



SOUTH GATE CITY COUNCIL REGULAR MEETING AGENDA

Tuesday, August 22, 2006 at 6:30 p.m.

CALL TO ORDER: Maria Davila, Mayor
INVOCATION: Pastor Jacobo Martinez, Rios de Agua Viva
PLEDGE OF ALLEGIANCE: Julia James, Director of Finance
ROLL CALL: Carmen Avalos, City Clerk

MAYOR
Maria Davila

CITY CLERK
Carmen Avalos

VICE MAYOR
Bill De Witt

CITY TREASURER
Rudy Navarro

COUNCIL MEMBERS
Henry C. Gonzalez
Gregory Martinez
Gil Hurtado

CITY MANAGER
Gary Milliman

CITY ATTORNEY
Raul F. Salinas

City Council Chambers, 8650 California Avenue, South Gate, California 90280
(323) 563-9510 * fax (323) 563-5411 * www.cityofsouthgate.org

CLOSED SESSION AGENDA

| CLOSED SESSION: (ATTY) | |
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| 1. | <p><u>CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION</u> Pursuant to Government Code Section 54956.9(a)</p> <p style="margin-left: 40px;">a. Angelo Trotter v. City of South Gate b. City of South Gate v. LAUSD</p> |
| 2. | <p><u>CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION</u> Pursuant to Government Code Section 54956.9(c)</p> <p>One (1) – Potential Cases</p> |
| 3. | <p><u>CONFERENCE WITH LABOR NEGOTIATOR</u> Pursuant to Government Code Section 54957.6</p> <p style="margin-left: 40px;">Agency Representation: City Manager Gary Milliman</p> <p style="margin-left: 40px;">Employee Organizations: South Gate MEA South Gate PMMA South Gate DMA South Gate Top Management</p> |

OPEN SESSION AGENDA

1. **A Proclamation declaring the month of September as “National Alcohol and Drug Addiction Recovery Month”**

The City Council will issue a Proclamation declaring the month of September 2006 as “National Alcohol and Drug Addiction Recovery Month.” (ADMIN)

2. **Presentation of the 2005-2006 Law Enforcement Trophy**

The 2005-2006 Law Enforcement Trophy will be presented to Chief of Police Robert Todd by John Rivas, Commander District 4, Post 2830, of the Veterans of Foreign Wars of the United States, for being selected as Police Officer of the Year. (ADMIN)

3. Continued Public Hearing to Consider an Ordinance Changing a Portion of 3830 Firestone Boulevard from R-3 to C-M for the Purpose of Developing a Used Car Sales Lot.

The City Council will conduct a Public Hearing to consider waiving the reading and introducing an **Ordinance** _____ changing the Zoning Designation to the rear Forty Feet of the Lot located at 3830 Firestone Boulevard from R-3 to C-M. (CD)

4. Continued Public Hearing on Amendment to Title 11, Zoning, Regarding Massage Uses

The City Council will conduct a continued Public Hearing to consider waiving the reading and introducing an **Ordinance** _____ amending Title 11 (Zoning), Chapter 11.04 (Definitions), Chapter 11.15 (C-2 Restricted Commercial Zone), Section 11.15.010 (Permitted Uses), Chapter 11.18 (C-3 General Commercial Zone), and Section 11.18.010 (Permitted Uses), Subdivision (19) (Massage Establishment, Subsection) (a) (3) of the South Gate Municipal Code further specifying the location and additional conditions of operation for massage related uses.(CD)

5. Adoption of a Resolution of the City Council of the City of South Gate Establishing Fees for Pay Phone Installation and Removal; Preferential Parking and a Delinquent Account Collection Fee and Amending Resolution No. 7112

The City Council will conduct a Public Hearing to consider adopting a **Resolution** _____ establishing fees for pay phone installation and removal; preferential parking and a delinquent account collection fee and amending Resolution No. 7112. (FIN)

COMMENTS PERTAINING TO NON-AGENDA ITEMS

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 COUNCIL MEMBERS

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.

CONSENT CALENDAR ITEMS

Agenda Items 6, 7, 8, 9, 10, 11, 12, 13 and 14 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.

6. Adoption of Resolutions and Letter of Commitment Supporting an Application to Retain and Expand an Enterprise Zone Designation

The City Council will consider: (CD)

- a. Adopting a **Resolution** _____ authorizing the application for Enterprise Zone Designation; and
- b. Adopting a **Resolution** _____ authorizing a letter of commitment pertaining to the application for Enterprise Zone Designation.

7. Resolution regarding Memorandum of Understanding (MOU) for I710/Firestone Boulevard Interchange Reconstruction over Los Angeles River Bridge Widening, Phase IV, City Project No. 298-ST

The City Council will consider adopting a **Resolution** _____ - authorizing execution of the Los Angeles County Metropolitan Transportation Authority (METRO) Memorandum of Understanding (MOU) - with the City for the I-710/Firestone Boulevard Interchange Reconstruction Project, Phase IV. (PW)

8. Agreement for Fair Housing Consulting Services for FY 2006-07 with the Fair Housing Foundation (FHF) under the Community Development Block Grant Program

The City Council will consider approving the Agreement (**Contract** _____) - with the Fair Housing Foundation for consulting services and implementation of fair housing activities for Fiscal Year 2006-07. (CD)

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| <p>9. Contract with Oldtimer’s Foundation, for FY 2006-07 under the Community Development Block Grant (CDBG) Program</p> <p>The City Council will consider approving the Contract _____ - with Oldtimer’s foundation for the Meals on Wheels Program and implementation of activities for Fiscal Year 2006-07. (CD)</p> |
| <p>10. Contract with Southern California Rehabilitation Services (SCRS), for FY 2006-07 under the Community Development Block Grant (CDBG) Program</p> <p>The City Council will consider approving the Contract _____ - with SCRS for the implementation of activities for Fiscal Year 2006-07. (CD)</p> |
| <p>11. Contract with Southeast Churches Service Center, for FY 2006-07 under the Community Development Block Grant (CDBG) Program</p> <p>The City Council will consider approving the Contract _____ - with Southeast Churches Service Center for the implementation of activities Fiscal Year 2006-07. (CD)</p> |
| <p>12. Contract with St. Margaret’s Church Food Pantry, for FY 2006-07 under the Community Development Block Grant (CDBG) Program</p> <p>The City Council will consider approving the Contract _____ - with St. Margaret’s Church Food Pantry for the implementation of activities for Fiscal Year 2006-07. (CD)</p> |
| <p>13. Tweedy Mile Vehicle Parking District</p> <p>The City Council will consider removing the discussion of the parking exemption for new developments within the Tweedy Mile Parking District, from the Council Agenda. (CD)</p> |
| <p>14. Approval of City Council Meeting Minutes</p> <p>The City Council will consider approving the Regular City Council Meeting Minutes of August 8, 2006. (CLERK)</p> |

15. Tweedy Mile Association Annual Street Fair Report

The City Council will consider continuing the receipt of the Tweedy Mile Association Annual Street Fair Report to the City Council Meeting of September 12, 2006. (ADMIN)

16. Graffiti Abatement and Illegal Dumping Program

The City Council will consider continuing the discussion of graffiti abatement and illegal dumping program to the regular meeting of the City Council on September 26, 2006. (PW/PD)

17. Approval of Supplemental Pension Benefit for Retired Police Officers

The City Council will consider: (ADMIN/PERS)

- a. Approving PARS (Public Agency Retirement System) Supplemental Pension Benefit for Retired Police Officers;
- b. Authorizing the execution of a PARS Plan amendment to implement the benefit;
- c. Determining which method of payment will be utilized to fund the pension benefit; and
- d. Authorizing a budget appropriation of either a one time payment of approximately \$447,668.83 (to be offset by the employees' payment of 9% or \$22,558.73, once collected) or \$99,261.25 (to be offset by the employees' payment of 9% or \$22,558.73, once collected) per year for five years.

18. Retainer Agreement for SulmeyerKupetz, a Professional Corporation

The City Council will consider approving and entering into an agreement (**Contract _____**) - to retain SulmeyerKupetz, A Professional Corporation, to provide professional litigation services to the City of South Gate and the City's Community Development Commission in such matters as may be designated by the City Attorney, and to authorize Mayor to execute a retainer agreement in a form acceptable to the City Attorney. (ATTY)

19. Engineering Services for California Avenue Street Improvements

The City Council will consider: (PW)

- a. Accepting the proposal from Willdan for professional services in the amount of \$118,500 for California Avenue Street Improvements; and
- b. Appropriate \$79,500 of Gas Tax funds and \$39,000 from Proposition C funds to fund design phase engineering services.

20. Tweedy Boulevard Main Street Program

The City Council will consider authorizing staff to work with the Tweedy Mile Association, Chamber of Commerce and other stakeholders in the formation of a Main Street Program for the Tweedy Mile business district, and to authorize \$7,500 to fund the attendance of five community members and one staff member at the California Downtown Association annual Conference September 27-29. (ADMIN)

21. Warrants and Cancellations

The City Council will consider approving the Warrants and Cancellations for August 22, 2006. (FIN)

FISCAL YEAR 2005/2006

Total of Net City Expenses: \$339,730.01

Cancellations: None

FISCAL YEAR 2006/2007

Total of Checks: \$2,454,796.96

Total of Payroll Deductions: \$< 134,813.36 >

Grand Total: \$2,319,983.60

Cancellations: 129209

22. City Manager Announcements

The City Manager will make Announcements Pertaining to City Issues and Matters. (ADMIN)

23. Adjournment

I, Carmen Avalos, City Clerk, certify that a true and correct copy of the foregoing Meeting Agenda was posted on August 17, 2006 at 4:30 p.m., as required by law.

Carmen Avalos, City Clerk