

**ANNOTATED AGENDA
REGULAR MEETING OF THE BELLFLOWER CITY COUNCIL
AND CITY COUNCIL ACTING ON BEHALF OF THE
SUCCESSOR AGENCY TO THE DISSOLVED BELLFLOWER
REDEVELOPMENT AGENCY**

* Denotes City Council Agenda items
SA Denotes Successor Agency items
[CC/SA] Denotes City Council and Successor Agency items

**MONDAY, DECEMBER 12, 2016, 5:30 P.M. – CLOSED SESSION
BELLFLOWER CITY HALL - COUNCIL CHAMBERS**

1 **CALL TO ORDER**

5:31 p.m.

2 **ROLL CALL:** Mayor Dan Koops
 Mayor Pro Tem Schnablegger
 Council Member Ray Dunton
 Council Member Juan Garza
 Council Member Sonny R. Santa Ines

3 **RECESS TO CLOSED SESSION**

A PUBLIC EMPLOYEE PERFORMANCE EVALUATION (ANNUAL)
 (Pursuant to Government Code Section 54957)

 Title: City Clerk

B ***Note: Dunton abstained***
 CONFERENCE WITH REAL PROPERTY NEGOTIATOR [CITY]
 (Pursuant to Government Code Section 54956.8)

 Property: 17404 Bellflower Boulevard (APN 7161-008-007)

 Agency Negotiator: Jeffrey L. Stewart, City Manager

 Negotiating Party: Art Olivier

 Under Negotiation: Price and terms of payment

4 **RECONVENE FOR OPEN SESSION**

No reportable action

MONDAY, DECEMBER 12, 2016, 7 P.M. – OPEN SESSION

5 **CALL TO ORDER**

7:01 p.m.

6 **ROLL CALL:** Mayor Dan Koops
Mayor Pro Tem Schnablegger
Council Member Ray Dunton
Council Member Juan Garza
Council Member Sonny R. Santa Ines

7 **INVOCATION:** Council Member Juan Garza

8 **PLEDGE OF ALLEGIANCE:** Leo L. Mingle, Jr., Assistant City Manager

9 **CITY COUNCIL ANNOUNCEMENTS / PRESENTATIONS**

A City Council Announcements

B Holiday Safety

10 **PUBLIC COMMENTS**

*Josh Murray, Clifton M. Brakensiek Library
Robin Snow
Dan Stepanian, CR&R, Inc.*

11 **PUBLIC HEARING(S)**

A Consideration and possible action to conduct the annual public hearing to consider whether the 5% Utility Users' Tax (UUT) should continue in effect or be modified or repealed. [CITY]

Action: *Opened the Public Hearing
Santa Ines/Garza, without objection*

Action: *Closed the Public Hearing
Santa Ines/Schnablegger, without objection*

Action: *Approved the continuance of the Utility Users Tax (UUT) and funding of the
Community Policing Program with revenues generated from the UUT
Dunton/Schnablegger, 5-0*

11 **PUBLIC HEARING(S)** - Continued

- B Consideration and possible action to conduct a public hearing regarding an application from Ernest McIntyre and adopt Resolution No. 16-86 - A Resolution approving a modification to Dance and Entertainment Permit Case No. EP 16-01 to allow entertainment hours from 11:00 a.m. to 2:00 a.m., seven days a week and allow a disc jockey, dancing, live bands, comedy shows, and karaoke at an existing restaurant & bar on property within Area 1 of the Town Center (TC) District located at 16728 Bellflower Boulevard; Applicant: Ernest McIntyre (DBA: French Quarter Creole Bar and Grill). [CITY]

CEQA: Pursuant to the California Environmental Quality Act (CEQA) (Public Resources Code §§ 21000, *et seq.*) and CEQA Guidelines (California Code of Regulations, Title 14, §§ 15000, *et seq.*), the City conducted an environmental assessment. Based on the environmental assessment, the project was determined to be categorically exempt from additional environmental review pursuant to CEQA Guidelines Section 15301.

Action: *Opened the Public Hearing
Santa Ines/Garza, without objection*

Action: *Closed the Public Hearing
Dunton/Schnablegger, without objection*

Action: *Re-Opened the Public Hearing
Santa Ines/Schnablegger, without objection*

Action: *Closed the Public Hearing
Schnablegger/Santa Ines, without objection*

Action: *Adopted Resolution No. 16-86, as amended
Santa Ines/Schnablegger, 5-0*

12 **ORDINANCES AND RESOLUTIONS FOR CONSIDERATION**

None

13 **CONSIDERATION ITEM(S)**

- A Consideration and possible action to adopt Resolution No. 16-87 – A Resolution establishing a Code of Conduct and Rules for Conducting City Council Meetings in accordance with Government Code § 36813, and superseding Resolution No. 15-26. [CITY]

Action: *Adopted Resolution No. 16-87, as amended
Schnablegger/Garza, 5-0*

13 **CONSIDERATION ITEM(S)** - Continued

- B Consideration and possible action to approve CR&R, Incorporated's 2016 annual rate adjustment request and consideration of an extraordinary rate adjustment request for solid waste collection services. [CITY]

Action: *Approved CR&R's 2016 annual rate adjustment request and extraordinary rate adjustment request*
Dunton/Koops, 5-0

- C Consideration and possible action to adopt Resolution No. 16-88 – A Resolution authorizing the City of Bellflower's participation in the process of appointment of Directors to the Central Basin Municipal Water District's (CBMWD) Board of Directors. [CITY]

Action: *Adopted Resolution No. 16-88*
Dunton/Garza, 5-0

- D Consideration and possible action to approve the proposed 2017 Special Events Schedule and Conceptual Plan for the City's 60th Anniversary Event and direct staff to prepare the necessary budget amendment. [CITY]

Action: *Approved the proposed 2017 Special Events Schedule and Conceptual Plan for the City's 60th Anniversary Event and directed staff to prepare the necessary budget amendment*
Santa Ines/Garza, 5-0

14 **CONSENT CALENDAR**

Action: *Approved the actions stipulated on the Consent Calendar*
Santa Ines/Garza, 5-0 (Dunton abstained on Items 14-O and 14-P)

- A **Consideration and possible action to receive and file City Council Warrant Register No. 17-061, dated December 12, 2016. [CC/SA]**
Action: Received and filed Warrant Register No. 17-061.

- B **Consideration and possible action to approve the Minutes of the November 14, 2016, Regular Meeting of the Bellflower City Council and City Council Acting on Behalf of the Successor Agency to the Dissolved Bellflower Redevelopment Agency. [CC/SA]**
Action: Approved the November 14, 2016, Minutes.

- C **Consideration and possible action to authorize the City Manager to execute Agreement File No. 314.15, in a form approved by the City Attorney, with Fairbank, Maslin, Maullin, Metz & Associates, Inc. (FM3), for a Citizens Satisfaction Survey. [CITY]**
Action: Authorized the City Manager to execute Agreement File No. 314.15, in a form approved by the City Attorney.

14 **CONSENT CALENDAR** - Continued

- D **Consideration and possible action to authorize the City Manager to execute Amendment No. 1 to Agreement File No. 701, in a form approved by the City Attorney, with Robert Mark, dba Onesquared Food & Beverage Consulting, to extend the term for one year, for catering and concessionaire services for the Events Center and Fire Museum. [CITY]**
Action: Authorized the City Manager to execute Amendment No. 1 to Agreement File No. 701.
- E **Consideration and possible action to approve the Development Impact Fee Annual and Five Year Report (including the required findings contained in the report) for fiscal year 2015-2016 pursuant to Government Code Sections 66001 and 66006. [CITY]**
Action: Approved the Development Impact Fee Annual and Five Year Report (including the required findings contained in the report) for fiscal year 2015-2016 pursuant to Government Code Sections 66001 and 66006.
- F **Consideration and possible action to authorize the Director of Public Works, or designee, to install red curb parking restrictions at 13400 Woodruff Avenue fronting Foster Road (C.E. #16-13). [CITY]**
Action: Authorized the Director of Public Works, or designee, to install the red curb parking restrictions at 13400 Woodruff Avenue fronting Foster Road.
- G **Consideration and possible action to authorize the City Manager to execute Agreement File No. 664.1, in a form approved by the City Attorney, with CivilSource, Inc., for labor compliance services for the Bellflower Events Center and Fire Museum. [CITY]**
Action: Authorized the City Manager to execute Agreement File No. 664.1, in a form approved by the City Attorney.
- H **Consideration and possible action to authorize the City Manager to execute Amendment No. 4 to Agreement File No. 281.18, in a form approved by the City Attorney, with Hartzog & Crabill, Inc. (HCI), to increase the compensation and extend the term of the Agreement for on-call civil engineering, surveying, and art concept services. [CITY]**
Action: Authorized the City Manager to execute Amendment No. 4 to Agreement File No. 281.18, in a form approved by the City Attorney.

14 **CONSENT CALENDAR** - Continued

- I **Consideration and possible action to adopt Resolution No. 16-89 – A Resolution approving the specifications for the Removal and Replacement of Curb, Gutter, Asphalt and Sidewalk at Various Locations, Including Removal of All Surface Roots (Specifications No. 15/16-09), pursuant to Government Code §830.6, and establishing a project payment account; and authorize solicitation of bids. [CITY]**

CEQA: Pursuant to the California Environmental Quality Act (CEQA) (Public Resources Code §§ 21000, et seq.) and CEQA Guidelines (California Code of Regulations, Title 14, §§ 15000, et seq.), the City conducted an environmental assessment. This project is categorically exempt from additional environmental review pursuant to CEQA Guidelines § 15301.

Action: Adopted Resolution No. 16-89.

- J **Consideration and possible action to adopt Resolution No. 16-90 – A Resolution reciting the fact of the Special Municipal Election consolidated with the General Election held on November 8, 2016, declaring the result and such other matters as provided by law. [CITY]**

Action: Adopted Resolution No. 16-90.

- K **Consideration and possible action to authorize the Director of Public Works, or designee to install red curb parking restrictions at 17623 Lakewood Boulevard (C.E. #16-15). [CITY]**

Action: Authorized the Director of Public Works, or designee, to install the red curb parking restrictions at 17623 Lakewood Boulevard.

- L **Consideration and possible action to award a contract to CJ Concrete Construction, Inc., for the Miscellaneous Concrete Improvements (Specifications No. 14/15-05) and authorize the City Manager to execute a contract with CJ Concrete Construction, Inc., in a form approved by the City Attorney. [CITY]**

CEQA: Pursuant to the California Environmental Quality Act (CEQA) (Public Resources Code §§ 21000, et seq.) and CEQA Guidelines (California Code of Regulations, Title 14, §§ 15000, et seq.), the City conducted an environmental assessment. Based on the environmental assessment, the project was determined to be categorically exempt pursuant to CEQA Guidelines § 15301 (Existing Facilities).

Action: Awarded a contract to CJ Construction for the Project and authorized the City Manager to execute a contract with CJ Construction, in a form approved by the City Attorney.

14 **CONSENT CALENDAR** - Continued

- M **Consideration and possible action to waive further reading and adopt Ordinance No. 1331 - An Ordinance amending Title 17, Chapter 17.68 regarding the regulation of signs; Applicant: City of Bellflower. [CITY]**

CEQA: In accordance with the California Environmental Quality Act (California Public Resources Code §§ 21000, et seq., "CEQA") and CEQA regulations (14 California Code of Regulations §§ 15000, et seq.), this ZOTA has been determined to be exempt pursuant to 14 Cal. Code Regs. § 15061(b)(3) (General Rule Exemption) because it consists only of minor revisions and clarifications to existing regulations and specification of procedures related thereto. This ZOTA, therefore, does not have the potential to cause significant effects on the environment.

Action: Waived further reading and adopted Ordinance No. 1331.

- N **Consideration and possible action to waive further reading and adopt Ordinance No. 1332 – An Ordinance adding Chapter 3.37 to Title 3 of the Bellflower Municipal Code entitled “Cannabis Tax” and imposing a tax on various cannabis-related businesses. [CITY]**

Action: Waived further reading and adopted Ordinance No. 1332.

- O **Consideration and possible action to adopt Resolution No. 16-91 – A Resolution adopting the Initial Study and Mitigated Negative Declaration No. MND 16-08 for the Proposed Roadway Improvements beneath the SR-91 Freeway Overpass and along the West Side of Bellflower Boulevard (Bellflower Boulevard Widening Project). [CITY]**

CEQA: Pursuant to the California Environmental Quality Act (CEQA) (Public Resources Code §§ 21000, et seq.) and CEQA Guidelines (California Code of Regulations, Title 14, §§ 15000, et seq.), an environmental assessment has been conducted for this project in compliance with the CEQA guidelines. An Initial Study and Mitigated Negative Declaration have been prepared, which were made available for public review from March 3, 2016, through April 4, 2016.

Action: Adopted Resolution No. 16-91.

- P **Consideration and possible action to adopt Resolution No. 16-92 – A Resolution declaring the City Council’s intent to vacate a portion of the alley between the former Greek Market (16411 Bellflower Boulevard and 9742 Mayne Street) within the City of Bellflower and setting a public hearing for January 23, 2017. [CITY]**

Action: Adopted Resolution No. 16-92.

14 **CONSENT CALENDAR** - Continued

Q **Consideration and possible action to approve Amendment No. 9 to Agreement File No. 428, in a form approved by the City Attorney, with BroadSpec to modify compensation amounts. [CITY]**

Action: Authorized the City Manager to execute Amendment No. 9 to Agreement File No. 428, in a form approved by the City Attorney.

15 **COUNCIL REPORTS**

16 **ADJOURNMENT**

Adjourned at 9:40 p.m., in honor of Mr. and Mrs. George Franzen's 50th Wedding Anniversary, to the next Regular Meeting of the Bellflower City Council at 5:30 p.m. on Monday, January 9, 2017