



CITY OF BELL GARDENS
CITY COUNCIL / SUCCESSOR AGENCY TO THE COMMUNITY
DEVELOPMENT COMMISSION
JOINT MEETING
MONDAY, DECEMBER 11, 2023, 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 no later than 72-hours before the scheduled meeting.

PUBLIC PARTICIPATION: The members of the public may address the City Council / Agency Members on any item listed on the agenda or on matters which are not listed on the agenda but are within the subject matter jurisdiction of the City Council / Successor Agency. Public comments are limited to three (3) minutes per person for each designated public comment period(s). Public comments for non-agenda items will be limited to a total of 30 minutes. 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" card by 5:00 p.m. for Closed Session items and by 6:00 p.m. for all other designated public comment periods as listed.

BY TELEPHONE: Phone Number: [\(669\)900-9128](tel:(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 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

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

PRESENTATIONS

- **CERTIFICATE OF RECOGNITION - JOSE AGUIRRE FOR ACHIEVING THE ASSOCIATE OF OCCUPATIONAL STUDIES DEGREE**
- **CERTIFICATE OF RECOGNITION FOR RESIDENT VOLUNTEERS - ESTELA MATA, MONICA KAKIMOTO, LUCIA VELOZ, AND MARIA PADILLA**
- **RECOGNITION FOR SERGEANT R. CATANI AND OFFICER N. ROBLES**
- **RECOGNITION TO THE BELL GARDENS POLICE DEPARTMENT COMMUNITY POLICE ACADEMY CLASS CC-03 FOR COMPLETION OF THE SIX WEEK ACADEMY**
- **RETIREMENT RECOGNITION FOR CHIEF OF POLICE SCOTT FAIRFIELD**

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. 1 - 14)

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.

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. APPROVAL MINUTES OF NOVEMBER 13, 2023 CLOSED SESSION AND CITY / SUCCESSOR AGENCY JOINT MEETINGS

Approve the minutes of the November 13, 2023 Closed Session and City/Successor Agency Joint Meetings.

Recommendation:

It is staff's recommendation that the City Council approve the minutes of the November 13, 2023 Closed Session and City/Successor Agency Joint Meetings.

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 staff's recommendation that the City Council receive and file the warrant registers, wire transfers, and net payrolls dated 10/26/23, 10/31/23, 11/02/23, 11/07/23, 11/14/23, 11/16/23 and 11/21/23.

4. 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 register dated 11/21/23.

5. SEPTEMBER 2023 TREASURER'S REPORT

The Treasurer's Report is a list of cash, investment portfolio and restricted bond cash held by the City.

Recommendation:

It is recommended that the City Council receive, approve, and file the September 2023 Treasurer's Report.

6. OCTOBER 2023 TREASURER'S REPORT

The Treasurer's Report is a list of cash, investment portfolio and restricted bond cash held by the City.

Recommendation:

It is recommended that the City Council receive, approve, and file the October 2023 Treasurer's Report.

7. SUCCESSOR AGENCY APPROVAL OF THE RECOGNIZED OBLIGATION PAYMENTS SCHEDULE 2024-25 AND THE JULY 1, 2024 – JUNE 30, 2025 ADMINISTRATIVE BUDGET

Agenda item to present the ROPS 2024-25 and the fiscal year 2024-2025 Administrative Budget to the Successor Agency with a recommendation to adopt a resolution approving the ROPS 2024-2025 and the fiscal year 2024-2025 Administrative Budget.

Recommendation:

It is staff's recommendation that the Successor Agency (SA) by motion adopt the attached Resolution approving:

1. Recognized Obligations Payment Schedule 24-25 (ROPS 24-25) which details the obligations of the SA for the period July 1, 2024 through June 30, 2025; and
2. Proposed Administrative Budget for July 1, 2024 through June 30, 2025.

8. A RESOLUTION OF THE CITY OF BELL GARDENS ESTABLISHING A POLICY THAT DELEGATES TORT LIABILITY CLAIMS HANDLING RESPONSIBILITIES TO THE CALIFORNIA JOINT POWERS INSURANCE AUTHORITY (CJPIA) AS AUTHORIZED BY GOVERNMENT CODE SECTIONS 910, ET SEQ.

Delegation of authority to the California Joint Powers Insurance Authority (CJPIA).

Recommendation:

It is the staff's recommendation that the City Council approve the attached Resolution, establishing a policy that delegates tort liability claims handling responsibilities to the CJPIA as authorized by Government Code sections 910 et seq.

9. A RESOLUTION AUTHORIZING TRANSFER AND ACCEPTANCE OF PROPERTY LOCATED AT 5811-1/2 LIVE OAK STREET

Consideration of a resolution transferring property at 5811-1/2 Live Oak Street from Prime/Fit, LLC, to the Successor Agency to the former Bell Gardens Community Development Commission, followed by a transfer of the property to the City of Bell Gardens.

Recommendation:

It is staff's recommendation that the Successor Agency:

1. Find the proposed transfer of the property located at 5811 1/2 Live Oak Street (APN: 6227-004-800) ("Property" or "Little Rectangle") from Prime Frit El Portal, LLC, a California limited liability company ("Prime/Frit") to the City of Bell Gardens as Successor Agency to the Former Bell Gardens Community Development Commission ("Successor Agency") is exempt from the California Environmental Quality Act, pursuant to CEQA Guidelines section 15312.
2. Adopt Successor Agency Resolution No. 2023-06, attached hereto as Exhibit 1, approving and accepting the transfer of the Property Prime/Frit to the City of Bell Gardens as Successor Agency to the Former Bell Gardens Community Development Commission ("Successor Agency") by Quitclaim Deed (Exhibit A to the Successor Agency Resolution No. 2023-06).
3. Accept transfer of the Property by execution of a Certificate of Acceptance (Exhibit A to the Successor Agency Resolution No. 2023-06).
4. Approve the subsequent transfer of the Property to the City of Bell Gardens ("City") in order for the City to maintain the current wireless lease on the Property, via Quitclaim Deed (Exhibit B to the Successor Agency Resolution No. 2023-06).
5. Declare the Property as exempt surplus land under the Surplus Land Act pursuant California Government Code section 54221(f)(1)(D) as it will be transferred to local agencies, the Successor Agency and subsequently, the City, for use of the Property as a cell tower site.

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

1. Find the proposed acceptance of the Property from the Successor Agency is exempt from the California Environmental Quality Act pursuant to CEQA Guidelines sections 15312 and 15061(b)(3).
2. Adopt City Council Resolution No. 2023-111, attached hereto as Exhibit 2, approving and accepting the transfer of the Property from the Successor Agency by Quitclaim Deed via Deed (Exhibit A to the City Council Resolution No. 2023-111).
3. Accept transfer of the Property by execution of a Certificate of Acceptance (Exhibit A to the City Council Resolution No. 2023-111).
4. Accept transfer of the overhang easement from Prime/Frit (Exhibit B to the City Council Resolution No. 2023-111).

10. A RESOLUTION AUTHORIZING ACCEPTANCE OF THE CALIFORNIA DEPARTMENT OF TRANSPORTATION SUSTAINABLE TRANSPORTATION PLANNING GRANT FUNDING

Consideration of a resolution authorizing acceptance of the California Department of Transportation Sustainable Transportation Planning Grant funding to a specific citywide project.

Recommendation:

It is recommended that the City Council:

1. Adopt a Resolution authorizing acceptance of the California Department of Transportation Sustainable Transportation Planning Grant funding; and

2. Rescind Resolution No. 2023-083.

11. CONSIDERATION OF APPROVAL OF A RESOLUTION EXTENDING AN AMENDMENT TO THE GROSS REVENUE LICENSE FEE IMPOSED ON PARKWEST BICYCLE CASINO

Adopt the attached Resolution extending an amendment to the gross revenue license fee imposed on Parkwest Bicycle Casino for a limited time period ending on April 30, 2024.

Recommendation:

It is staff's recommendation that the City Council adopt the attached Resolution extending an amendment to the gross revenue license fee imposed on Parkwest Bicycle Casino for a limited time period ending on April 30, 2024.

12. ACCEPTANCE OF THE 2022 SHSP GRANT FUNDING

The Police Department will be utilizing the 2022 State Homeland Security Program (SHSP) grant funding to enhance cybersecurity equipment such as: hardware, computer(s), firewall systems, and/or mobile police vehicle radios. This equipment will reinforce security in an effort to prevent cyber-attacks.

Recommendation:

It is staff's recommendation that the City Council adopt the attached Resolution thereby accepting grant funds and authorizing the Police Department to begin expending these funds.

13. RESOLUTION APPROVING A FOURTH AMENDMENT TO ENGINEERING SERVICES AGREEMENT WITH BOWMAN INFRASTRUCTURE ENGINEERS LTD. DBA INFRASTRUCTURE ENGINEERS TO EXTEND THE TERM FOR ONE ADDITIONAL MONTH

Consideration of a Resolution approving a Fourth Amendment to the Engineering Services Agreement with Bowman Infrastructure Engineers Ltd. dba Infrastructure Engineers to extend the term through January 31, 2024.

Recommendation:

It is staff's recommendation that the City Council adopt the attached Resolution authorizing the City Manager to execute the Fourth Amendment with Bowman Infrastructure Engineers Ltd. dba Infrastructure Engineers.

14. RESOLUTION APPROVING A FIRST AMENDMENT TO PUBLIC TRANSIT SERVICES AGREEMENT WITH PCAM, LLC DBA PARKING COMPANY OF AMERICA TO EXTEND THE TERM FOR ONE ADDITIONAL YEAR

Consideration of a Resolution approving a First Amendment to the Public Transit Services Agreement with PCAM, LLC dba Parking Company of America to extend the term through December 31, 2024.

Recommendation:

It is staff's recommendation that the City Council adopt the attached Resolution authorizing the City Manager to execute the First Amendment with PCAM, LLC dba Parking Company of America.

DISCUSSION (Item Nos. 15 - 17)

15. APPROVAL OF SECOND AMENDMENT TO THE EXISTING AGREEMENT FOR CITY ATTORNEY SERVICES WITH OLIVAREZ MADRUGA LAW ORGANIZATION, LLP

Consideration of approval of Second Amendment to the existing agreement for City Attorney

Services with Olivarez Madruga Law Organization, LLP.

Recommendation:

It is staff's recommendation that the City Council:

1. Consider and approve the Second Amendment to the existing Agreement for City Attorney Services with Olivarez Madruga Law Organization, LLP, in accordance with Government Code Sections 53262, 54953(c)(3) and 54956(b); and
2. Authorize the City Manager to make nonmaterial changes and execute all implementing documents.

16. 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.

17. REORGANIZATION AND SELECTION OF MAYOR/CHAIRPERSON AND MAYOR PRO TEM/VICE CHAIRPERSON

The City Clerk will call for nominations and voting for Mayor/Chair and Mayor Pro Tem/Vice Chair of the City of Bell Gardens City Council and Successor Agency to the Community Development Commission.

Recommendation:

It is staff recommendation that the City Council by motion organize and select a Mayor/Chairperson and Mayor Pro Tem/Vice Chairperson at the first regular meeting in December per Bell Gardens Municipal Code 2.04.020(c) and Government Code 36801.

CITY COUNCIL / SUCCESSOR AGENCY MEMBER COMMENTS

ADJOURNMENT

Daisy Gomez, City Clerk

Agenda posted on December 7, 2023.