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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, MAY 5, 2009 – 6:30 P.M.

CALL TO ORDER

Mayor/Chairperson Aguilar

PLEDGE OF ALLEGIANCE

Alex Hamilton
Asst. Director of Community Development

INVOCATION

Councilmember/Commissioner Leon

ROLL CALL

City Clerk/Assistant Secretary Olivieri

APPEARANCES AND PRESENTATIONS

1. Proclamation – National Transportation Week

With the consent of the **City Council**, the Mayor will proclaim May 10-16, 2009, as National Transportation Week in the City of Commerce

The Proclamation will be received on behalf of the Transportation Department by Greg Guzman, Transit Supervisor; Florencio Vasquez, Bus Operator, and Jaime Sandoval, Bus Operator.

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

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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. 18, dated May 5, 2009

The **City Council** and **Commission** will consider for approval, respectively, the bills and claims set forth in Warrant Register No. 18, dated May 5, 2009.

3. Request for Proposals for Street Sweeping Services

The **City Council** will consider authorizing staff to proceed with the issuance of a Request for Proposal (RFP) to provide annual street sweeping services for the City of Commerce.

4. Acceptance of Cash Contract No. 0802 – Atlantic Boulevard Concrete Pavement Repair Project

The **City Council** will consider accepting the work performed by Martinez Concrete, Inc., of Azusa, California, under Cash Contract No. 0802 – Atlantic Boulevard Concrete Pavement Repair Project as being satisfactory and complete and authorizing staff to file the “Notice of Completion” with the Los Angeles County Registrar-Recorder/County Clerk’s Office and, thirty-five (35) days thereafter, make final payment of the 10% retention.

5. Declaration of, and Authorization to Sell, Surplus Scrap Equipment

The **City Council** will consider declaring certain City scrap equipment as surplus and authorizing staff to sell same at public auction or via the City’s website, at the discretion of the Purchasing Agent.

6. Proclamation – National Public Works Week

The **City Council** will consider proclaiming the week of May 17- 23, 2009, as National Public Works Week in the City of Commerce.

7. A Resolution of the City Council of the City of Commerce, California, Awarding the Rosini and Rosewood Neighborhood Project Areas I and II to Onward Engineering, Inc. of Anaheim, California, for Engineering and Construction Management Services

The **City Council** will consider for approval and adoption a proposed Resolution awarding the Rosini and Rosewood Neighborhood Project Areas I and II to Onward Engineering, Inc., of Anaheim, California, for

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engineering and construction management services, including inspection, in the amount of \$62,430.00 and authorizing a 20% contingency for the project and the Mayor and City Clerk to execute the Services Agreement therefor on behalf of the City.

8. A Resolution of the City Council of the City of Commerce, California, Awarding a Services Agreement for the Procurement, Installation and Support Services to Kimley-Horn and Associates, Inc., of Phoenix, Arizona, and Authorizing the Mayor and City Clerk to Execute the Services Agreement

The **City Council** will consider for approval and adoption a proposed Resolution awarding a Services Agreement for the procurement of Traffic Signal Control System software, and the related installation and support services therefor, to Kimley-Horn and Associates, Inc., and authorizing the Mayor and City Clerk to execute the Services Agreement, subject to the City Attorney's approval as to form.

PUBLIC HEARINGS

9. Public Hearing - An Ordinance of the City Council of the City of Commerce, California, Amending Title 6 ("Health and Sanitation") of the Commerce Municipal Code and Creating Chapter 6.20 – Second Reading

The **City Council** will conduct a public hearing on, and thereafter consider for approval and adoption, a proposed Ordinance amending Title 6 ("Health and Sanitation") of the Commerce Municipal Code and creating Chapter 6.20 – Water Conservation.

The City Council approved the proposed Ordinance for first reading on April 21, 2009.

SCHEDULED MATTERS

10. Update – American Recovery and Reinvestment Act of 2009 – City Economic Stimulus Projects

The **City Council** will receive an update on, and take the appropriate action with respect to, the City's economic stimulus projects submitted and/or being considered under the American Recovery and Reinvestment Act of 2009.

11. Introduction and Presentation of Los Angeles County Sheriff's and Fire Departments' Explorer Programs

The **City Council** will receive a presentation on the Los Angeles County Sheriff's and Fire Departments' Explorer Programs. Both Explorer Programs are currently in existence and the presentation will be to explain the programs and encourage City of Commerce youth to gain knowledge and experience by participating in the program that interests them the most. The presentations will be made by Captain Henry Romero, from the Los Angeles County Sheriff's Department, and Assistant Fire Chief Johnny Jee, from the Los Angeles County Fire Department.

12. Non-City Sponsored Soccer Play in City Parks

At the request of Mayor Aguilar, the Department of Parks & Recreation will report on the Department's restriction against allowing non-City sponsored soccer play in City parks and receive direction to either maintain the current restriction, allow non-City sponsored soccer play in City parks or return with options for developing soccer fields/courts at City parks and/or

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increasing the turf maintenance program to allow non-City sponsored soccer play in City parks.

13. Status Report on I-5 Corridor Improvement Project (I-605 to I-710)

At the request of Councilmember Fierro, the **City Council** will receive a status report from staff on the I-5 Corridor Improvement Project (I-605 to I-710).

14. Presentation – Keep Commerce Beautiful PowerPoint

The **City Council** will receive a presentation from the Public Information Office on, and take the appropriate action with respect to, the Keep Commerce Beautiful program. This presentation will be presented to students, civic and service organizations, clubs and businesses throughout the City.

15. City Commission/Committee Appointments

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

CITY COUNCIL/COMMISSION REPORTS

RECESS TO CLOSED SESSION

16. 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.
- B. Commerce Hyundai, including proposed price and other terms, concerning real property located at 5440 and 5540 Telegraph Road, Commerce, California.
- C. Silvestre Gonzales, of Casa De Gonzales Automotive Group, Inc., including proposed price and other terms, concerning property located at 6300 Telegraph Road, Commerce, California, commonly referred to as the Commerce Plaza Hotel property.

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17. 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
18. 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.
19. Pursuant to Government Code §54957,
- A. The **City Council** and **Commission** will negotiate terms and condition of employment, including compensation, with Eduardo Olivo to provide legal services to the City as City Attorney/Commission Counsel.
20. 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 to Thursday, May 7, 2009, at 6:30 p.m. in the City Council Chambers.

**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.**