CITY COUNCIL
SPECIAL MEETING

Agenda

July 05, 2023, 5:00 PM

Mayor	Emmanuel J. Estrada
Mayor Pro Tem	Monica Garcia
Councilmember	Alejandra Avila
Councilmember	Jean M. Ayala
Councilmember	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 that, in the event of a technical issue causing a disruption in the call-in option or internet-based option, the meeting will continue unless otherwise required by law, such as when a Board Member is attending the meeting virtually pursuant to certain provisions of the Brown Act.

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_dDFRjy59rhiDZ13Fg/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

ROLL CALL

PUBLIC COMMUNICATIONS

OPEN SESSION/STUDY SESSION

Presentation – Metrolink Railroads Improvements presented by Luis Carrasquero, Deputy Chief Operations Officer, SCRRA/Metrolink and Sam Gutierrez, Director of Public Works.

RECESS CLOSED SESSION

1. **Conference With Legal Counsel—Anticipated Litigation**
   Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9:

   One Potential Case Property/Construction Issues at 14402 Pacific Avenue, Baldwin Park

2. **Conference with Legal Counsel – Existing Litigation**
   Pursuant to paragraph (1) of subdivision (d) of Government Code Section 54956

   Case: Rukli, Inc v. City of Baldwin Park Case No. 22STCV28634

   Case: DJCBP Corporation dba Tier One Consulting and David Ju Case No. 2:23-cv-00384

3. **Conference With Real Property Negotiator**
   Pursuant to California Government Code, Section 54956.8

   Property Address: 14402 Pacific Avenue
   Agency Negotiator: Enrique C. Zaldivar, Chief Executive Officer
   Negotiating Parties: Asher Family: Erik Friess
   Under Negotiation: Price and Terms of Payment for Purchase of Property

4. **Liability Claim pursuant to California Government Code Section 54956.95**

   Claimant: K8 Investor Holdings Date of Claim: October 19, 2022
   Agency: City of Baldwin Park
   (Claim available online and at the City Clerk's Office)

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.

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 squinones@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)