



City of Commerce

Meeting Minutes

Tuesday, November 15, 2016 - 6:30 PM

**CONCURRENT REGULAR MEETINGS OF THE CITY COUNCIL OF THE CITY OF
COMMERCE, JOINT POWERS FINANCING AUTHORITY AND THE GOVERNING BODY
OF THE SUCCESSOR AGENCY TO THE COMMERCE COMMUNITY DEVELOPMENT
COMMISSION**

5:00 P.M. CLOSED SESSION

CALL TO ORDER

Mayor Altamirano called meeting to order at 5:07 p.m. in the Council Chambers.

ROLL CALL

Councilmember Argumedo arrived at 5:11p.m.

Present: 5 - Councilmember Leon
Councilmember Argumedo
Councilmember Rebollo
Mayor Pro Tem Baca Del Rio
Mayor Altamirano

PUBLIC COMMENT ON CLOSED SESSION ITEMS

There were no individuals wishing to address the City Council on any items on the Closed Session agenda.

RECESS TO CLOSED SESSION

City Council recessed to Closed Session at 5:08 p.m.

1. Pursuant to Government Code 54957, the City Council will consider personnel matters related to the recruitment of a City Administrator.
2. Pursuant to Government Code §54956.9 (b), the City Council will confer with its legal counsel, and take appropriate action with respect to significant exposure to litigation in one potential case.
3. Pursuant to Government Code §54957, the City Council will consider personnel matters related to public employee discipline/ dismissal/release/compensated administrative leave and other available changes in employment status or terms and conditions of employment of a certain public employees (1 case).

RECONVENE TO OPEN SESSION

City Council reconvened to Open Session at 6:36 p.m.

ORAL CLOSED SESSION ANNOUNCEMENT

City Attorney Olivo reported on Closed Session items:

Item #1- The City Council provided direction to staff and the direction was unanimous.

item #2 & #3 - The City Council did not take any reportable action on both items.

6:30 P.M. - CITY COUNCIL MEETING

CALL TO ORDER

Mayor Altamirano called meeting to order at 6:38 p.m. in the Council Chambers.

ROLL CALL

Present: 5 - Councilmember Leon
Councilmember Argumedo
Councilmember Rebollo
Mayor Pro Tem Baca Del Rio
Mayor Altamirano

PLEDGE OF ALLEGIANCE

Library Director Sarmiento led the Pledge of Allegiance

INVOCATION

Councilmember Rebollo offered the invocation.

APPEARANCES AND PRESENTATIONS

1. Certificate of Recognition - The City Council will Recognize Jason Stinnett for his Heroic Lifesaving Action (per Councilmember Rebollo's Request)

Councilmember Rebollo spoke about the heroic efforts of Jason Stinnett. Mayor and the City Council issued a Certificate of Recognition to Jason Stinnett.

2. Presentation on the Proposed Metro Gold Line Eastside Extension Light Rail Project.

Eugene Kim, Project Manager for Eastside Transit Corridor Phase 2, provided a presentation/status update regarding the project alternatives, and possible connection routes to Washington Boulevard.

Discussion took place regarding potential storage sites, and whether the City of Commerce was considered. Further discussion took place regarding ridership, and Washington Boulevard versus Alternative 60 route. According to Mr. Kim, Washington Boulevard alternative reaches major destinations such as Citadel, and Casino, and also Washington Boulevard alternative is longer than alternative 60 and carry more riders. Mr. Kim added that besides ridership, project management is looking into bringing economic revitalization to areas.

PUBLIC COMMENT

Charles Calderon spoke about the election date change.

Eddie Terry, East Los Angeles resident, spoke in regards to Gold Line and environmental effects it would bring to the area. Mr. Terry. asked that City Council considers impacts to East Los Angeles.

Beatriz Sarmiento, Library Director, give update on library foyer.

CONSENT CALENDAR

Councilmember Leon asked to continue items #11 and #10. City Attorney Olivo asked to pull item #7.

Councilmember Leon moved, seconded by Mayor Pro Tem Baca Del Rio, to approve the Consent Calendar minus items #10, #11 and #7. The motion carried by the following vote:

Ayes: 5 - Councilmember Leon, Councilmember Argumedo, Councilmember Rebollo, Mayor Pro Tem Baca Del Rio, and Mayor Altamirano

3. Approval of Warrant Register Nos. 9A and 9B
4. Approval of Minutes
5. Amendment to Funding Agreement with Metro Extending the Funding for Washington Blvd Widening and reconstruction Project
6. A Resolution of the City Council Accepting an Irrevocable Right-of-Way Easement for Street Dedications for the Real Property Fronting 6009-6041 Malt Avenue
7. A Resolution of Successor Agency to Subordinate the Regulatory Agreement, Deed of Trust and Promissory Note Entered Between the Former Redevelopment Agency and Daniel Escobar And Myrna Garcia Escobar

City Attorney Olivo stated that Councilmember Rebollo has a conflict for item #7 and has to recuse herself. Councilmember Rebollo stepped out and did not participated in the discussion of item #7. City Attorney Olivo provided a brief overview of the staff report. Mayor Pro Tem Baca Del Rio moved seconded by Councilmember Leon, to approve Resolution of the Successor Agency to the Commerce Community Development Commission which approved the subordination of the regulatory agreement, deed of trust and promissory note

previously entered between the former redevelopment agency and Daniel Escobar and Myrna Escobar for the property located at 5644. The motion carried by the following vote:

Ayes :Councilmembers Argumedo, Leon, Mayor Pro Tem Baca Del Rio and Mayor Altamirano.

Recused: Councilmember Rebollo.

8. Adoption of an Amended Conflict of Interest Code
9. Approval of Temporary Street Closure on Goodrich Boulevard for the 2016 East Los Angeles Christmas Parade
10. Letter of Agreement with the Commerce City Employees Association and Providing for Fringe Benefits and Related Compensation for Unrepresented Confidential and Executive Management Employees and City Council
11. Sick and Vacation Leave Conversion Plan - Personnel Policies Revisions
12. Revisions to the Personnel Classification and Compensation Plan

ORDINANCES

13. An Ordinance Extending Ordinance No. 674, Imposing a Moratorium on the Establishment of New Office Space Uses in the M-2 Zone

Deputy Director of Development Services Marques provided an overview of the staff report.

Mayor Pro Tem Baca Del Rio moved, seconded by Councilmember Leon, to determine that the ordinance is not subject to California Environmental Quality Act (California Code of Regulations, Title 14, Chapter 3, § 15000, et seq.; Public Resources Code section 21000, et seq.) ("CEQA") because it "will not result in a direct or reasonably foreseeable indirect physical change in the environment" and is not a "project" under CEQA section 15378. (CEQA, § 15060, subd. (c)(2) and (3).) Also, to determine that the ordinance is exempt from CEQA because "it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment." (CEQA, § 15061, subd. (b)(3).) Additionally, that the ordinance is a regulatory action taken by the City pursuant to its police power to assure maintenance, enhancement and protection of the environment by way of regulatory procedures, and is therefore exempt from CEQA. (CEQA, § 15308.) seconded to determine CEQA. The motion carried by the following vote:

AYES: Councilmembers Argumedo, Leon, Rebollo, Mayor Pro Tem Baca Del Rio

and Mayor Altamirano.

Mayor Pro Tem Baca Del Rio moved, seconded by Councilmember Rebollo, to read the Ordinance by title only. The motion carried by the following vote:

AYES: Councilmembers Argumedo, Leon, Rebollo, Mayor Pro Tem Baca Del Rio and Mayor Altamirano.

City Attorney Olivo read the title of the ordinance.

Mayor Pro Tem Baca Del Rio moved, seconded by Councilmember Leon, to adopt the ordinance extending the moratorium on new office space uses, including employee training centers and other related uses that are not related to manufacturing, in the M-2 zone, for 120 days, or until a permanent text amendment goes into effect addressing the subject uses and medical uses in manufacturing zones, whichever occurs first. The motion carried by the following vote:

Ayes: 5 - Councilmember Leon, Councilmember Argumedo, Councilmember Rebollo, Mayor Pro Tem Baca Del Rio, and Mayor Altamirano

14. Ordinance - Conditions on the Establishment of New Office Space Uses Including Employee Training Centers and Other Related Uses that are Not Related to Manufacturing - Second Reading

This item was heard before item #13. Deputy Director of Development Services Marquez provided an overview of the staff report.

Mayor Altamirano opened public comment. There were no individuals wishing to address the City Council on this item. Mayor Altamirano closed public comment.

Mayor Pro Tem Baca Del Rio moved, seconded by Councilmember Rebollo, to read the ordinance by title only. The motion carried by the following vote:

AYES: Councilmembers Argumedo, Leon, Rebollo, Mayor Pro Tem Baca Del Rio and Mayor Altamirano.

City Attorney Olivo read the title of the ordinance.

Mayor Pro Tem Baca Del Rio moved, seconded by Councilmember Leon, to adopt Ordinance amending the Commerce Municipal Code and impose conditions on the establishment of new office space uses including employee training centers that are not attendant to manufacturing, industrial or warehouse uses. The motion carried by the following vote:

Ayes: 5 - Councilmember Leon, Councilmember Argumedo, Councilmember Rebollo, Mayor Pro Tem Baca Del Rio, and Mayor Altamirano

15. Ordinance - Fine Increase for Street Racing Violations-Second Reading

City Attorney Olivo provided an overview of the staff report.

Mayor Altamirano opened public comment. There were no individuals wishing to address the City Council on this item. Mayor Altamirano closed public comment.

Councilmember Rebollo moved, seconded by Councilmember Leon, to read the ordinance by title only. The motion carried by the following vote:

AYES: Councilmembers Argumedo, Leon, Rebollo, Mayor Pro Tem Baca Del Rio and Mayor Altamirano.

City Attorney Olivo read the title of the ordinance.

Councilmember Rebollo moved, seconded by Councilmember Leon, to adopt Ordinance increasing fine for violations of prohibition against street racing. The motion carried by the following vote:

SCHEDULED MATTERS

16. Sheriff's Deployment Recommendation

City Council discussed whether it would be better to continue this item in order to review the newly released article regarding motorcycle deployment and shifting personnel. Director of Community Services and Safety Department Rodriguez stated that the Moto Deputy position has been vacant for a while and according to Sheriff's Department, the position is not going to be filled with overtime anymore. Director Rodriguez recommended that the position is filled with a PM Traffic Unit for now.

Captain Perez added that filling position with radio car could be switched back to Moto Deputy position later once it becomes available. At this point, the City is losing coverage as moto personnel is not available and the department is not going to fill it with overtime deputies.

Councilmember Leon asked that the report regarding collisions is provided and it is broken down by month and times of the day when those collisions are mostly happening.

Discussion took place whether the new position would be traffic position or would be doing the same duties as the existing Moto Deputy position stationed at Bandini school. Director Rodriguez stated that there was not an assigned deputy at Bandini school, and deputies shared responsibilities. Captain Perez added that if the need is in school area, they would continue this assignment.

Councilmember Rebollo noted that recently Council approved moving one Moto

Deputy item to PM Traffic Unit, and why there is a need for another traffic car. Captain Perez recommended that this new motor car is utilized of where the needs are, and right now it is mostly traffic. Further discussion took place on call time and response.

The sageant position discussion was moved to a later date.

Mayor Pro Tem Baca Del Rio moved, seconded by Councilmember Rebollo, to change the Los Angeles County Sheriff's Department's Contract (575) to convert a Motor Deputy position to a PM Traffic Unit, but bring this item back to convert back to Moto Deputy position once the program is available again. The motion carried by the following vote:

Ayes: 5 - Councilmember Leon, Councilmember Argumedo, Councilmember Rebollo, Mayor Pro Tem Baca Del Rio, and Mayor Altamirano

17. Presentation on the Plans for the Citadel Black Friday Event

Lieutenant Arellano stated that Sheriff's department is working on a budget with Citadel Outlets management and will be utilizing number of personnel and CSOs for the Black Friday event. According to Lieutenant Arellano, the plan is coming soon.

Councilmember Rebollo asked that the definite plan is put in place soon. There is a need for controlling traffic better. It was a consensus among the City Council that the plan should be in place by Friday next week.

18. Fiscal-Year End Budget Review - A Preview and Potential Use for Fiscal Year 2015-2016 General Surplus

Finance Director Domic provided an overview of the staff report. No action was taken on this item. It was informational only.

19. General Municipal Election - Discussion of Options for 2017 Election, Emergency Ordinance Changing the Date of Election to June

City Clerk Shumway provided an overview of the staff report. City Clerk Shumway noted that the Board of Supervisors abstained on the motion and the City of Commerce request to move election date to April, was not approved. According to City Clerk Shumway, the City Council did not consider originally moving the date to June 2017, but since the Board of Supervisors' action was not anticipated, the closest available election date and permitted by the election code is June. Discussion ensued.

Councilmember Rebollo moved, seconded by Councilmember Leon, to read the ordinance by title only. The motion carried by the following vote:

AYES: Councilmembers Argumedo, Leon, Rebollo, Mayor Pro Tem Baca Del Rio and Mayor Altamirano.

City Attorney Olivo read the title of the ordinance.

Councilmember Rebollo moved, seconded by Mayor Pro Tem Baca Del Rio, to adopt Ordinance changing the date of election to June 2017. The motion carried by the following vote:

Ayes: 5 - Councilmember Leon, Councilmember Argumedo, Councilmember Rebollo, Mayor Pro Tem Baca Del Rio, and Mayor Altamirano

20. Reorganization of the Parks and Recreation Department

Human Resources Director Casalou provided an overview of the staff report. City Attorney Olivo noted that the salary range was added to the resolution language that were previously omitted.

Councilmember Leon moved, seconded by Mayor Pro Tem Baca Del Rio, to adopt Resolution authorizing a reorganization of the Parks and Recreation Department including revisions to the personnel classification and compensation plan by establishing classification specifications and salary levels for new and current positions. The motion carried by the following vote:

Ayes: 5 - Councilmember Leon, Councilmember Argumedo, Councilmember Rebollo, Mayor Pro Tem Baca Del Rio, and Mayor Altamirano

21. Services Agreement with California Water Service Company for a New Well

Deputy Director of Operations Nila provided an overview of the staff report.

Councilmember Leon moved, seconded by Mayor Pro Tem Baca Del Rio, to adopt Resolution approving a Services Agreement with California Water Service Company to design, permit, and manage construction of a new drinking water well at the area known as Commerce Station 7. The motion carried by the following vote:

Ayes: 5 - Councilmember Leon, Councilmember Argumedo, Councilmember Rebollo, Mayor Pro Tem Baca Del Rio, and Mayor Altamirano

22. Contract with Graphic Solutions to Perform Design Services for the Citywide Wayfinding and Brand Image Program

Public Works and Development Services Director Babaki provided an overview of the staff report. Discussion took place whether the previous efforts were taken into account of the committee working on way signs. Further discussion took place on how the Council item turned into Measure AA Advisory Board item. City Administrator Rifa stated that even the previous committee provided recommendations, there were no funding at that time. Director Babaki provided a

timeline of how this item came to fruition. Director Babaki added that it is important to merge several efforts and have one branding image and signage developed for the entire City.

Following discussion, it was a consensus among the City Council to see presentation by the consultant first and what their recommendations are. This item was continued to the later date, and presentation by the consultant was requested.

23. Committee and Commission Appointments

Councilmember Leon thanked Lori Miles for her service as Education Commissioner, and appointed Carmen Marquez to Education Commission.

Mayor Pro Tem Baca Del Rio continued her appointment.

CITY COUNCIL/SUCCESSOR AGENCY REPORTS

Councilmember Rebollo asked for legal review of what could be done to protect immigrant families from deportation and having the City of Commerce "the sanctuary City."

Councilmember Argumedo announced upcoming Neighborhood Watch meeting in Bandini area, and stated that security cameras program had started today, and residents could apply for rebates for security cameras installation and purchase.

Councilmember Leon talked about unity and helping your neighbors and residents. Councilmember Leon stated that blue route is running until 8:23 in the evening, and green route times changed as well.

Mayor Pro Tem Baca Del Rio and Councilmember Leon also asked that staff looks at options that are available to immigrants or some kind of relief. Mayor Pro Tem Baca del Rio also added that it is important to teach kids tolerance and especially in situation like this. Mayor Pro Tem Baca Del Rio wished everyone happy thanksgiving!

ADJOURNMENT

Meeting adjourned at 9:37 p.m. to November 22, 2016 at 9:30 am for Closed Session. Meeting adjourned in memory of Pastor Cárdenas Gonzalez, city employee Yolanda Cardenas-Parra's father.