

AGENDA
BALDWIN PARK CITY COUNCIL
REGULAR MEETING
COUNCIL CHAMBER - 14403 E. Pacific Avenue, Baldwin Park, 91706
November 16, 2022
7:00 PM

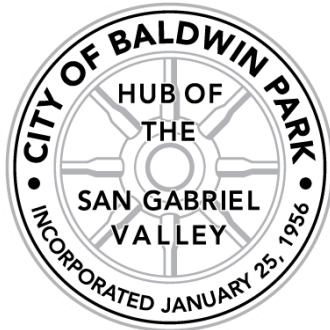
Audio Streaming will be available at:

https://www.youtube.com/channel/UCFLZ0_dDFRjy59rhiDZ13Fg/featured?view_as=subscriber

http://baldwinpark.granicus.com/ViewPublisher.php?view_id=10

Audio Streaming Simultaneously in Spanish will be available at:

<https://www.youtube.com/channel/UC3bPFBtHcoPIks1XqetmGcA>



Emmanuel J. Estrada	- Mayor
Daniel Damian	- Mayor Pro Tem
Alejandra Avila	- Council Member
Monica Garcia	- Council Member
Paul C. Hernandez	- Council Member

PLEASE TURN OFF ALL ELECTRONIC DEVICES DURING THE MEETING.

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. In accordance with Chapter 39 of the Baldwin Park Municipal Code, Speakers must address the Council as a whole and refrain from making impertinent, slanderous, or profane remarks or disrupt the peace of the meeting.

COMENTARIOS DEL PÚBLICO

Se invita al público a dirigirse al Concilio o cualquier 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. De acuerdo con el capítulo 39 del Código Municipal de la Ciudad de Baldwin Park, los comentarios deben ser dirigidos al Concilio como una sola entidad, y no ser impertinentes, difamatorios, o profanos, o interrumpir la paz de la reunión.

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

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

**Council Members: Alejandra Avila, Monica Garcia, Paul C. Hernandez,
Mayor Pro Tem Daniel Damian, and Mayor Emmanuel J. Estrada**

REPORT FROM CLOSED SESSION

ANNOUNCEMENTS

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

- **Presentation – Parcels at the Southwest Corner of Maine and Olive – Current State of Development update – Presented by Enrique C. Zaldivar, CEO**
- **Proclamation – Family Court Awareness Month for November 2022**
- **Presentation – Celebration of Black History Month for February 2023 – Presented by Laura Ann Franklin, Housing Commissioner**

PUBLIC COMMUNICATIONS

*Three (3) minute speaking time limit
Tres (3) minutos será el límite 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 podrá tomar 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 podrán: 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]

If you wish to comment on agenda items, please email your name, City of residence, item number and a phone number where you will be available between the hours of 7:00 PM to 8:00 PM on October 19, 2022 to comments@baldwinpark.com. You will be contacted by a staff member and will be granted 3 (three) minutes to speak live during the meeting. If you are a non-English Speaker and require translation services in another language other than Spanish, or sign, please indicate your request in your communication up to 48 hours prior to the meeting. If large numbers of persons wishing to speak are gathered (a reduction of the speaking time allotted for each speaker may be announced). A one hour limit may be placed on the time for public communications so that City business can be conducted, after which time, communications can resume.

Notice Regarding California Environmental Quality Act (CEQA) Determinations. Pursuant to CEQA, a "project" is defined as a "whole action" subject to a public agency's discretionary funding or approval that has the potential to either (1) cause a direct physical change in the environment or (2) cause a reasonably foreseeable indirect physical change in the environment. "Projects" include discretionary activity by a public agency, a private activity that receives any public funding, or activities that involve the public agency's issuance of a discretionary approval and is not statutorily or categorically exempt from CEQA. (Pub. Res. Code § 21065.) To the extent that matters listed in this Agenda are considered "projects" under CEQA, their appropriate CEQA determination will be listed below each recommendation. If no CEQA determination is listed, it has been determined that the action does not constitute a "project" under CEQA.

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. City of Baldwin Park's Warrants and Demands

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

2. Treasurer's Report – August 2022

Staff recommends that the City Council receive and file the Treasurer's Report for September 2022.

3. Adoption of Resolution No. 2022-059 to Continue Conducting City Council/Commission/Board Meetings Remotely in Accordance with the Brown Act Executive Order AB 361

Staff recommends that the City Council adopt Resolution No. 2022-059 to continue conducting City Council/Commission/Board Meetings remotely in accordance with the Brown Act executive orders and AB 361 (covering meetings held from November 16, 2022, through December 16, 2022) and re-evaluate the state of emergency every 30 days to make findings under the bill's teleconferencing exemptions.

4. Approval of Resolution No. 2022-060 and Consideration of a Professional Services Agreement with Hinderliter, De Llamas and Associates, Inc., and a Community Card Customer Agreement with Yiftee, Inc. to Establish a Shop Local Digital Gift Card Program

Staff recommends that the City Council:

1. Approve Resolution No. 2022-060; and
2. Authorize the Mayor to execute the Professional Service Agreement (PSA) with Hinderliter, De Llamas and Associates, Inc. (HdL) in an amount not-to-exceed \$12,500 subject to any non-substantive changes made by CEO and City Attorney; and
3. Authorize the Mayor to execute Yiftee's Community Card Customer Agreement subject to any non-substantive changes made by the CEO and City Attorney; and
4. Authorize the Finance Director to appropriate \$115,000 of ARPA funds to establish the program.

5. Authorization to Re-Issue a Request for Proposal (RFP) for Website Redesign, Hosting and Maintenance Services

Staff recommends that the City Council:

1. Reject previously received proposals; and
2. Approve and authorize the advertisement of the modified Request for Proposal (RFP) for the Website Redesign, Hosting and Maintenance Services.

6. Consideration to Approve Resolution No. 2022-061 adopting a Mitigated Negative Declaration and Mitigation, Monitoring, and Reporting Program (MMRP) for the Barnes Park Multi-Benefit Stormwater Capture Project

Staff recommends that the City Council:

1. Adopt Resolution No. 2022-061 entitled, **"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BALDWIN PARK APPROVING AND ADOPTING (1) AN INITIAL STUDY AND MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE BARNES PARK MULTI-BENEFIT STORMWATER CAPTURE PROJECT LOCATED AT 3251 PATRITTI AVE."**

7. Request for Authorization to Purchase Eight (8) Motorola Solutions Apex 8000 P25 Complaint Portable Radios

Staff recommends that the City Council:

5. Waive the formal bidding process for this purchase; and
6. Authorize the Police Department to purchase the requested eight (8) Motorola Radios and Accessories and
7. Authorize the Director of Finance to appropriate \$67,518.00 from the State Homeland Security Program Grant to account 271-30-310-58110-17215, \$3,105.27 from Federal Asset Forfeiture to account 205-30-310-58110-00000 and book the reimbursement to account 271-30-000-41312-17215; and
8. Authorize the Chief of Police, or his designee, to complete all appropriate documentation to complete the purchase.

8. Approval of Proposal from THE [RE]DESIGN GROUP for the Purchase of Citywide Replacement 164 Dell Computers and Monitors

Staff recommends that the City Council:

1. Approve the proposal from THE [RE]DESIGN GROUP in the amount of \$199,294.27 and authorize the Chief Executive Officer to purchase 164 Dell Optiplex 7090 Ultra Computers & C2422HE Monitors
2. Authorize the Director of Finance to make the necessary budget adjustments.

PUBLIC HEARING

9. Public Hearing and Adoption/Second Reading of Ordinance No. 1471 Adopting the 2022 California Building Code, 2022 California Residential Code with Appendices I and K, 2022 California Existing Building Code, 2022 California Mechanical Code, 2022 California Plumbing Code, 2022 California Electrical Code, 2022 California Green Building Standards Code, 2022 California Energy Code, 2022 California Historical Code, 2022 California Reference Standards Code, 2022 California Fire Code, and 2023 Los Angeles County Fire Code

Staff recommends that the City Council:

1. Conduct a Public Hearing
2. Close Public Hearing & Find that the adoption of this Ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) because it has no potential for resulting in a physical change to the environment, pursuant to Section 15308 of the CEQA Guidelines-Actions by Regulatory Agencies for Protection of the Environment.
3. Adopt (Second Reading) Ordinance No. 1471 entitled:
" AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BALDWIN PARK, CALIFORNIA, Amending CHAPTER 150 OF TITLE XV AND ADDING NEW SECTIONS TO CHAPTER 150 TO TITLE XV OF THE BALDWIN PARK MUNICIPAL CODE, ADOPTING BY REFERENCE, TITLE 24 OF THE CALIFORNIA CODE OF REGULATIONS, SPECIFICALLY ADOPTING THE 2022 CALIFORNIA BUILDING CODE, 2022 CALIFORNIA RESIDENTIAL CODE WITH APPENDICES I AND K, 2022 CALIFORNIA EXISTING BUILDING CODE , 2022 CALIFORNIA MECHANICAL CODE, 2022 CALIFORNIA PLUMBING CODE, 2022 CALIFORNIA ELECTRICAL CODE, 2022 CALIFORNIA GREEN BUILDING STANDARDS CODE, 2022 CALIFORNIA ENERGY CODE, 2022 CALIFORNIA HISTORICAL CODE, 2022 CALIFORNIA REFERENCE STANDARDS CODE, 2022 CALIFORNIA FIRE CODE AND 2023 LOS ANGELES COUNTY FIRE CODE, INCLUDING ALL APPENDICES, AS MANDATED BY CALIFORNIA HEALTH AND SAFETY CODE SECTION 18938."

REPORTS OF OFFICERS

10. Adopt Resolution Appointing Best Best & Krieger, LLP (BBK) as the City's Permanent City Attorney and Approving a Legal Services Agreement for Legal Services

Staff recommends that the City Council:

1. Adopt Resolution No. 2022-062 Appointing Best Best & Krieger as the City's Permanent City Attorney, effective as of the date of the execution of the Agreement; and
2. Approve the Agreement between the City of Baldwin Park and Best Best and Krieger for Permanent City Attorney Legal Services and the rates contained therein; and
3. Authorize the Mayor to execute the Agreement; and
4. Declare the Agreement for Interim City Attorney Legal Services between the City of Baldwin Park and Best Best and Krieger null and void upon the execution of the Permanent Agreement.

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 Warrants and Demands

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

SA-2 Successor Agency to the Dissolved Community Development Commission of the City of Baldwin Park Treasurer's Report – September 2022

Staff recommends that the Board receive and file the Treasurer's Report for September 2022.

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

- **Request by Mayor Pro Tem Daniel Damian**

Mayor Pro Tem Damian requests discussion and consideration to explore bringing back the First Time Home Buyer Program and/or ADU Grants. Direct Staff to provide a Staff Report with options and available resources.

- **Request by Council Member Monica Garcia**

Council Member Garcia requests a report back from City Staff on the Status of the Property formerly known as "Olive Square Market" which is located at the corner of Olive/Maine Avenue.

ADJOURNMENT

CERTIFICATION

I, Marlen Garcia, 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 10th day of November, 2022.



Marlen Garcia
City Clerk

For further information regarding agenda items, please contact the office of the City Clerk at (626) 960-4011 ext. 128 or via e-mail at RCaballero@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)