



SOUTH GATE CITY COUNCIL REGULAR MEETING AGENDA

Tuesday, December 12, 2006 at 6:30 p.m.

CALL TO ORDER: Maria Davila, Mayor
INVOCATION: Pastor Charles Brady, Redeemer Lutheran Church
PLEDGE OF ALLEGIANCE: Nellie Cobos, Assistant to the City Manager
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

<i>CLOSED SESSION: (ATTY)</i>	
1.	<p><u>CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION</u> Pursuant to Government Code Section 54956.9(a)</p> <ul style="list-style-type: none"> a. Troy Hernandez v. City of South Gate b. Sil Gonzalez v. City of South Gate c. Christopher Carter v. City of South Gate d. Rivas v. City of South Gate
2.	<p><u>CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATIONIONS</u> Pursuant to Government Code Section 54956.9(c)</p> <p>One (1) – Potential Case</p>

OPEN SESSION AGENDA

1. Firestone Boulevard and Atlantic Avenue Intersection Improvement Project, Mitigated Negative Declaration (PW)

The City Council will conduct a Public Hearing to consider adopting a **Resolution _____** making a finding of conformance with the City’s General Plan for a proposed intersection and roadway widening improvement project at the intersection of Firestone Boulevard and Atlantic Avenue and approving the required environmental assessment.

<i>COMMENTS FROM THE AUDIENCE</i>
<p>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.</p> <p>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.</p>

<i>REPORTS AND COMMENTS FROM CITY OFFICIALS</i>
<p>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.</p> <p>Following the City Council Members, reports and comments will be heard by the City Clerk, City Treasurer, City Manager and Department Heads.</p>

CONSENT CALENDAR ITEMS

Agenda Items 2, 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.

2. Adoption of Ordinance No. 2224 Increasing the Required Front Setback for Second Stories of Residential Development

The City Council will consider waiving the reading and adopt **Ordinance No. 2224** 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 South Gate Municipal Code by modifying sections containing language regarding the front yard setback area of residential properties. (CD)

3. Conflict of Interest Code Update

The City Council will consider adopting a **Resolution** _____ amending the City’s Conflict of Interest Code for designated City personnel. (CLERK)

4. A Resolution Authorizing the South Gate Police Department to Receive Grant Funds for the Purchase of Mobile Radios

The City Council will consider adopting a **Resolution** _____ authorizing the South Gate Police Department to receive grant funds from the FY 2006 Homeland Security Grant Program for the purchase of 35 interoperable mobile radios. (CD)

5. Amendment to Salary Resolution Approving an Amended Hourly Pay Table

The City Council will consider adopting a **Resolution** _____ amending Resolution No. 6454 (Salary Resolution and Classification Plan), to reflect a new hourly pay table in conformance with the increase of minimum wage. (ADMIN/PERS)

6. Proposition C Allocation for Traffic Signal Upgrade at the intersection for Hildreth Avenue and Tweedy Boulevard, City Project No. 348-TRF

The City Council will consider appropriating \$87,702 from Proposition C fund balance for this project. (PW)

7. Approval of Warrant Register in Lieu of December 26th City Council Meeting

The City Council will consider authorizing the auditor to review and approve the warrant register prepared for the second half of December in lieu of a December 26th City Council meeting.(FIN)

8. Ratification of Memorandum of Understanding with the City’s Municipal Employees Association (“MEA”)

The City Council will consider: (ADMIN/PERS)

- a. The Memorandum of Understanding between Municipal Employees Association (“MEA”) and the City of South Gate concerning salary, benefits and terms and conditions of employment; and
- b. Authorizing the execution of the Memorandum of Understanding (**Contract _____**).

9. Retainer Agreement for Sulmeyer Kupetz

The City Council will consider: (ATTY)

- a. Approving agreement (**Contract No. _____**) 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
- b. Authorizing the Mayor to execute a retainer agreement in a form acceptable to the City Attorney; and
- c. Authorizing payment to the Sulmeyer Kupetz firm in an amount not available at the time the agenda bill was due but which will be reported by the City Attorney at the City Council meeting. This amount is subject to further review and approval by the City Manager and City Attorney.

10. Award of Contract for Carnival Provider

The City Council will consider: (ADMIN)

- a. Approving the selection of Paul Maurer Shows to provide two carnival events annually held at South Gate Park for a period of two years with three, one year extension options based upon the proposal received; and
- b. Authorizing the Mayor to execute all documents and agreements (**Contract _____**) necessary as approved by the City Attorney.

11. Engineering Services for Metropolitan Transportation Authority (Metro) “2007 Call for Projects”

The City Council will consider: (PW)

- a. Accepting Willdan’s proposal dated November 20, 2006 to provide Professional Engineering Services in the amount of \$94,000 for the preparation of three Metro Call for Projects Applications and Project Study Report Equivalents; and
- b. Appropriating \$94,000 from Proposition C funds to pay for this service.

12. Award Contract for Cesar Chavez Park, Phase II, City Project No. 273-ARC

The City Council will consider: (PW)

- a. Awarding **Contract _____** for base bid (\$1,220,094.28) and alternate bid (\$123,318) to C.S. Legacy Construction, Inc., the lowest responsible bidder, for Cesar Chavez Park, Phase II, City Project No. 273-ARC, contingent upon City of Los Angeles Department of Water and Power (LADWP) and Metropolitan Water District (MWD) concurrence; and
- b. Authorizing the Mayor and City Clerk to execute the contract; and
- c. Accepting Willdan proposal for construction management services for \$112,350.

13. Purchase of 9015 Long Beach Boulevard, Club Oz

The City Council will consider receiving and filing a report on the purchase of the property at 9015 Long Beach Boulevard, formerly occupied by Club Oz. (ADMIN)

14. Update on Abandoned Shopping Carts

The City Council will consider receiving and filing an update report on abandoned shopping carts and provide staff with direction. (ADMIN)

15. Warrants and Cancellations

The City Council will consider approving the Warrants and Cancellations for December 12, 2006. (FIN)

Total of Checks:	\$995,561.12
Total of Payroll Deductions:	<u>\$<30,395.62></u>
Grand Total:	\$965,165.50

Cancellations: 129565, 130181, 131479, 131483, 131497, 125526, 125732, 125826, 125852, 125859, 125883, 125949, 125954, 125955, 125984, 126016, 126264, 126287, 126320, 126394, 126466, 126713, 126864, 126884, 126885, 126959, 127069, 127103, 127167, 127279, 127340, 127359, 127412, 127420, 127435, 127453, 127490, 127491, 127523, 127650, 127708, 127709, 127712, 127715, 127834, 128010, 128081, 128085, 128086, 128107, 128175, 128336, 128339, 128343, 128356, 128581

21. Adjournment

Adjournment in memory of Robert Ronald Pixler, Father of Lt. David Pixler, South Gate Police Officer and Michael Perez, father of Principal Perez of South Gate Middle School.

I, Carmen Avalos, City Clerk, certify that a true and correct copy of the foregoing Meeting Agenda was posted on December 7, 2006 at 4:00 p.m., as required by law.

Carmen Avalos, City Clerk