



SOUTH GATE CITY COUNCIL REGULAR MEETING AGENDA

Tuesday, November 27, 2007 at 6:30 p.m.

CALL TO ORDER: Bill De Witt, Mayor
INVOCATION: Steve Lefever, Director of Community Development
PLEDGE OF ALLEGIANCE: Ronald Bates, City Manager
ROLL CALL: Carmen Avalos, City Clerk

MAYOR
Bill De Witt

CITY CLERK
Carmen Avalos

VICE MAYOR
Gil Hurtado

CITY TREASURER
Rudy Navarro

COUNCIL MEMBERS
Henry C. Gonzalez
Gregory Martinez
Maria Davila

CITY MANAGER
Ronald Bates

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: (ATTY)

1. **CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION**
Pursuant to Government Code Section 54956.9(a)
 - a. Troy Elam v. City of South Gate
 - b. City of South Gate v. Prentice
 - c. City of South Gate v. Kallini
 - d. City of South Gate v. Blanco
 - e. City of South Gate v. Meono
 - f. City of South Gate v. S. Jauregui
 - g. City of South Gate v. V. Binen
 - h. City of South Gate v. Vazquez
 - i. City of South Gate v. R. Jauregui
 - j. City of South Gate v. Polanco
 - k. Norma Jauregui, Rodolfo Jauregui and Luz Adriana Verduzco Meono v. City of South Gate

OPEN SESSION AGENDA

1. Explorer Graduates

The City Council will present Certificates of Appreciation to the South Gate Police Department Explorer Academy Class #2 Graduates. (PD)

2. Wireless Telecommunications Facility

The City Council will conduct a Public Hearing to consider adopting a **Resolution** _____ approving Unclassified Use Permit No. 62, a Wireless Telecommunications Facility at 2809 Tweedy Boulevard. (CD)

3. Wireless Telecommunications

The City Council will conduct a Public Hearing to consider adopting a **Resolution** _____ approving Unclassified Use Permit No. 60, a Wireless Telecommunications Facility at 4354 Tweedy 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 4, 5, 6, 7, 8, 9 and 10 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.

4. Road Mitigation Fee – SECOND READING

The City Council will consider waiving the reading and adopting **Ordinance 2243** amending Title 5 (Streets and Sidewalks) by adding a new Chapter 5.35 (“Road Mitigation Fee Program”) of the South Gate Municipal Code relating to thoroughfare and bridge fee programs. (PW)

5. Building Code – SECOND READING

The City Council will consider waiving the reading and adopting **Ordinance 2244** amending Chapter 9.01 (Building Standards Administrative Code), Chapter 9.02 (Building Code), Chapter 9.03 (Electrical Code), Chapter 9.04 (Mechanical Code), Chapter 9.05 (Plumbing Code), Chapter 9.06 (Energy Code), Chapter 9.07 (Historical Building Code), Chapter 9.08 (Code of Building Conservation), Chapter 9.09 (Referenced Standards Code), Chapter 9.12 (Administrative Code), Chapter 9.14 (Swimming Pool, Spa and Hot Tub Code) and Chapter 9.15 (Solar Energy Code) of Title 9 (Buildings) of the South Gate Municipal Code by adopting by reference the California Codes of Regulations; and adding a new Chapter 9.16 (Building Relocation). (CD)

<p>6. Gateway Cities Council of Governments</p> <p>The City Council will consider adopting a Resolution _____ approving the amended Joint Exercise of Powers Agreement (Contract No. 1693) of the Gateway Cities Council of Governments. (ADMIN)</p>
<p>7. Tweedy Mile</p> <p>The City Council will consider approving an Agreement (Contract _____) between the City of South Gate and the Tweedy Mile Association for special patrol services along the Tweedy Mile business district. (ADMIN/PD)</p>
<p>8. Legal Services Agreement</p> <p>The City Council will consider: (Admin/Pers)</p> <ul style="list-style-type: none"> a. Approving the Agreement (Contract _____) for Legal Services between the City of South Gate and the law firm of Liebert Cassidy Whitmore; and b. Authorizing the Mayor to execute the Agreement in a form approved by the City Attorney.
<p>9. Accounting Adjustment</p> <p>The City Council will consider approving an adjustment to the City’s FY 2006-2007 books to move the proceeds from the sale of the Ameron property to the Redevelopment Fund from the General Fund. (FIN)</p>
<p>10. Minutes</p> <p>The City Council will consider approving the Special City Council Meeting Minutes of November 1, 2007 and the City Council Meeting Minutes of November 13, 2007. (CLERK)</p>

11. Tree Plan

The City Council will consider adopting a **Resolution** _____ approving the 2007 Master Street Tree Plan. (PW)

12. Material Recovery and Recycling Facility

The City Council will consider approving the Permit Fee Agreement (**Contract** _____) with Pacific Coast Recycling, LLC. (PW)

13. Miller Way Property

The City Council will consider: (PW)

- a. Receiving and filing a status report on Remediation of Stockpile Project located on City property at 10120 Miller Way; and
- b. Approving staff recommendation that there is a need to continue with the emergency action taken previously by the City Council.

14. Water Districts

The City Council will consider receiving and filing the Central Basin Municipal Water District (CBMWD) and Metropolitan Water District (MWD) Caucus Report. (PW)

15. Water System Presentation

The City Council will consider hearing a Presentation regarding Water Quality for the West Side. (PW)

16. Warrants and Cancellations

The City Council will consider approving the Warrants and Cancellations for November 27, 2007. (FIN)

Total of Checks:	\$2,206,877.16
Total of Payroll Deductions:	\$ 59,372.00
Grand Total:	\$2,147,505.16

Cancellations: 137810, 137963, 138094

20. Adjournment

I, Carmen Avalos, City Clerk, certify that a true and correct copy of the foregoing Meeting Agenda was posted on November 21, 2007 at 2:30 p.m., as required by law.

Carmen Avalos, City Clerk