



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

**Tuesday, December 11, 2007 at 6:30 p.m.**

**CALL TO ORDER:** Bill De Witt, Mayor  
**INVOCATION:** Father John Provenza, St. Helen's Church  
**PLEDGE OF ALLEGIANCE:** Robert L. Wilkinson Jr., Boy Scout  
**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](http://www.cityofsouthgate.org)

<b><i>CLOSED SESSION: (ATTY)</i></b>
<p><b>1. <u>CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION</u></b>                      Pursuant to Government Code Section 54956.9(a)</p> <p style="padding-left: 40px;">a. Troy Elam v. City of South Gate                      b. City of South Gate v. Klistoff</p>
<p><b>2. <u>CONSIDER THE EVALUATION OF PERFORMANCE OF A PUBLIC EMPLOYEE</u></b>                      Pursuant to Government Code Section 54957 and 54957.6</p> <p style="padding-left: 40px;">a. City Manager</p>

**OPEN SESSION AGENDA**

**1. Proclamation**

The City Council will issue a Proclamation to Boy Scout Robert L. Wilkinson Jr., for earning the Eagle Scout rank. (ADMIN)

**2. Vector Control**

Mayor De Witt will appoint a Council Member as a Member of the Board of Trustees of the Greater Los Angeles County Vector Control District for a two (2) or four (4) year term of office. (ADMIN)

**3. New Employees**

The City Council will be introduced to four new employees from the Police Department. (PD)

**4. Rotary Club**

The South Gate Rotary Club will present Certificates of Appreciation to the City, Parks and Recreation Department and Councilman Henry C. Gonzalez for the 2007 Thanksgiving Luncheon.

<b><i>COMMENTS FROM THE AUDIENCE</i></b>
<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><b>Note:</b> 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>

**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 5, 6, 7, 8, 9, 10, 11, and 12 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.

**5. Vacate Dorothy Avenue**

The City Council will consider: (PW)

- a. Adopting a **Resolution** \_\_\_\_\_ declaring its intention to vacate Dorothy Avenue from Firestone Boulevard to 304.99 feet south, alley between Dorothy and Hunt Avenues, and alley between Dorothy and Kauffman Avenues, and set a time and place for Public Hearing thereon and setting the Public Hearing for January 22, 2008; and
- b. Directing the City Clerk to publish the Notice of Public Hearing as required by law.

**6. Reclassification**

The City Council will consider: (ADMIN/PERS)

- a. Adopting a **Resolution** \_\_\_\_\_ amending Resolution No. 6454 (Salary Resolution and Classification Plan) to reflect the reclassification of the Development Services Manager to an Assistant Director of Community Development Position and establish the job specification and salary range; and
- b. Establishing the job specification and salary for the Assistant Director position.

**7. Rehabilitation of Wells**

The City Council will consider: (PW)

- a. Awarding a **Contract** \_\_\_\_\_ for \$249,000 to General Pump Company Incorporated, for the Rehabilitation of Well No. 19 at South Gate Park, 9615 Pinehurst Avenue, and Well No. 27 at 2645 Tweedy Boulevard, City Project No. 373-WTR; and
- b. Authorizing the Mayor to execute the contract in a form approved by the City Attorney.

**8. Firestone Boulevard Bridge Widening**

The City Council will consider: (PW)

- a. Approving Change Order No. 1 for \$5,000 and Change Order No. 2 for \$424,278 to Beador Construction Company Inc. for the I-710/Firestone Boulevard Interchange, Phase III (Firestone Boulevard Bridge Widening over Rio Hondo Channel), Federal Project No. BLRSZD-5257(013) and City Project No. 275-ST; and
- b. Authorizing the Director of Public Works to execute Change Order Nos. 1 and 2.

**9. Miller Way Status Update**

The City Council will consider: (PW)

- a. Receiving and filing a status report on the Remediation of Stockpile Project located on City Property at 10120 Miller Way; and
- b. Certifying that the emergency still exists necessitating the removal of the stockpile located at 10120 Miller Way.

**10. Hourly Employees**

The City Council will consider: (ADMIN/PERS)

- a. Approving the proposed wage increases for hourly employees; and
- b. Authorizing the following budget appropriations:
  - 1. \$141,678 to the General Fund 10
  - 2. \$5,184 to the Housing Fund 15
  - 3. \$6,278 to the Police Grants Fund 12
  - 4. \$5,127 to the Lighting & Landscaping Assessment Fund 63
  - 5. \$19,146 to the Water Fund 91
  - 6. \$632 to the Computer Information Fund 93

**11. Warrant Register**

The City Council will consider authorizing the City Council Auditor to review and approve the second warrant register of December in lieu of a December 25<sup>th</sup> Council meeting. (FIN)

**12. Minutes**

The City Council will consider approving the City Council Meeting Minutes of November 27, 2007. (CLERK)

**13. Building Code – FIRST READING**

The City Council will consider: (CD)

- a. Reconsidering the prior adoption of Ordinance No. 2244
- b. Rescinding the City Council’s action adopting Ordinance No. 2244; and
- c. Waiving the reading and introducing an **Ordinance** \_\_\_\_\_ 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).

**14. General Plan Update**

The City Council will consider: (CD)

- a. Approving the amendment to Contract No. 2155 with Transportation Land Use Collaborative of Southern California; and
- b. Authorizing the Mayor to execute the Amended Agreement in a form approved by the City Attorney.

**15. Plan Check Services**

The City Council will consider: (CD)

- a. Approving an agreement (**Contract \_\_\_\_\_**) with Interwest Consulting Group for building plan check services;
- b. Approving an agreement (**Contract \_\_\_\_\_**) with Melad and Associates for building plan check services;
- c. Approving an agreement (**Contract \_\_\_\_\_**) with California Code Check for building plan check services; and
- d. Authorizing the Mayor to execute the agreements as approved by the City Attorney.

**16. Gateway Project**

The City Council will consider approving an agreement (**Contract \_\_\_\_\_**) with PCR Services Corporation for preparation of an Environmental Impact Report for the El Portal/Gateway Retail project. (CD)

**17. Recycling Facility**

The City Council will consider approving the permit fee agreement (**Contract \_\_\_\_\_**) with Hanson Aggregates West, Inc., for operation of a recycling facility. (PW)

**18. Firestone and Atlantic Improvement Project**

The City Council will consider: (PW)

- a. Approving Amendment No. 1 to Contract No. 2380, Professional Services Agreement with PSI for an amount of \$50,104 to conduct additional Phase II Environmental Services for the Firestone Boulevard and Atlantic Avenue Intersection Improvement Project, City Project No. 365-ST; and
- b. Authorizing the Mayor to execute Amendment No. 1 in a form approved by the City Attorney.

**19. Traffic Impact Fee Studies**

The City Council will consider: (PW)

- a. Approving Amendment No. 2 to Contract No. 2400 with Willdan for preparation of Traffic Impact Fee Studies necessary for the establishment of a Benefit Zone and Fee A and B in compliance with the Road Mitigation Fee Program, for as-needed services, in an amount of \$165,005;
- b. Authorizing the Mayor to execute Amendment No. 2 in a form approved by the City Attorney; and
- c. Authorizing the appropriation of \$183,000, inclusive of contingencies, from the Gas Tax fund balance.

**20. Firestone and Garfield**

The City Council will consider: (PW)

- a. Approving an Agreement (**Contract \_\_\_\_\_**) with Gateway Cities Council of Governments for Truck Impact Intersection Improvements at Firestone Boulevard and Garfield Avenue, City Project No. 303-ST; and
- b. Authorizing the Mayor to execute the Agreement in a form approved by the City Attorney.

**21. Transit Services**

The City Council will consider: (PARKS)

- a. Approving a **Contract \_\_\_\_\_** with Fiesta Taxi and Oldtimers Foundation for transit services; and
- b. Authorizing the Mayor to execute an agreement in a form approved by the City Attorney.

**22. Swimming Pool**

The City Council will consider: (PARKS)

- a. Authorizing appropriation of an additional \$500,000 from UDAG funds for the completion of the South Gate Swimming Pool Renovation, City Project No. 349-ARC;
- b. Awarding a construction contract to DWR Construction, Inc., the lowest responsible bidder, for \$2,323,382 for the base bid and three additive alternatives for the South Gate Swimming Pool Renovation, City Project No. 349-ARC;
- c. Authorizing the Mayor to execute the contract with DWR Construction, Inc., in a form approved by the City Attorney;
- d. Approving Amendment No. 1 to Contract No. 2401 with Bureau Veritas for \$94,000 for inspection and construction management services for the South Gate Swimming Pool Renovation, City Project No. 349-ARC; and
- e. Authorizing the Mayor to execute Amendment No. 1 with Bureau Veritas in a form approved by the City Attorney.

**23. Refuse Rates**

The City Council will consider: (PW)

- a. Approving commercial/industrial refuse collection rate increase of 5.5% and a 5.5% adjustment to non-disposal service rates effective January 1, 2008; and
- b. Approving a 2.4% disposal cost rate increase effective July 1, 2008, as authorized in the Franchise Agreement for Refuse Collection and Recycling Services.

**24. Stormwater and Industrial Waste**

The City Council will consider receiving and filing a status report on the National Pollutant Discharge Elimination System Compliance Requirements for Stormwater and Industrial Waste. (PW)

**25. Warrants and Cancellations**

The City Council will consider approving the Warrants and Cancellations for December 11, 2007. (FIN)

Total of Checks:	\$2,267,243.87
Total of Payroll Deductions:	<u>\$ &lt;36,603.32&gt;</u>
Grand Total:	\$2,230,640.55

Cancellations: 136922, 138202, 138500, 138677

**26. Adjournment**

I, Carmen Avalos, City Clerk, certify that a true and correct copy of the foregoing Meeting Agenda was posted on December 6, 2007 at 5:45 p.m., as required by law.

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Carmen Avalos, City Clerk