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**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, JULY 1, 2008 – 6:30 P.M.

CALL TO ORDER

Mayor/Chairperson Baca Del Rio

PLEDGE OF ALLEGIANCE

Robert Chavez
Director of Community Services

INVOCATION

Councilmember/Commissioner Fierro

ROLL CALL

City Clerk/Assistant Secretary Olivieri

APPEARANCES AND PRESENTATIONS

1. Commendation – Recognizing St. Marcellinus Church Upon the Occasion of its 50th Anniversary

The **City Council** will present a Commendation to St. Marcellinus Church in recognition of its 50th Anniversary.

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/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 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. 25, dated July 1, 2008

The **City Council** and **Commission** will consider for approval, respectively, the bills and claims set forth in Warrant Register No. 25, dated July 1, 2008.

3. Surplus Vehicles

The **City Council** will consider declaring as surplus certain City vehicles and authorizing same for sale at public auction.

4. Ratification of Yearly Lease Water Right License and Agreement Central Basin with CWS Utility Services for Period July 1, 2007, to June 30, 2008

The **City Council** will consider for ratification the Yearly Lease Water Right License and Agreement Central Basin with CWS Utility Services for the period of July 1, 2007, to June 30, 2008.

5. Agreement - Los Angeles Regional Food Bank

The **City Council** will consider for approval an Agreement with the Los Angeles Regional Food Bank which will allow the City to participate in the Emergency Food Assistance Program (EFAP). The EFAP provides food and other items on a monthly basis, at no charge, to qualifying low income City residents. The City has participated in this program for over twenty years.

6. Agreement Renewal - County of Los Angeles Probation Department – Prevention and Intervention Program (PIP)

The **City Council** will consider renewing the Agreement with the County of Los Angeles Probation Department Agreement to provide a Prevention and Intervention Program (PIP) for fiscal year 2008/09.

The Prevention and Intervention Program (PIP), formerly referred to as Gang Alternatives Prevention Program (GAPP), has been in existence in the City of Commerce since 1990. The PIP continues to be an important factor in the deterrence of juvenile delinquency activity and undermining gang activity throughout the City of Commerce.

7. Second Amendment to Tree Maintenance Services Agreement between City and West Coast Arborists, Inc.

The **City Council** will consider for approval, and authorizing the execution of, the Second Amendment to the Tree Maintenance Services Agreement between the City of Commerce and West Coast Arborists, Inc.

8. Services Agreement with Blodgett/Baylosis Associates, Inc. to Conduct Environmental Review in Conjunction with Proposed Project Known as Conditional Use Permit No. 435 for Property Located at 6150 East Telegraph Road (Chevron)

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The **City Council** will consider for approval, and authorizing the execution of, a Services Agreement with Blodgett/Baylosis Associates, Inc. to conduct the environmental review in conjunction with a proposed project known as Conditional Use Permit No. 435 for the property located at 6150 East Telegraph Road (Chevron).

9. Approval of Trade Corridors Improvement Fund Project Baseline Agreement Between California Transportation Commission, California Department of Transportation and City of Commerce for Washington Boulevard Widening and Reconstruction Project

The **City Council** will consider for approval, and authorizing the execution of, a Trade Corridors Improvement Fund Project Baseline Agreement between the California Transportation Commission, California Department of Transportation and City of Commerce for the Washington Boulevard Widening and Reconstruction Project.

10. Agreement with Colantuono & Levin, PC to Advise City with Respect to Dispute with County of Los Angeles Regarding its Charges to Cities in the County for Administration of Property Tax System

The **City Council** will consider for approval, and authorizing the execution of, a Retainer Agreement with the law firm of Colantuono & Levin, PC, to accept its representation to advise the City (along with other Los Angeles County cities) with respect to a dispute with the County of Los Angeles regarding its charges to cities in the County over Property Tax Administration fees.

11. AB 697 (Hancock) – Language Designed to Respond to Sales Tax Dispute Over Sales Tax Office Being Located in the City of Fillmore that Caused a Loss of Local Sales Taxes in Cities of Livermore, Industry, San Diego and Several Others

AB 697 provides language designed to respond to a dispute over a sales tax office being located in the City of Fillmore, that caused damages to the cities of Livermore, Industry, San Diego and others, which provides under specified circumstances for the monthly disbursement to the company of 85% of the local sales tax attributed to sales made within the City of Fillmore by new retailers over a period of up to 20 years. Specifically, the result is an egregious and unjust reallocation of local Bradley-Burns sales and use taxes away from several cities.

The **City Council** will consider for approval supporting the current structure of AB 697, forming an Ad Hoc Committee (comprised of the Mayor and Mayor Pro Tempore and necessary staff) to monitor and evaluate the status of the bill as it moves through Legislature, and if necessary, protect the integrity of the Economic Development Agreement that currently exists between the City and the Union Pacific Railroad.

12. Agreement Between Community Development Commission and the Pierce Law Firm

The **Commission** will consider for approval, and authorizing the execution of, a Retainer Agreement with the Pierce Law Firm to provide ongoing redevelopment legal services including eminent domain and litigation matters.

PUBLIC HEARINGS

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SCHEDULED MATTERS

13. Presentation - Los Angeles County Vector Control District

At the request of Mayor Baca Del Rio, the **City Council** will receive a presentation from Jennifer Mills, Behavioral Health Specialist II, regarding rodent abatement and the services provided therefor by the Los Angeles County Vector Control District.

14. Request for Appropriation of Funds, Selection of Program and Approval of Proposed Guidelines for Environmental Housing Rehabilitation Pilot Program in the Ayers Neighborhood

The **Commission** will consider authorizing the appropriation of funds for the Environmental Housing Rehabilitation Pilot Program, select a Program, and approve the proposed Guidelines therefor for the Ayers Neighborhood.

15. Proposed New Bus Stop Sign Design

The **City Council** will consider, and take the appropriate action with respect to, a new bus stop sign design, as proposed by the Keep Commerce Beautiful Committee, for all bus stops in the City of Commerce.

16. Revise Date for Vernon Power Plant Vigil and Authorize Traditional National Night Out Block Parties

The **City Council** will consider for approval revising the date for the Vernon Power Plant Vigil and authorizing the traditional National Night Out block parties.

17. Request to Facilitate, Support and/or Administer Fund Raising Efforts to Provide Assistance to Family Members of Javier Molina, Olympian Boxer, Regarding Olympic Travel Costs

At the request of Mayor Baca Del Rio, the **City Council** will consider, and take the appropriate action with respect to, facilitating, supporting and/or administering fund raising efforts which will provide assistance to the immediate family members of Javier Molina, Olympian Boxer to travel to Olympics.

18. Commission and Committee Appointments

The **City Council** will make the appropriate appointments to the following Commission and Committees: Youth Advisory Commission, I-710 Local Advisory Committee and Pageant Steering Committee.

ORDINANCES AND RESOLUTIONS

CITY COUNCIL/COMMISSION REPORTS

RECESS TO CLOSED SESSION

19. Pursuant to Government Code §54956.8, the **Commission** will confer with its real property negotiators, Jorge Rifa, Bob Zarrilli and John Yonai, with respect to real estate negotiations with:

A. Proposed price and other terms, concerning the proposed Commerce Boardwalk (Urban Entertainment Center) Project, located along Telegraph Road, South of Gaspar Avenue and North

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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.

- B. Nederlander Organization, including proposed price and other terms, concerning property located at 6329 and 6355 Washington Boulevard, Commerce, California, commonly referred to as the Stahl Trust Property.

20. 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 one potential case.
- 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.

21. Pursuant to Government Code §54957.6,

- A. The **City Council** will confer with its labor negotiator, Jorge Rifa, with respect to compensation and benefits for the unrepresented full-time executive management employees, including the City Administrator and City Clerk.

ADJOURNMENT

**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.**