

AGENDA

BALDWIN PARK CITY COUNCIL REGULAR MEETING

DECEMBER 7, 2016
7:00 PM

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



Manuel Lozano	-	Mayor
Monica Garcia	-	Mayor Pro Tem
Cruz Baca	-	Council Member
Ricardo Pacheco	-	Council Member
Susan Rubio	-	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, Ricardo Pacheco,
Susan Rubio, Mayor Pro Tem Monica Garcia
and Mayor Manuel Lozano**

REPORT FROM CLOSED SESSION

ANNOUNCEMENTS

COUNCIL REORGANIZATION

- 1. REORGANIZATION OF THE CITY COUNCIL - SELECTION OF MAYOR PRO TEMPORE**
Staff recommends that the City Council complete the reorganization of the City Council, and follow the procedure as suggested for the selection of Mayor Pro Tempore as follows:
 - 1) The City Clerk opens the nominations for the office of Mayor Pro Tempore. Any Councilmember may nominate and no second to the nomination is required;
 - 2) After receiving all nominations, the City Clerk closes the nominations;
 - 3) The City Clerk then conducts the election of the Mayor Pro Tempore by roll call vote. If there is more than one nomination, a roll call vote is conducted in the order in which nominations are received until a Mayor Pro Tempore is elected by majority vote.

PROCLAMATIONS, COMMENDATIONS & PRESENTATIONS

- Presentation to the City Council of the Los Angeles and California Chapters of the American Planning Association Awards of Excellence 2016 or the City's Health and Sustainability General Plan Element

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 próximas. [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.

2. WARRANTS AND DEMANDS

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

3. MEETING MINUTES

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

A. Meeting Minutes of the Regular City Council Meeting held on August 17, 2016.

B. Meeting Minutes of the Special Meeting held on September 7, 2016.

4. 9-1-1 COMMUNICATIONS EXTENDED MAINTENANCE SERVICE

Staff recommends that Council authorize the Acting Chief of Police to proceed with obtaining the extended maintenance contract with A T & T.

5. APPROVE A RESOLUTION MODIFYING THE PART-TIME HOURLY RATE SCHEDULE TO COMPLY WITH THE STATE MINIMUM WAGE INCREASES

Staff recommends that Council approve and adopt Resolution No. 2016-162, entitled "A Resolution of the City Council of the City of Baldwin Park Amending Resolution No. 2014-026 Establishing an Hourly Pay Range Schedule for Part-Time Positions."

PUBLIC HEARING

6. CONDUCT A PUBLIC HEARING TO CONSIDER A REQUEST FOR CONSIDERATION OF A PROPOSED AMENDMENT TO SECTION 153.170 [SIGN REGULATIONS] OF THE CITY'S MUNICIPAL CODE, AND A PROPOSED DEVELOPMENT AGREEMENT TO ALLOW SIX (6) NEW ADVERTISING STRUCTURES AND THE EXTENSION OF AN EXISTING STATIC-FACED STRUCTURE (LOCATIONS: 12760 RAMONA BLVD.; 13234 FAIRGROVE ST.; 13400 GARVEY AVE.; 14145 GARVEY AVE.; 14237 GARVEY AVE.; 14230 DALEWOOD ST.; AND APN 8556-022-905; APPLICANT: MARK KUDLER, REPRESENTING BULLETIN DISPLAYS, LLC, CASE NUMBERS AZC-179 AND DA 15-010)

Staff and the Planning Commission recommend that Council conduct a public hearing and, follow such hearing:

1. Adopt Resolution No. 2016-160, entitled “A resolution of the City Council of the City of Baldwin Park, Approving and Adopting the Mitigated Negative Declaration of Environmental Impact for an Amendment to the City’s Municipal Code Relating to Development Standards for Billboard Uses and a Development Agreement for the Construction of Six (6) New Billboards and the Extension of an Existing Static Billboard (12670 Ramona Blvd) (Location: 13400 Garvey Ave.; 14145 Garvey Ave.; 14237 Garvey Ave.; 14230 Dalewood St.; 12670 Ramona Blvd.; 13234 Fairgrove St.; APN: 8556-022-905; Applicant: Mark Kudler with Bulletin Displays, LLC; Case Numbers: AZC-179 and DA 15-01)
 2. Introduce for first reading, by title only and waive further reading, Ordinance No. 1394, entitled “An Ordinance of the City Council of the City of Baldwin Park Amending Section 153.170.105 to the Baldwin Park Municipal Code Relating to Billboards;” and
 3. Introduce for first reading, by title only and waive further reading, Ordinance No. 1395, entitled “An Ordinance of the City Council of the City of Baldwin Park Authorizing the City of Baldwin Park to Enter into a Development Agreement with Bulletin Displays, LLC, for the Approval of Six Digital Billboard Sign Faces on Three New Structures, Six Static Billboard Faces on Three New Structures and One Existing Three-Sided Static Faced Billboard Structure at the Real Property Generally Located Along the I-605 and I-10 Freeways Within the City of Baldwin Park.”
7. **CONDUCT A PUBLIC HEARING TO CONSIDER A MITIGATED NEGATIVE DECLARATION OF ENVIRONMENTAL IMPACT, A GENERAL PLAN AMENDMENT, ZONE CHANGE, TENTATIVE TRACT MAP TO SUBDIVIDE FOUR (4) PROPERTIES AND A SPECIFIC PLAN FOR THE DEVELOPMENT OF A 47-UNIT SINGLE-FAMILY DETACHED GATED CONDOMINIUM PROJECT AND ONE (1) COMMON LOT (LOCATION: 14837-14839 PACIFIC AVENUE; ASSESSOR’S PARCEL NUMBERS: 8438-015-037, - 043, - 047, - 059, - 065 THROUGH -103, - 060, - 061, - 062, AND -105; APPLICANT: CAL 33 PARTNERS, LLC; CASE NUMBERS AGP-118, Z-555, SP-16-01 AND TM-73354).**

Staff and the Planning Commission recommend that Council conduct a public hearing and, follow such hearing:

1. Adopt Resolution No. 2016-158, entitled “A Resolution of the City Council of the City of Baldwin Park, Approving and Adopting the Mitigated Negative Declaration of Environmental Impact for a General Plan Amendment, a Zone Change, a Specific Plan to Facilitate the Development of a 47-Unit Single-Family Detached Gated Condominium Project, and for a Tentative Tract Map (Location: 14837-14839 Pacific Avenue; Assessor’s Parcel Numbers: 8438-015-037, -043, -047, - 059, -065 through -103, - 060, -061, -062, and -105; Applicant: Cal 33 Partners, LLC; Case Numbers AGP-118, Z-555, SP-16-01 and TM-73354);” and
2. Adopt Resolution No. 2016-159, entitled “A Resolution of the City Council of the City of Baldwin Park, Adopting the Findings of Fact and Approve a General Plan Land Use Map Amendment, a Tentative Tract Map, a Specific Plan to Subdivide Four Lots into Forty-Eight for a 47-Unit Single-Family Detached Gated Condominium Project, and One Common Lot Within the R-G (Residential Garden) and MU-2 (Mixed Use 2) Zones (Location: 14837-14839 Pacific Avenue; Assessor’s Parcel Numbers: 8438-015-037, -043, -047, -059, -065 Through -103, -060, -061, -062, and -105; Applicant: Cal 33 Partners, LLC; Case Numbers

AGP-118, Z-555, TM-73354 and SP-16-01);” and

3. Introduce for first reading, by title only and waive further reading, Ordinance No. 1393, entitled “An Ordinance of the City Council of the City of Baldwin Park Adopting the Findings of Fact and Approving a Zone Change from RG/PD (Residential Garden Planned Development) and MU-2 (Mixed-Use 2) to R-3 (High Density Residential) and to Apply the Specific Plan (SP) Overlay to the Property Identified with Assessor Parcel Numbers Assessor’s Parcel Numbers: 8438-015-037, - 059, - 043, - 047 (Applicant: Cal 33 Partners, LLC; Case Number Z-555).”

REPORTS OF OFFICERS

8. CONSIDER AND APPROVE THE SUPPLEMENTAL SERVICES AGREEMENT WITH iCOLOR PRINTING SERVICES & MAILING, INC.

Staff recommends that Council:

1. Consider funding three (3) additional issues of the BP NOW for the remainder of FY16-17; and
2. Consider and approve the supplemental services agreement with iColor Printing & Mailing, Inc.; and
3. Authorize the Finance Director to appropriate additional funding from the BIT Fund to cover the cost.

9. A REQUEST FOR CONSIDERATION OF A PROPOSED AMENDMENT TO THE CONTRACT BETWEEN THE CALIFORNIA PUBLIC EMPLOYEES’ RETIREMENT SYSTEM AND THE CITY OF BALDWIN PARK ENDING EMPLOYEES SHARING COST OF ADDITIONAL BENEFITS TO CONFORM WITH CURRENT PRACTICE AND MEMORANDA OF UNDERSTANDING WITH LOCAL MISCELLANEOUS MEMBERS, ADOPT RESOLUTION NO. 2016-161 AND INTRODUCE FOR FIRST READING ORDINANCE NO. 1392 AUTHORIZING THE AMENDMENT.

Staff recommends that Council:

1. Approve Resolution No. 2016-161, entitled “A Resolution of the City Council of the City of Baldwin Park Approving the Adoption of a Resolution of Intent Between the Board of Administration of the Public Employees’ Retirements System and the City Of Baldwin Park;” and
2. Introduce for first reading, by title only and waive further reading, Ordinance No. 1392, entitled “An Ordinance of the Baldwin Park City Council of the City Of Baldwin Park Authorizing an Amendment to the Contract Between the Baldwin Park City Council and the Board Of Administration of the Public Employees’ Retirement System.”

10. CONSIDERATION OF A DISPOSITION AND DEVELOPMENT AGREEMENT WITH BP DEVELOPMENT PARTNERS I (AKA WALBERN) FOR A PROPOSED MIXED-USE DEVELOPMENT PROJECT AT THE INTERSECTION OF MAINE AVE AND PACIFIC AVENUE

Staff recommends that Council provide direction on the approval of the proposed Disposition and Development Agreement with BP Development Partners I, concurrently approve and adopt Resolution No. 2016-163, and authorize the Mayor to execute the agreement after a final review by the City Attorney.

11. CONSIDERATION OF A DISPOSITION AND DEVELOPMENT AGREEMENT WITH BP DEVELOPMENT PARTNERS I (AKA WALBERN) FOR A PROPOSED MIXED-USE DEVELOPMENT PROJECT AT THE INTERSECTION OF BADILLO STREET AND RAMONA BOULEVARD

Staff recommends that Council provide direction on the approval of the proposed Disposition and Development Agreement with BP Development Partners I, concurrently approve and adopt Resolution No. 2016-164, and authorize the Mayor to execute the agreement after a final review by the City Attorney.

The Council items listed above shall be heard concurrently with Housing Successor Agency Item Nos. HSA – 1 and HSA – 2.

CITY COUNCIL ACTING AS HOUSING SUCCESSOR AGENCY

REPORTS OF OFFICERS

HSA-1 CONSIDERATION OF A DISPOSITION AND DEVELOPMENT AGREEMENT WITH BP DEVELOPMENT PARTNERS I (AKA WALBERN) FOR A PROPOSED MIXED-USE DEVELOPMENT PROJECT AT THE INTERSECTION OF MAINE AVE AND PACIFIC AVENUE

Staff recommends that Board provide direction on the approval of the proposed Disposition and Development Agreement with BP Development Partners I, concurrently approve and adopt Resolution No. HSA 2016-001, and authorize the Chair to execute the agreement after a final review by the City Attorney.

HSA-2 CONSIDERATION OF A DISPOSITION AND DEVELOPMENT AGREEMENT WITH BP DEVELOPMENT PARTNERS I (AKA WALBERN) FOR A PROPOSED MIXED-USE DEVELOPMENT PROJECT AT THE INTERSECTION OF BADILLO STREET AND RAMONA BOULEVARD

Staff recommends that Board provide direction on the approval of the proposed Disposition and Development Agreement with BP Development Partners I, concurrently approve and adopt Resolution No. HAS 2016-002, and authorize the Chair to execute the agreement after a final review by the City Attorney.

The Housing Successor Agency items listed above shall be heard concurrently with City Council Item Nos. 10 and 11.

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

- Request by Mayor Lozano to discuss reconsideration of retention of Kaufman Law Firm and personnel investigation.
- Request by Council member Baca to discuss and provide direction to staff regarding the Good Samaritan Food Act of 1996.
- For Council Consideration and Discussion: Review of the City-wide accomplishments for 2016 and a request for a mid-year budget review to be held at the end of February.

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 1st day of December, 2016.



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)