

**ALL ITEMS FOR CONSIDERATION BY THE CITY COUNCIL/COMMISSION  
ARE AVAILABLE FOR PUBLIC VIEWING IN THE OFFICE OF THE CITY  
CLERK AND THE CENTRAL LIBRARY**

**Agendas and other writings that will be distributed to the Councilmembers and Commissioners in connection with a matter subject to discussion or consideration at this meeting and that are not exempt from disclosure under the Public Records Act, Government Code Sections 6253.5, 6254, 6254.3, 6254.7, 6254.15, 6254.16, or 6254.22, are available for inspection following the posting of this agenda in the City Clerk's Office, at Commerce City Hall, 2535 Commerce Way, Commerce, California, and the Central Library, 5655 Jillson Street, Commerce, California, or at the time of the meeting at the location indicated below.**

**AGENDA FOR THE CONCURRENT REGULAR MEETINGS OF  
THE CITY COUNCIL OF THE CITY OF COMMERCE AND  
THE COMMERCE COMMUNITY DEVELOPMENT COMMISSION  
COUNCIL CHAMBERS  
5655 JILLSON STREET, COMMERCE, CALIFORNIA**

**TUESDAY, JUNE 2, 2009 – 6:30 P.M.**

**CALL TO ORDER**

Mayor/Chairperson Aguilar

**PLEDGE OF ALLEGIANCE**

Martin Gombert  
Acting Director of Transportation

**INVOCATION**

Councilmember/Commissioner Fierro

**ROLL CALL**

City Clerk/Assistant Secretary Olivieri

**APPEARANCES AND PRESENTATIONS**

1. Presentation of Certificate of Appreciation to Los Angeles County Fire Department Instructors and Recognition of Community Emergency Response Team (CERT) Graduates

The **City Council** will present a Certificate of Appreciation to the Los Angeles County Fire Department for the instruction it provided to the Community Emergency Response Team (CERT) graduates and recognize the CERT graduates for their time and dedication towards this important endeavor. The team received training on how to properly respond during an emergency or disaster affecting the City of Commerce. The team consists of Commerce ComCats, residents and business community members.

**PUBLIC COMMENT**

**Citizens wishing to address the City Council/Commission on any item on the agenda or on any matter not on the agenda may do so at this time. However, State law (Government Code Section 54950 et seq.) prohibits the City Council/Commission from acting upon any item not contained on the agenda posted 72 hours before a regular meeting and 24 hours before a special meeting. Upon request, the City Council/Commission may, in their discretion, allow citizen participation on a specific item on the agenda at the time the item is considered by the City Council/Commission. Request to address City Council/Commission cards are provided by the City Clerk/**

# CONCURRENT REGULAR COUNCIL/CDC AGENDA

6/2/09 – 6:30 p.m.

Page 2 of 6

**Assistant Secretary.** If you wish to address the City Council/Commission at this time, please complete a speaker's card and give it to the City Clerk/Assistant Secretary prior to commencement of the City Council/Commission meeting. Please use the microphone provided, clearly stating your name and address for the official record and courteously limiting your remarks to five (5) minutes so others may have the opportunity to speak as well.

To increase the effectiveness of the Public Comment Period, the following rules shall be followed:

No person shall make any remarks which result in disrupting, disturbing or otherwise impeding the meeting.

## CONSENT CALENDAR

Items under the Consent Calendar are considered to be routine and may be enacted by one motion. Each item has backup information included with the agenda, and should any Councilmember/Commissioner desire to consider any item separately he/she should so indicate to the Mayor/Chairperson. If the item is desired to be discussed separately, it should be the first item under Scheduled Matters.

2. Approval of Warrant Register No. 20, dated June 2, 2009

The **City Council** and **Commission** will consider for approval, respectively, the bills and claims set forth in Warrant Register No. 20, dated June 2, 2009.

3. Annual Financial Report for Fiscal Year Ended June 30, 2008

The **City Council** will consider for receipt and filing the Comprehensive Annual Financial Report (CAFR) for the fiscal year ended June 30, 2008.

4. Annual Financial Report for Fiscal Year Ended June 30, 2008

The **Commission** will consider for receipt and filing the Commerce Community Development Commission Annual Financial Statements and Supplemental Data for the fiscal year ended June 30, 2008.

5. Approval of Recognized 2009 Probationary Civic Organization – Asamblea Un Nuevo Comienzo

The **City Council** will consider approving Asamblea Un Nuevo Comienzo as a recognized Probationary Civic Organization of the City for the year 2009.

6. Declaration of Surplus Vehicles and Authorization to Sell at Public Auction

The City Council will consider declaring certain City vehicles as surplus and authorize staff to sell said vehicles at public auction.

7. Acceptance of 2007-08 Bus Shelters Project No. 600968-07 (Phase I) Community Development Block Grant (CDBG) Program

The **City Council** will consider accepting the work performed by LNI Custom Manufacturing, of Torrance, California, under the 2007-08 Bus Shelters Project No. 600968-07 (Phase I) Community Development Block Grant (CDBG) Program as being satisfactory and complete and authorizing staff to file the "Notice of Completion" with the Los Angeles County

# CONCURRENT REGULAR COUNCIL/CDC AGENDA

6/2/09 – 6:30 p.m.

Page 3 of 6

Registrar-Recorder/County Clerk's Office and, thirty-five (35) days thereafter, make final payment of the 10% retention.

8. 2009-10 CDBG Funded Community Policing Enforcement Program (D97137-09); Vehicle Maintenance – Selection of Vendor and Authorization to Execute Purchase Order

The **City Council** will consider selecting Phillip and Sons Automotive, Inc., of Torrance, California, to repair the Community Policing Enforcement Program vehicle utilizing 2008-09 Community Development Block Grant (CDBG) Program funding and authorizing the execution of a purchase order for parts and labor.

9. A Resolution of the City Council of the City of Commerce, California Approving a Services Agreement with SCS Engineers to Provide Project Support Services to the City of Commerce to Prepare the City's California Integrated Waste Management Board (CIWMB) 2008 Annual Report

The **City Council** will consider for approval and adoption a proposed Resolution authorizing the execution of a Services Agreement with SCS Engineers to provide project support services to the City of Commerce and prepare the City's California Integrated Waste Management Board (CIWMB) 2008 Annual Report.

## PUBLIC HEARINGS

10. Public Hearing – A Resolution of the City Council of the City of Commerce, California, Authorizing the Programming of the Community Development Block Grant Recovery (CDBG-R) Funds for Fiscal Year 2008/2009; Phase II – Rosini Neighborhood Street Resurfacing Project

The **City Council** will conduct a public hearing on, and thereafter consider for approval and adoption, a proposed Resolution authorizing the programming of Community Development Block Grant Recovery (CDBG-R) funds for fiscal year 2008/2008 for Phase II of the Rosini Neighborhood Street Resurfacing Project.

## SCHEDULED MATTERS

11. Upcoming California Air Resources Board Hearings and Proposed Joint Community Outreach Effort Between Commerce and East Yard Communities for Environmental Justice

The **City Council** will consider, and take the appropriate action with respect to, a request from East Yard Communities for Environmental Justice for a joint community outreach effort for the upcoming California Air Resources Board (CARB) hearings on rail yard pollution and cancer risks scheduled for late June 2009.

12. Letter to Los Angeles County Metropolitan Transportation Authority (MTA) Supporting Proposed Washington Alignment (Alternative 4) of Proposed Phase II Goldline Eastside Light Rail Extension

The **City Council** will consider for approval a letter to the Los Angeles County Metropolitan Transportation Authority (MTA) supporting the proposed Washington Alignment (Alternative 4) of the proposed Phase II Goldline Eastside Light Rail Extension, routed through East Los Angeles and adjoining cities to just beyond State Route 605 and terminating in Whittier.

13. City Commission/Committee Appointments

# CONCURRENT REGULAR COUNCIL/CDC AGENDA

6/2/09 – 6:30 p.m.

Page 4 of 6

The **City Council** will make the appropriate appointments to the following City Commissions and Committees: Library Commission, Youth Advisory Commission, Beautification Committee, Pageant Steering Committee, I-710 Local Advisory Committee (Ad Hoc), Community Railroad Task Force (Ad Hoc) and Environmental Justice Advisory Task Force.

## ORDINANCES AND RESOLUTIONS

14. A Resolution of the City Council of the City of Commerce, California, Approving an Amendment to City-County Law Enforcement Services Agreement

The **City Council** will consider for approval and adoption a proposed Resolution approving an Amendment to the City-County Law Enforcement Services Agreement which extends the term of the Agreement for a one-year period, expiring on June 30, 2010, as modified with respect to the level of service as approved by the City Council on May 28, 2009, and appropriated for in the amount of \$5,842,414.

15. A Resolution of the City Council of the Commerce Approving the Establishment of Financial Policies

The **City Council** will consider for approval and adoption a proposed Resolution approving the City's establishment of financial policies. The financial policies will serve as a foundation in making future resource allocation decisions and develop a plan to protect the City's current revenue base, an appropriate level of services to the community and the workforce that provide those services.

The City Council received a presentation on the proposed financial policies on May 19, 2009, and May 28, 2009.

16. A Resolution of the City Council of the City of Commerce, California, in Support of Urging Water Companies to Explore Grant Funding Opportunities in an Effort to Optimize Water Fluoridation Levels Consistent With the Recommended American Dental Association (ADA) Level

The **City Council** will consider for approval and adoption a proposed Resolution in support of urging water companies to explore grant funding opportunities in an effort to optimize water fluoridation levels that are consistent with the recommended American Dental Association (ADA) level.

At the request by Mayor Pro Tem Baca Del Rio, this item was continued from May 19, 2009.

17. A Resolution of the City Council of the City of Commerce, California, Finding a Severe Fiscal Hardship Will Exist if Additional City Property Tax Funds Are Seized and Additional Unfunded Mandates Are Adopted by the State of California

The **City Council** will consider for approval and adoption a proposed Resolution finding a severe fiscal hardship will exist if additional City property tax funds are seized and additional unfunded mandates are adopted by the State of California.

18. A Resolution of the City Council of the City of Commerce, California, Awarding Cash Contract No. 0904 – Design and Installation of Pedestrian Security Camera System Project at Various Locations to Vas Security Systems, Inc., of Simi Valley, California, Authorizing a Twenty Percent (20%) Contingency for Said Project, and Authorizing the Mayor and City Clerk to Execute the Standard Agreement therefor on behalf of the City

# CONCURRENT REGULAR COUNCIL/CDC AGENDA

6/2/09 – 6:30 p.m.

Page 5 of 6

The **City Council** will consider for approval and adoption a proposed Resolution awarding Cash Contract No. 0904 – Design and Installation of Pedestrian Security Camera System Project at Various Locations in the City to Vas Security System, Inc., of Simi Valley, California, in the amount of \$77,099.00 and authorizing a twenty percent (20%) contingency for the project and the Mayor and City Clerk to execute the Standard Agreement for said subject project on behalf of the City.

## LEGISLATIVE UPDATE

### CITY COUNCIL/COMMISSION REPORTS

#### RECESS TO CLOSED SESSION

19. Pursuant to Government Code §54956.8,

A. The Commission will confer with its real property negotiators, Jorge Rifa, Bob Zarrilli and John Yonai, with respect to real estate negotiations with Steve Craig, of Craig Realty, including proposed price and other terms, concerning the proposed Commerce Boardwalk (Urban Entertainment Center) Project, located along Telegraph Road, South of Gaspar Avenue and North of the Commerce Casino [Tubeway Avenue], at 5809, 5819, 5823, 5901/5903, 5933, 5959, 6001, 6003 and 6051 Telegraph Road; 2240 Gaspar Avenue; 2311, 2322 and 2366 Travers Avenue and 2331 Tubeway Avenue, Commerce California; Frazee Commerce Properties, Ltd, including proposed price and other terms, concerning 2366 Travers Avenue, Commerce, California; Justman Family Trust, Morley Justman Co., Trustee, including proposed price and other terms, concerning 5823 Telegraph Road, Commerce, California; Russell E. Justman, including proposed price and other terms, concerning 5819 Telegraph Road, Commerce, California, and California Commerce Club, Inc., including proposed price and other terms concerning 6051 Telegraph Road and 2331 Tubeway Avenue, Commerce, California.

20. Pursuant to Government Code §54956.9(a),

A. The **Commission** will confer with its legal counsel, and take the appropriate action, with respect to the pending litigation of Commerce Community Development Commission v. Zvi (AKA Harry) Ryzman and Betty Ryzman, as Trustees of the Ryzman Family Trust, U/D/T August 20, 1989, F/B/O The Ryzman Family, et al., Superior Court of the State of California, County of Los Angeles, Central District, Case No. BC343619.

B. The **City Council** will confer with its legal counsel, and take the appropriate action, with respect to the pending litigation of Show Media, LLC, v. City of Commerce, a California Liability Company, Los Angeles Superior Court of the State of California, County of Los Angeles, Case No. BC388013.

21. Pursuant to Government Code §54956.9(b),

A. The **City Council** will confer with its legal counsel, and take the appropriate action, with respect to significant exposure to litigation in four potential cases.

B. The **Commission** will confer with its legal counsel, and take the appropriate action, with respect to significant exposure to litigation in one potential case.

**CONCURRENT REGULAR COUNCIL/CDC AGENDA**

**6/2/09 – 6:30 p.m.**

**Page 6 of 6**

**22.** Pursuant to Government Code §54957.6,

- A.** The **City Council** will confer with its labor negotiator, Jorge Rifa, with respect to labor negotiations pertaining to the Memorandums of Understanding between the City and the City of Commerce Employees Association on behalf of the mid-management and non-management full-time employees and part-time employees.

**ADJOURNMENT**

Adjourn in memory of Commerce resident Yvonne Hernandez, mother of Miss Friendship 1999 and Miss Friendship/Miss Cinco de Mayo 2000 Sasha Monique Hernandez

**LARGE PRINTS OF THIS AGENDA ARE AVAILABLE UPON REQUEST  
FROM THE CITY CLERK'S OFFICE, MONDAY-FRIDAY,  
8:00 A.M. - 6:00 P.M.**