

SOUTH GATE CITY COUNCIL REGULAR MEETING AGENDA

Tuesday, September 23, 2008 at 6:30 p.m.

CALL TO ORDER: Gil Hurtado, Mayor
INVOCATION: Pastor Nick Garife of Teen Challenge Ministry Institute
PLEDGE OF ALLEGIANCE: Ernest Moreno, President of East Los Angeles College
ROLL CALL: Carmen Avalos, City Clerk

MAYOR
Gil Hurtado

CITY CLERK
Carmen Avalos

VICE MAYOR
Henry C. Gonzalez

CITY TREASURER
Rudy Navarro

COUNCIL MEMBERS
Gregory Martinez
Maria Davila
Bill De Witt

CITY MANAGER
Ronald Bates

CITY ATTORNEY
Raul F. Salinas

Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office

8650 California Avenue, South Gate, California 90280

(323) 563-9510 * fax (323) 563-5411 * www.cityofsouthgate.org

In compliance with the American with Disabilities Act, if you need special assistance to participate in the City Council Meetings, please contact the Office of the City Clerk. Notification 48 hours prior to the City Council Meeting will enable the City to make reasonable arrangements to assure accessibility.

OPEN SESSION AGENDA

1. Presentation – Los Angeles Community College General Obligation Bond Proposal

The City Council will consider: (CD)

- a. A Presentation to City Council on the 2008 Los Angeles Community Colleges General Obligation Bond Proposal; and
- b. Authorizing the Mayor to submit a letter of support for the General Obligation Bond.

2. Ordinance – Amending the Road Mitigation Fee Program; Resolution – Amending Citywide Benefit Zone and Fee; and the City’s Fee Resolution

The City Council will consider: (PW)

- a. Waiving the reading and adopting **Ordinance No. 2254** amending Title 5 (Streets and Sidewalks) Chapter 5.35 (Road Mitigation Fee Program), Section 5.35.020 Enumerated Benefit Zones and Fees. A (Establishment of Fee – Benefit Zone), B (Exclusions), and I (Exemptions and Appeals) of the South Gate Municipal Code; and
- b. Following the conclusion of a Public Hearing, adopting a **Resolution _____** amending the Citywide Benefit Zone and Fee (Resolution No. 7270) and amending the City’s Fee Resolution (Resolution No. 7265).

COMMENTS FROM THE AUDIENCE

During this time, members of the public and staff may address the City Council regarding any items within the subject matter jurisdiction of the City Council. Comments from the audience will be limited to five (5) minutes per speaker; unless authorized by the Mayor, the time limit may not be extended by utilizing another member’s time. There will be no debate or action on items not listed on the agenda unless authorized by law.

Note: The City Council desires to provide all members of the public with the opportunity to address the Council. Nevertheless, obscene language, comments intended to disrupt or interfere with the progress of the meeting or slanderous comments will not be tolerated and may result in ejection and/or may constitute a violation of South Gate Municipal Code Section 1.04.110.

REPORTS AND COMMENTS FROM CITY OFFICIALS

During this time, members of the City Council will report on matters pertaining to their service on various intergovernmental boards and commissions as a representative of the City pursuant to Assembly Bill 1234. City Council Members will also have an opportunity to comment on matters not on the agenda.

Following the City Council Members, reports and comments will be heard by the City Clerk, City Treasurer, City Manager and Department Heads.

CONSENT CALENDAR ITEMS

Agenda Items 3, 4, 5, 6, 7, 8 and 9 are Consent Calendar Items. All items including Ordinances, Resolutions and Contracts, may be approved by adoption of the Consent Calendar, individually and collectively by one (1) motion. There will be no separate discussion of these items unless Members of the City Council, the public, or staff request that specific items be removed from the Consent Calendar for separate discussion and action.

Any motion to introduce or adopt an Ordinance on the Consent Calendar shall be: (1) a motion to waive the reading of the Ordinance and introduce the Ordinance or (2) a motion to waive the reading of the Ordinance and adopt the Ordinance, as appropriate.

3. Ordinance – Adding a Chapter to Title 9 (Buildings) of the Municipal Code relating to Safety Assessment Placards

The City Council will consider waiving the reading and introduce an Ordinance amending Title 9 (Buildings) of the South Gate Municipal Code by adding Chapter 9.18 (Safety Assessment Placards). (CD)

4. Resolution – Adding the California Public Employee’s Deferred Compensation Plan to its Group of Current Deferred Compensation Carriers

The City Council will consider: (ADMIN/PERS)

- a. Adopting a **Resolution** _____ adding the California Public Employees’ Deferred Compensation Plan to its group of current deferred compensation carriers; and
- b. Authorizing all plan documents to be executed by appropriate officials.

5. Resolution – Opposing Proposition 5 the Nonviolent Offender Rehabilitation Act of 2008

The City Council will consider adopting a **Resolution** _____ opposing Proposition 5 the Nonviolent Offender Rehabilitation Act of 2008. (PD)

6. Receive and File – Annual Development Water Fee Report

The City Council will consider receiving and filing the Annual Development Water Fee Report. (PW)

7. Code Enforcement Program – to be continued

The City Council will consider continuing the discussion of the Code Enforcement Program to the City Council Meeting of October 28, 2008. (CD)

8. Southeast Area Animal Control Authority Agreement – to be continued

The City Council will consider continuing the recommended approval of an agreement with Southeast Area Animal Control Authority for animal control services for 2008-2009 to the City Council Meeting of October 14, 2008. (PD)

9. Vacancy Review and Exemption from the Hiring Freeze – Senior Civil Engineer

The City Council will consider approving an exemption from the City’s hiring freeze on a General Fund position. (ADMIN/PERS)

10. Purchase – Canines and Necessary Equipment from Asset Seizure Fund

The City Council will consider authorizing the expenditure of \$148,600 from the Asset Seizure Fund for the purchase of two fully trained Police Patrol Canines and necessary equipment. (PD)

11. Approve – Recommended Transfers, Appropriation and Carryovers for Fiscal Year 2007-2008

The City Council will consider approving the recommended transfers, appropriations and carryovers as detailed in the fiscal year 2007-2008 Year-End Summary Report. (FIN)

12. Warrant Register

The City Council will consider approving the Warrants and Cancellations for September 23, 2008. (FIN)

Total of Checks:	\$2,150,021.34
Total of Payroll Deductions:	\$ < 66,172.55 >
Grand Total:	\$2,083,848.79

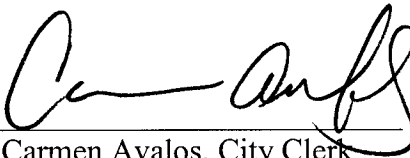
Cancellation: 144521, 143382, 143913, 143944, 144454

13. Approve - Contract for Shotspotter Gunshot Location System

The City Council will consider: (PD)

- a. Approving a **Contract** _____ with ShotSpotter, Inc. for the ShotSpotter Gunshot Location System, in the amount of \$247,893, subject to further negotiation by the City Manager and Police Department as to the scope of warranties and other contract terms; and
- b. Authorizing the Mayor to execute contract documents, in a form acceptable to the City Attorney.

I, Carmen Avalos, City Clerk, certify that a true and correct copy of the foregoing Meeting Agenda was posted on September 18, 2008 at 6:15 p.m., as required by law.



Carmen Avalos, City Clerk

RECEIVED

SEP 17 2008

City of South Gate

CITY COUNCIL

Item No. 1

AGENDA BILL

CITY OF SOUTH GATE
OFFICE OF THE CITY MANAGER

For the Regular Meeting of August 12, 2008

Originating Department: Community Development

Department Head:


Steven A. Lefever

City Manager:


Ronald Bates

SUBJECT: 2008 LOS ANGELES COMMUNITY COLLEGES GENERAL OBLIGATION BOND PROPOSAL

ACTION:

- a) Presentation to City Council on the 2008 Los Angeles Community Colleges General Obligation Bond Proposal; and
- b) Authorize the Mayor to submit a letter of support for the General Obligation Bond.

FISCAL IMPACT: In the spring of 2008 the Board of Trustees of the Los Angeles Community College District voted unanimously to authorize a general obligation bond in the amount of \$3.5 billion for the November, 2008 general election. As part of the bond measure, \$150 million is earmarked for the South Gate Center. There is no impact to the City's General Fund.

REPORT SUMMARY: As noted above, the Board of Trustees of the Los Angeles Community Colleges has authorized a general obligation bond in the amount of \$3.5 billion for the November, 2008 general election. The purpose of the bond measure is to facilitate the construction of new facilities and/or remodel/rehabilitate existing structures on the College District's nine campuses and separate satellite centers. Ernest Moreno, President, East Los Angeles College will give a five minute presentation.

Some of the major goals that will be implemented by this bond measure are, but not limited to, making the entire Los Angeles Community College District's campuses and facilities "Climate Neutral" and energy self sufficient. All nine campuses and satellite centers will be renovated using "cutting edge" technology and programs and demonstrate the District as a national leader in getting major power users "off the grid".

Attached for the City Council's review are copies of College District's General Obligation Bond Proposal, Project List, and future budget analysis.

- ATTACHMENTS:**
- A. General Obligation Bond Proposal
 - B. Ballot Language and Project Description
 - C. LACCD Future Budget Analysis



LOS ANGELES COMMUNITY COLLEGES
770 WILSHIRE BOULEVARD, LOS ANGELES, CALIFORNIA 90017 • 213/891-2000

**CITY • EAST • HARBOR • MISSION • PIERCE • SOUTHWEST • TRADE-
TECHNICAL • VALLEY • WEST**
ADMINISTRATIVE OFFICES • Marshall Drummond, Chancellor

2008 LOS ANGELES COMMUNITY COLLEGES
GENERAL OBLIGATION BOND PROPOSAL

- In Spring of 2008 the Board of Trustees of the Los Angeles Community College District voted unanimously to authorize a general obligation bond in the amount of \$3.5 billion dollars for the November, 2008 general election
- The purposes and driving necessity for the bond at this time include a major emphasis on new and remodel/rehabilitated facilities for workforce training, to include but not limited to:
 - Sustainable technologies (generating energy with renewable resources rather than fossil fuels)
 - Clean energy technicians
 - Operating engineers for energy efficient buildings
 - Production technologies for Green products
 - Health and safety careers
 - Allied health/nursing
 - Fire and police
 - Waste and hazardous substance control and disposal
 - Water supply, purification and management
 - Critical infrastructure job training
 - Electrical and utility workers
 - Construction and maintenance
 - Replacement workers for retiring “baby boomers” in key area industries
- The projects listed for each college were derived from a process of revisiting the educational master plans during 2007-08. Regional information and employment demand forecasts were integrated with college plans. The results provide a platform for workforce training that would serve the needs of the community for decades.
- During the implementation of the A/AA bond programs the Board of Trustees passed a resolution in 2002 stating that all bond related construction would be at the standards prescribed by the Green Building Council (LEEDS). To date, 30 of these energy-efficient buildings are under construction, or near completion. All buildings in the new bond measure would comply with the same high standards.



- Due to the increased effects of global warming and constantly increasing energy costs the LACCD has embarked on a construction program that would:
 - Make the entire Los Angeles Community College District “Climate Neutral” by the end of 2008. A combination of self-generated clean power and efforts to reduce commute trips and other sources of carbon release will mean that the District eliminated more pollution than it causes.
 - By the end of 2008, the entire District will be energy self-sufficient. Advanced technology is being installed and used to heat, cool and light all of our buildings. We will virtually eliminate our dependence on fossil fuel generated power and generate our own power using solar, wind, fuel cell, micro turbine and other innovative sources. This project is well underway with some colleges already generating a significant amount of their power requirements. This means that the District will not have to pay an annual \$10 million dollar power bill, and that the District will not emit any pollutants into the atmosphere from power generation.
 - All of these state-of-the-art power-generating and distribution facilities would serve as learning resources for our students. We will craft a complete set of programs that train individuals to install, maintain, and construct Green power sources.
- The Los Angeles region will have nine completely renovated colleges with cutting edge technology and programs, and the region will be cleaner, less polluted, and a national leader in getting major power users “off the grid.”



Board of Trustees

Los Angeles Community College District

ACTION

Com No. CH1

Division: CHANCELLOR

Date: July 23, 2008

Subject: RESCIND RESOLUTIONS ADOPTED APRIL 23, 2008 AND JUNE 11, 2008 AND ADOPT RESOLUTION CALLING FOR AN ELECTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE DISTRICT AT AN ELECTION TO BE HELD ON NOVEMBER 4, 2008

Adopt a Resolution (**Attachment 1**) authorizing an election for general obligation bonds in the amount of \$3.5 billion to be put before the voters on November 4, 2008.

Background: The Trustees adopted a resolution authorizing a bond measure on April 23, 2008 and a resolution adopting the project list on June 11, 2008. This Resolution is for the same dollar amount and adopted project list, but substitutes new language for the ballot measure. If the Board approves this Resolution, it will be submitted to the Registrar for inclusion in the ballot pamphlet, and the prior two resolutions will be withdrawn.

Approved by

Marshall E. Drummond
Marshall E. Drummond, Chancellor

Chancellor and
Secretary of the Board of Trustees

By: *Jamie Green* Date *7/23/08*

Candaele <input checked="" type="checkbox"/>	Reddock <input checked="" type="checkbox"/>
Field <input checked="" type="checkbox"/>	Santiago <input checked="" type="checkbox"/>
Mercer <i>M</i> <input checked="" type="checkbox"/>	Scott-Hayes <i>S</i> <input checked="" type="checkbox"/>
Pearlman <input checked="" type="checkbox"/>	Bustos <i>AYC</i> <input checked="" type="checkbox"/>

Student Trustee Advisory Vote

ATTACHMENT 1

**RESOLUTION CALLING FOR AN ELECTION AUTHORIZING THE ISSUANCE OF
GENERAL OBLIGATION BONDS OF THE DISTRICT AT AN ELECTION TO BE
HELD NOVEMBER 4, 2008**

WHEREAS, the Board of Trustees (the "Board") of the Los Angeles Community College District (the "District"), within the County of Los Angeles, California (the "County"), is authorized to order elections within the District for the purpose of considering, *inter alia*, bond measures to meet the ongoing capital improvement needs of the District, pursuant to the Constitution of the State of California (the "State") and the Education Code of the State (the "Education Code"); and

WHEREAS, Section 18 of Article XVI and Section 1 of Article XIII A of the Constitution of the State and Section 15264 *et seq.* of the Education Code (collectively, "Prop 39") provide for a methodology by which the District may call for an election and, upon approval by 55% or more of the qualified voters voting on the bond measure, issue its general obligation bonds and cause the County to levy an *ad valorem* property tax to pay debt service on said bonds; and

WHEREAS, this Board has determined it to be in the best interests of the District to call such an election under Prop 39, as further described herein and has heretofore taken actions to that end; and

WHEREAS, this Board has determined that the election to be conducted on November 4, 2008 (the "Election Date") meets the consolidation requirements of the Education Code and any County or local measure or election may be consolidated with the Presidential election then pending; and

WHEREAS, the Board wishes to specify the manner in which the District shall call a bond election on the Election Date and to demonstrate compliance with related requirements of the Constitution, the Education Code and the Elections Code of the State;

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Board of Trustees of the Los Angeles Community College District as follows:

Section 1. Recitals. All of the foregoing recitals are true.

Section 2. Rescission of Previous Acts. The Board hereby rescinds its Resolution adopted on April 23, 2008, entitled "Resolution Calling for an Election Authorizing the Issuance of General Obligation Bonds of the District at an Election to be Held November 4, 2008" and its Resolution adopted on June 11, 2008, entitled "Resolution Approving Project List with Respect to November 4, 2008 Election to Authorize General Obligation Bonds of the District, Including Certain Findings with Respect Thereto" (collectively, the "Prior Resolutions") in order to provide additional desired safeguards for the taxpayers of the District. From and after the date hereof, the Prior Resolutions shall be of no further force and effect.

Section 3. Determination to Proceed under Prop 39. The provisions of Prop 39 shall control the administration of the election to consider the bond proposition of the District (the "Bond Proposition"), such that a favorable vote of no less than 55% of the qualified voters voting at the election shall constitute approval thereof, and the Board hereby declares its intention to meet the pertinent requirements of Prop 39.

Section 4. Bond Proposition. This Board does hereby order and request that the Los Angeles County Registrar of Voters (herein called the "Registrar") call an election (in the performance of his duties and in the exercise of his power, alone, or with the assistance of the Clerk of the County Board of Supervisors (the "County Clerk")) to consider the following proposition on November 4, 2008 (the "Bond Measure"), which constitutes the election order prescribed under California Education Code Section 15122 and Elections Code Section 13247:

Local Community College Classroom Repair and Improvement, Public Safety, Nursing Education and Job Training Measure. "To prepare students for jobs by improving classrooms/laboratories/equipment to train nurses/police/firefighters/paramedics and increasing career apprenticeship training opportunities; repair deteriorating electrical wiring/plumbing systems; upgrade fire doors/alarms; increase energy efficiency to reduce costs; update earthquake safety/handicap accessibility; acquire/improve real property; shall Los Angeles Community College District issue \$3.5 billion in bonds at legal interest rates, requiring citizens' oversight, public review, annual audits, no money for administrators' salaries and no tax rate increase?"

The Registrar is hereby requested to reprint the foregoing Bond Measure in its entirety in the voter information pamphlet to be distributed to voters pursuant to Section 13307 of the Elections Code. Pursuant to Section 18, Article XVI and Section 1, Article XIII A of the Constitution of the State, the foregoing Bond Measure shall become effective upon the favorable vote of no less than 55% of those qualified voters voting on the proposition.

Section 5. Consolidation of Bond Election; Services of County. Pursuant to Section 1258 of the Education Code, the Superintendent of the District is hereby authorized to contract with the Registrar, who is hereby requested and authorized to perform such duties as may be required by law, necessary or useful, or customary and appropriate in the conduct of said Bond Election, including the consolidation of the Bond Election with the general primary election within the territory of the District being conducted on the Election Date.

The precincts, polling places for said precincts in the County, and persons appointed and designated to serve as election officers for said Bond Election will be those determined, designated, and appointed pursuant to state law by the Registrar of Voters. The County is hereby requested to tally and canvass the returns of the election, in accordance with Section 10411 of the Elections Code. The District agrees to reimburse the County for all services related to the Bond Election, such services to include the publication of the Formal Notice and a Tax Rate Statement (described in