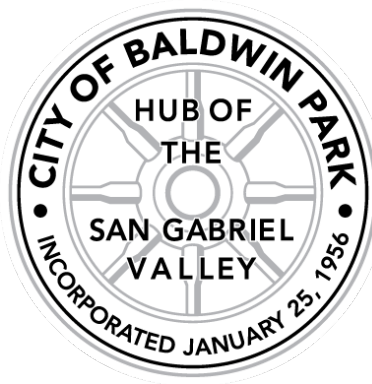


AGENDA

BALDWIN PARK CITY COUNCIL REGULAR MEETING

APRIL 17, 2019
7:00 PM

COUNCIL CHAMBER
14403 E. Pacific Avenue
Baldwin Park, CA 91706
(626) 960-4011



Manuel Lozano	-	Mayor
Monica Garcia	-	Mayor Pro Tem
Alejandra Avila	-	Council Member
Paul C. Hernandez	-	Council Member
Ricardo Pacheco	-	Council Member

PLEASE TURN OFF CELL PHONES AND PAGERS WHILE MEETING IS IN PROCESS
POR FAVOR DE APAGAR SUS TELEFONOS CELULARES Y BEEPERS DURANTE LA JUNTA

PUBLIC COMMENTS

*The public is encouraged to address the City Council or any of its Agencies listed on this agenda on any matter posted on the agenda or on any other matter within its jurisdiction. If you wish to address the City Council or any of its Agencies, you may do so during the **PUBLIC COMMUNICATIONS** period noted on the agenda. Each person is allowed three (3) minutes speaking time. A Spanish speaking interpreter is available for your convenience.*

COMENTARIOS DEL PUBLICO

*Se invita al público a dirigirse al Concilio o cualquiera otra de sus Agencias nombradas en esta agenda, para hablar sobre cualquier asunto publicado en la agenda o cualquier tema que esté bajo su jurisdicción. Si usted desea la oportunidad de dirigirse al Concilio o alguna de sus Agencias, podrá hacerlo durante el período de **Comentarios del Público (Public Communications)** anunciado en la agenda. A cada persona se le permite hablar por tres (3) minutos. Hay un intérprete para su conveniencia.*

Any written public record relating to an agenda item for an open session of a regular meeting of the City Council that is distributed to the City Council less than 72 hours prior to that meeting will be available for public inspection at City Hall in the City Clerk's office at 14403 E. Pacific Avenue, 3rd Floor during normal business hours (Monday - Thursday, 7:30 a.m. - 6:00 p.m.)

**CITY COUNCIL
REGULAR MEETING – 7:00 PM**

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

- Presentation of the Colors by the Baldwin Park Police Department Honor Guard

ROLL CALL

Council Members: Alejandra Avila, Paul C. Hernandez, Ricardo Pacheco, Mayor Pro Tem Monica Garcia and Mayor Manuel Lozano

REPORT FROM CLOSED SESSION

ANNOUNCEMENTS

This is to announce, as required by Government Code section 54952.3, members of the City Council are also members of the Board of Directors of the Housing Authority and Finance Authority, which are concurrently convening with the City Council this evening and each Council Member is paid an additional stipend of \$30 for attending the Housing Authority meeting and \$50 for attending the Finance Authority meeting.

PROCLAMATIONS, COMMENDATIONS & PRESENTATIONS

- Proclamation for National Public Safety Telecommunications Week
- Introduction of new Baldwin Park Police Employees:
Officer Alex Alarcon
Officer Oscar Alcon
Officer Summer Anaya
Dispatcher Erin Sanchez
- Certificate Recognition in honor of Waste Management Baldwin Park Scholarship and Internship Winners

PUBLIC COMMUNICATIONS

Three (3) minute speaking time limitg
Tres (3) minutos será el limite para hablar

THIS IS THE TIME SET ASIDE TO ADDRESS THE CITY COUNCIL

PLEASE NOTIFY THE CITY CLERK IF YOU REQUIRE THE SERVICES OF AN INTERPRETER

No action may be taken on a matter unless it is listed on the agenda, or unless certain emergency or special circumstances exist. The legislative body or its staff may: 1) Briefly respond to statements made or questions asked by persons; or 2) Direct staff to investigate and/or schedule matters for consideration at a future meeting. [Government Code §54954.2]

ESTE ES EL PERIODO DESIGNADO PARA DIRIGIRSE AL CONCILIO

FAVOR DE NOTIFICAR A LA SECRETARIA SI REQUIERE LOS SERVICIOS DEL INTERPRETE

No se podra tome acción en algún asunto a menos que sea incluido en la agenda, o a menos que exista alguna emergencia o circunstancia especial. El cuerpo legislativo y su personal podran: 1) Responder brevemente a declaraciones o preguntas hechas por personas; o 2) Dirigir personal a investigar y/o fijar asuntos para tomar en consideración en juntas proximas. [Codigo de Gobierno §54954.2]

CONSENT CALENDAR

All items listed are considered to be routine business by the City Council and will be approved with one motion. There will be no separate discussion of these items unless a City Councilmember so requests, in which case, the item will be removed from the general order of business and considered in its normal sequence on the agenda.

1. Warrants and Demands

Staff recommends that Council ratify the attached Warrants and Demands Register.

2. Treasurer's Report – February 2019

Staff recommends that Council receive and file the Treasurer's Report for February 2019.

3. Meeting Minutes

Staff recommends that Council receive and file the following Meeting Minutes:

- A. Meeting Minutes of the Special City Council Meeting held on April 3, 2019.

4. Consider and Approve License Agreement with the Boys & Girls Club of West San Gabriel Valley

Staff recommends that City Council:

- 1. Consider and approve the License Agreement with the Boys & Girls Club of West San Gabriel Valley.

5. Adoption of Resolution No. 2019-011, "A Resolution of the City Council of the City of Baldwin Park, California, Approving the Engineer's Report for the Landscape and Lighting Maintenance Assessment District for FY 2019-2020, Declaring the Intent to Levy and Collect Assessments, and Setting a Time and Place for a Public Hearing"

Staff recommends that the City Council adopt Resolution No. 2019-011 entitled, "A Resolution of the City Council of the City of Baldwin Park, California, Approving the Engineer's Report for the Landscape and Lighting Maintenance Assessment District for FY 2019-2020, Declaring the Intent to Levy and Collect Assessments and Setting a Time and Place for a Public Hearing."

6. Adoption of Resolution No. 2019-012, "A Resolution of the City Council of the City of Baldwin Park, California, Approving the Engineer's Report for the Citywide Park Maintenance Assessment District for FY 2019-2020, Declaring the Intent to Levy and Collect Assessments, and Setting a Time and Place for a Public Hearing"

Staff recommends that the City Council adopt Resolution No. 2019-012 entitled, "A Resolution of the City Council of the City of Baldwin Park, California, Approving the Engineer's Report for the Citywide Park Maintenance Assessment District for FY 2019-2020, Declaring the Intent to Levy and Collect Assessments and Setting a Time and Place for a Public Hearing."

7. Adoption of Resolution No. 2019-013, “A Resolution of the City Council of the City of Baldwin Park, California, Adopting the Fiscal Year 2019-20 Project List to be Funded by Senate Bill 1 (SB1) – the Road Repair and Accountability Act”

It is recommended that the City Council:

1. Adopt Resolution No. 2019-013, “A Resolution of the City Council of the City of Baldwin Park, California, Adopting the Fiscal Year 2019-20 Project List to be Funded by Senate Bill 1 (SB1) – the Road Repair and Accountability Act”; and
2. Authorize the Finance Director to appropriate projected FY 2019-20 SB1 funds in the amount of \$1,269,643; and
3. Authorize the Director of Public Works to file necessary documentation to satisfy SB 1 funding requirements and act as the signature authority.

8. Consideration of Approval for an Appropriation of Additional Funds for Extraordinary and Unscheduled Maintenance Cost Related to the Citywide Traffic Signal and Street Lighting Maintenance Program

It is recommended that the City Council:

1. Authorize the Director of Finance to appropriate \$55,000 from unappropriated funds from Fund #251 – Landscape Lighting Maintenance District (LLMD) for FY 2018/2019 to cover the increase in extraordinary and unscheduled maintenance costs; and
2. Authorize the Director of Finance to make necessary budget adjustments to allow payments as approved for FY 2018/2019.

9. Adoption of Resolution No. 2019-014, “A Resolution of the City Council of the City of Baldwin Park, California, Adopting the Amended Fee Schedule for Solid Waste Collection and Recycling Services, to Reflect Consumer Price Index (CPI) Increases for Fiscal Year 2019-2020”

It is recommended that the City Council adopt Resolution No. 2019-014 “A Resolution of the City Council of the City of Baldwin Park, California, Adopting the Amended Fee Schedule for Solid Waste Collection and Recycling Services to reflect Consumer Price Index (CPI) Increases for Fiscal Year 2019-2020.”

10. Approval of Design-Build Contract with Merge Conceptual Design, LLC. for Professional Services for an Art in Public Space Project, including Artwork, Design, Fabrication and Installation of Signs, Structures and Digital Displays

Staff recommends City Council to authorize the Mayor to execute a Design-Build Agreement with Merge Conceptual Design, LLC. to complete the design, fabrication and installation the Public Art Project, including signs and digital marquee display in the amount not-to-exceed \$616,360.

11. Housing Element Progress Report 2018

It is recommended that the City Council receive and file the report

12. Second Reading of Ordinance No. 1438 Entitled: “An Ordinance of the City Council of the City of Baldwin Park, California, Authorizing the City of Baldwin Park to Enter Into a Development Agreement with Rukli, Inc. for the Distribution of Cannabis at the Real Property Located at 4150 Puente Avenue (APN: 8437-014-014 and 8437-022-008) within the City of Baldwin Park”

Staff recommends that the City Council waive reading and adopt Ordinance No. 1438, entitled: “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BALDWIN PARK, CALIFORNIA, AUTHORIZING THE CITY OF BALDWIN PARK TO ENTER INTO A DEVELOPMENT AGREEMENT WITH RUKLI, INC. FOR THE DISTRIBUTION OF CANNABIS AT THE REAL PROPERTY LOCATED AT 4150 PUENTE AVENUE (APN: 8437-014-014 and 8437-022-008) WITHIN THE CITY OF BALDWIN PARK”.

13. Adoption of Resolution No. 2019-016, Joining California Choice Energy Authority and Other Related Actions

Staff recommends that the City Council:

1. Adopt Resolution No. 2019-016 Entitled: " RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BALDWIN PARK CALIFORNIA AUTHORIZING THE CITY'S ENTRY INTO A JOINT EXERCISE OF POWERS AGREEMENT REGARDING THE CALIFORNIA CHOICE ENERGY AUTHORITY AND DIRECTING THE TAKING OF FURTHER ACTIONS RELATED THERETO"; and
2. Authorize and direct staff to enter into an Administrative Services Agreement with California Choice Energy Authority; and
3. Authorize and direct staff to enter into a Security Agreement with River City Bank; and
4. Authorize and direct staff to enter into an Intercreditor and Collateral Agency Agreement with River City Bank and Secured Creditors; and
5. Authorize and direct staff to enter into a Deposit Account Control Agreement with River City Bank; and
6. Approve Baldwin Park CCA program name “Baldwin Park Resident Owned Utility District (B-PROUD)”.

CITY COUNCIL ACTING AS SUCCESSOR AGENCY OF THE DISSOLVED COMMUNITY DEVELOPMENT COMMISSION
CONSENT CALENDAR

All items listed are considered to be routine business by the City Council and will be approved with one motion. There will be no separate discussion of these items unless a City Councilmember so requests, in which case, the item will be removed from the general order of business and considered in its normal sequence on the agenda.

SA-1 Successor Agency to the Dissolved Community Development Commission of the City of Baldwin Park Treasurer's Report – February 2019

Staff recommends that Council receive and file the Treasurer's Report.

REPORTS OF OFFICERS

14. Approve and Adopt Resolution No. 2019-015 Entitled, “A Resolution of the City Council of the City of Baldwin Park, California, Appointing Representatives and Alternates as Official Representatives of the City”; and Review and Appoint Members to the Established Committees, as Appropriate

Staff recommends City Council rescind Resolution 2019-001 and complete the review and appointment of members to the positions of delegates and alternates of the established committees and organizations presented in Resolution No. 2019-015, entitled: “A Resolution of the City Council of the City of Baldwin Park, California, Appointing Representatives and Alternates as Official Representatives of the City”.

CITY COUNCIL / CITY CLERK / CITY TREASURER / STAFF REQUESTS & COMMUNICATIONS

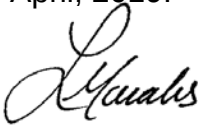
Requests by Councilmember Ricardo Pacheco for City Council discussion and direction to staff on the following:

- Discussion and direction to staff to contract with a developer to facilitate the acquisition of vacant properties located at 3715 and 3726 Puente Avenue to build affordable housing. The surrounding residents adjacent to these buildings are experiencing an increase in transient crimes by individuals being harbored in these buildings. Many residents have complained about criminal activity, drugs users, threats of violence, and trespassing of private properties.
- Discussion and direction to the City Attorney to conduct research and advise whether rent control may be regulated by a municipal agency, such as the City of Baldwin Park under the State of California's current Statutes. At our last City Council Meeting, constituents requested the City Council consider rent control options as many Baldwin Park renters have expressed concerns with rent increases of 25% or more during City Council Meetings and other city functions and seek relief from their City Council representatives.
- Discussion and direction to staff to bring forth an ordinance for City Council's consideration granting the City authority to demolish or obtain a conservatorship to improve vacant buildings sanctioned as a nuisance. Due to neglectful property owners who own vacant buildings, and in response to multiple complaints, the City Council should seek legal remedies to ensure buildings become compliant in accordance with our Municipal Code.
- Discussion and direction for City Council's consideration to amend the City's current Municipal Code Section 33.05 to reinstate the City Manager style of government and remove the current practice, yielding complete authority to the City Manager to discipline/dismiss/employ/evaluate Department Directors and Managers in place of the City Council.

ADJOURNMENT

CERTIFICATION

I, Lourdes Morales, Chief Deputy City Clerk of the City of Baldwin Park hereby certify that, under penalty of perjury under the laws of the State of California that the foregoing agenda was posted on the City Hall bulletin board not less than 72 hours prior to the meeting. Dated this 11th day of April, 2019.



Lourdes Morales,
Chief Deputy City Clerk

PLEASE NOTE: Copies of staff reports and supporting documentation pertaining to each item on this agenda are available for public viewing and inspection at City Hall, 2nd Floor Lobby Area or at the Los Angeles County Public Library in the City of Baldwin Park. For further information regarding agenda items, please contact the office of the City Clerk at (626) 960-4011 ext. 466 or via e-mail at lmorales@baldwinpark.com.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Public Works Department or Risk Management at (626) 960-4011. Notification 48 hours prior to the meeting will enable staff to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 34.102.104 ADA TITLE II)