

SOUTH GATE CITY COUNCIL REGULAR MEETING AGENDA

Tuesday, August 11, 2009 at 6:30 p.m.

CALL TO ORDER: Henry C. Gonzalez, Mayor
INVOCATION: Pastor Ernesto Trejo, South Gate Church of Christ
PLEDGE OF ALLEGIANCE: Elisiel Davila, South Gate resident/student
ROLL CALL: Carmen Avalos, City Clerk

MAYOR
Henry C. Gonzalez

CITY CLERK
Carmen Avalos

VICE MAYOR
Gregory Martinez

CITY TREASURER
Maria Belen Bernal

COUNCIL MEMBERS
Maria Davila
Bill De Witt
Gil Hurtado

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. Recognition: Elisiel Davila for being a Recipient of the SCDC Scholarship

The City Council will present a Certificate of Appreciation to Elisiel Davila for being the recipient of the Southeast Community Development Corporation Scholarship. (ADMIN)

2. Resolution: Self Certifying and adoption of the Congestion Management Program

The City Council will conduct a Public Hearing to consider adopting a **Resolution** _____ finding the City of South Gate to be in conformance with the Congestion Management Program and adopting the CMP Local Development Report, in accordance with California Government Code Section 65089. (CD)

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, and 7 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 No. 2264; Renewing BP West Coast Products LLC Franchise

The City Council will consider waiving the reading and adopting **Ordinance No. 2264** granting a five (5) year franchise to BP West Coast Products LLC to lay and use pipes, ditches, flumes, conduits and appurtenances for transmitting and distributing oil or products thereof, for any and all purposes in, along, across, upon and under the public streets, ways, alleys and places, as the same now or may hereafter exist, within the City of South Gate. (PW)

4. Amendment Agreement with CBM Consulting for Firestone/Garfield Intersection Median Islands

The City Council will consider: (PW)

- a. Approving Amendment No. 1 to Contract No. 2502, with CBM Consulting Inc. in the amount of \$23,790 for additional construction management services for Firestone Boulevard/Garfield Avenue Intersection Median Islands Restoration, City Project No. 303-ST; and
- b. Authorizing the City Manager to execute the Amendment No. 1 in a form approved by the City Attorney.

5. City and County Emergency Notification Systems Report

The City Council will consider receiving and filing a report on City and County Emergency Notification Systems. (PD)

6. Ratification of the Agreement with Golden State Water

The City Council will consider ratifying an agreement (**Contract _____**) with Golden State Water Company for utility billing services and authorizing the Mayor to execute the Agreement as approved by the City Attorney. (PW)

7. City Council Meeting Minutes of July 28, 2009

The City Council will consider approving the Regular City Council Meeting Minutes of July 28, 2009. (CLERK)

8. Resolution: Amendments to the Commission for South Gate Youth Bylaws

The City Council will consider adopting a **Resolution _____** recommending amendments to the Bylaws of the Commission for South Gate Youth. (PD)

9. Warrant Register for August 11, 2009

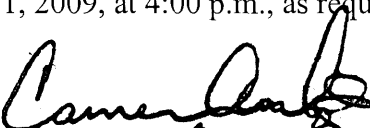
The City Council will consider approving the Warrants and Cancellations for August 11, 2009. (FIN)

Total of Checks:	\$2,504,433.93
Voids	\$ -110.45
Total of Payroll Deductions:	<u>\$ <209,386.90></u>
Grand Total:	\$2,295,047.03

10. Adjournment

Adjournment in memory of Joan Newell, 35-year South Gate Resident.

I, Carmen Avalos, City Clerk, certify that a true and correct copy of the foregoing Meeting Agenda was posted on August 11, 2009, at 4:00 p.m., as required by law.


Carmen Avalos, City Clerk

City of South Gate Item No. 1
CITY COUNCIL

RECEIVED

AUG 3 - 2009

AGENDA BILL

CITY OF SOUTH GATE
OFFICE OF THE CITY MANAGER

For the Regular Meeting of: August 11, 2009

Originating Department: Administration

Dept. Head Ronald Bates

City Manager Ronald Bates:

SUBJECT: CERTIFICATE OF APPRECIATION FOR ELISIEL DAVILA

ACTION: Mayor Gonzalez will present a Certificate of Appreciation to Elisiel Davila for being the recipient of the Southeast Community Development Corporation Scholarship.

FISCAL IMPACT: None

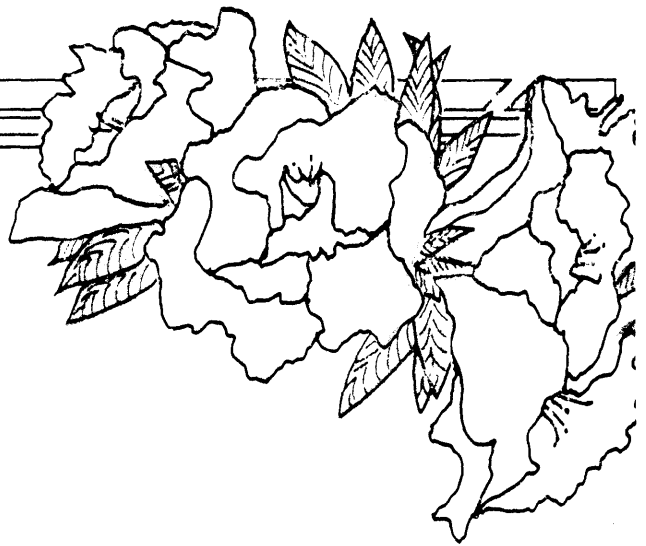
REPORT SUMMARY: The Southeast Community Development Corporation (SCDC), a non-profit organization, was incorporated on May 4, 1994 and was established from the realization that serious social and economic problems existed in the Southeast's eight member cities of Bell, Bell Gardens, Commerce, Cudahy, Huntington Park, Maywood, South Gate and Vernon.

Elisiel Davila, a senior at South Gate High School, is the recipient of \$500 from the SCDC to be used for books and tuition. Elisiel was recommended by his South Gate High School College Counselor for his outstanding dedication and desire to pursue a higher education. Elisiel will attend University of California, Santa Barbara and will study Computer Science.

SCDC will issue four scholarships to high school students and four college students residing in the cities of South Gate, Huntington Park, Bell, Maywood, Cudahy and Walnut Park.

ATTACHMENT: Certificate of Appreciation

City of South Gate



CERTIFICATE OF APPRECIATION

*Presented by the South Gate
City Council on behalf of the
citizens of South Gate to:*

Elisiel Davila

*In recognition for receiving the
Southeast Community Development
Corporation Scholarship
for your outstanding dedication and desire to
pursue a higher education*

Henry C. Gonzalez
Henry C. Gonzalez, Mayor

August 11, 2009

The Azalea City



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City of South Gate

CITY COUNCIL

Item No. 2

JUL 22 2009

CITY OF SOUTH GATE
OFFICE OF THE CITY MANAGER

For the Regular Meeting of August 11, 2009

Originating Department: Community Development

Department Head: _____

Steven A. Lefever

City Manager: _____

Ronald Bates

SUBJECT: RESOLUTION SELF CERTIFYING THE CITY'S CONFORMANCE WITH THE 2004 CONGESTION MANAGEMENT PROGRAM AND ADOPTING THE LOCAL IMPLEMENTATION REPORT

ACTION: Following the conclusion of the Public Hearing; adopt a Resolution finding the City of South Gate to be in conformance with the Congestion Management Program and adopting the CMP Local Development Report, in accordance with California Government Code Section 65089.

FISCAL IMPACT: There is no impact to the General Fund. The City of South Gate receives approximately \$600,000 per year in Proposition 111 gas tax revenues. The City could delay or jeopardize the receipt of its share of gas tax revenues if the conformance self-certification in this report is not completed.

NOTICING PROCEDURES: A Legal Notice was published in the "Wave" on July 30, 2009. Legal Notice was not required to be mailed to the general public

REPORT SUMMARY: The Congestion Management Program (CMP) is a State mandated program enacted by the State Legislature. The CMP became effective in June 1990. The CMP is updated by the Los Angeles County Metropolitan Transportation Authority (MTA) every two years. However, no substantial updates have been made since June 2004. The CMP requires that by September 1 of each year, local jurisdictions conduct a public hearing and adopt a Resolution self-certifying their conformance with the requirements of the CMP, including adoption of Local Implementation Report (See Attachment 1) which balances debits due to traffic congestion impacts caused by development within the City with credits from transportation improvements.

To help interpret the numbers on the report:

- New Development and demolition activity are calculated by obtained the building permits issued for the reporting period of June 1, 2008 through May 31, 2009
- The calculations are done by square footage (i.e. "100" equals 100,000 sq.ft.)
- The information is then entered in the proper cell

The attached Local Implementation Report covers the period between June 1, 2008 through May 31, 2009.

ATTACHMENT(S): 1. Proposed Resolution with Local Implementation Report
2. Notice of Public Hearing

RESOLUTION NO. _____

**CITY OF SOUTH GATE
LOS ANGELES COUNTY, CALIFORNIA**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH GATE FINDING THE CITY OF SOUTH GATE (CITY) TO BE IN CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP) AND ADOPTING THE CMP LOCAL DEVELOPMENT REPORT, IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089

WHEREAS, CMP statute requires the Los Angeles County Metropolitan Transportation Authority ("LACMTA"), acting as the Congestion Management Agency for Los Angeles County, to annually determine that the County and cities within the County are conforming to all CMP requirements; and

WHEREAS, LACMTA requires submittal of the CMP Local Development Report by September 1 of each year; and

WHEREAS, the City Council held a noticed public hearing on August 11, 2009;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SOUTH GATE DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The City has taken all of the following actions, and declares the City is in conformance with all applicable requirements of the 2004 CMP adopted by the LACMTA Board on July 22, 2004.

By June 15, of odd-numbered years, the City will conduct annual traffic counts and calculated levels of service for selected arterial intersections, consistent with the requirements identified in the CMP Highway and Roadway System chapter.

The City has locally adopted and continues to implement a transportation demand management ordinance, consistent with the minimum requirements identified in the CMP Transportation Demand Management chapter.

The City has locally adopted and continues to implement a land use analysis program, consistent with the minimum requirements identified in the CMP Land Use Analysis Program chapter.

The City has adopted a Local Development Report, attached hereto as Exhibit "A" and made a part hereof, consistent with the requirements identified in the 2004 CMP. This report balances traffic congestion impacts due to growth within the City with transportation improvements, and demonstrates that the City is meeting its responsibilities under the Countywide Deficiency Plan consistent with the LACMTA Board adopted 2003 Short Range Transportation Plan.

SECTION 2. The City Clerk shall certify to the adoption of this Resolution which shall be effective upon its adoption.

SECTION 3. The City Clerk shall forward a copy of this Resolution to the Los Angeles County Metropolitan Transportation Authority.

PASSED, APPROVED AND ADOPTED this 11th day of August, 2009.


CITY OF SOUTH GATE:

Henry C. Gonzalez
Mayor

ATTEST:

Carmen Avalos
City Clerk (SEAL)

APPROVED AS TO FORM:



Raul F. Salinas
City Attorney