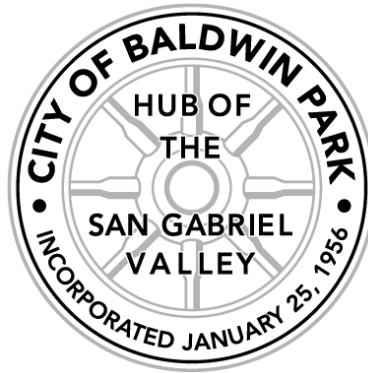


AGENDA

BALDWIN PARK CITY COUNCIL REGULAR MEETING

SEPTEMBER 20, 2017
7:00 PM

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



Manuel Lozano	- Mayor
Susan Rubio	- Mayor Pro Tem
Cruz Baca	- Council Member
Monica Garcia	- 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

ROLL CALL

**Council Members: Cruz Baca, Monica Garcia, Ricardo Pacheco,
Mayor Pro Tem Susan Rubio 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

- ♦ Recognition of Father Jonathon Meyer in appreciation of his service to the St. John the Baptist Parish and the community of Baldwin Park.

PUBLIC COMMUNICATIONS

Three (3) minute speaking time limit
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 – JULY 2017

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

3. REJECTION OF CLAIMS

Staff recommends that Council reject the following claim(s) and direct staff to send appropriate notice of rejection to claimant(s):

Acevedo, Martha

Claimant alleges the police department illegally towed and impounded her vehicle.

El Monte Honda c/o Jeff Proctor

Claim alleges the police department illegally towed and impounded his vehicle.

4. MEETING MINUTES

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

- A. Meeting Minutes of the Special and Regular City Council Meetings held on July 19, 2017.
- B. Meeting Minutes of the Special City Council Meetings held on November 23, 2016, and July 25, 2017.
- C. Meeting Minutes of the Special and Regular City Council Meetings held on August 2, 2017.
- D. Meeting Minutes of the Special City Council Meeting held on August 7, 2017.

5. CONTRACTUAL ANNUAL RATE ADJUSTMENT FOR SOLID WASTE FEES DUE TO CPI INCREASE

Staff recommends that Council approve and adopt Resolution No. 2017-197 "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 Increases."

6. ACCEPT PLANS AND SPECIFICATIONS AND APPROVE THE AWARD OF BID - CITY PROJECT NO. 2017-0205 – STORM DRAIN IMPROVEMENTS AT FRANCISQUITO AVENUE AND RAMONA BLVD (CORAK STORM DRAIN PHASE II)

Staff recommends that Council

- 1. Accept the plans and specifications for City Project No. 2017-0205 (CIP No. 98); and,
- 2. Approve and award the contract to Gentry Brothers in the amount of \$156,790 and authorize the Mayor to execute the contract; and,
- 3. Authorize the Finance Director to appropriate \$250,000 from Fund 245 – Prop C Local Return and to perform the required budget adjustments for this project.

7. ADOPT RESOLUTION NO. 2017-201 ENTITLED, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BALDWIN PARK, CALIFORNIA, APPROVING THE APPLICATION FOR GRANT FUNDS FOR WALNUT CREEK NATURE PARK PHASE III AND MORGAN PARK IMPROVEMENTS

Staff recommends that Council approve and adopt Resolution No. 2017-201, entitled "A Resolution of the City Council of the City of Baldwin Park, California, Approving the Application for Grant Funds for Walnut Creek Nature Park Phase III and Morgan Park Improvements," and authorize the Director of Recreation and Community Services to execute and further documents.

8. APPROVAL OF FIRST AMENDMENT TO MEMORANDUM OF UNDERSTANDING REGARDING ADMINISTRATION AND COST SHARING FOR IMPLEMENTING THE COORDINATED INTEGRATED MONITORING PROGRAM (CIMP) FOR UPPER SAN GABRIEL RIVER WATERSHED

Staff recommends that Council:

1. Authorize the Chief Executive Officer (CEO) to execute the attached First Amendment to the Memorandum of Understanding dated June 23, 2015, between Los Angeles County, Los Angeles County Flood Control District and the Cities of Baldwin Park, Covina, Glendora, Industry, La Puente and South El Monte regarding the Administration and Cost Sharing for Implementing the Coordinated Integrated Monitoring Program (CIMP) for the Upper San Gabriel River (USGR) Watershed.
2. Authorize the Director of Finance to appropriate \$61,075.94 for FY 2017/18 and \$52,202.64 for FY 2018/19 for a total of \$124,606.43 from fund 249 and to make the necessary budgetary transfers to fulfill the City's contribution of the CIMP MOU.

9. CITY OPPOSITION LETTER TO SENATE BILL (SB) 649 (HUESO) - WIRELESS TELECOMMUNICATIONS FACILITIES

Staff recommends that Council approve and authorize the issuance of the attached letter of opposition addressed to the Chair of the State Assembly Appropriations Committee.

10. CITY COUNCIL CONSIDERATION AND APPROVAL OF STANDING RULES

Staff recommends that Council review and approve the attached Standing Rules.

11. SUBSTANTIAL CONFORMANCE DETERMINATION FOR CONCEPTUAL PLANS PERTAINING TO THE PROPOSED RED CAR BUILDING MIXED-USE DEVELOPMENT PROJECT AT THE T-INTERSECTION OF BADILLO STREET AND SAN BERNARDINO ROAD PER THE CITY/AGENCY APPROVED DISPOSITION AND DEVELOPMENT AGREEMENT WITH BP DEVELOPMENT PARTNERS I (AKA - WALBERN)

Staff recommends that Council receive and file this report and direct staff to issue the substantial conformance determination letter by the Executive Director/CEO, which is in compliance with the provisions of the approved DDA for the subject development.

CITY COUNCIL ACTING AS SUCCESSOR AGENCY OF THE 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 WARRANTS AND DEMANDS

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

PUBLIC HEARING

12. CONDUCT A PUBLIC HEARING AND FOLLOWING THE PUBLIC HEARING APPROVE THE GRANT FUNDS PROVIDED BY THE EDWARD J. BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT

Staff recommends that Council accept and approve the federal guidelines for the funds requested. These federal guidelines require a public comment period.

REPORTS OF OFFICERS

13. APPROVE DESIGN AND AUTHORIZE PURCHASE OF STREET NAME SIGNS

Staff recommends that Council:

1. Approve the design and purchase of 963 Street Name Signs; and
2. Authorize the Director of Finance to issue a Purchase Order using \$18,000.00 from Acct. #245-50-550-53100-15622 and \$33,054.05 from Acct. #254-50-550-53100-15622 totaling \$51,054.05.

14. REVIEW OF APPLICATIONS AND CONSIDERATION OF APPOINTMENT FOR THE VACANT SEATS ON THE HOUSING COMMISSION OF THE CITY OF BALDWIN PARK

Staff recommends that Council review the submitted Commission application(s), accept nominations, authorize staff to initiate the appropriate background checks through the Department of Justice (DOJ) and, contingent upon satisfactory clearance by the DOJ, appoint individuals to the respective City Commissions and adopt Resolution No. 2017-166, entitled, "A Resolution Of The City Council Of The City Of Baldwin Park Appointing Qualified Individuals To The Housing Commission Of The City Of Baldwin Park For Office Seat Numbers 1, 2, 3, 4, 5, 6 And 7."

15. REVIEW OF APPLICATIONS AND CONSIDERATION OF APPOINTMENT FOR THE VACANT SEATS ON THE PLANNING COMMISSION OF THE CITY OF BALDWIN PARK

Staff recommends that Council review the submitted Commission application(s), accept nominations, authorize staff to initiate the appropriate background checks through the Department of Justice (DOJ) and, contingent upon satisfactory clearance by the DOJ, appoint individuals to the respective City Commissions and adopt Resolution No. 2017-183, entitled, "A Resolution Of The City Council Of The City Of Baldwin Park Appointing Qualified Individuals To The Planning Commission Of The City Of Baldwin Park For Office Seat Numbers 1, 2 And 3."

16. REVIEW OF APPLICATIONS AND CONSIDERATION OF APPOINTMENT FOR THE VACANT SEATS ON THE RECREATION AND COMMUNITY SERVICES COMMISSION OF THE CITY OF BALDWIN PARK

Staff recommends that Council review the submitted Commission application(s), accept nominations, authorize staff to initiate the appropriate background checks through the Department of Justice (DOJ) and, contingent upon satisfactory clearance by the DOJ, appoint individuals to the respective City Commissions and adopt Resolution No. 2017-199, entitled, "A Resolution Of The City Council Of The City Of Baldwin Park Appointing Qualified Individuals To The Recreation and Community Services Commission Of The City Of Baldwin Park For Office Seat Numbers 1 And 2."

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

Request by Mayor Pro Tem Rubio for discussion and consideration:

- Mayor Pro Tem Rubio is requesting that Council provide direction to staff to return with a staff report to allow City Council authority to approve the final design criteria for the Walbern projects on Badillo Street.

Request by Council member Baca for discussion and consideration:

- Council member Baca is requesting a report back from the Police Department to the City Council on emergency preparedness, outlining the processes and procedures that are in place in case of natural disaster.

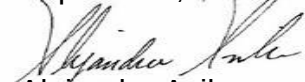
Request by Council member Garcia for discussion and consideration:

- Council member Garcia is requesting review of council discussion on November 16, 2016 and November 23, 2016 regarding the "RETENTION OF KAUFMAN LAW FIRM AND PERSONNEL INVESTIGATION." This, in response to serious allegations and false representation of facts made by Councilmembers Susan Rubio and Cruz Baca on August 16, 2017, claiming that the City "denied the protection" to certain councilmembers.

ADJOURNMENT

CERTIFICATION

I, Alejandra Avila, City Clerk of the City of Baldwin Park hereby certify that, under penalty of perjury under the laws of the State of California, the foregoing agenda was posted on the City Hall bulletin board not less than 72 hours prior to the meeting. Dated this 14th day of September, 2017.


Alejandra Avila
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 aavila@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)