



## **SOUTH GATE CITY COUNCIL REGULAR MEETING AGENDA**

**Tuesday, October 10, 2006 at 6:30 p.m.**

**CALL TO ORDER:** Maria Davila, Mayor  
**INVOCATION:** Pastor Nick Garife, Hope Christian Church  
**PLEDGE OF ALLEGIANCE:** Javier Marquez, Code Enforcement Officer  
**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

<b><i>CLOSED SESSION: (ATTY)</i></b>	
1.	<p><b><u>CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION</u></b>                      Pursuant to Government Code Section 54956.9(a)</p> <p style="margin-left: 40px;">a. Mercado v. City of South Gate                      b. Valverde Construcion v. Wesco Companies Inc.</p>
2.	<p><b><u>CONFERENCE WITH LABOR NEGOTIATOR</u></b>                      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. Proclamation for Code Enforcement Week**

Mayor Davila will issue a *Proclamation* declaring October 15 through October 21, 2006 as “Code Enforcement Week” (CD)

**2. Red Ribbon Week – October 21 -29, 2006**

Mayor Davila will issue a *Proclamation* declaring October 21 – 29, 2006 as Red Ribbon Week, and encourage the citizens of South Gate to participate in drug prevention education activities. (PD)

**3. Certificate of Appreciation to Silvia Villarreal**

Mayor Davila will present a Certificate of Appreciation to Silvia Villarreal in recognition of her service as a Parks and Recreation Commissioner. (ADMIN)

**4. Introduction of New Employee in the Community Development Department**

The City Council will be introduced to a recently hired employee in the Community Development Department. (CD)

**5. West Nile Virus Update**

The City Council will receive an update on the West Nile virus in Los Angeles County by Truc Dever, Public Information Officer of the Greater Los Angeles County Vector Control District. (ADMIN)

**6. Introduction of an Ordinance Pertaining to Overnight Parking Prohibition on Major Streets**

The City Council will conduct a Public Hearing to consider waiving the reading and introducing an **Ordinance** \_\_\_\_\_ amending Section 8.12.070 (C) (Oversized Vehicle Parking Regulations) of Chapter 8.12 (Stopping, Standing and Parking of Vehicles of Title 8 (Traffic) of the South Gate Municipal Code relating to Street Restrictions for Commercial Vehicles. (PW)

**7. An Ordinance Increasing the Required Setback for Second Stories of Residential Development**

The City Council will conduct a Public Hearing to consider continuing the introduction of an Ordinance amending certain Sections of Chapters 11.07 (R-1-7500 Single-Family Residential Zone), 11.08 (R-1 Single-Family Residential Zone), 11.10 (R-2 Two-Family Residential Zone), 11.12 (R-3 Multiple-Family Residential Zone), and 11.14 (R-4 Restricted Service Zone) of Title 11 (Zoning) of the Municipal Code by modifying sections containing language regarding the front yard setback area and side yard setback area of residential properties, to the City Council Meeting of October 24, 2006. (CD)

**8. An Ordinance Basing the Number of Garages Required on the Number of Bedrooms, Defining Bedroom and Family Room**

The City Council will conduct a Public Hearing to consider waiving the reading and introducing an **Ordinance** \_\_\_\_\_ amending Section 11.34.020 (Off-Street Parking Required) of Chapter 11.34 (Off-Street Parking Requirements – General Provisions, Conditions and Exceptions) of Title 11 (Zoning) of the Municipal Code by Modifying Requirement for Additional Garages for Residential Units having Four or more Bedrooms, adding Section 11.04.062 (Defining Bedroom) and Section 11.04.186.5 (Defining Family Room) to Chapter 11.04 (Definitions) (CD)

**9. A Resolution Approving an Unclassified Use Permit allowing a Digital Wireless Telecommunications Facility**

The City Council will conduct a Public Hearing to consider adopting a **Resolution** \_\_\_\_\_ approving Unclassified Use Permit No. 52, allowing the installation and operation of a digital wireless telecommunications Facility at 9927 San Antonio Avenue. (CD)

**10. A Resolution Approving an Unclassified Use Permit allowing a Digital Wireless Telecommunications Facility**

The City Council will conduct a Public Hearing to consider adopting a **Resolution** \_\_\_\_\_ approving Unclassified Use Permit No. 54, allowing the installation and operation of a digital wireless telecommunications facility at 5470 Imperial Highway. (CD)

**11. A Resolution Approving an Unclassified Use Permit allowing a Digital Wireless Telecommunications Facility**

The City Council will conduct a Public Hearing to consider adopting a **Resolution \_\_\_\_\_** approving Unclassified use Permit No. 55, allowing the installation and operation of a digital wireless telecommunications facility at 9420 Long Beach Boulevard. (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 12, 13, 14, 15, 16, 17, and 18 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.

**12. Amendments to the Park Ordinance**

The City Council will consider waiving the reading and adopt **Ordinance 2221** amending certain sections of Chapter 7.49 (Parks) of Title 7 (Public Safety and Morals) of the South Gate Municipal Code and adding and deleting sections thereto relating to Park Operations including Use of Open Space for Ball Playing, Use of Athletic Fields, Public Intoxication Prohibitions, Ejection from Park Grounds, and Skating Park Rules. (PARKS)

<p><b>13. Revised Schedule for Repayment of the Advance of Funds Made by the City to the Utility Authority</b></p> <p>The City Council will consider: (FIN)</p> <ul style="list-style-type: none"> <li>a. Adopting a <b>Resolution _____</b> revising the repayment schedule for the advance made by the City to the Utility Authority in 2001; and</li> <li>b. Approving the Amendment to the Water Enterprise Lease Agreement.</li> </ul>
<p><b>14. Agreement with Tristar Risk Management</b></p> <p>The City Council will consider approving a one year agreement (<b>Contract No. _____</b>) with TRISTAR Risk Management for safety and loss control services. (ADMIN/PERS)</p>
<p><b>15. Acceptance of Garfield Avenue Resurfacing and Rehabilitation from Firestone Boulevard to Meadow Road</b></p> <p>The City Council will consider: (PW)</p> <ul style="list-style-type: none"> <li>a. Accepting the Garfield Avenue Resurfacing and Rehabilitation from Firestone Boulevard to Meadow Road, City Project No. 320-ST and Federal Project No. STPL-5257 (014) as complete effective September 30, 2006; and</li> <li>b. Directing the City Clerk to file the Notice of Completion with the County Recorder.</li> </ul>
<p><b>16. Approve Change Order No. 1 for Installation of Street Furniture at Various Locations, City Project No. 353-GEN</b></p> <p>The City Council will consider: (PW)</p> <ul style="list-style-type: none"> <li>a. Approving Change Order No. 1 for \$28,615.40 for the removal and replacement of existing solar panels at 11 bus shelters in connection with the Installation of Street Furniture at Various Locations, City Project No. 353-GEN; and</li> <li>b. Authorizing the Director of Public Works to execute Change Order No. 1</li> </ul>
<p><b>17. Approval of Request for Proposal for Carnival Concessionaire</b></p> <p>The City Council will consider: (PARKS)</p> <ul style="list-style-type: none"> <li>a. Approving the Carnival Concessionaire Request for Proposal; and</li> <li>b. Authorizing distribution and advertisement of the Request for Proposal</li> </ul>
<p><b>18 Approval of City Council Meeting Minutes</b></p> <p>The City Council will consider approving the Regular City Council Meeting Minutes of September 12 and September 26, 2006. (CLERK)</p>

**19. Designation of Redevelopment Survey Area for Proposed Project**

The City Council will consider adopting a **Resolution** \_\_\_\_\_ designating a redevelopment study area for study purposes in connection with the determination of the feasibility of a proposed new redevelopment project area pursuant to community redevelopment law. (CD)

**20. Petition to Terminate Newly Created Preferential Parking District on Bowman Avenue (Firestone/Southern)**

The City Council will consider: (PW)

- a. Accepting the petition and authorizing staff to conduct survey for the termination of the newly created preferential parking district on Bowman Avenue (alley south of Firestone Boulevard and Southern Avenue), waive the \$944 fee to process and conduct survey for preferential parking districts; or
- b. Deny the petition to terminate the newly created preferential parking district on Bowman Avenue.

**21. Retainer Agreement for Sulmeyer Kupetz**

The City Council will consider continuing an agreement to retain Sulmeyer Kupetz, 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 authorizing the Mayor to execute a retainer agreement in a form acceptable to the City Attorney to the City Council Meeting of October 24, 2006. (ATTY)

**22. Approval of Supplemental Pension Benefit for One Additional Retired Police Office**

The City Council will consider: (ADMIN/PERS)

- a. Approving PARS (Public Agency Retirement System) Supplemental Pension Benefit for one additional retired police officer; and
- b. Authorizing an appropriation of \$163,881 from the General Fund Reserve

**23. Ratification of Memorandums of Understanding with the City's Top Management Group and Division Management Association**

The City Council will consider: (ADMIN/PERS)

- a. Ratifying the Memorandums of Understanding between Top Management Group and the Division Management Association and the City of South Gate concerning changes to terms and conditions of employment, salary and benefits; and
- b. Authorizing the execution and implementation of the Memorandums of Understanding; and
- c. Appropriating \$232,519 from the General Fund Reserve

**24. This item was removed from the agenda.**

**25. Agreement with JWA Urban Consultants, Inc. to perform CDBG/Home Project Management Services**

The City Council will consider authorizing the Mayor to execute a **Contract \_\_\_\_\_** with JWA Urban Consultants Inc., for housing program administrative services in an amount not to exceed \$150,000. (CD)

**26. Authorization for the South Gate Chamber of Commerce to hold a Carnival at South Gate Park**

The City Council will consider approving a special permit for the South Gate Chamber of Commerce to hold a carnival at South Gate Park in accordance with Municipal Code 7.49.210. (PARKS)

**27. Warrants and Cancellations**

The City Council will consider approving the Warrants and Cancellations for October 10, 2006. (FIN)

Total of Checks:	\$1,731,327.63
Total of Payroll Deductions:	\$ <63,483.28>
Grand Total:	\$1,667,844.35

Cancellations: 129633, 129955, 129988, 129989, 130256

**28. Adjournment**

I, Carmen Avalos, City Clerk, certify that a true and correct copy of the foregoing Meeting Agenda was posted on October 5, 2006 at 4:30 p.m., as required by law.

\_\_\_\_\_  
Carmen Avalos, City Clerk