police officers are removed from patrol to replace an open dispatcher shift, or they have been used during a modified duty assignment to assist a dispatcher working alone in the center. At times, these officers have even had to work by themselves without the assistance of a trained dispatcher on duty. City Council recently approved an agreement to utilize a staffing firm that provided a trained dispatcher on an hourly basis. This agreement allowed the police department to staff a second trained dispatcher, which provided significant relief and assistance to dispatchers and/or officers working in the Communications Center by themselves. Unfortunately, this staffing firm was not able to retain the dispatcher assigned to our department leaving the center once again without efficient staffing. Each of these measures previously employed, have been short-term provisions that require the long-term permanency of an additional full-time position.

Recommendation: It is staff's recommendation that the City Council adopt Resolution No. 2015-16, authorizing a new full-time police dispatcher position for the Police Department thereby adding a full time dispatcher position to the police department organizational chart.

13. AWARD OF THE CONSTRUCTION CONTRACT FOR THE OPTICOM EMERGENCY VEHICLE PREEMPTION PROJECT

The Highway Safety Improvement Program (HSIP), codified as Section 148 Title 23, United States Code, was elevated to core program as a result of the passage of the Safe, Accountable, and Flexible Act. Funds are directed for any publicly-owned roadway or bicycle/pedestrian pathway or trail that corrects or improves the safety for it users. The City of Bell Gardens applied for and was awarded a total of \$100,200 of HSIP funds for the installation of an Opticom Emergency Vehicle Preemption System. On May 3, 2013, \$9,450 in federal funds were secured and obligated to the Opticom Emergency Vehicle Preemption Project to pay for the design of the project. Subsequently staff secured and obligated \$90,750 in federal funds for the construction of the project for a total of \$100,200 for federal funding. On August 26, 2013 City Council approved the Supplement Agreement and adopted a resolution, both of which are required in order to obtain federal reimbursement for the project. On June 23, 2014, City Council authorized staff to solicit bids for the project based on the plans, specification and cost estimate that was prepared. The general scope of work includes installation of Opticom detectors on mast arm or traffic signal post, installation of Opticom Controller Equipment in existing control boxes, connecting Opticom Controller Equipment to Opticom detector and removal of the existing conduit and replacement with new conduits if necessary.

The improvements will be at the following intersections:

- Eastern Avenue and Watcher Street
- Eastern Avenue and Florence Avenue
- Ajax Avenue and Florence Avenue
- El Selinda Avenue and Florence Avenue
- Garfield Avenue and Florence Avenue
- Darwell Avenue and Gage Avenue

The Notice Inviting Bids was advertised in various construction industry publications, as well as the City's local newspaper on June 26, 2014 and July 10, 2014. The Opticom Emergency Vehicle Preemption Project was advertised to bid three (3) times, due to

receiving bids the first two times that were higher than available in the project budget. Therefore, the staff solicited bids for the third time. On November 19, 2014, the City only received one (1) bid proposal for this project. The result is listed below:

Name of Company	Base Bid
Aegis ITS, Inc.	\$212,354.45

Staff conducted a review of the only bidder Aegis ITS, Inc. including a review of their license, references and all federal documents. During analysis of the bids, it was found that the bidder did not submit an acknowledgement of an addendum to the bid documents. After review of the bid documents, the City Engineer finds that the failure by the sole bidder to submit an acknowledgement of Addendum No. 3 with his bid is a technical irregularity and does not substantially affect the bid submitted by Aegis ITS. Therefore, staff recommends that City Council waive the technical irregularity as recommended by the City Engineer. The low bid by Aegis ITS was again higher than the funds available in the project budget, therefore, staff requested additional State funding for this project. On January 13, 2015, Caltrans agreed to increase HSIP funding in the amount of \$64,422.17. The total amount available for this project is now sufficient to fund construction of this Project. Aegis ITS, Inc.'s license is current and active and reference checks revealed that the contractor's prior work was completed satisfactorily and no change orders were initiated by the contractor in previous projects. It has been determined that Aegis ITS, Inc. is responsive and responsible bidder.

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

- 1) Award a construction contract to Aegis ITS in the amount of \$212,354.45 for the Opticom Emergency Vehicle Preemption Project; and
- 2) Waive all minor irregularities in the bid submittal by Aegis ITS ; and
- 3) Authorize staff to 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.

14. LOCAL COMMISSIONS APPOINTMENTS 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. Once appointments are made, the City Council will recognize all outgoing and incoming Commissioners. The new members will receive their Oath of Office and will begin service with their respective Commission at the next regularly scheduled Commission meeting. The City Clerk's Office will arrange for the proper filing of Conflict of Interest Code paperwork and schedule AB 1234 ethics training.

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

DISCUSSION (Item No. 15-16)

15. CITY COUNCIL APPOINTMENTS TO EXTERNAL COMMITTEES

The City of Bell Gardens resides within a larger geo-political environment with a variety of complex issues and concerns. Councilmembers are typically appointed as representatives on various external boards, commissions, and committees who serve the larger geo-political region. The City Council typically makes revisions to the list yearly following the annual Council reorganization. It is now the appropriate time to review the matrix and make the appropriate changes, reappointments, or appointments, as necessary.

Recommendation: It is staff's recommendation that the City Council make changes, reappointments, or appointments as necessary to the attached, revised matrix of Council Appointments to External Regulatory and Advisory Boards, Commissions, and Committees.

16. VOIP TELEPHONE SYSTEM

Staff conducted an in-depth study of the City's telephone system that included hardware, software, and support. Additionally, a request for proposal (RFP) for Voice over Internet Protocol (VOIP) was administered to ensure comprehensive analysis, while seeking qualified companies to propose enhanced solutions. VOIP is an enhanced method of telephone usage and allows for voice communications to be run over a single Internet network, which significantly reduces operating costs. The enhanced VOIP system also allows the City to stay in current technology without the need of expensive infrastructure costs and future capital outlay. With the integration of the Lan Wan Enterprise proposed VOIP solution, the City would save over \$60,000 per year, while implementing a new state-of-the-art telephone system that includes an upgrade of the entire infrastructure, new hardware and software, maintenance, redesigned call recording, local, long-distance calls and voicemail, and on-site support. The proposed solution would also replace the City's outdated telephone system, which is no longer under contract and is in need of costly repairs. The enhanced VOIP solution allows for standardized, easy and cost-effective configuration changes, and system modifications to address the City's growth and changing needs and will require no up-front capital outlay. The flexibility of upgrades and options available through the proposed lease with Lan Wan Enterprise would also provide an excellent migration path for the City to stay in current technology and avoid the possibility of future capital expenditures for replacement. The lease would also include all maintenance for the term of the agreement at today's negotiated rates protecting the City from rising maintenance prices while reducing monthly operating budgets, deploying the latest technology, and preserving capital.

Recommendation: It is staff's recommendation that the City Council approve a 5-year lease contract with Lan Wan Enterprise, which includes telephone equipment, installation and maintenance, training, and on-site support for the term of the agreement. Approving this proposal with Lan Wan Enterprise at a monthly cost of approximately \$14,885 would require no up-front capital outlay and produce savings of over \$60,000 per year.

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