

**CITY OF SOUTH GATE
REGULAR CITY COUNCIL MEETING MINUTES**

Tuesday, February 26, 2019

2/26/2019 - Minutes

I. Call To Order/Roll Call With Invocation & Pledge

CALL TO ORDER Mayor María Belén Bernal called a Regular City Council meeting to order at 6:42 p.m.

INVOCATION Mayor María Belén Bernal

PLEDGE OF

ALLEGIANCE Naomi Nixon, President of the South Gate Women's Club

ROLL CALL Carmen Avalos, City Clerk

II. City Officials

PRESENT Mayor María Belén Bernal, Council Member Denise Diaz, Council Member Maria Davila and Council Member Al Rios; City Manager Michael Flad, City Attorney Raul Salinas

ABSENT Vice Mayor Jorge Morales

LATE City Treasurer Greg Martinez

III. Meeting Compensation Disclosure

IV. Proclamations, Certificates, Introductions And Ceremonial Actions

1. Proclamation In Celebration Of The South Gate Women's Club 100th Anniversary

The City Council issued a Proclamation recognizing the South Gate Women's Club and its members in celebration of their 100th anniversary as a service organization in the City of South Gate.

2. Proclamation Declaring March 6th As World Lymphedema Day

The City Council issued a Proclamation declaring March 6, 2019, as World Lymphedema Day to encourage citizens to be aware of the disease and support those living with Lymphedema.

3. Certificates Of Appreciation To The South Gate High School Band For Marching In The 2019 Rose Parade

The City Council presented Certificates of Appreciation to South Gate High School students for qualifying for the Los Angeles Unified School District All City Honor Marching Band and marching in the 2019 Rose Parade.

4. Certificates Of Appreciation To Six South Gate Companies For Complying

With Wastewater Discharge Requirements

The City Council presented Certificates of Appreciation to Koo's Manufacturing, Inc., Marquez Marquez Food Products, Inc., Pacific Fruit Processors, Inc., Rainbow Powder Coating, Inc., Shultz Steel Company and Tesoro Logistics Operations, LLC for being in full compliance with the Sanitation Districts of Los Angeles County industrial waste requirements in 2017.

5. Certificate Of Appreciation To IRS For Receiving The Governor's Environmental And Economic Leadership Award

The City Council presented a Certificate of Appreciation to Interior Removal Specialist, Inc., for receiving the State of California's highest environmental honor, The Governor's Environmental and Economic Leadership award.

V. Public Hearings

6. Ordinance Repealing Interim Urgency Ordinance Nos. 2336 & 2338 In Their Entirety And Adding New Chapter 11.43 (Accessory Dwelling Units And Accessory Structures), To Title II (Zoning), Of The Municipal Code

The City Council conducted a Public Hearing to consider waiving further reading in full and introducing an Ordinance repealing Interim Ordinance Nos. 2336 and 2338 in their entirety and adding new Chapter 11.43 (Accessory Dwelling Units and Accessory Structures), to Title 11 (Zoning), of the South Gate Municipal Code.

Joe Perez, Community Development Director gave a brief presentation on this item.

Mayor Bernal opened the Public Hearing at 7:30 p.m.

Virginia Johnson, 5751 McKinley Avenue has concerns with this Ordinance including the stipulation that the owner must live on site and that it does not address parking. She supports staff's recommendation but not the Planning Commission.

Jaime Capilla, 8481 California Avenue does not agree with the lot size and would like to allow properties to have an ADU if the lot size is 5,000 feet not 6,000 feet.

Estella Palacios, 9924 Jackson Avenue supports having an ADU if the lot size is 5,000 feet.

Oscar, 1631 Cassina Avenue has concerns with the lot size requirements for an ADU.

Greg Martinez, 2603 Ohio Avenue stated that if we lower the lot size we might be able to get more people to come in and get building permits so an ADU would be safer for the people living in many of the substandard garages.

Jose De Anda, 9557 Bryson Avenue has concerns with the lot size requirements for an ADU.

Mora Taxa, 10346 Rosewood Avenue supports most of the changes to the code but has concerns with the lot size requirements for an ADU.

Elizabeth, 8942 Hildreth Avenue has concerns with the lot size requirements for an ADU.

Juan Carlos Mojica, 10600 Elizabeth Avenue has concerns with the lot size requirements for an ADU. He suggested that Council visit 10304 San Carlos Avenue to see what a unit looks like.

Robert Ramirez, 5345 Ledgewood Drive has concerns with the lot size requirements for an ADU.

Mayor Bernal closed the Public Hearing at 8:14 p.m.

Mayor Bernal asked what the 15 ADUs have been doing about parking to meet the requirements the City currently has.

Director Perez responded that most of them are within 15 miles of a transit stop. Within the law we do try to require onsite parking for any ADU.

Mayor Bernal stated that in terms of ownership the owner must live on the lot and asked if any of the renters have been displaced if the properties change ownership.

Director Perez responded that there hasn't been any displacement that he knows of.

Mayor Bernal asked what the timeline that the City is currently working under.

Director Perez responded that it would be preferable in terms of an introduction tonight and adoption by the next meeting. That would allow enough time because after adoption it takes 30 days to come into effect.

Mayor Bernal feels that the whole City Council should be there to vote on this item and if this item had a timeline she would have appreciated more time to review before having to come to a decision.

Council Member Davila stated that if this issues was urgent it should have come before City Council at least two meetings ago. She also agrees that the full Council should be here to consider this item. Her greatest concern is parking and having a family of four living in such a small space. Currently there is no parking and you have people walking for blocks just to get a spot. At this time she feels that she is not ready to make a decision and asked that it be continued to the next meeting.

Council Member Davila and Mayor Bernal requested that staff arrange to see the property on San Carlos.

Council Member Diaz asked what the number of unpermitted units and garages are.

Director Perez responded that he would have to get back to her with that number.

Council Member Diaz also agrees that the item should be continued to give the Vice Mayor a chance to vote on the item.

Council Member Rios agrees that the item should be continued and has concerns with the parking situation if this Ordinance passes.

Mayor Bernal requested that in two weeks when this item comes back that we have a map showing where the neighborhood low areas are.

This item was continued to the next City Council Meeting of March 12th by motion of Council Member Davila and seconded by Mayor Bernal.

ROLL CALL: Mayor Bernal, yes; Council Member Rios, yes; Council Member Davila, yes; Council Member Diaz, yes; Vice Mayor Morales, Absent.

VI. Comments From The Audience

Virginia Johnson, 5751 McKinley Avenue thanked City Staff for keeping the residents up to date on the American Legion property status. She feels that the campaign flyers for Denise Diaz, who is running for State Senate, were unpleasant, self-indulgent and that after only serving two years as a Council Member does not give her enough experience for the Senate.

Iris Ilagan, Manager of the Leland Weaver Library thanked the Mayor for her work with the Reading with the Mayor event. Everyone enjoyed the event and would like to do more events like this.

Nick Godoy, 8611 San Gabriel Avenue spoke on the parking issues and street vendors on San Gabriel near the school.

VII. Reports And Comments From City Officials

Art Cervantes, Assistant City Manager/Public Works Director stated that the City received a grant from the I-710 Corridor in the amount of 2.1 million dollars. This will help fully fund the street improvements that we have proposed on Garfield Avenue and on Imperial Highway.

Joe Perez, Community Development Director announced that there will be a grand opening at Burger IM on Friday, March 8th and we are also launching the Home Recognition Program.

Paul Adams, Parks and Recreation Director reminded everyone that it is Azalea Festival time. Our first event is March 2nd for the 100th anniversary of the Women's Club and after that we will have Family Art Day. In preparation for some of our upcoming grant applications, we will have a number of community meetings for public input.

Carmen Avalos, City Clerk reminded everyone that we have two elections coming in the month of March. The first is on March 5th for LAUSD Board Seat Number 5. The second is on March 26th for a State Senate seat.

Council Member Diaz thanked the Mayor for her work on the Reading with Mayor Event to promote literacy in our community. She is proud to say that she is a candidate for Senate and has the support of her Council colleagues and community leaders. We have the opportunity to elect someone who grew up in our community and understands the needs and challenges that our small businesses go through by voting for her.

Council Member Rios said that the SELA Collaborative is hosting a Census Forum this week at South Gate Park Auditorium. On March 22nd at the East Los Angeles College they are hosting a ground breaking ceremony for the new campus. He is also a part of the Metro Service Council which tries to come up with ways to improve bus routes and rail systems.

Council Member Davila thanked the Mayor for the great Reading with the Mayor event. She enjoyed the Aquarium of the Pacific truck that provided a great opportunity of the kids to get close to sea life and again thanked the Mayor for funding this activity. She stated that today is sixteen years since the recalls and the start of cleaning up our City. She congratulated the residents and staff for helping us take back our City.

Mayor Bernal attended the County Sanitation meeting on February 13th and received on update on the wage and labor disputes. She met with the SELA Collaborative executive director and had the opportunity to discuss their strategic plan. She wants to urge our staff to think outside the box to find out what is possible to house this group in our area. She met with South Gate's Farmers Market representative and was happy to see their willingness to explore them coming to the City on other days beside Monday.

Mayor Bernal said that the Budget Sub-Committee met last week and was very informational. They received presentations from the Parks and the Police Departments about what we are going to review in the Budget meetings going forward. Council Member Davila joined the Mayor in an emergency prep meeting today to go over what our roles and responsibilities would be in the event of an emergency. She feels that the City Clerk and City Treasurer should be included in these meetings as well.

Lastly, with Reading with the Mayor, is an event that she wanted to bring to the community and she hopes that every Mayor from this point forward continues to highlight the importance of literacy and have this event. She knows that she could have thought more strategically and had someone sponsor the Aquarium of the Pacific but for this year didn't mind contributing out of her own pocket. She really valued the fact that the moment we had to switch locations, Iris jumped right on board with the help of staff and made it happen. We had at least 380 children and families visit the mobile units. We also had a fund raiser going on at the same time. Her mentee Veronica Ramirez is a student at the International Learning Center at Legacy High School is conducting a fundraiser to bring a spay/neuter mobile unit to have 30 animals receive the service for free. They raised close to \$900.00 but needed \$3,000.00 but the organization that was going to bring the unit was able to find funding to bring it for free.

Mayor Bernal closed by saying that the different races going on has been mentioned tonight and she has received personal calls to ask why she is supporting Council Member Diaz and what experience does she have. Anyone on this dais that claims that they have done it alone is wrong. She understands that maybe the fliers say it in a certain way however she hopes that the community understands that we don't work alone. She believes that it is time that we have local representation from someone who went to our local schools and lives in our community.

VIII. Consent Calendar Items

Agenda Items 10, 11, 12, 13, 15, 16, and 19 were approved by motion of Council Member Davila and seconded by Mayor Bernal. Items 7, 8, 9, 14, 17, and 18 were pulled for discussion.

7. Ordinance No. 2359 Adding New Section 11.28.030 (Tweedy Boulevard Specific Plan), To Chapter 11.28 (Specific Plans), Of Title 11 (Zoning), Of The Municipal Code; Adopt Resolution Approving General Plan Amendment No. 2019-01 By Adding Place Types; And Adopt Resolution Approving The Initial Study And Negative Declaration

The City Council considered:

- a. Waiving the reading in full and adopting Ordinance No. 2359 adding new Section 11.28.030 (Tweedy Boulevard Specific Plan), to Chapter 11.28 (Specific Plans), of Title 11 (Zoning), of the South Gate Municipal Code;
- b. Adopting a Resolution approving General Plan Amendment No. 2019-01 by adding place types "Light Industrial/Flex and Manufacturing Distribution" to the Tweedy Educational District and changing the residential General Plan designation of a portion of the General Plan area from Neighborhood-Low to Neighborhood Medium; and
- c. Adopting a Resolution approving the Initial Study and Negative Declaration, dated April 19, 2017, pertaining to the Tweedy Boulevard Specific Plan.

This item was continued to the next City Council Meeting of March 12th by motion of Council Member Rios and seconded by Council Member Davila due to a possible conflict of interest by Council Member Davila and Council Member Diaz.

8. Resolution Determining Industrial Disability Retirement For Hanna Campos

The City Council approved A and B by motion of Council Member Davila and seconded by Mayor Bernal.

- a. Adopted Resolution No. 7844 entitled - A Resolution of the City Council of the City of South Gate, California, determining that Hanna Campos is entitled to an industrial disability retirement, within the meaning of the Public Employees' Retirement Law, arising out of and in the course of her employment; and
- b. Authorized the California Public Employees' Retirement System (CalPERS) to process the Disability Retirement application of Hanna Campos, Police Sergeant.

9. Resolution Determining Industrial Disability Retirement For Frank J. Rivera

The City Council approved A and B by motion of Council Member Davila and seconded by Mayor Bernal.

- a. Adopted Resolution No. 7844 entitled - A Resolution of the City Council of the City of South Gate, California, determining that Frank J. Rivera is entitled to an industrial disability retirement, within the meaning of the Public Employees' Retirement Law, arising out of and in the course of his employment; and
- b. Authorized the California Public Employees' Retirement System (CalPERS) to process the Disability Retirement application of Frank J. Rivera, Police Lieutenant.

10. Resolution Updating The Job Specification Of The Records Coordinator Position

The City Council adopted Resolution No. 7846 entitled - A Resolution of the City Council of the City of South Gate, California, amending Resolution No. 6454 (Salary Resolution and Position Classification Plan) to update the job specification of the Records Coordinator position in the City Clerk's Office during consent calendar.

11. Side Letter Of Agreement With The Municipal Employees Association Regarding Probationary Periods For Civilian Employees In The Police Department

The City Council approved A and B during consent calendar.

- a. Approved the Side Letter of Agreement with the South Gate Municipal Employees Association regarding probationary periods for civilian employees in the Police Department; and
- b. Authorized the Mayor to execute the Side Letter of Agreement in a form acceptable to the City Attorney.

12. Side Letter Of Agreement With The Professional Mid-Management Association Regarding Probationary Periods For Civilian Employees In The Police Department

The City Council approved A and B during consent calendar.

- a. Approved the Side Letter of Agreement with the South Gate Professional and Mid Management Association regarding probationary periods for civilian employees in the Police Department; and
- b. Authorized the Mayor to execute the Side Letter of Agreement in a form acceptable to the City Attorney.

13. Amendment No. 2 To Contract No. 2701 With Harbor Area Farmers Markets Extending Operation Of The Farmers Market At South Gate Park For An Additional Five-Year Term

The City Council considered approved A, B, and C during consent calendar.

- a. Approved Amendment No. 2 to Contract No. 2701 with Harbor Area Farmers Markets to operate the Farmers Market at South Gate Park for an additional five year term;
- b. Authorized the Mayor to execute Amendment No. 2 in a form acceptable to the City Attorney; and
- c. Authorized the Director of Parks & Recreation to execute any additional documents as may be required to properly implement and manage the Farmers Market.

14. Memorandum Of Understanding With RiverLA To Pursue Grant Funding To Prepare A Feasibility Study For A New Park In The LA River

The City Council approved A and B by motion of Mayor Bernal and seconded by Council Member Davila.

- a. Approved a Memorandum of Understanding (Contract No. 3508) with the RiverLA to pursue grant funding to prepare a feasibility study for the construction of a new park in the Los Angeles River, for a three-year term, at no cost to the City; and
- b. Authorized the Mayor to execute the Memorandum of Understanding in a form acceptable to the City Attorney.

15. Agreement With Tim Turner Dba Turner Signs & Graphics For Construction Of The City Hall Complex Exterior & Interior Wayfinding Signage

The City Council approve A, B, and C during consent calendar.

- a. Approved an Agreement (Contract No. 3509) with Tim Turner dba Turner Signs & Graphics, for the construction of the City Hall Complex Exterior and Interior Wayfinding

Signage, City Project No. 502-ARC (Project), in the amount not-to-exceed \$88,162;

b. Approved the Notice of Exemption for the construction of the Project and direct the City Clerk to file it with the Los Angeles County Recorder's Office; and

c. Authorized the Mayor to execute the Agreement in a form acceptable to the City Attorney.

16. Grant Deed From Michael Bakhshi To Secure A Portion Of The Property Located At 4136 Santa Ana Street, For Roadway Purposes, At No Cost To The City

The City Council approved A and B during consent calendar.

a. Accepted the Grant Deed from Michael Bakhshi, owner, to secure the title to a one-foot strip of land along the northern edge of the property, a five-foot strip of land along the eastern edge of the property, and corner cut-out on the northeast corner of the property located at 4136 Santa Ana Street for roadway purposes, and at no cost to the City; and

b. Authorized the Mayor to execute the Certificate of Acceptance in a form acceptable to the City Attorney.

17. Purchase Of Two Pursuit Vehicles And Required Emergency Equipment From National Auto Fleet Group For The Police Department

The City Council approved A and B by motion of Mayor Bernal and seconded by Council Member Davila.

a. Approved a Purchase Order with National Auto Fleet Group for the purchase of two pursuit vehicles and installation of necessary emergency equipment for the Police Department, in the total amount of \$91,121.40; and

b. Approved a Purchase Order with Motorola/BearCom for the purchase of radio equipment, including installation, labor and programming to outfit these two pursuit vehicles, in the total amount of \$17,113.78.

18. Purchase Of Five Chevy Bolt Electric Vehicles From National Auto Fleet Group For The Public Works Department

The City Council approved A and B by motion of Mayor Bernal and seconded by Council Member Davila.

a. Authorized the purchase of five Chevy Bolt Electric Vehicles from National Auto Fleet Group through Sourcewell, in an amount not-to-exceed \$193,291; and

b. Authorized the Mayor to execute the documents necessary to purchase the vehicles in forms acceptable to the City Attorney.

19. Notice Of Completion For Construction Of The Police Department Wellness Center Project

The City Council approved A and B during consent calendar.

a. Accepted completion of construction of the South Gate Police Department Wellness Center, City Project No. 552-ARC, effective January 4, 2019; and

- b. Directed the City Clerk to file a Notice of Completion with Los Angeles County Recorder's Office.

IX. Reports, Recommendations And Requests

20. Consider And Provide Direction Regarding The City Clerk's Salary

The City Council authorized a Resolution be approved based on the template Resolution attached to the staff report for the Mayor's signature reflecting the salary increase of 3.5% effective retroactively to June 24, 2018 for the City Clerk by motion of Mayor Bernal and seconded by Council Member Davila.

Mayor Bernal requested that the City Attorney prepare a memo to City Council informing them of the options that they would have if the City Clerk position became vacant and went to another person without the level of qualifications that our current City Clerk holds.

21. Memorandum Of Understanding With Helpline Youth Counseling, Inc., To Submit A Homeless Funding Grant Application To Assist Homeless Individuals

The City Council agreed to provide a letter of support for the program and acknowledging that our City receives services from Helpline Youth Counseling in lieu of approving a Memorandum of Understanding by motion of Mayor Bernal and seconded by Council Member Davila.

- a. Approving a Memorandum of Understanding (MOU) with Helpline Youth Counseling, Inc. (HYC) for submittal of an application to Los Angeles Homeless Services Authority (LAHSA) for a \$75,000 homeless funding grant to assist homeless individuals over a three year period; and

- b. Authorizing the Mayor to execute the MOU in a form acceptable to the City Attorney.

22. This Item Was Removed From The Agenda.

23. League Of California Cities' 2020 Census Update Report

The City Council agreed to form a Complete Count Committee for the 2020 Census and receive and file an update report of the League of California Cities by motion of Council Member Rios and seconded by Mayor Bernal.

- a. Receiving and filing an update report of the League of California Cities findings and recommendations in preparation for the 2020 Census; and

- b. Providing direction regarding the formation of a Complete Count Committee for the 2020 Census.

24. Warrant Register For February 26, 2019

The City Council approved the Warrants and Cancellations for February 26, 2019 by motion of Council Auditor Davila and seconded by Mayor Bernal.

Total of Checks: \$2,722,833.11
Voids: (\$ 51,163.33)
Total Payroll Deductions: \$ 267,372.27
Grand Total: \$2,404,297.51

Cancellations: 81260, 81324, 81381

X. Adjournment

Mayor Bernal adjourned the meeting in memory of Sergio Lopez at 11:00 p.m. and seconded by Council Member Davila.

PASSED and **APPROVED** this 26th day of March, 2019.

For a signed copy of the minutes for this meeting please contact the City Clerk's Office:
8650 California Avenue, South Gate, California 90280
(323) 563-9510 * fax (323) 563-5411 * www.cityofsouthgate.org