The Irwindale CITY COUNCIL met in regular session at the above time and place.

ROLL CALL:
Present: Councilmembers Larry G. Burrola, Manuel R. Garcia, H. Manuel Ortiz; Mayor Pro Tem Albert F. Ambriz; Mayor Mark A. Breceda

Also present: William Tam, City Manager; Fred Galante, City Attorney; Theresa Olivares, Assistant City Manager; Ty Henshaw, Chief of Police; Eva Carreon, Director of Finance; Arsanious Hanna, City Engineer; Mary Hull, Human Resources Manager, and Armando Hegdahl, Management Analyst

RECESS TO CLOSED SESSION
At 6:00 p.m., the City Council recessed to Closed Session to discuss the following:

Conference with Legal Counsel – Existing Litigation
Pursuant to California Government Code Section 54956.9

Name of Case: City of Baldwin Park vs. City of Irwindale
Case Number: BS171622

ACTION: Status update provided; no further reportable action taken

Name of Case: Waste Management vs. City of Irwindale
Case Number: BS171509

ACTION: Status update provided; no further reportable action taken

Name of Case: Huy Fong Foods, Inc. vs. City of Irwindale
Case Number: BC 621610

ACTION: Update given, direction provided; no further reportable action taken (Councilmember Ortiz abstained, left the Closed Session room, and did not participate)

Audit by California State Auditor’s Office
Pursuant to California Government Code Section

ACTION: Status update given, direction provided; no further reportable action taken

RECONVENE IN OPEN SESSION
At 6:33 p.m., the City Council reconvened in Open Session.
CHANGES TO THE AGENDA

CITY MANAGER TAM
City Manager Tam requested that Consent Calendar Item I be pulled from the agenda for an update by staff.

COUNCILMEMBER TRAVEL REPORTS

COUNCILMEMBERS BURROLA, GARCIA, ORTIZ, AND MAYOR BRECEDA
Councilmembers Burrola, Garcia, Ortiz, and Mayor Breceda each reported on their experiences and knowledge gained during their attendance at a recent Independent Cities Association seminar held in Carlsbad.

ANNOUNCEMENTS
None.

INTRODUCTION OF NEW EMPLOYEES / PROMOTIONS
None.

PROCLAMATIONS / PRESENTATIONS / COMMENDATIONS

PRESENTATION TO CHAMBER OF COMMERCE BUSINESS OF THE MONTH — KAISER PERMANENTE
The presentation was made.

SPONTANEOUS COMMUNICATIONS

DENA ZEPEDA
Dena Zepeda reported on a recent incident where an adult attacked a minor at Irwindale Park, and requested from the Council that it ban the attacker from returning to the city. She also requested to receive copies of any handouts the Councilmembers may have received during their attendance at the Independent Cities Association seminar.

CONSENT CALENDAR

MOTION
A motion was made by Councilmember Ortiz, seconded by Mayor Breceda, to approve the Consent Calendar; reading resolutions and ordinances by title only and waiving further reading thereof, with the exception of Item Nos. 1D, 1F, and 1G. The motion was unanimously approved, Councilmember Burrola abstaining on Item No. 1A2.
The following minutes were approved:

1) Regular meeting held June 27, 2018
2) Regular meeting held July 11, 2018 (Councilmember Burrola abstaining)

The warrants / demands / were approved.

The Investment Quarterly Report for June 30, 2018, was received and filed.

Resolution No. 2018-59-3053, entitled:


The Exclusive Use and Access Drainage Easement Agreement with OUTFRONT Media VW Communication LLC for the development of a Storm Water Percolation Basin as part of the Remediation Work at North Kincaid Pit to allow the purchase of the North Kincaid Pit to remediate and grade the site for development, was approved.

The Council determined that all requirements of the Fee Adjustment Policy for City Rental Facilities have been met for consideration of a
CITY COUNCIL MINUTES
REGULAR MEETING

JULY 25, 2018
PAGE 4

CENTER EXERCISE INSTRUCTOR
JEANETTE DEPATIE

fee waiver or adjustment, and the waiver of hourly Senior Center rental fees for filming of an exercise demonstration video by Senior Center patrons and exercise instructor Jeanette DePatie was approved.

ASSISTANT CITY MANAGER OLIVARES

Assistant City Manager Olivares noted that new information was received subsequent to the posting of the meeting agenda: the videos that Ms. DePatie would be producing will be sold, which will create income for the applicant. As a result, Ms. DePatie has indicated that she will donate 30 videos, valued at $600, to the Senior Center to be used as staff sees fit.

DENA ZEPEDA

Responding to a question by Dena Zepeda, Assistant City Manager Olivares indicated that this is a one-time video production. Ms. Zepeda then voiced her support for the proposal.

END OF CONSENT CALENDAR

ITEM NO. 1D
SECOND READING OF ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRWINDALE ADDING A NEW CHAPTER 17.120 TO THE IRWINDALE MUNICIPAL CODE

COUNCILMEMBER BURROLA

Responding to several questions by Councilmember Burrola, City Manager Tam explained the requirements for the addition and/or construction of an accessory dwelling unit.

CITY ATTORNEY GALANTE

City Attorney Galante further elaborated on accessory dwelling unit requirements.

ORDINANCE NO. 724
ADOPTED ON SECOND READING

Ordinance No. 724, entitled:

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRWINDALE ADDING SECTIONS 17.08.017 AND 17.24.020 AND A NEW CHAPTER 17.120 TO TITLE 17 (ZONING) TO ESTABLISH REGULATIONS AND STANDARDS FOR ACCESSORY DWELLING UNITS WITHIN THE CITY, DELETING SECTIONS 17.16.130 (RESIDENTIAL SECOND UNITS) AND 17.08.436 (DEFINITIONS), AND MAKING CERTAIN OTHER RELATED CHANGES TO TITLE 17 (ZONING) OF THE IRWINDALE MUNICIPAL CODE, AND FINDING AN EXEMPTION FROM CEQA," was passed, approved, and adopted on second reading.

ITEM NO. 1F
APPROVE THE PURCHASE OF ONE (1) NEW STREET VEHICLE AND FOUR (4) NEW PARK VEHICLES AND WAIVE FORMAL BIDDING PROCEDURE
VEHICLE AND FOUR NEW PARK VEHICLES AND WAIVE FORMAL BIDDING PROCEDURE

COUNCILMEMBER BURROLA

As requested by Councilmember Burrola, Public Works Services Manager Rodriguez discussed the staff report.

Councilmember Burrola then asked clarifying questions regarding the type of vehicles that staff proposes to purchase, which Manager Rodriguez elaborated on. She also discussed the state of existing work vehicles, and their need of replacement.

Councilmember Burrola spoke in favor of hiring a Fleet Manager to assist in the maintenance and replacement of aging vehicles. He also asked whether the funding for the purchase of the proposed vehicles has been allocated, to which Councilmember Garcia reminded that funding was approved during last year’s budget session.

Resolution No. 2018-60-3054, entitled:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRWINDALE WAIVING FORMAL BIDDING PROCEDURES AND AUTHORIZING THE ISSUANCE OF A PURCHASE ORDER FOR THE PURCHASE OF ONE (1) VEHICLE FOR THE STREET MAINTENANCE DIVISION AND FOUR (4) VEHICLES FOR THE PARK MAINTENANCE DIVISION,” was passed, approved, and adopted, reading by title only and waiving further reading thereof, on the motion of Councilmember Garcia, seconded by Councilmember Burrola, and unanimously approved.

ITEM NO. 1G
ACCEPTANCE OF THE CONSTRUCTION OF THE OLIVE PIT WEST BOUNDARY CONCRETE BLOCK WALL PROJECT; P938

Responding to questions by Councilmember Ortiz, Project Manager – Mining Carrillo advised that the construction of this wall was the result of the settlement agreement with the city of Baldwin Park, where it was decided that Irwindale would pay for the construction of the wall.

City Manager Tam added that, though the entire cost of the wall would be absorbed by the city, funding will actually be provided via the Olive Pit Project Fund. He added that United Rock will provide landscaping along the northerly boundary of the pit, as well as
provide other amenities, such as the construction of two traffic signals.

COUNCILMEMBER ORTIZ  
Councilmember Ortiz expressed his preference in depositing the funding for this project into the General Fund rather than spending it to construct the concrete block wall.

MOTION  
A motion was made by Councilmember Ortiz, seconded by Mayor Breceda, to: 1) ratify changes to the original scope of work and accept the completed improvements of the Construction of the Olive Pit West Boundary Concrete Block Wall Project; 2) approve the final construction contract amount of $710,164.40; and 3) authorize the City Engineer to file the Notice of Completion with the Los Angeles County Recorder’s Office. The motion was unanimously approved.

NEW BUSINESS

ITEM NO. 2A  
ORDINANCE REPEALING SECTION 2.04.031 OF THE IRWINDALE MUNICIPAL CODE TO ELIMINATE THE FLAT RATE REIMBURSEMENT PAYMENT TO EACH COUNCIL MEMBER FOR THEIR MONTHLY EXPENSES EXPENDED WITHIN CITY BOUNDARIES

CITY ATTORNEY GALANTE  
City Attorney Galante discussed the staff report.

DENA ZEPEDA  
Responding to several questions by Dena Zepeda, City Attorney Galante advised that approval of this item would eliminate Councilmember per-diems completely; the Council would still have the option of providing receipts for reimbursement for expenses incurred that relate to conferences and travel.

Dena Zepeda requested proof of attendance from the Councilmembers whenever they attend conferences.

ORDINANCE NO. 730  
INTRODUCED FOR FIRST READING  
Ordinance No. 730, entitled:

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRWINDALE REPEALING SECTION 2.04.031 OF THE CITY OF IRWINDALE MUNICIPAL CODE TO ELIMINATE THE FLAT RATE REIMBURSEMENT PAYMENT TO EACH COUNCIL MEMBER”
FOR THEIR MONTHLY EXPENSES EXPENDED WITHIN CITY BOUNDARIES," was introduced for first reading, reading by title only and waiving further reading thereof, on the motion of Mayor Pro Tem Ambriz, seconded by Councilmember Ortiz, and unanimously approved.

ITEM NO. 2B
ORDINANCE AMENDING SECTION 2.04.040 OF THE IRWINDALE MUNICIPAL CODE TO ADJUST THE COMPENSATION OF MEMBERS OF THE CITY COUNCIL OF THE CITY OF IRWINDALE

COUNCILMEMBER ORTIZ
Councilmember Ortiz noted that this item, coupled with Ordinance No. 730, which eliminates flat-rate reimbursements to the Councilmembers, would result in a mere increase of $17 in salary. He spoke in favor of full transparency and the need to demonstrate receipts for eligible expense reimbursements.

CITY ATTORNEY GALANTE
City Attorney Galante added that this item is reflective of state law.

ORDINANCE NO. 728
INTRODUCED FOR FIRST READING

Ordinance No. 728, entitled:

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRWINDALE AMENDING SECTION 2.04.040 OF THE CITY OF IRWINDALE MUNICIPAL CODE TO ADJUST THE COMPENSATION OF MEMBERS OF THE CITY COUNCIL OF THE CITY OF IRWINDALE," was introduced for first reading, reading by title only and waiving further reading thereof, on the motion of Mayor Pro Tem Ambriz, seconded by Councilmember Garcia, and unanimously approved.

ITEM NO. 2C
ACKNOWLEDGE, AUTHORIZE, APPROPRIATE, AND ALLOCATE FUNDS FOR THE MOBILE SOURCE AIR POLLUTION REDUCTION REVIEW COMMITTEE'S (MSRC) LOCAL GOVERNMENT PARTNERSHIP PROGRAM
PUBLIC WORKS SERVICES MANAGER RODRIGUEZ

Public Works Services Manager Rodriguez discussed the staff report and made a PowerPoint presentation.

COUNCILMEMBER ORTIZ

Councilmember Ortiz spoke in support of this proposal.

COUNCILMEMBER GARCIA

Councilmember Garcia concurred and suggested expediting this item.

COUNCILMEMBER BURROLA

Councilmember Burrola questioned the reliability of the vehicles proposed for purchase in the staff report and spoke against purchasing them, and stated his belief that the city may be able to benefit from this program in a different way.

DENA ZEPEDA

Dena Zepeda spoke in support of the program as a way to reduce pollution within the city.

RESOLUTION NO. 2018-61-3055 ADOPTED

Resolution No. 2018-61-3055, entitled:

"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRWINDALE ACKNOWLEDGING, AUTHORIZING, APPROPRIATING, AND ALLOCATING FUNDS FOR THE MOBILE SOURCE AIR POLLUTION REDUCTION REVIEW COMMITTEE'S (MSRC) LOCAL GOVERNMENT PARTNERSHIP PROGRAM," was adopted, and the City Manager was authorized to enter into an agreement with MSRC under its Local Government Partnership Program for the procurement of two (2) John Deere Electric Gators, on the motion of Councilmember Ortiz, seconded by Mayor Breceda, and approved; Councilmember Burrola opposed, all others in favor.

PUBLIC HEARINGS

ITEM NO. 3A
PUBLIC HEARING FOR SEWER MAINTENANCE AND STREET LIGHTING MAINTENANCE ASSESSMENT DISTRICTS FOR THE IRWINDALE BUSINESS CENTER

DIRECTOR CARREON

Director Carreon presented the staff report.

OPEN PUBLIC HEARING

At 7:32 p.m., Mayor Breceda opened the public hearing.
CLOSE PUBLIC HEARING

There being no speakers, Mayor Breceda closed the public hearing at 7:32 p.m.

RESOLUTION NO. 2018-57-3051 ADOPTED

Resolution No. 2018-57-3051, entitled:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRWINDALE, CALIFORNIA, ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE FISCAL YEAR BEGINNING JULY 1, 2018, AND ENDING JUNE 30, 2019, WITHIN THE EXISTING IRWINDALE BUSINESS CENTER SEWER MAINTENANCE DISTRICT,” and

RESOLUTION NO. 2018-58-3052 ADOPTED

Resolution No. 2018-58-3052, entitled:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRWINDALE, CALIFORNIA, ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE FISCAL YEAR BEGINNING JULY 1, 2018, AND ENDING JUNE 30, 2019, WITHIN THE EXISTING IRWINDALE BUSINESS CENTER STREET LIGHTING MAINTENANCE DISTRICT,” were passed, approved, and adopted, on the motion of Mayor Pro Tem Ambriz, seconded by Councilmember Ortiz, and unanimously approved.

CITY MANAGER’S REPORTS

CITY MANAGER TAM

City Manager Tam reported that staff has researched the cost of providing drinking water at all city facilities, as previously directed by the City Council. The estimated annual cost is close to $5,300 per year. Staff will prepare a staff report to present to a Council at a future meeting. He also mentioned that the Police Department has launched a Senior Welfare Check program, which Chief Henshaw elaborated upon by noting that officers check on the well-being of local seniors during extreme temperatures.

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 7:34 p.m.

Laura M. Nieto, MMC
Chief Deputy City Clerk

Approved as submitted at the meeting held August 8, 2018.