

**CITY OF SOUTH GATE
REGULAR CITY COUNCIL MEETING
MINUTES
TUESDAY, JUNE 13, 2006**

CALL TO ORDER Mayor Maria Davila called a Regular Meeting of the City Council to order at 6:35 p.m.

INVOCATION Pastor Nick Garife, Hope Christian Center led the Invocation.

PLEDGE OF ALLEGIANCE Erick Arteaga, Code Enforcement Officer led the Pledge of Allegiance.

ROLL CALL Carmen Avalos, City Clerk

PRESENT Mayor Maria Davila, Vice Mayor Bill De Witt, Council Member Henry C. Gonzalez and Council Member Gil Hurtado; City Treasurer Rudy Navarro, City Manager Gary Milliman and City Attorney Raul F. Salinas

LATE Council Member Gregory Martinez arrived at the dais at 6:47 p.m.

**1
PERSONNEL RECRUITMENT
& SELECTION** The City Council was introduced to the recently hired Police Officers.

**2
PERSONNEL RECRUITMENT
& SELECTION** The City Council was introduced to the recently hired employees in the Community Development Department.

**3
PRESENTATIONS/
AWARDS** The City Council considered receiving a presentation on the progress for improvement of the I-710 Long Beach Freeway by Richard Powers, Executive Director for the Gateway Cities Council of Governments.

**4
ZONING CASE
ADMINISTRATION** The City Council unanimously continued the public hearing to consider waiving the reading and introduce an Ordinance - An Ordinance of the City Council of the City of South Gate changing the Zoning Designation to the rear forty feet of the lot located at 3830 Firestone Boulevard from R-3 to C-M, to the next regularly scheduled City Council Meeting of July 11, 2006, by motion of Vice Mayor De Witt and seconded by Mayor Davila.

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FINANCIAL MGMT

The City Council unanimously conducted a public hearing and adopted Resolution No. 7112 – A Resolution of the City Council of the City of South Gate establishing a new schedule of fees for service and rescinding Resolution No. 7075, was unanimously approved (as amended) by motion of Mayor Davila and seconded by Vice Mayor De Witt.

AMENDMENT:

Program	Current Fee	Proposed Fee	City Council
Tiny Two Fee			
Resident	\$26.00	\$38.00	
Non-Resident	\$34.00	\$48.00	\$58.00
Tot Time Program Fee			
Resident	\$46.00	\$56.00	
Non-Resident	\$58.00	\$68.00	\$70.00
Summer Day Camp			
Resident	\$83.00	\$100.00	
Non-Resident	\$105.00	\$120.00	\$125.00

6

REVENUE & TAXATION

The City Council unanimously conducted a public hearing and adopted Resolution No. 7113 – A Resolution of the City Council of the City of South Gate approving and adopting the annual appropriations limit for the Fiscal Year 2006-07, by motion of Vice Mayor De Witt and seconded by Mayor Davila.

RECESS

The City Council recessed at 8:18 p.m., and reconvened at 8:26 p.m., with all Members of Council present.

COMMENTS PERTAINING TO NON-AGENDA ITEMS

Virginia Johnson thanked David Torres for fixing the fence by the old Hollydale market now Hollydale Plaza. She asked for a cell phone tower in the east side due to poor reception. She mentioned the illegal fireworks have begun and there are ten (10) posters for the State Board Equalization on the Hollydale Plaza wire fence at 12200 Garfield.

Robert Todd, Chief of Police thanked everyone who came out to watch the Special Olympics Torch run today. He also mentioned attending three (3) SANE graduations this week at St. Helen on Victoria and Bryson.

Gary Milliman, City Manager reported on behalf of Lolita Brown Fletcher, Personnel Director that the Personnel Office has developed a binder called “City of South Gate Youth Employment Opportunities

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COMMENTS PERTAINING TO NON-AGENDA ITEMS CONTINUED

Summer 2006". He also mentioned that the Personnel Office will be participating in the High School job fair at noon on June 14th.

Steve Lefever, Community Development Director mentioned that escrow will soon be closing on four of five City properties the City put up for sale. Dr. Seaborg's property will be delayed partly for issues on the City side and the buyer being on vacation. Also mentioned that the Fire Department has just issued a new regulation called "Regulation 27" which regulates activity under the transmission lines both the DWP & Edison line.

Council Member Martinez announced that after 23 years Tweedy Hardware store will close on July 17, 2006. He thanked the residents for supporting the store. He asked the Chief of Police to talk about the cruising problem that occurred on Sunday.

Robert Todd, Chief of Police asked Lieutenant David Pixler to explain the cruising.

Lieutenant David Pixler explained that he has been attending meetings with other City Police Officers to prevent the lawless cruising after Mexico plays the World Cup. He mentioned that the South Gate Police Officers gave out 155 tickets and impounded 20 vehicles on Sunday, June 11, 2006.

Council Member Gonzalez commended Lieutenant Pixler and is writing a letter for his file for a great job.

Lieutenant David Pixler mentioned that the officers are getting ready for Friday's game which starts at noon and on Wednesday, June 21st game too.

Mayor Davila thanked Lt. Pixler for a wonderful job.

Council Member Hurtado mentioned that concerned residents asked what it would cost to place cameras in alleys, etc., to deter people from graffiti.

Vice Mayor De Witt complimented the City Manager for organizing the County Emergency Preparedness Commission for the first training for elected officials.

Council Member Gonzalez mentioned that his UAW is having a convention this week and he plans to attend.

Council Member Martinez asked staff if a car dealership moratorium on Firestone Boulevard can be researched. He also asked staff if an issue regarding color scheme for buildings can be agendized.

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COMMENTS PERTAINING TO NON-AGENDA ITEMS CONTINUED

Gary Milliman, City Manager assured counsel that it can be agendized. He mentioned having a series of meetings with the Tweedy Mile Association last week in regards to color scheme for buildings on Tweedy Boulevard. He also mentioned that they are waiting for a report from the consultant the City retained. Due to this being a serious and immediate concern, the main street consultant has referred staff to someone who develops design guidelines.

Council Member Martinez suggested placing islands on Long Beach Boulevard to avoid all the overtime paid to the Police Department and Public Works Department due to the cruising.

Council Member Gonzalez is for the idea regarding islands.

Mayor Davila announced that the San Antonio District is having an event on Sunday, June 25, 2006 at the South Gate Park Auditorium to recruit more kids to join the Boy Scouts.

She thanked Paul Adams, Parks & Recreation Director for a job well done on Memorial Day. She mentioned having breakfast on June 6th with local pastors and Father John regarding starting the Churches in Action again. She commended the Police Department and Public Works Department for a great job done during the fair.

She also announced that there will be a community meeting on June 21st at 6:00 p.m., in the South Gate Park Auditorium with Mayor Villaraigosa discussing the JPA and the Southeast Council Members will be present too.

REPORTS AND COMMENTS FROM CITY COUNCIL MEMBERS

Vice Mayor De Witt reported that there was a presentation from the telephone companies at the last ICA meeting which are lobbying to muscle in on the cable companies for providing, not only video service but other inactive services. This legislation has passed the State Assembly unanimously. At the ICA meeting it seemed all the cities that were represented were not in favor of this legislation.

He also reported that at the League of California Cities, Los Angeles Division, had a course on "Water 101" which relates to strong water runoff problems. Members from the Regional Water Quality Control Board, State Board and a number of council members were present.

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CONSENT CALENDAR Agenda Items 7, 8, 9, 10, 11, 12, 13 and 14 were unanimously approved during consideration of the Consent Calendar by motion of Vice Mayor De Witt and seconded by Council Member Hurtado.

**7
UNCLASSIFIED USE
PERMITS**

The City Council unanimously approved the assignment of a lease agreement (Contract No. 2294) - between the City of South Gate and Nextel of California for a cellular tower located on South Gate Park to a third party, Mobilitie Investments, LLC and authorize the Mayor to execute a letter of consent acknowledging said approval, during consideration of the Consent Calendar.

**8
PARKING & TRAFFIC**

The City Council unanimously approved an Agreement (Contract No. 2295) - for traffic engineering services with Hartzog & Crabill, Inc. for an amount not to exceed \$50,000 subject to adoption of fiscal year 2006-07 budget, during consideration of the Consent Calendar; and

- a) Authorized the Mayor and City Clerk to execute the Agreement.

**9
WASTEWATER MGMT**

The City Council unanimously approved Amendment No. 15 to Contract No. 1398 - with John L. Hunter & Associates, Inc., to assist with the implementation of the City's fiscal year 2006-2007 Citywide Industrial Waste Discharge Elimination Program and National Pollutant Discharge Elimination System Municipal Storm Water Permit, which includes the Total Maximum Daily Load requirements, during consideration of the Consent Calendar.

**10
PARKS**

The City Council unanimously awarded construction contract no. 2296 - to DWR construction, Inc., in the amount of \$70,000 for the rehabilitation of the South Gate Westside Resource Center Project, City Project No. 351-ARC, during consideration of the Consent Calendar.

**11
STREETS/SIDEWALKS/
LANDSCAPING**

The City Council unanimously accepted the proposal (Contract No. 2297) - from Willdan to provide engineering services for the Otis Street Rehabilitation Project, City Project No. 355-ST, during consideration of the Consent Calendar.

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WASTEWATER MGMT

The City Council unanimously approved plans and specifications for the Clarifier and Rain Diversion System at the Salt Lake Transfer Station, City Project No. 331-SWR, during consideration of the Consent Calendar; and

- a) Authorized the City Clerk to publish the Notice Inviting Bids.

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SURPLUS PERSONAL PROPERTY MGMT

The City Council unanimously authorized U.S. Auction to sell on consignment miscellaneous surplus items and vehicles, during consideration of the Consent Calendar; and

- a) Declared the attached list of assets as Surplus Property.

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MINUTES

The City Council unanimously approved the Regular City Council Meeting Minutes of May 9 & 23, 2006, Special City Council/Budget Session Meeting Minutes of May 15, 2006 and Budget Session Meeting Minutes of May 30 and June 5, 2006, during consideration of the Consent Calendar

15

WATER ISSUES/ SYSTEM ADMIN

The City Council/Authority Members unanimously adopted Resolution No. 7114 – A Joint Resolution of the City Council of the City of South Gate and the South Gate Utility Authority establishing a repayment schedule for the advance of funds made by the City to the Utility Authority in 2001, by motion of Mayor/ Chairperson Davila and seconded by Vice Mayor/Vice Chairperson De Witt; and

- a) Approving the Amendment to the Water Enterprise Lease Agreement (Contract No. 2300).

16

POLITICAL SUPPORT

The City Council adopted Resolution No. 7115 – A Resolution of the City Council of the City of South Gate requesting that the Los Angeles Unified School District name the proposed High School #7 after the Honorable Marco Antonio Firebaugh, by motion of Mayor Davila and seconded by Vice Mayor De Witt.

ROLL CALL: Mayor Davila, yes; Vice Mayor De Witt, yes; Council Member Gonzalez, yes; Council Member Hurtado, yes; Council Member Martinez, abstained.

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POLITICAL SUPPORT

The City Council unanimously adopted Resolution No. 7116 – A Resolution of the city Council of the City of South Gate opposing AB 2987 (Nunez/Levine) Cable and Video Service, by motion of Council Member Hurtado and seconded by Mayor Davila.

18

SOLID WASTE MGMT

The City Council unanimously approved an increase in the residential refuse collection rate of 11.75% effective July 1, 2006, by motion of Council Member Gonzalez and seconded by Vice Mayor De Witt.

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STREETS/SIDEWALKS/ LANDSCAPING

The City Council unanimously approved the Notice of Exemption filed with the Los Angeles County Clerk's office on May 31, 2006, by motion of Council Member Gonzalez and seconded by Vice Mayor De Witt; and

- a) Awarded construction contract no. 2298 - in the amount of \$501,992.30 to Roy Allen, Inc., the lowest responsible bidder, for the 2005-06 Citywide Slurry Seal, City Project No. 344-ST; and
- b) Authorized the Mayor and City Clerk to execute the contract in a form approved by the City Attorney.

20

DATA PROCESSING SERVICES

The City Council unanimously authorized staff to negotiate a new contract (contract no. 2299) - with Sunguard HTE Inc. to upgrade the City's current financial and permitting software system, by motion of Council Member Gonzalez and seconded by Council Member Hurtado; and

- a) Authorized the Mayor to execute the contract and the City Manager to negotiate terms; and
- b) Appropriated \$100,000 from the Information Systems Fund Reserve.

21

BUDGET ADMIN

The City Council unanimously adopted the Proposed Annual budget for fiscal year 2006-2007, by motion of Vice Mayor De Witt and seconded by Mayor Davila; and

- a) Authorized the purchase of vehicles for the Public Works Department.

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FINANCIAL SERVICES

The City Council unanimously adopted the proposed Financial Policies, by motion of Mayor Davila and seconded by Council Member Martinez.

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WARRANTS AND CANCELLATIONS

The City Council unanimously approved the Warrants and Cancellations for June 13, 2006, with the exception of Warrant No. 128175 by motion of Council Member Gonzalez and seconded by Council Member Hurtado.

Total of Checks:	\$1,798,591.46
Total of Payroll Deductions:	<u>\$< 119,804.00></u>
Total of Net City Expenses:	\$1,678,787.46

Cancellations: 125853, 126498, 127064,127414,127469, 127570, 127573, 127600

Council Member Gonzalez motioned to approve Warrant No. 128175 and seconded by Mayor Davila. Council Member Martinez abstained.

ROLL CALL: Mayor Davila, yes; Vice Mayor De Witt, yes; Council Member Martinez, abstained; Council Member Hurtado, yes; Council Member Gonzalez, yes.

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CITY COUNCIL

Gary Milliman, City Manager appreciates Vice Mayor De Witt's comments concerning the Emergency Preparedness seminars. His role was coming up with the idea and arranging for the speakers. But all the heavy lifting was done by Assistant to the City Manager Bryan Cook and the Emergency Services Coordinator Sheri Koomen.

City Manager also announced that Binti Harvey, Assistant to the City Manager will be taking a leave of absence starting this Thursday and commended her for the fine work she has been doing for the City and hopes to see her back soon.

CLOSED SESSION

The City Council recessed into Closed Session at 9:58 p.m., and reconvened at 10:26 p.m., with all Members of Council present. City Attorney Salinas reported the following:

1. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION
Pursuant to Government Code Section 54956.9(a)
 - a. Mark Van Holt I v. City of South Gate
 - b. City of South Gate vs. LAUSD re: Elementary School #4 EIR

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**CLOSED SESSION
CONTINUED**

On item 1(a), the City Council voted to appeal the judgment that was entered in this case by motion of Vice Mayor De Witt and seconded by Mayor Davila. The vote was 5-0. In addition, the City Council authorized the City Attorney to retain as counsel of record an appeal specialist firm to be selected by the City Attorney, by motion of Vice Mayor De Witt and seconded by Council Member Hurtado. The vote was 5-0.

There was no reportable action taken on item 1(b).

ADJOURNMENT

Council Member Gonzalez adjourned the meeting at 10:28 p.m., and seconded by Council Member Hurtado.

PASSED and APPROVED this 27th day of June, 2006.

ATTEST:

Maria Davila, Mayor

Carmen Avalos, City Clerk