

CITY COUNCIL
REGULAR MEETING

Agenda

February 15, 2023, 7:00 PM



Mayor
Mayor Pro Tem
Councilmember
Councilmember
Councilmember

Emmanuel J. Estrada
Monica Garcia
Alejandra Avila
Jean M. Ayala
Daniel Damian

Welcome to your City Council Meeting

We welcome your interest and involvement in the City's legislative process. This agenda includes information about topics coming before the City Council and the action recommended by city staff. You can read about each topic in the staff reports, which are available on the city's website and in the Office of the City Clerk.

Please Note: Electronic devices are to be turned off while meetings are in session.

How to watch

The City of Baldwin Park provides two ways to watch a City Council meeting:

In Person



Most City Council meetings take place at City Hall, 14403 E. Pacific Ave., Baldwin Park, CA 91706

Online



Audio streaming will be available at

https://www.youtube.com/channel/UCFLZ0_dDFRiy59rhiDZ13Fq/featured?view_as=subscriber
http://baldwinpark.granicus.com/ViewPublisher.php?view_id=10

Reasonable Accommodations

Individuals with disabilities may request an agenda packet in appropriate alternative formats as required by the Americans with Disability Act of 1990. Reasonable accommodations and auxiliary aids will be provided to effectively allow participation in the meeting. Please contact the City Clerk's Office at (626) 960-4011.

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. Speaker cards are available at the podium and by request with the City Clerk.

Public Communication

There is a three-minute speaking time limit. 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] If you wish to comment on agenda items and are unable to physically appear in person, please email your name, place of residence, item number or topic and a phone number where you will be available between the hours of 7:00 PM during City Council Meetings to comments@baldwinpark.com.

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.

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

REPORT FROM CLOSED SESSION

ANNOUNCEMENTS

PROCLAMATIONS, COMMENDATIONS & PRESENTATIONS

Presentation – Valley County Water District Drought Update presented by Jose Martinez, General Manager

PUBLIC COMMUNICATIONS

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 City – December 2022**
Staff recommends that Council receive and file the Treasurer's Report for December 2022.
3. **Claim Rejection**
Staff recommends that the City Council reject the following claim and direct staff to send the appropriate notice of rejection to claimant(s): Carol Pajari The claimant alleges property damage claim. These government claims, and all government claims, should be considered as potential lawsuits in the future. Thus, it is requested that all City Staff, the Mayor and all Council Members refrain from making any statements, whether public or private in nature. It is important that no statements be made so as to not prejudice this claim in any way which can happen if public or private comments are made about this claim by City staff or Council Members.
4. **Resumption of In-Person Only City Council Meetings for Elected Members of the City Council - Effective March 1, 2023**
It is recommended that the City Council Receive and File, in as much as Staff Report is for information only.

PUBLIC HEARING

5. **FY 2023-24 Annual Action Plan Housing and Community Development Needs and Priorities Public Hearing**
Staff recommends that the Mayor and City Council: 1. Conduct a public hearing to consider the city's housing and non-housing community development needs for the preparation of the FY 2023-24 Annual Action Plan. 2. Following the public hearing, receive and file this report, any comments made by the Mayor, City Council, and/or residents during the public hearing, for inclusion in the Fiscal Year 2023-24 Annual Action Plan.

REPORTS OF OFFICERS

6. **Adoption of Resolution No. 2023-003 for City Council Appointments of Official Representatives and Alternates to Various Agencies/Organizations.**
It is recommended that the City Council nominate and appoint by a roll-call vote the official designated representatives and alternates and adopt Resolution No. 2023-003, the names of selected delegates will be added to the Resolution in a final format with the certified votes and appropriate signatures.

7. **Discussion, Adoption and Approval of Ordinance No. 1500 to Establish the Measure BP Stakeholders Oversight Committee (SOC)**

It is recommended that the City Council approve the attached Ordinance No. 1500 to establish the Measure BP Stakeholders Oversight Committee, as a first reading, adding Sections 35.142 through 35.150 to Chapter 35 of Title 3 of the Baldwin Park Municipal Code.

8. **Discussion of Draft Ordinance Updating the City of Baldwin Park Commercial Cannabis Regulations and Review of Policy Options for the Future of the City's Commercial Cannabis Program**

It is recommended that the City Council 1. Review and Discuss the following Draft Ordinance: "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BALDWIN PARK, CALIFORNIA, RENUMBERING CHAPTER 128 OF THE BALDWIN PARK MUNICIPAL CODE, AMENDING CHAPTER 127 OF THE BALDWIN PARK MUNICIPAL CODE RELATING TO COMMERCIAL CANNABIS PRODUCTION, AND CODIFYING MEASURE CB (THE "BALDWIN PARK MARIJUANA RETAIL SALES REGULATION AND TAXATION MEASURE")"; and ... 2. Provide direction to Staff concerning policy options for the future of the City's Commercial Cannabis Program (Cultivation, Distribution & Manufacturing, and Retail).

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

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.

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

ADJOURNMENT

CERTIFICATION

I, Christopher Saenz, 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 9th day of February 2023.



Christopher Saenz
City Clerk

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 kroman@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)