



**CITY OF BELL GARDENS**  
**CITY COUNCIL / SUCCESSOR AGENCY TO THE COMMUNITY**  
**DEVELOPMENT COMMISSION**  
**JOINT MEETING**  
**MONDAY, AUGUST 26, 2024, 6:00 PM**  
**AGENDA**

**LOCATION: CITY COUNCIL CHAMBERS, 7100 GARFIELD AVENUE, BELL GARDENS, CA 90201**

The meeting will be held at Bell Gardens City Hall in the Council Chambers. The public may attend the meeting in-person or virtually as instructed below. You may view the meeting live on the City's website at <https://www.bellgardens.org/i-want-to/watch-city-council-meetings>.

**ACCESSIBILITY:** If requested, the agenda and backup materials will be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Any person who requires a disability-related modification or accommodation, in order to observe and/or offer public comment may request such reasonable modification, accommodation, aid, or service by contacting the City Clerk's office by telephone at 562-806-7704 or via email to [CityClerkDesk@bellgardens.org](mailto:CityClerkDesk@bellgardens.org) no later than 72-hours before a regular meeting or 24-hours before a special meeting.

**PUBLIC PARTICIPATION:** For Regular Meetings, the public may address the City Council / Agency Members on any item listed on the Regular Meeting Agenda and matters which are not listed on the agenda but are within the subject matter jurisdiction of the City Council / Successor Agency. Public comments for non-agenda items will be limited to a total of 30 minutes. For Special Meetings, the public may only speak on items listed on the agenda. Public comments are limited to three (3) minutes per person for each designated public comment period(s). Public comments can be made by any of the following ways:

**IN-PERSON:** Members of the public can provide in-person comments at the podium in the Council Chamber. The Council Chambers will have seating available for members of the public to attend the meeting in person, subject to capacity limits. Public comments are limited to three (3) minutes for each designated public comment period(s) per speaker, unless a different time is announced by the presiding chair. Speakers who wish to address the City Council / Agency Members should do so by submitting a "Public Comment Card" prior to the meeting.

**BY TELEPHONE:** Phone Number: (669)900-9128 Webinar ID: 813 3236 4343# Passcode: 2021#  
To address the City Council press \*9 to raise your hand then \*6 to unmute yourself when instructed.

**VIRTUALLY LIVE:** Members of the public may participate via Zoom by <https://zoom.us/join> and entering the Zoom Meeting ID: 813 3236 4343 Passcode: 2021

Comments may also be made via the Zoom app by using the "Raise Hand" feature when it is your turn to speak the host will unmute you. Comments will not be accepted in the QandA Chat function of the zoom app.

**WRITTEN COMMENTS:** Public comments may be emailed to [PublicComments@bellgardens.org](mailto:PublicComments@bellgardens.org) or mailed to: City Clerk's Office, 7100 Garfield Ave., Bell Gardens, CA 90201. To ensure distribution to the

members of the City Council / Agency Members prior to consideration of the agenda, please submit comments no later than one (1) hour prior to the meeting. Those comments, as well as any comments received after, will be distributed to the members of the City Council / Successor Agency and will be part of the official public record of this meeting.

For more information, you may contact the City Clerk's office during regular business hours 7:30 a.m. to 6:00 p.m., Monday through Thursday at (562) 806-7704.

**PUBLIC HEARING:** Public participation will be separately called for the public to provide comments at the time of each public hearing item. Speakers who wish to provide a comment should do so by submitting a "Public Comment Card" to the staff liaison, clerk, prior to the designated public comment period.

## **CALL TO ORDER**

## **INVOCATION**

## **PLEDGE OF ALLEGIANCE**

## **ROLL CALL OF CITY COUNCIL MEMBERS / SUCCESSOR AGENCY TO THE COMMUNITY DEVELOPMENT COMMISSION MEMBERS**

Jorgel Chavez, Council Member / Agency Member  
Maria Pulido, Council Member / Agency Member  
Francis De Leon Sanchez, Council Member / Agency Member  
Marco Barcena, Mayor Pro Tem / Vice Chair  
Gabriela Gomez, Mayor / Chair

## **PRESENTATIONS**

- **PROCLAMATION HONORING DEAF AWARENESS MONTH**
- **NATIONAL PREPAREDNESS MONTH**
- **NATIONAL SUICIDE PREVENTION WEEK**
- **HISPANIC HERITAGE MONTH**

## **CONTINUED PUBLIC HEARING (Item No. 1)**

### **1. CONSIDERATION OF ORDINANCE NO. 948 TO AUTHORIZE A DEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF BELL GARDENS, BG FLOWER, LLC AND 7601 EASTERN, LLC RELATING TO THE PROPERTY LOCATED AT 7601 EASTERN AVENUE IN THE CITY OF BELL GARDENS**

Continued Public Hearing to waive full reading and introduce Ordinance No. 948, by title only, approving the proposed Development Agreement No. 2024-054 for a cannabis retail storefront at 7601 Eastern Avenue.

#### **Recommendation:**

It is staff's recommendation that the City Council waive full reading and introduce Ordinance No. 948 by title only, approving the proposed Development Agreement (DA) No. 2024-054 for a cannabis retail storefront at 7601 Eastern Avenue.

## **PUBLIC COMMENTS ON NON-AGENDA ITEMS UNDER THE SUBJECT MATTER**

## **JURISDICTION OF THE CITY COUNCIL / SUCCESSOR AGENCY**

During this time, the members of the public may address the City Council / Successor Agency regarding any items within the subject matter jurisdiction of the City Council / Successor Agency. Public comments are limited to 3 minutes per person subject to an overall 30-minute period for non-agenda items. Government Code Section 54590 prohibits the City Council / Successor Agency from taking action or engaging in discussion on a specific item unless it appears on the agenda.

## **PUBLIC COMMENTS ON AGENDA ITEMS ONLY**

During this time, the members of the public may address the City Council / Agency Members regarding any items listed on the agenda. Public comments are limited to 3 minutes per person.

## **CITY MANAGER'S REPORT**

### **CONSENT CALENDAR (Item Nos. 2 - 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 / Successor Agency 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'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.

#### **3. APPROVAL MINUTES OF AUGUST 12, 2024, CITY COUNCIL CLOSED SESSION AND CITY/SUCCESSOR AGENCY JOINT MEETING**

Approve the minutes of the August 12, 2024 City Council Closed Session and City/Successor Agency Joint Meeting.

##### **Recommendation:**

It is staff's recommendation that the City Council approve the minutes of the August 12, 2024 City Council Closed Session and City/Successor Agency Joint Meeting.

#### **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's recommendation that the City Council receive and file the warrant registers, wire transfers, and net payrolls dated 07/23/2024, 07/25/2024, 07/30/2024 and 08/06/2024.

**5. WARRANT REGISTER SUCCESSOR AGENCY**

In approving the action of receiving and filing the warrant registers, the official minutes of the Successor Agency 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.

**Recommendation:**

It is staff's recommendation that the Successor Agency Members receive and file the warrant registers dated 07/23/2024 and 08/06/2024.

**6. SECOND READING OF ORDINANCE NO. 949 TO ADOPT A MILITARY EQUIPMENT USE POLICY AS REQUIRED BY ASSEMBLY BILL 481**

The proposed Ordinance No. 949 adopts a policy for Bell Gardens Police Department ("Department") in compliance with Assembly Bill 481 (Chiu) ("AB 481") to address the funding, acquisition, and use by the Department of items deemed "military equipment" by lawmakers. The policy meets the law's requirements by listing the Department's inventory of military equipment; outlining a process for the public to submit questions, concerns, and complaints in relation to the use of each type of equipment; providing for the preparation of an annual report subject to City Council review and approval; and establishing a webpage for updates and the posting of annual reports.

**Recommendation:**

It is staff's recommendation that the City Council by motion waive the full reading and adopt Ordinance No. 949 approving the Military Equipment Use Policy in accordance with state law.

**7. CONSIDERATION OF A RESOLUTION AUTHORIZING THE INSTALLATION OF A TEMPORARY 'TOW-AWAY NO PARKING' ZONE FROM 6:00 A.M. TO 6:00 P.M. FRONTING 7945 SCOUT AVENUE**

Consideration of a Resolution authorizing the installation of 80 feet of temporary 'Tow-Away No Parking' from 6:00 a.m. to 6:00 p.m., Monday through Friday, fronting 7945 Scout Avenue to facilitate construction activities at John Anson Ford Park.

**Recommendation:**

It is staff's recommendation that the City Council:

1. Adopt the attached Resolution authorizing the installation of 80 feet of 'Tow-Away No Parking' fronting 7945 Scout Avenue to facilitate construction activities at John Anson Ford Park; and
2. Rescind Resolution 2024-20.

**8. ACCEPTANCE OF PURCHASE AND INSTALLATION OF AN HVAC UNIT AT THE PUBLIC WORKS CORPORATION YARD AS COMPLETE**

Consideration of acceptance of the Purchase and Installation of an HVAC Unit at the Public Works Corporation Yard as complete.

**Recommendation:**

It is staff's recommendation that the City Council:

1. Accept the Purchase and Installation of an HVAC Unit at the Public Works Corporation Yard as complete; and
2. Authorize staff to file the Notice of Completion.

9. **ACCEPTANCE OF THE SLURRY SEAL IMPROVEMENTS ZONE 5 (CIP NO. 3929) AS COMPLETE**

Consideration of acceptance of the Slurry Seal Improvement Zone 5 as complete.

**Recommendation:**

It is staff's recommendation that the City Council:

1. Accept the Slurry Seal Improvement Zone 5 (CIP No. 3929) as complete; and
2. Authorize staff to file the Notice of Completion.

10. **CONSIDERATION OF A RESOLUTION AUTHORIZING THE CITY OF BELL GARDENS TO PARTICIPATE IN THE PROPOSED CLASS ACTION SETTLEMENTS WITH TYCO FIRE PRODUCTS LP, INDIVIDUALLY AND AS SUCCESSOR IN INTEREST TO THE ANSUL COMPANY AND CHEM GUARD, INC. (HEREINAFTER REFERRED TO AS "TYCO DEFENDANTS") AND BASF CORPORATION IN THE PUBLIC WATER SYSTEMS' PORTION OF THE MULTI-DISTRICT LITIGATION MATTER, IN RE: AQUEOUS FILM-FORMING FOAMS PRODUCT LIABILITY LITIGATION, RELATING TO PFAS CONTAMINATION OF DRINKING WATER**

AFFF MDL Litigation – Partial Settlements – Public Water Systems

**Recommendation:**

It is staff's recommendation that the City Council approve the attached Resolution authorizing the City to continue to be a part of the partial settlements with Tyco Defendants and BASF Corporation.

11. **CONSIDERATION OF RESOLUTION AUTHORIZING CHANGE NOTICE NUMBER THREE TO AGREEMENT #CFARPA10 WITH LOS ANGELES COUNTY DEPARTMENT OF PUBLIC SOCIAL SERVICES**

Adoption of resolution and Change Notice Number Three Agreement #CFARPA10 with Los Angeles County Department of Public Social Services for the American Rescue Plan Act of 2021.

**Recommendation:**

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

1. Adopt the attached resolution; and
2. Approve Change Order Number Three to Agreement #CFARPA10 with Los Angeles County Department of Public Social Services for the American Rescue Plan Act of 2021.

**DISCUSSION (Items Nos. 12 - 13)**

12. **LOCAL COMMISSIONS APPOINTMENT LIST**

The Local Commissions Appointments List outlines the City of Bell Gardens Commissions and Commissioners. Per the Bell Gardens Municipal Code, City Commissions consist of Bell Gardens residents appointed by each member of the City Council. Council Members may remove commissioners during any regular City Council meeting and may appoint commissioners following 10 working days after the posting of the vacancy notice.

**Recommendation:**

It is staff's recommendation that the City Council review the Commissions Appointments List and by motion, remove commissioners and/or make appointments to the posted vacancies.

**13. DESIGNATION OF VOTING DELEGATES AND ALTERNATES - LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE & EXPO - OCTOBER 16-18, 2024**

The League of California Cities Annual Conference is scheduled for October 16 - 18, 2024. The Annual Business Meeting is scheduled for on Friday, October 18, 2024. Consistent with League bylaws, a city's voting delegate and up to two (2) alternates must be designated by the City Council. The voting delegate and alternate must be registered to attend the conference.

**Recommendation:**

It is staff's recommendation that the City Council designate a voting delegate and up to two (2) alternates to attend the League of California Cities Annual Business Meeting, scheduled for October 18, 2024 where the League membership will consider and take action on resolutions that establish League policy.

**CITY COUNCIL / SUCCESSOR AGENCY MEMBER COMMENTS**

**ADJOURNMENT**

**Daisy Gomez, City Clerk**

Agenda posted on August 22, 2024.