



**CITY OF BELL GARDENS
CITY COUNCIL
REGULAR MEETING
MONDAY, FEBRUARY 10, 2020, 6:00 PM
AGENDA**

LOCATION: CITY COUNCIL CHAMBER, 7100 GARFIELD AVENUE, BELL GARDENS, CA

Pursuant to the Americans with Disabilities Act, persons with a disability who require a disability-related modification or accommodation in order to participate in a meeting, including auxiliary aids or services, may request such modification or accommodation from the City Clerk at (562) 806-7704. Notification 48 business hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to the meeting. Any writings or documents provided to the majority of the City Council/Successor Agency regarding any item on this agenda will be made available for public inspection at the Receptionist Counter, City Hall, 7100 Garfield Avenue, Bell Gardens, CA, during normal business hours.

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL OF CITY COUNCIL

Pedro Aceituno, Council Member
Marco Barcena, Council Member
Vacant, Council Member
Lisseth Flores, Mayor Pro Tem
Alejandra Cortez, Mayor

CLOSED SESSION REPORT

PRESENTATIONS

- **VSAP VOTING EXPERIENCE PRESENTATION**

PUBLIC HEARING (Item No. 1)

1. COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FY 2020-2021

Approval of Community Development Block Grant Program 2020-2021 Fiscal Year Budget upon consideration of public testimony and discussion.

Recommendation:

It is staff's recommendation that the City Council conduct a public hearing on the proposed budget for the Community Development Block Grant Program 2020-2021 Fiscal Year, and upon consideration of public testimony and discussion of relevant issues, approve the proposed budget by adopting the attached Resolution.

PUBLIC COMMENTS ON AGENDA ITEMS ONLY

(Three minutes per person, subject to a total period of 30 minutes)

This public comment period is for items listed on the CITY COUNCIL AGENDA ONLY. Submit a WHITE public comment card with the agenda item number you would like to discuss to the City Clerk prior to the start of this period. Cards that are submitted with no agenda item listed will be moved to the final public comment period. There will be no further cards accepted once the public comment period has started. Comments are limited to three (3) minutes per person, subject to an overall thirty (30) minute period. Please direct your comments to the Mayor and observe the Rules of Decorum appropriate to the Council Chamber. State law prohibits the City Council from discussing any item not appearing on the posted City Council Agenda.

CITY MANAGER'S REPORT

CONSENT CALENDAR (Items No. 2-8)

All matters listed under the Consent Calendar are considered to be routine and can be acted on by one roll call vote. There will be no separate discussion of these items unless members of the City Council request specific items to be removed from the Consent Calendar for separate action. Items called for separate discussion will be heard as the next order of business.

2. GENERAL MOTION TO WAIVE FULL READING AND APPROVE ORDINANCES BY TITLE ONLY PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 36934

In order to expedite the conduct of business at City Council meetings, California State Law (California Government Code Section 36934) allows Ordinances to be read by title if a majority of the legislative body supports the motion to waive the full reading.

Recommendation:

It is staff recommendation that the City Council approve a general motion to waive full reading and approve Ordinances by title only pursuant to California Government Code Section 36934.

3. WARRANT REGISTERS AND WIRE TRANSFERS

In approving the action of receiving and filing the warrant registers, the official minutes of the Bell Gardens City Council should state that each individual member of the City Council is not voting on, influencing the outcome of, or participating in approving, accepting, receiving or filing any warrant which bears the name of the same council member, or pays for any costs or expenses, or otherwise benefits the same named council member. Each council member will not be participating, influencing or voting on any such warrant bearing their name or which benefits the same named council member, but with that exception is voting in favor of receiving and filing all other warrants contained in this report, unless otherwise noted on the record at the time of the approval of the action required by this report.

Recommendation:

It is staff recommendation that the City Council receive and file the warrant registers, wire transfers, and net payrolls dated 01/14/20, 01/16/20 and 01/21/20.

4. APPROVE MINUTES OF THE JANUARY 13, 2020 AND JANUARY 27, 2020 CITY COUNCIL CLOSED SESSION AND REGULAR MEETING

January 13 and January 27, 2020 - Closed Session and Regular City Council Meeting Minutes

Recommendation:

It is staff recommendation that the City Council approve the attached minutes.

5. ADOPTION OF ORDINANCE NO. 903, 2019 CALIFORNIA BUILDING CODE

Adoption of the 2019 California Building, Electrical, Plumbing, Mechanical, Residential, Green Building, and Fire Codes.

Recommendation:

It is recommended that the City Council consider the adoption of Ordinance No. 903 adopting by reference Titles 26 through 31, 2019 Los Angeles County Building Codes and Title 32, 2019 Los Angeles County Fire Code.

6. ADOPT A RESOLUTION AUTHORIZING THE INSTALLATION OF RED CURBS "NO PARKING" AT THE INTERSECTION OF PURDY AVENUE AND LUBEC STREET

City Council relayed resident's concerns pertaining to the intersection of Purdy Avenue and Lubec Street. Residents state that there have been several traffic collisions at this location and request the addition of stop signs on eastbound and westbound Lubec Street. Several factors must be warranted in order to add stop signs and after careful review of the field configuration, analyzing the volume and speed data and traffic accident collision reports, it is staff's recommendation to deny the request to add stop signs on eastbound and westbound Lubec Street. However, staff is recommending the installation of 10' feet of red curb from the back of curb returns on the northeast, southwest and southeast corners of Lubec Street and Purdy Avenue.

Recommendation:

It is staff recommendation that the City Council, by motion:

1. Adopt the attached Resolution authorizing parking restrictions in Bell Gardens; and
2. Authorize the installation of ten (10') feet of red curb (no parking) from the back of the curb returns on the northeast, southwest and southeast corner of Lubec Street and Purdy Avenue.

7. NOTICE OF TERMINATION OF MOU FOR REIMBURSEMENT OF PERSONNEL AND EQUIPMENT COSTS ASSOCIATED WITH INVESTIGATIONS OF VIOLENT CRIMINAL STREET GANGS

In January 2020, the Bell Gardens Police Department served both written and oral notification to Immigration and Customs Enforcement (ICE), terminating the Memorandum of Understanding (MOU) between The City of Bell Gardens and ICE. The purpose of the MOU, which was approved by the Bell Gardens City Council at the April 22, 2019 City Council Meeting, was to establish an agreement for ICE to reimburse the City of Bell Gardens for the cost associated with a criminal investigation pertaining to violent gang crimes that were taking place in the City.

Recommendation:

It is staff recommendation that the City Council receive and file this report.

8. ADOPT A RESOLUTION AUTHORIZING SUBMISSION OF APPLICATION FOR CALHOME GRANT

A Resolution authorizing the submission of a grant application to obtain funding from the California Department of Housing and Community Development (HCD) under the CalHome Program.

Recommendation:

It is Staff recommendation that the City Council approve the attached Resolution authorizing the submission of an application to HCD for funding under the CalHome Program; authorize the City Manager to execute a Standard Agreement with HCD if selected to receive CalHome Program funding and any amendments thereto; and authorize the City Manager to execute and file any related documents necessary to participate in the CalHome Program.

DISCUSSION (Items No. 9-16)

9. UPDATE REGARDING LEGISLATIVE ENACTMENTS

Update on general legislative enactments, including new housing legislation.

Recommendation:

It is staff recommendation that the City Council receive and file this report.

10. BELL GARDENS CHAMBER OF COMMERCE UPDATE

Chamber of Commerce 4th Quarter Activity Report.

Recommendation:

It is staff recommendation that the City Council receive and file the report.

11. DISCUSSION AND DIRECTION REGARDING DANGEROUS CONDITIONS OF PUBLIC PROPERTY INCLUDING BUT NOT LIMITED TO SIDEWALKS AND OTHER PUBLIC FACILITIES AND INFRASTRUCTURE

Staff provided a presentation on the City's sidewalk policy on April 22, 2019. A sidewalk update presentation was given to City Council on July 8, 2019 and a memo on sidewalk repairs was provided on December 4, 2019. Sidewalk inspections, in accordance with this program, are done approximately every twelve months. Public Works repairs sidewalks throughout the year, if weather permits.

Recommendation:

It is staff recommendation that the City Council receive and file this update on the City's sidewalks.

12. DISCUSSION AND DIRECTION REGARDING SPEED LIMITS ON CERTAIN CITY STREETS TO REDUCE THE INCIDENCE OF AUTOMATIVE AND PEDESTRIAN RELATED INJURIES AND FATALITIES

Staff was requested to provide an update on traffic safety as it relates to speeding in the City. The survey for speed limits is regularly conducted every (5) five years for the purpose of complying with the California Vehicle Code. The last speed survey was conducted in February 2015. The engineering and traffic surveys are essential in maintaining a safe and orderly movement of traffic by setting speed limits that are reasonable and enforceable by the use of radar by police officers. Staff has prepared a Complete Street Plan which includes evaluating existing conditions, identifying low stress networks, corridor improvements, project prioritization and implementation strategies. There are proposed projects to discourage speeding and improve crossings at specific streets in the Plan. The Complete Streets Plan will be presented for adoption at the February 24, 2020 City Council Meeting. Speed Humps were recently approve by City Council: five (5) on Colmar and three (3) on Specht. The following stop signs were approved by the City Council within the last two (2) years: Priory and Purdy on January 8, 2018; Loveland and Granger on July 8, 2019.

Recommendation:

It is staff recommendation to receive and file this update.

13. DISCUSSION AND DIRECTION REGARDING THE STAR PROGRAM GARDEN

A program overview of the Community Garden located at Ford Park and inclusion of STAR Program programming.

Recommendation:

It is staff recommendation that the City Council receive and file the report.

14. DISCUSSION AND DIRECTION REGARDING SENIOR CENTER EXERCISE EQUIPMENT

Update of gymnasium equipment at Senior Center(s).

Recommendation:

It is staff recommendation that City Council receive and file this report.

15. REQUEST FOR DIRECTION ON CONSIDERATION OF AN INITIATIVE PERTAINING TO CANNABIS-RELATED USES CITYWIDE

Request for Direction on Consideration of a Ballot Initiative Pertaining to Cannabis-Related Uses Citywide.

Recommendation:

It is staff recommendation that the City Council consider whether or not to begin a ballot initiative process that would put the question of permitting or prohibiting cannabis-related uses citywide to voters, and provide direction to staff regarding whether to prepare materials for a City Council-sponsored ballot initiative.

16. DISCUSSION AND DIRECTION REGARDING LOCAL, STATE AND FEDERAL STRATEGIES AND PROGRAMS TO COMBAT THE INCREASE IN THE HOMELESS POPULATION

Update on Homelessness Crisis and State Legislation per Council Member request.

Recommendation:

Staff recommends that the City Council provide direction on the next steps they would like to see with regards to the homeless crisis and receive and file this report.

PUBLIC COMMENTS ON NON-AGENDA ITEMS UNDER THE SUBJECT MATTER JURISDICTION OF THE CITY COUNCIL

(Three minutes per person, subject to a total period of 30 minutes)

This public comment period is for items UNDER THE SUBJECT MATTER JURISDICTION OF THE CITY COUNCIL ONLY. Submit a PINK public comment card with the matter you would like to discuss to the City Clerk prior to the start of this period. There will be no further cards accepted once the public comment period has started. Comments are limited to three (3) minutes per person, subject to an overall thirty (30) minute period. Please direct your comments to the Mayor and observe the Rules of Decorum appropriate to the Council Chamber. State law prohibits the City Council from discussing any item not appearing on the posted City Council Agenda.

CITY COUNCIL MEMBER COMMENTS

ADJOURNMENT

Posted by: Jane Halstead, City Clerk Date: February 6, 2020 Time: 3:00 p.m.



**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT

Item 1.

TO:	Honorable Mayor and City Council Members
FROM:	Michael B. O' Kelly, City Manager
BY:	Gustavo Romo, Director of Community Development
SUBJECT:	COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FY 2020-2021
DATE:	February 10, 2020

RECOMMENDATION:

It is staff's recommendation that the City Council conduct a public hearing on the proposed budget for the Community Development Block Grant Program 2020-2021 Fiscal Year, and upon consideration of public testimony and discussion of relevant issues, approve the proposed budget by adopting the attached Resolution.

BACKGROUND/DISCUSSION:

The City of Bell Gardens ("City") participates in the Los Angeles County's Community Development Block Grant ("CDBG") Program and receives an annual allocation of Federal CDBG funds for community development projects that benefit persons of low and moderate income levels and aid in the prevention or elimination of blighted conditions. In the past, the City has used its CDBG allocation to fund a residential rehabilitation program, code enforcement activities, graffiti removal, resident support services and youth programs, and obtain a Section 108 Loan to pay for the John Anson Ford Park Sports Complex improvements.

The Los Angeles County Development Authority ("LACDA") has determined that the City's preliminary CDBG allocation for FY 2020-2021 for the implementation of eligible projects is as follows:

New FY 2020-2021 CDBG Funds	\$616,772
Unallocated Prior Years CDBG Funds	<u>\$12,290</u>
Total Funds Available	\$629,062

In preparing the recommended CDBG budget, staff has considered the limited amount of the annual CDBG allocation as well as the need to address the continued closure of the Ford Park swimming pool. The recommendation is to fund the implementation of a Commercial Rehabilitation Program, including contract staffing to oversee the Program, and fund the renovation of the Ford Park swimming pool, which helps support the following community goals:

1. Preserve the infrastructural improvements of the community; and
2. Provide support services to residents and youth.

Project No. 1 & Recommended Allocation:

Aquatic Center Design and Construction

\$400,000 (FY 2020-2021)

Project No. 2 & Recommended Allocation:

Implementation of a Commercial Rehabilitation Program and contract staff to oversee Program

\$200,000 (FY 2020-2021)

Project Administration

The CDBG program allows for up to 10% of the annual allocation of new CDBG funds to be used for project administration costs. In the past, staff has used these funds to pay for a CDBG consultant to oversee, coordinate, manage, monitor, and report on the CDBG projects and programs, including the Section 108 Loan project for John Anson Ford Park. It is recommended that \$60,000 be allocated for project administration services.

CONCLUSION:

The preliminary allocation of FY 2020-21 CDBG funds, along with prior years' unallocated funds, will result in total funds available of \$629,062, which City staff recommends be used to pay for the design and construction costs of a new aquatics center as well as the implementation of a Commercial Rehabilitation Program and staffing to oversee the Program. Staff recommends that the City Council conduct a public hearing, and upon consideration of public testimony and discussion of relevant issues, approve the proposed FY 2020-2021 CDBG program budget by adopting the attached Resolution.

FISCAL IMPACT:

CDBG funds are the sole source of funds for the FY 2020-2021 activities. There is no impact to the General Fund.

ATTACHMENTS:

Exhibit 1 - Resolution No. 2020-08

Exhibit 2 - Public Hearing Notice

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager

Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney

Will Kaholokula, Director of Finance and Administrative Services

RESOLUTION NO. 2020- 08

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELL GARDENS, CALIFORNIA, APPROVING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FOR 2020 - 2021 PROGRAM YEAR PROJECTS

WHEREAS, the City of Bell Gardens (the “City”) is the recipient of Community Development Block Grant (“CDBG”) funds from the United States Department of Housing and Urban Development (“HUD”) pursuant to the Housing and Community Development Act of 1974 (“Act”); and

WHEREAS, the primary goals of Title I of the Act are the development of viable urban communities by providing decent housing and suitable living environment, expanding economic opportunities, principally for persons of low and moderate income, preserve infrastructure improvements of the community, and provide support services to residents and youth; and

WHEREAS, the City of Bell Gardens anticipates receiving approximately \$616,772 in CDBG funds for Fiscal Year 2020 - 2021 in addition to approximately \$12,290 of unallocated prior year’s CDGB funds for the purpose of furthering these goals during Fiscal Year 2020 - 2021; and

WHEREAS, the City of Bell Gardens conducted a public hearing on January 27, 2020, to solicit public comments and suggestions from the community for the utilization of these funds.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Bell Gardens as follows:

SECTION 1. The City Council, after consideration of the staff presentation, reports, discussion, oral testimony and evidence presented to the City Council, desires to fund eligible CDBG projects with 2020 - 2021 year funds.

SECTION 2. That City staff is hereby directed to submit to the Los Angeles County Development Authority, through this Resolution, the City’s intent to approve and fund the listed projects set forth in the staff report. Should the City’s final allocation vary from the amounts contained herein, the City Manager is authorized to revise the project budgets up to twenty-five percent (25%) without prior City Council approval.

SECTION 3. That City staff is hereby directed to prepare and submit documentation required for the approval and implementation of 2020 - 2021 CDBG Program Year projects.

Section 4. That City staff is hereby authorized to perform modifications to approved projects as required to conform to CDBG requirements and to provide for the expedient expenditure of funds.

Section 5. That notice of the public hearing was posted and advertised pursuant to applicable federal, state, and local laws.

Section 6. The City Clerk shall attest and certify to the passage and adoption of this Resolution and enter it into the book of original resolutions, and it shall become effective immediately upon its approval.

PASSED, APPROVED AND ADOPTED this 10th day of February, 2020.

THE CITY OF BELL GARDENS

Alejandra Cortez, Mayor

APPROVED AS TO FORM:

ATTEST:

Rick Olivarez
City Attorney

Jane Halstead
City Clerk

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF BELL GARDENS)

I, the undersigned, hereby certify that the foregoing Resolution No. 2020- 08 was duly adopted by the City of Bell Gardens City Council at their regular meeting of February 10, 2020 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

EXCUSED:

Jane Halstead, City Clerk

CITY OF BELL GARDENS
PUBLIC HEARING NOTICE
JANUARY 27, 2020
2020-2021 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

NOTICE IS HEREBY GIVEN that the City Council of the City of Bell Gardens will conduct a Public Hearing to receive citizen input on the project to be submitted to the U.S. Department of Housing and Urban Development (HUD) for funding through the Community Development Block Grant (CDBG) Program.

The City of Bell Gardens receives Federal CDBG funds, from HUD as a participant in the Los Angeles Urban County Program on an annual basis. The project discussed at the meeting, which is determined to be eligible under Federal Guidelines, and will principally benefit persons of low and moderate incomes, will be considered for inclusion in the Los Angeles County Development Authority's 2020-2021 Consolidated Plan.

The recommended CDBG project to be funded during the 2020-2021 program year is the refurbishment and construction of the Aquatics Center, Commercial Rehabilitation Program and staffing to implement the Commercial Rehabilitation Program . The proposed budget for the recommended project will be considered at the public hearing. The approved CDBG project and accompanying budget will be submitted to the Los Angeles County Development Authority for inclusion in its application to HUD.

All interested citizens are encouraged to attend. Persons attending the hearing will be furnished with the following information: 1) the amount of CDBG funds expected to be available to the City for the upcoming year; 2) range of community development activities that may be undertaken with CDBG funds; and 3) the proposed activity to be funded under the CDBG Program.

Written comments may be submitted to the City Clerk up until the closing of the public hearing on January 27, 2020. All interested parties are encouraged to appear and be heard on this item. If you challenge the nature of the proposed action in court, you may be limited to raising only those issues you or someone else rose at the public hearing described in this Notice, or in the written correspondence delivered to the public entity conducting the hearing at, or prior to, the Public Hearing. For further details contact Gustavo Romo, Director of Community Development, at (562) 806-7724.

The Public Hearing by the City Council will be held on Monday, January 27, 2020 at 6:00 p.m., in the Bell Gardens City Council Chambers located at 7100 Garfield Avenue, Bell Gardens, California 90201.

Gustavo Romo
Director of Community Development

Date



**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT

Item 2.

TO:	Honorable Mayor and City Council Members
FROM:	Michael B. O'Kelly, City Manager
BY:	Jane Halstead, City Clerk
SUBJECT:	GENERAL MOTION TO WAIVE FULL READING AND APPROVE ORDINANCES BY TITLE ONLY PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 36934
DATE:	February 10, 2020

RECOMMENDATION:

It is staff recommendation that the City Council approve a general motion to waive full reading and approve Ordinances by title only pursuant to California Government Code Section 36934.

BACKGROUND/DISCUSSION:

In order to expedite the conduct of business at Council meetings, California State Law (California Government Code Section 36934) allows Ordinances to be read by title if a majority of the Council supports the motion waiving the full reading. Most California cities adopt a standard motion at the beginning of each meeting in order to effectuate this waiver.

Since most of the Ordinances introduced and adopted consist of multiple pages of technical language, reading by title only allows the Council to eliminate the communication of redundant information and attend to other matters during the meetings. Otherwise, the entire Ordinance language will have to be read in full.

CONCLUSION:

Allowing ordinances to be read by title only, according to California State Law, will expedite the conduct of business at Council Meetings.

FISCAL IMPACT:

No fiscal impact.

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager

Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney

Will Kaholokula, Director of Finance and Administrative Services



**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT

Item 3.

TO: Honorable Mayor and City Council Members
FROM: Michael B. O'Kelly, City Manager
BY: Will Kaholokula, Director of Finance & Administrative Services
SUBJECT: WARRANT REGISTERS AND WIRE TRANSFERS
DATE: February 10, 2020

RECOMMENDATION:

It is staff recommendation that the City Council receive and file the warrant registers, wire transfers, and net payrolls dated 01/14/20, 01/16/20 and 01/21/20.

BACKGROUND/DISCUSSION:

The attached warrant registers, wire transfers, and net payrolls are for 01/14/20, 01/16/20 and 01/21/20. The warrant registers, wire transfers, and net payrolls reflect the obligations of the City for the above referenced dates.

CONCLUSION:

If the recommendation to the City Council is approved, the warrant registers, wire transfers, and net payrolls dated 01/14/20, 01/16/20 and 01/21/20 will be received and filed.

FISCAL IMPACT:

Description	Check Date	Reference Number	Amount
Warrant register	01/14/20	172484 - 172575	\$ 645,480.87
		Total Vouchers	645,480.87
Wire transfer	01/16/20	1416 - 1419	279,020.40
Warrant register	01/21/20	172576 - 172645	175,962.40
		Bank total	454,982.80
Net payroll transfer	01/16/20	-	442,846.21
		Total Vouchers	897,829.01
		Grand Total Vouchers	\$ 1,543,309.88

ATTACHMENTS:

Warrant Register

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager

Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney

Will Kaholokula, Director of Finance and Administrative Services

Voucher List
CITY OF BELL GARDENS

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Bank code : common

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
172484	1/14/2020	000046 ACCURATE SECURITY, JOHN COSBY	20381		PW-CITY HALL LOCKSET	210.91
			20400		PW- FORD PK REPAIR DEADBOLT I	122.50
			20411		PW-BGVP REPAIR DEADBOLT LOC	226.45
			20418		PW-CITY HALL LOCKSET	243.41
			20419		PW- CITY HALL KEYS	143.93
			20420		PW- FORDPK REPAIR BROKEN KE	67.50
			20421		PW-BGVP REPAIR DOOR LOCK	67.50
			20432		PW- CITY WIDE PAD LOCKS	177.39
			20437		PW-CITY HALL LOCKSET	67.50
					Total :	1,327.09
172485	1/14/2020	000060 ADAMSON POLICE PRODUCTS	INV316637		PD- DEPT AMMUNITION	999.72
					Total :	999.72
172486	1/14/2020	005848 AGUIRRE, EFREN	JAN 2019		PD-TRNG 1/8/20 REIM	489.17
					Total :	489.17
172487	1/14/2020	000106 ALL CITY MANAGEMENT SERVICES	65586	04132	PW CROSSING GUARD SRVCS DE	6,274.65
					Total :	6,274.65
172488	1/14/2020	000148 AMTECH ELEVATOR SERVICES	DVA06901SC20		PD ELEVATOR MAINT JAN 2020	196.77
			DVA09875K120		PW-MNTHLY SRVC JAN 2020	190.48
					Total :	387.25
172489	1/14/2020	009436 ARCTIC GLACIER USA INC	19043	04282	RCS WINTER WONDERLAND EVEN	5,144.31
					Total :	5,144.31
172490	1/14/2020	006800 ATHENS SERVICES	0120121115	04103	PW RESID WASTE SRVC JAN2020	222,560.78
					Total :	222,560.78
172491	1/14/2020	008648 ATP FITNESS SERVICES, ROBBY J ALLIS	1419		RCS SENIOR CNTR EQUIP MAINT	95.00
					Total :	95.00
172492	1/14/2020	008041 AVANT GARDE INC.	5857	03679	PW COMPLETE STREETS PLAN AD	85.00
			5858	04070	PW MSRC GRANT ADMIN MANAGE	297.50
			5859	03920	PW METRO GRANT ADMIN DED	243.75
			5861	04133	PW CIRCULATION & TRANSP ADMIN	982.50

Voucher List
CITY OF BELL GARDENS

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Bank code : common

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
172492	1/14/2020	008041 008041 AVANT GARDE INC.	(Continued)		Total :	1,608.75
172493	1/14/2020	009817 BACIO & ASSOCIATES, GARY A. BACIO	1912		GENERAL MATTERS	1,305.25
					Total :	1,305.25
172494	1/14/2020	004626 BANKCARD CENTER	2337-122819		RCS EXPENSES DECEMBER 2019	1,227.58
			3107-122819		RCS EXPENSES DEC2019	2,668.79
			3416-122819		FA EXPENSES DEC 2019	172.45
			5081-122819		CCL EXPENSES DEC 2019	362.48
			5421-122819		CC EXPENSES DEC 2019	93.71
			6334-122819		PD- EXPENSES DEC 2019	2,684.00
			6535-122819		CM- EXPENSES DEC2019	415.96
			7674- DEC 2019		RCS EXPENSES DEC 2019	591.28
			7771-122819		PD- EXPENSES DEC 2019	2,404.40
			8749-122819		CC EXPENSES DEC 2019	1,220.66
					Total :	11,841.31
172495	1/14/2020	009389 BRIGHTVIEW GOLF MAINTENANCE	6665387	04106	RCS GOLF COURSE MAINT JAN	13,261.25
					Total :	13,261.25
172496	1/14/2020	000313 BRITE WHITE, ELISEO RODRIGUEZ	24758		PW-CHANGER SPARE TIRE VEH G:	15.00
					Total :	15.00
172497	1/14/2020	008203 C.A.T. SPECIALTIES, INC	34608		PW-UNIFORMS FOR CITY STAFF	995.36
					Total :	995.36
172498	1/14/2020	009128 CABRERA, HUMBERTO	BGSC16		RCS SENIOR CNTR SUPPLIES	200.00
					Total :	200.00
172499	1/14/2020	009417 CINTAS CORPORATION	5013649470		PW-FIRST AID & MEDICATION KIT	371.05
					Total :	371.05
172500	1/14/2020	004948 COBIAN, MARK	120919		PD-TRNG REIM M.COBIAN DEC 2-5	88.01
					Total :	88.01
172501	1/14/2020	009123 COMPLETE OFFICE OF CALIF. INC.	23976860		PW- JANITORIAL SUPPLIES	955.64
			24013370		PW-JANITORIAL SUPPLIES	557.88
					Total :	1,513.52

Voucher List
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01/16/2020 11:22:24AM

Bank code : common

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
172502	1/14/2020	007629 CONFIDENCE UST SERVICES, INC	200509818 2009595		PW- OPERATOR INSP PD NOV 2019 PW- SRVC UNDERGRND STORAGE	95.00 523.88 Total : 618.88
172503	1/14/2020	009081 COUNTY OF LA, SUPERIOR COURT OF C/	DEC2019 NOV 2019 OCT 2019		FA BAIL SURCHRGs 12/2019 FA BAIL SURCHRGs 11/2019 FA BAIL SURCHARGES 10/2019	8,852.50 9,525.50 9,807.50 Total : 28,185.50
172504	1/14/2020	004807 DAPEER,ROSENBLIT & LITVAK	16607 16608		CD LEGAL MUNI CODE 11/2019 PD- LEGAL 11/2019	2,769.30 752.30 Total : 3,521.60
172505	1/14/2020	008668 DIAMOND CLEANING SERVICES, DORA G	BG002020 BG2021 BG2022		PD OFFICE DETAIL CLEANING PD- OFC DETAIL CLEANING PD- OFFICE DETAIL CLEANING	440.00 160.00 160.00 Total : 760.00
172506	1/14/2020	009567 DOG WASTE DEPOT	303161 306582		PW- DOG WASTE BAGS PARKS PW- MINI BLACK STATION PKS	915.11 857.93 Total : 1,773.04
172507	1/14/2020	008258 ECOFERT, INC	4413		RCS FIELD FERTIGATION DEC	690.00 Total : 690.00
172508	1/14/2020	000775 ENTENMANN ROVIN CO	0148611 IN		PD- BADGE REPAIR	4.95 Total : 4.95
172509	1/14/2020	006944 ENTERPRISE FLEET MANAGEMENT	FBN3872715	04196	PD MNTHLY LEASE PD JAN2020	3,221.17 Total : 3,221.17
172510	1/14/2020	000815 FEDEX	688223883		FA DELIVERY EXPENSES	33.25 Total : 33.25
172511	1/14/2020	006424 FERNANDO'S HARDWARE & LUMBER	82114 82185 82229		PW-CITY HALL SUPPLIES PW-COMM DEV KITCHEN SINK SUF PW- BGVP PARK SUPPLIES	2.18 17.49 19.64 Total : 39.31

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172512	1/14/2020	009809 GLOBAL URBAN STRATEGIES INC.	18	04281	GRANTWRITING/ADMINI DEC 2019	9,803.30
Total :						9,803.30
172513	1/14/2020	002092 GOLDEN STATE WATER COMPANY	01627100009-122619		PW-GARFIELD AVE. & PK LANE	681.33
			0174410007-122619		PW-6458 IRRIG FLORENCE	478.21
			06542100000-122019		PW-6640 MARLOW	265.82
			21145100000-122619		PW-SCOUT & RAMISH	478.21
			21744100005-122619		PW-6221 FLORENCE AVE.	498.44
			22744100003-123119		PW-8327 GARFIELD AVE.	291.04
			24412200008-122619		PW-8000 SCOUT	72.41
			31145100009-122619		PW-8000 SCOUT	1,750.83
			32916100004-122619		PW-8000 SCOUT	2,375.65
			40584200006-121919		PW-8323 GARFIELD AVE	70.43
			41145100008-122619		PW-GILLILAND & SCOUT	194.91
			4922650001		PW-8000 BTHRMS SCOUT	377.42
			49644100007-122619		PW-CLARA ST /IN SIDEWK IRRIG	87.59
			50552100004-121719		PW-5978 GALLANT ST IRRIG	132.72
			50744100004-122619		PW-N/E/C AJAX & FLORENCE IRRIG	433.05
			52151200004-122319		PW-5856 LUDELL ST 1 OF 2	233.41
			52744100000-122619		PW-GARFIELD AVE. & EASTERN AV	412.44
			56810300006-122319		PW-8341 1/2 IRRIG EASTERN	168.14
			57319200002-122619		PW-GAGE AVE & SPECHT	230.32
			58731400006-121619		PW-7901 EASTERN MEDIAN IRRIG	229.23
			59644100006-122619		PW- EASTERN S/O LIVE OAK IRRIG	291.04
			76132100009-122319		PW-5856 LUDELL ST	127.36
			80824200002-122319		PW-8321 JABONERIA RD	203.53
			81145100004-122619		PW-S/SIDE PK LANE @GILLAND FF	32.37
			81916100001-122619		PW-8000 SCOUT	1,995.42
			84655100000-121619		PW-5619 CLARA ST IRRIG	240.62
Total :						12,351.94
172514	1/14/2020	009785 GREENTECH LANDSCAPE INC.	40732	04252	PW CITY WIDE LANSCAPE DEC	9,328.00
Total :						9,328.00
172515	1/14/2020	000991 HDL COREN & CONE	27450	04293	PW ASSESSMENT DISTRICT SVC F	1,500.00
Total :						1,500.00
172516	1/14/2020	008072 HF & H CONSULTANTS, LLC	9716845	04173	PW RESIDENTIAL WASTE MANAGE	3,381.25

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172516	1/14/2020	008072	008072 HF & H CONSULTANTS, LLC (Continued)		Total :	3,381.25
172517	1/14/2020	001025 HOME DEPOT	002338/6022481		PW-CITY HALL & PD COLD PATCH	188.76
			007068/1313314		PW-BGVP SMALL TOOLS	438.90
			007876/1022859		PW-FORD PK BENCHES	422.39
			019691/0621121		PW- FACILITY SUPPLIES	48.47
			020718/9021704		PW- CITY HALL SUPPLIES	52.06
			020922/9524509		PW- UTILITY CREW SUPPLIES	421.94
			023365/6021904		PW-FACILITY SUPPLIES	126.35
			031473/8085006		PW- BGVP SUPPLIES	47.22
			031808/8085010		PW- CITY HALL SUPPLIES	79.11
					Total :	1,825.20
172518	1/14/2020	009818 IBE DIGITAL	428112		PW- COPIER LEASE 11/6-12/5	74.29
			428113		RCS COPIER LEASE 11/6-12/5	2.44
			428114		RCS COPIER LEASE 11/6-12/5	4.64
			428115		RCS COPIER EASE 11/6-12/5	25.89
			428116		RCS COPIER LEASE 11/6-12/5	79.09
			428143		FA COPIER LEASE 11/6-12/5	148.37
			428144		CD COPIER LEASE 11/6-12/5	190.51
			428145		CCL COPIER 11/6-12/5	64.46
			428146		PD COPIER LEASE 11/6-12/5	139.88
			428147		PD- COPIER LEASE 11/6-12/5	52.63
			428148		PD- COPIER LEASE 11/6-12/5	71.33
					Total :	853.53
172519	1/14/2020	009407 IDENTITY AUTOMATION, LP	INV03708	04294	PD RENEWAL OF DUAL AUTHENTIK	1,286.25
					Total :	1,286.25
172520	1/14/2020	005177 INFRASTRUCTURE ENGINEERS	24756	04161	PW TRAFFIC SIG GARFIELD & MUL	1,897.50
			24773		CD- B&S PLAN CHECK 12/19	6,694.52
			24779		PW- NPDES MANAGEMNT PRGM D	4,593.75
			24790	04169	PW RESERVOIR PROJECT INITIAL	2,212.50
			24794	04162	PW GARFIELD & EASTERN DESIGN	32,240.00
					Total :	47,638.27
172521	1/14/2020	009579 J THAYER COMPANY LLC	13934840		PW- OFFICE SUPPLIES	193.82
			14094530		PW- OFFICE SUPPLIES	360.35
			14209410		PW-OFFICE SUPPLIES	195.46

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172521	1/14/2020	009579 J THAYER COMPANY LLC	(Continued) C13894000		PW-CREDIT INVOICE C13894000	-254.59
					Total :	495.04
172522	1/14/2020	008569 JCL TRAFFIC	101972		PW-HIGH RISE STANDS STREETS	609.09
			102069		PW-VARIOUS SIGNS ST & PW YARI	875.02
					Total :	1,484.11
172523	1/14/2020	008730 JHM & CARSON SUPPLY, INC	51809/3		PW-SEEDS FOR ALL PARK	995.61
					Total :	995.61
172524	1/14/2020	009227 KARLIZ PRINTING INC., KLDP	011-122319		PD-REPROD BUS CARDS SOTO/NA	70.00
					Total :	70.00
172525	1/14/2020	009008 KAY PARK-REC CORP	187795		PW- PICNIC TABLES/PARKS	860.05
					Total :	860.05
172526	1/14/2020	005455 LA COUNTY SHERIFF'S DEPT	201897VL		PD-PRISONER MAINT CITITES 11/1.	177.16
					Total :	177.16
172527	1/14/2020	001218 LACMTA	104990		PW-TAP S/D MNTHLY NOV 2019	440.00
					Total :	440.00
172528	1/14/2020	007252 LEAF	10048048		COPIER LEASE ALL DEPTS NOV	1,154.36
			10148000-DEC		COPIER LEASE ALL DEPTS DEC	1,113.19
					Total :	2,267.55
172529	1/14/2020	007055 LINGLE BROS. COFFEE, INC	L13608		PW- OFFICE SUPPLIES	77.00
					Total :	77.00
172530	1/14/2020	008054 LINN & ASSOCIATES	87	04155	CD PLANN CONTRACT SRVCS DEC	2,662.50
					Total :	2,662.50
172531	1/14/2020	001318 LOOMIS	12542961	04131	FA ARMORED SRVCS 1/2020	602.89
					Total :	602.89
172532	1/14/2020	009827 MCA DIRECT	2019236		CCL MCA MATERIAL 19-20	263.16
					Total :	263.16

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172533	1/14/2020	001474 MIDTOWN PLUMBING, INC.	IN00025159		PW-MAIN DRAIN PLUGGED UP AT F	233.54
			IN00026157		PW-MAIN DRAIN PLUGGED UP AT F	313.55
			IN00027217		PW-TEST 13 BLACKFLOW DEVICES	470.00
			IN0027216		PW-TEST 5 BLACKFLOW DEVICES	190.00
					Total :	1,207.09
172534	1/14/2020	007590 MIRACLE RECREATION EQUIPMENT	819261	04286	PW KIDS CHOICE SQUARE DECK	1,266.40
					Total :	1,266.40
172535	1/14/2020	001491 MOBILE MINI INC.	9007615850		PD-CONTRACT SRVCS 12/19-1/15	77.75
			9007646870		PD-CONTRACT SRVCS 12/25-1/21/2	185.93
					Total :	263.68
172536	1/14/2020	001562 NATIONAL CONSTRUCTION RENTALS	5590631		PD- STRINGER POLE 12/12-1/8/20	42.16
					Total :	42.16
172537	1/14/2020	001576 NATIONWIDE ENVIRONMENTAL SRVCS	30558	04138	PW STREET SWEEPING SRVCS JA	17,165.94
					Total :	17,165.94
172538	1/14/2020	008895 NTS MIKEDON,LLC	0881997		PW-COLD PATCH FOR CITY STREE	999.19
					Total :	999.19
172539	1/14/2020	002293 OF SO. CALIF., UNDERGRND SRVC ALER	122019051		PW- UNDERGROUND SRVCS DEC2	100.75
			18DSBFE6740		PW- CALIF STATE FEE REG COST	51.04
					Total :	151.79
172540	1/14/2020	009641 O'NEILL, LLP, OLIVAREZ MADRUGA LEMIE	8986		CM LEGAL GENERAL 11/2019	1,579.89
			8987		FA LEGAL GENERAL 10/2019	78.00
			8988		CD LEGAL GENERAL 11/2019	745.50
			8989		CD LEGAL GENERAL 11/2019	2,827.50
			8990		CM LEGAL GENERAL 11/2019	4,070.00
			8991		CCL LEGAL GENERAL 11/2019	6,016.50
			8992		CM LEGAL GENERAL 11/2019	80.00
			8993		CM LEGAL GENERAL 11/2019	80.00
			8994		PW- LEGAL GENERAL 10/2019	802.00
			8995		RCS LEGAL GENERAL 11/2019	292.50
			8996		CC LEGAL GENERAL 11/2019	21,940.00
			8997		CM LEGAL GENERAL 11/2019	1,163.25

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172540	1/14/2020	009641 O'NEILL, LLP, OLIVAREZ MADRUGA LEMIE	(Continued) 8998		PD- LEGAL GENERAL 11/2019	1,911.50
					Total :	41,586.64
172541	1/14/2020	007608 OREILLY AUTO PARTS	3849402871		PW-SM TOOLS/FACILITIES CREW	16.73
					Total :	16.73
172542	1/14/2020	000453 PARK WATER, LIBERTY PARK UTILITIES	188947	04130	PW WATER SYSTEM O&M DEC	22,184.83
					Total :	22,184.83
172543	1/14/2020	001697 PARKHOUSE TIRE, INC.	1010714700		PW- TIRES DISPOSAL	93.50
			1010715345		PW- NEW TIRES VEH G2	657.70
					Total :	751.20
172544	1/14/2020	007292 PARKING CO. OF AMERICA, PCAM,LLC	INVM0014674	04139	PW DIALA RIDE SRVC NOV 2019	19,332.12
			INVM0014675	04139	PW SENIOR BUS DRIVER NOV 201	2,229.84
			INVM0014676	04139	PW TROLLEY NOV 2019	39,430.13
					Total :	60,992.09
172545	1/14/2020	001707 PDQ RENTAL CENTER	W12852		PW-WATER PUMP FORD PK	66.55
					Total :	66.55
172546	1/14/2020	000494 PETTY CASH, CITY OF BELL GARDENS	DEC2019 PETTY CA		PD-POSTAGE DNA	295.39
					Total :	295.39
172547	1/14/2020	009820 PROSEGUR SERVICES GROUP, INC.	605367		RCS SPRT CTR SEC 12/23-29TH	1,779.26
					Total :	1,779.26
172548	1/14/2020	009425 QUALITY OFFSET PRINTING	25960		CCL BUS CARDS J. HALSTEAD	159.47
					Total :	159.47
172549	1/14/2020	001791 QUICK CRETE PRODUCTS CORP	0112369IN		PW- STEEL CONCRETE	972.36
			0112370IN		PW-STEEL CONCRETE TRASH COI	972.36
					Total :	1,944.72
172550	1/14/2020	004661 QUILL CORPORATION	3257776		PD- OFC SUPPLIES DEPT SUPPLIE	222.27
			3500470		PD- OFC SUPPLIES DEPT SUPPLIE	210.57
					Total :	432.84

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172551	1/14/2020	004930 QUINN COMPANY	W0370151667 W0370151688		PW-PERFORM QTRLY INSP PD PW- SRVCS/REPAIRS GEN FUEL T/	356.00 832.89 Total : 1,188.89
172552	1/14/2020	004643 RESOURCE BUILDING MATERIALS	2714709 2750488		PW-STREET CREW SUPPLIES PW- STREET CREW SUPPLIES	157.66 525.10 Total : 682.76
172553	1/14/2020	008332 RICARDO EXTERMINATOR	0115177		PW-EXTERMINATOR SRVCS SENIC	60.00 Total : 60.00
172554	1/14/2020	008078 SANCHEZ AWARDS, VICTOR J SANCHEZ	1705		CLOCK AWARD	51.81 Total : 51.81
172555	1/14/2020	002004 SCPLRC	FEB 2020		CONF FEE 2020 2 PEOPLE	200.00 Total : 200.00
172556	1/14/2020	008861 SHARE CORPORATION	114688		PW- JANITORIAL SUPPLIES	736.16 Total : 736.16
172557	1/14/2020	000913 SMITH PAINT	789260 789409 789776 790483	04126	PW- FORD PK PAINT SUPPLIES PW- CITY HALL PAINT SUPPLIES PW GRAFFITI PAINT AND SUPPLIE PW-CITY HALL PAINT SUPPLIES	475.99 50.63 2,555.49 54.46 Total : 3,136.57
172558	1/14/2020	002088 SOCALGAS	03560611000-123015 09650638001-123015 11300697007-122615 12170673003-122615 12170673003-123115 12560694098-122615 13010672007-123115		PW-8327 GARFIELD AVE. PW-5856 LUDELL ST PW-8000 PK LANE PW-8000 PK LANE PW-6662 LOVELAND ST PW-7840 SCOUT AVE. PW-7100 GARFIELD AVE	160.46 15.29 79.82 108.47 146.35 134.93 343.55 Total : 988.87
172559	1/14/2020	008887 SOURCE ONE OFFICE PRODUCTS	WO0444871 WO442081 WO445101		CD OFFICE SUPPLIES CD OFFICE SUPPLIES CD OFFICE SUPPLIES	72.53 63.27 35.36

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172559	1/14/2020	008887 SOURCE ONE OFFICE PRODUCTS	(Continued) WO446061 WO446062		CD OFFICE SUPPLIES CD OFFICE SUPPLIES	15.92 28.23
					Total :	215.31
172560	1/14/2020	002087 SOUTHERN CALIFORNIA EDISON	2005124854-010420 2036425460-010420 2234882413-122719 2237577804-122119 2242996247-122619 231881130-122019		PW-VARIOUS LOCATIONS PW-5900 GAGE AVE. PED PW-6515 SCOUT AVE PED PW-6208 LOVELAND ST PW-7100 GARFIELD AVE. TPP2 PW-7907 EASTERN AVE	17,896.68 701.25 27.02 69.38 136.12 10.48
					Total :	18,840.93
172561	1/14/2020	002105 SPARKLETTS	4513853122819 9235298122819		FA WATER SRVCS 12/11-12/20 CD WATER SRVC DEC 2019	61.06 39.01
					Total :	100.07
172562	1/14/2020	002854 STAPLES ADVANTAGE	3432476485 3432476487 3432476490 3432476492 3432476495 3432476501 3432476504 3432476506 3432476507 3432476508 373476509		RCS OFFICE SUPPLIES RCS OFFICE SUPPLIES RCS MISS BG PAGEANT SUPPLIES RCS MISS BG PAGEANT SUPPLIES RCS OFFICE SUPPLIES RCS OFFICE SUPPLIES CC OFFICE SUPPLIES RCS OFFICE SUPPLIES RCS OFFICE SUPPLIES RCS OFFICE SUPPLIES RCS OFFICE SUPPLIES	68.45 549.18 147.76 209.91 264.35 24.92 346.66 60.59 65.70 49.24 22.64
					Total :	1,809.40
172563	1/14/2020	007554 STEAMX,LLC, MIKE J. MANCE	54678		PW-GRAFITI REMOVAL PARKS	598.75
					Total :	598.75
172564	1/14/2020	008112 TIFCO INDUSTRIES INC	71515664 71516120		PW-TOOLS ST SUPPLIES PW-SCREW HARDWARE PKS/FACI	62.46 482.68
					Total :	545.14
172565	1/14/2020	001447 TIME WARNER CABLE	0332509010120		VOIP SRVCS 12/30-1/29	109.98

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172565	1/14/2020	001447 001447 TIME WARNER CABLE	(Continued)		Total :	109.98
172566	1/14/2020	001447 TIME WARNER CABLE	8448300430003506-I		CABLE SRVCS CITY HALL DEC2019	108.12
					Total :	108.12
172567	1/14/2020	009033 TIME WARNER CABLE	056871301010320		VOIP SERVICES JAN 2020	399.00
					Total :	399.00
172568	1/14/2020	006443 TOTAL EXTERMINATING INC.	39721		PW-MNTHLY SRVC AT NYC JAN 2020	98.00
					Total :	98.00
172569	1/14/2020	002262 TRIANGLE SPORTS, INC	39675		RCS MENS BB CHAMP TROPHIES	109.50
					Total :	109.50
172570	1/14/2020	000742 TYLER TECHNOLOGIES, INC.	045284522	04301	FA EDEN GL/AP SUPPORT FY19-20	35,183.87
					Total :	35,183.87
172571	1/14/2020	003821 US ARMOR CORPORATION	26089		PD-SAFETY VEST CANO	812.17
					Total :	812.17
172572	1/14/2020	009744 USA & RAFAEL CLEANERS, RAFAEL RODI 42136			RCS SENIOR CNTR DRY CLEANING	205.00
					Total :	205.00
172573	1/14/2020	006130 VERIZON WIRELESS	9842474499		CM DATA COMM 10/20-11/19	152.17
			9844549901		CM DATA COMM 11/20-12/19	152.17
			9844549902		CD CELL SRVC 11/20-12/19	162.84
			9844900748		PW- MNTHLY SRVC 11/24-12/23	809.64
					Total :	1,276.82
172574	1/14/2020	009690 WEX BANK	63233791		FUEL EXP ALL DEPTS 12/2019	20,057.19
					Total :	20,057.19
172575	1/14/2020	003880 ZUMAR INDUSTRIES INC	86651		PW- 25 BREAK AWAY POST ST CRE	972.61
					Total :	972.61
92 Vouchers for bank code : common						Bank total : 645,480.87
92 Vouchers in this report						Total vouchers : 645,480.87

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1416-WIRE	1/16/2020	003359 BANK OF THE WEST	Ben560795		FICA - SOC. SEC.: PAYMENT	91,794.87
					Total :	91,794.87
1417-WIRE	1/16/2020	003358 BANK OF THE WEST	Ben560799		STATE INCOME TAX: PAYMENT	26,421.62
					Total :	26,421.62
1418-WIRE	1/16/2020	001725 CALPERS	Ben560797		P/R 011620	125,570.91
					Total :	125,570.91
1419-WIRE	1/16/2020	009439 MASS MUTUAL	Ben560801		MASS MUTUAL: PAYMENT	35,233.00
					Total :	35,233.00
172576	1/21/2020	009669 CENTER OF CA, OCCUPATIONAL HEALTH	66556652		PD-BOOKING EXAM 11/28,12/18,221	137.50
					Total :	137.50
172577	1/21/2020	000026 AAA BURGLAR ALARM	10120	04299	PW ALARM SYSTEM MONITORING	6,624.00
					Total :	6,624.00
172578	1/21/2020	008604 ACCOUNT 6746022400, U.S. BANK PARS	Ben560785		PARS: PAYMENT	3,471.38
					Total :	3,471.38
172579	1/21/2020	000098 ALIN PARTY SUPPLY	352058		RCS SR SUPPLIES	118.11
					Total :	118.11
172580	1/21/2020	000106 ALL CITY MANAGEMENT SERVICES	65755	04132	PW CROSSING GUARD SERVICES	3,137.33
					Total :	3,137.33
172581	1/21/2020	004743 ALVAREZ-GLASMAN & COLVIN	JULY-SEPT 2019 OCT 2019		LEGAL GEN JULY-SEPT 2019 LEGAL GEN OCT 2019	1,050.00 2,370.00
					Total :	3,420.00
172582	1/21/2020	004556 AMERICAN WELDING, RAMIRO PACHECC	790620 790622 790623		PW- BACKFLOW CAGE GALLANT F PW- TOILET PAPER HOLDERS FAC PW- ELD LOCKS ON FDPK	940.00 720.00 860.00
					Total :	2,520.00
172583	1/21/2020	000150 ANAYA'S SERVICE CENTER	32545		PW- SRVC/REPAIR VEH P176	667.16

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
172583	1/21/2020	000150 ANAYA'S SERVICE CENTER	(Continued) 32546 32549		PW-SRVC/REPAIR VEH PF3 PW-SRVC REPAIR VEH 171 Total :	374.27 658.47 1,699.90
172584	1/21/2020	004785 BEST BEST & KRIEGER	867682		BB&K PROFESSIONAL SRVCS REN Total :	4,134.90 4,134.90
172585	1/21/2020	000284 BGPOA	Ben560789		NON-SWORN POA MEMBER-DUES, Total :	2,313.50 2,313.50
172586	1/21/2020	008203 C.A.T. SPECIALTIES, INC	34610 34673		PW-UNIFORMS FOR CITY STAFF PW- UNIFORMS FOR BGVP CREW Total :	989.44 609.37 1,598.81
172587	1/21/2020	008114 CALIFORNIA CLEANING SUPPLIES	48561 48574 48620 48630 48676 48762 48763 48831	04240	PW- JANITORIAL SUPPLIES PW STURDY STATION 2 BABY CHA PW- JANITORIAL SUPPLIES PW- JANITORIAL SUPPLIES PW- JANITORIAL SUPPLIES PW- JANTIORIAL SUPPLIES PW- JANITORIAL SUPPLIES PW-JANITORIAL SUPPLIES Total :	459.24 7,924.95 699.76 318.15 464.37 164.13 472.78 417.63 10,921.01
172588	1/21/2020	008405 CATANI, RUBEN	0113-022120		PD- K9 TRNG LOGING/PERDIEM RE Total :	5,879.70 5,879.70
172589	1/21/2020	006083 CEA BG CITY EMPLOYEES	Ben560779		BGCEA: PAYMENT Total :	960.00 960.00
172590	1/21/2020	006722 CITY EMPLOYEES ASSOC.	Ben560781		BGPWA DUES: PAYMENT Total :	297.00 297.00
172591	1/21/2020	005242 CODE PUBLISHING INC.	65562		CCL BGMC WEB UPDATE 11/13 Total :	301.50 301.50
172592	1/21/2020	009312 CRIME SCENE CLEANING, EMERGENCY I T2019585			PD-JAIL CELL #8 DECONTAMINATIC	450.00

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
172592	1/21/2020	009312 009312 CRIME SCENE CLEANING, E (Continued)			Total :	450.00
172593	1/21/2020	009810 DEL RECORDS INC.	33143		RCS MISS BG SET UP	700.00
					Total :	700.00
172594	1/21/2020	002805 DEPARTMENT OF JUSTICE	425189		PD-FINGERPRINT APPS DEC 2019	2,252.00
					Total :	2,252.00
172595	1/21/2020	001978 DISTRICTS OF LA COUNTY, COUNTY SAN 1593A1219			PW- DUMP FEE DEC 2019	1,502.47
					Total :	1,502.47
172596	1/21/2020	000815 FEDEX	688755226		PD- POSTAGE DELIVERY	15.44
					Total :	15.44
172597	1/21/2020	006424 FERNANDO'S HARDWARE & LUMBER	82222		PW-PARKS SUPPLIES	1.64
					Total :	1.64
172598	1/21/2020	009101 FILE KEEPERS, LLC	591010		PD ONSITE SHREDDING SRVC DEC	36.96
					Total :	36.96
172599	1/21/2020	006521 FRANCHISE TAX BOARD	Ben560783		GARNISHMENT: PAYMENT	729.50
					Total :	729.50
172600	1/21/2020	009765 FREY ENVIRONMENTAL, INC.	9780103	04284	CD ENVIR CONSUL: 8000 BELL GAI	720.00
					Total :	720.00
172601	1/21/2020	007197 GLADWELL GOVERNMENTAL SRVCS	4229		RECORDS RETENTION LEGAL REV	500.00
					Total :	500.00
172602	1/21/2020	001025 HOME DEPOT	008066/0071213 014330/4044598		PW-BGVP SUPPLIES	10.93
					PW-STREET CREW SUPPLIES	243.66
					Total :	254.59
172603	1/21/2020	009818 IBE DIGITAL	428489		FA COPIER LEASE 12/6-1/5	108.96
			428490		CD COPIER LEASE 12/6-1/5/20	79.52
			428491		CCL COPIER LEASE 12/6-1/5	31.96
			428492		PD COPIER LEASE 12/6-01/05/20	105.91
			428493		PD COPIER LEASE 12/6-1/5	39.08
			428494		PD COPIER LEASE 12/6-1/5	65.63

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Bank code : common

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
172603	1/21/2020	009818 IBE DIGITAL	(Continued)			
			428495		RCS COPIER LEASE 12/6-1/5	3.79
			428496		RCS COPIER LEASE 12/6-1/5	3.22
			428497		RCS COPIER LEASE 12/6-1/5/20	15.68
			428498		RCS COPIER LEASE 12/6-1/5	68.89
			428540		PW COPIER LEASE 12/7-1/6	38.47
			428612		PD COPIER LEASE 12/6-1/5	17.25
					Total :	578.36
172604	1/21/2020	005177 INFRASTRUCTURE ENGINEERS	24704		CD PL & DEVT ENG NOV 2019	1,192.00
			24781		CD P1 & DEVT ENG DEC 2019	1,192.00
			24803	03737	PW UPGRADES WATER WELL #1 &	294.00
					Total :	2,678.00
172605	1/21/2020	008730 JHM & CARSON SUPPLY, INC	518093		PW- SEED FOR CITY HALL	995.61
			52031/3		PW- CITY HALL IRRIG SUPPLIES	625.72
					Total :	1,621.33
172606	1/21/2020	006145 LAN WAN ENTERPRISE, INC.	64803		CC PROTABLE CHRGR FOR IPAD	89.48
			65001	04305	IT COMPUTER PARTS	3,030.55
			65002	04300	IT REPLACE BACKUP BATTERY FO	1,020.00
			65168	04147	IT NETWORK/TECH SUPP 12/17-26	4,800.00
			65200	04108	PD MAINT 12/23-26TH	2,400.00
			65222	04108	PD- MAINT 12/30-1/26/20	3,600.00
					Total :	14,940.03
172607	1/21/2020	008684 LGP EQUIPMENT RENTALS INC	112818		RCS EVENT 12/22	612.01
					Total :	612.01
172608	1/21/2020	001695 LIBERTY UTILITIES CORP	140020-121319		PW-6218 EASTERN AVE	204.38
			140130-121319		PW-EASTERN/WATCHER AVE.	180.43
			140600-121619		PW-6423 FLOR PL	174.27
			141075-121319		PW-6820 FOSTER BRIDGE BL	94.98
			141815-121619		PW-GAGE & GARFIELD AVE.	36.04
			141820-121619		PW-GAGE & PERRY RD	41.57
			141850-121619		PW-GAGE & GARFIELD AVE	235.73
			141940-121619		PW-7000 GARFIELD AVE.	138.00
			141960-121619		PW-7100 GARFIELD AVE	761.27

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
172608	1/21/2020	001695 LIBERTY UTILITIES CORP	(Continued)			
			141965-121619		PW-7100 GARFIELD AVE.	52.40
			143030-121319		PD-6902 HANNON ST	204.43
			143985-122019		PW-6662 LOVELAND ST	1,049.55
			143990-121619		PW-6662 LOVELAND ST	4,021.46
			143995-121619		PW-6662 LOVELAND ST	1,132.52
			144765-121319		PW-SCOUT & SUVA	120.79
					Total :	8,447.82
172609	1/21/2020	007055 LINGLE BROS. COFFEE, INC	L13610		PD -COFFEE SUPPLIES	183.40
					Total :	183.40
172610	1/21/2020	001201 LOS ANGELES COUNTY SHERIFF'S	Ben560793		GARNISHMENT: PAYMENT	100.00
					Total :	100.00
172611	1/21/2020	003249 LUBRANI, SAMANTHA L.	102019		CCL-MTG TRANS CC OCT 2019	675.00
			112019		CCL MTG TRANS CC NOV MTG	450.00
			1209019		CCL MTG TRANS CC 12/09	225.00
					Total :	1,350.00
172612	1/21/2020	006811 MATT CHLOR INC.	23321		PW-12/5 BULK CHLORINE WATER \	517.46
					Total :	517.46
172613	1/21/2020	000253 MERCHANTS & COMMERCE, BELL GARDI 2799		04269	CD ECONOMIC DEVEL PARTNERSH	2,500.00
					Total :	2,500.00
172614	1/21/2020	001491 MOBILE MINI INC.	9007682959		PD-CONTRACT SRVCS 12/31-1/27	77.75
					Total :	77.75
172615	1/21/2020	007668 PACIFIC TELEMAGEMENT SRVCS	2035524		PD-PUBLIC PAY TELEPHONE	82.87
					Total :	82.87
172616	1/21/2020	008044 PAL PROGRAM	Ben560787		PAL PROGRAM: PAYMENT	385.00
					Total :	385.00
172617	1/21/2020	007292 PARKING CO. OF AMERICA, PCAM,LLC	INVM0014738	04139	PW DART SERVICE DEC2019	20,837.49
			INVM0014739	04139	PW SENIOR BUS DEC 2019	2,479.23
			INVM0014740	04139	PW TROLLEY SRVC DEC2019	39,588.59

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
172617	1/21/2020	007292 007292 PARKING CO. OF AMERICA, (Continued)			Total :	62,905.31
172618	1/21/2020	007959 PIXEL PERFECT DESIGN, LARRY BECK	2531		RCS WINTER FESTIVAL FLYERS	197.10
					Total :	197.10
172619	1/21/2020	009820 PROSEGUR SERVICES GROUP, INC.	605649		RCS SPRT CTR SEC 12/30-1/5/20	1,774.29
					Total :	1,774.29
172620	1/21/2020	004914 QUANTUM ROCK EXTREME SPORTS	01252020		RCS EVENT SUPPLIES	850.00
					Total :	850.00
172621	1/21/2020	001791 QUICK CRETE PRODUCTS CORP	0112455IN		PW-STEEL FUNNEL LIDS TRASH C	996.46
					Total :	996.46
172622	1/21/2020	004661 QUILL CORPORATION	3619409		PD-OFC SUPPLIES JAIL	52.52
			3639562		PD- OFFICE SUPPLIES JAIL	244.15
			3639569		PD-OFC SUPPLIES JAIL	175.18
			3639582		PD- OFC SUPPLIES JAIL	147.75
					Total :	619.60
172623	1/21/2020	000186 READYREFRESH BY NESTLE	19L0022262984		PD WATER SRVC 11/21-12/20	63.65
					Total :	63.65
172624	1/21/2020	003631 RELX, INC.	1409885-20191231		PD-ADV SEARCHES SOFTWARE DI	50.50
					Total :	50.50
172625	1/21/2020	008080 RONS MAINTENANCE	804	04258	PW CATCHBASIN CLEANING	4,420.00
					Total :	4,420.00
172626	1/21/2020	004353 ROSE CLEANERS	27596		PD-JAIL UNIFORMS & LINEN CLEA	19.25
			27723		PD- JAIL UNIFORMS & LINEN CLEA	102.25
			27808		PD-JAIL UNIFORMS & LINEN CLEA	67.00
					Total :	188.50
172627	1/21/2020	005465 RPW SERVICES INC.	17870		PW- INSPEC & TREAT GOPHERS G	420.00
					Total :	420.00
172628	1/21/2020	002063 SMART & FINAL	010921		RCS EVENT SUPPLIES	393.97
			044800		RCS GC MERCHANDISE FOR RESA	139.88

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
172628	1/21/2020	002063 SMART & FINAL	(Continued)			
			045251		RCS NYC JAN SUPPLIES	14.84
			045252		RCS GR JAN SUPPLIES	45.30
			049232		RCS EVENT SUPPLIES	37.20
			049233		RCS SR EVENT SUPPLIES	15.98
			162		FA OFFICE SUPPLIES	12.57
					Total :	659.74
172629	1/21/2020	008887 SOURCE ONE OFFICE PRODUCTS	OEQT516471	04140	FA REORGANIZATION OFFICES AN	4,162.75
					Total :	4,162.75
172630	1/21/2020	002087 SOUTHERN CALIFORNIA EDISON	2212260244-010920		PW-8120 EASTERN AVE PED	10.36
			2244275970-011120		PW-6601 CLARA ST	29.55
			2269440798-011020		PW-6722 CLARA ST	616.49
					Total :	656.40
172631	1/21/2020	000594 STATE DISBURSEMENT UNIT	Ben560791		GARNISHMENT: PAYMENT	391.45
					Total :	391.45
172632	1/21/2020	008746 STOTZ EQUIPMENT	W22369		PW- SRVC/REPAIR FDPK VEH	192.36
					Total :	192.36
172633	1/21/2020	002169 SUPER A FOODS	5820		RCS SR SUPPLIES	55.98
			6891		RCS KK WINTER SUPPLIES	69.64
					Total :	125.62
172634	1/21/2020	007191 SUPERCO SPECIALTY PRODUCTS	PSI322019		PW- GRAFFITI BUSTER FOR ST SIK	874.07
					Total :	874.07
172635	1/21/2020	002188 TARGET SPECIALTY PRODUCTS	P11078304		PW- PESTICIDE FOR PARKS	655.40
					Total :	655.40
172636	1/21/2020	000286 THE BICYCLE CASINO	123119		MPT FLORES HOSTED ICA MTG 6/1	421.00
					Total :	421.00
172637	1/21/2020	009775 THOMSON INC.	8607057		PW-SRVC A/C AT CITY HALL	624.00
			8607544		PW-SRVC A/C AT RESOURCE CNTF	702.00
			8608333		PW- A/C QRTLQ PREV MAINT AT CH	624.00

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
172637	1/21/2020	009775 009775 THOMSON INC.	(Continued)		Total :	1,950.00
172638	1/21/2020	001447 TIME WARNER CABLE	8448208990010037-		PD-CONTRACT SRVC 12/16-1/15	264.72
					Total :	264.72
172639	1/21/2020	006443 TOTAL EXTERMINATING INC.	41291		PW-MNTHLY SRVC CH&PD JAN 20	195.00
			41292		PW-MNTHLY SRVCS BG VETERAN	125.00
			41293		PW-MNTHLY SRVC WATER WELL J	70.00
			41294		PW-MNTHLY SRVC PW JAN 20	50.00
			41295		PW-MHTHLY SRVC AT SIERRA BLD	60.00
			41296		PW-MNTHLY SRVC AT NYC JAN	98.00
			41297		PW-MNTHLY SRVC CH&PD JAN 20	170.00
					Total :	768.00
172640	1/21/2020	004186 TPX COMMUNICATIONS	1249553310		PW- PHONE LINE BUS PASS JAN	191.36
					Total :	191.36
172641	1/21/2020	009717 TRENCH PLATE RENTAL CO.	111518	04306	6'X12'X1.5' THICK SKID RESISTANT	2,275.00
					Total :	2,275.00
172642	1/21/2020	009524 TURF STAR INC.	709978700		RCS SC VEH BATTERY CABLES	257.50
			709978701		RCS SC VEH MAINT SUPPLIES	33.88
			709978702		RCS SC VEH MAINT SUPPLIES	14.78
					Total :	306.16
172643	1/21/2020	009744 USA & RAFAEL CLEANERS, RAFAEL RODI 22132			RCS EVENT SUPPLIES	233.00
					Total :	233.00
172644	1/21/2020	009585 VULCAN MATERIALS COMPANY, CALMAT 72457310			PW- ASPHALT AT PD PARKING	169.45
					Total :	169.45
172645	1/21/2020	008873 WINZER CORPORATION	6524933		PW- GRAFFITI CREW SUPPLIES	409.24
					Total :	409.24
74 Vouchers for bank code : common						Bank total : 454,982.80
TRANSFER	1/16/2020	BANK OF THE WEST	P/R		NET PAYROLL	442,846.21

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<u>Voucher</u>	<u>Date</u>	<u>Vendor</u>	<u>Invoice</u>	<u>PO #</u>	<u>Description/Account</u>	<u>Amount</u>
74 Vouchers in this report						Total vouchers : 897,829.01



**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT

Item 4.

TO:	Honorable Mayor and City Council Members
FROM:	Michael B. O'Kelly, City Manager
BY:	Jane Halstead, City Clerk
SUBJECT:	APPROVE MINUTES OF THE JANUARY 13, 2020 AND JANUARY 27, 2020 CITY COUNCIL CLOSED SESSION AND REGULAR MEETING
DATE:	February 10, 2020

RECOMMENDATION:

It is staff recommendation that the City Council approve the attached minutes.

BACKGROUND/DISCUSSION:

Every City Council Meeting, the City Clerk summarizes the actions and comments made by the City Council.

CONCLUSION:

If approved, the minutes of the Closed Session and Regular City Council Meeting will be archived in the City Clerk's Office.

FISCAL IMPACT:

No fiscal impact.

ATTACHMENTS:

Minutes of January 13, 2020 Regular City Council Meeting

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager

Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney

Will Kaholokula, Director of Finance and Administrative Services



**CITY OF BELL GARDENS
CITY COUNCIL
REGULAR MEETING – CLOSED SESSION
MONDAY, JANUARY 13, 2019, 5:00 P.M.
MINUTES**

LOCATION: CITY COUNCIL CHAMBER, 7100 GARFIELD AVENUE, BELL GARDENS, CA

Pursuant to the Americans with Disabilities Act, persons with a disability who require a disability-related modification or accommodation in order to participate in a meeting, including auxiliary aids or services, may request such modification or accommodation from the City Clerk at (562) 806-7704. Notification 48 business hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to the meeting. Any writings or documents provided to the majority of the City Council/Successor Agency regarding any item on this agenda will be made available for public inspection at the Receptionist Counter, City Hall, 7100 Garfield Avenue, Bell Gardens, CA. during normal business hours.

CALL TO ORDER – Mayor Cortez called the meeting to order at 5:00 p.m.

ROLL CALL OF CITY COUNCIL MEMBERS

Present: Council Members Aceituno, Barcena, Rodriguez (Arrived at 5:00 p.m.);
Mayor Pro Tem Flores and Mayor Cortez
Absent: None

PUBLIC COMMENTS ON AGENDA ITEMS ONLY

Mayor Cortez opened the public comment period. There were no speakers. Mayor Cortez closed the public comment period and asked City Attorney Rick Olivarez to announce the Closed Session items No. 1-4. City Attorney Rick Olivarez announced that the City Council would recess to discuss the four items posted on the agenda. The City Council then recessed to the Council Conference Room (see page 2 for report on Closed Session) at 5:05 p.m. to discuss the following matters:

Mayor Cortez made a motion to table Item No. 4, seconded by Council Member Aceituno.

The motion carried 3-1 with the following vote.

AYES: Council Members, Aceituno, Barcena; Mayor Cortez
NOES: Mayor Pro Tem Flores
ABSENT: Council Member Rodriguez
ABSTAIN: None

CLOSED SESSION: (Item No. 1-4)

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1).

One Case: People of the State of California v. Jennifer Rodriguez, Case No. Bc694949

2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION: GOVERNMENT CODE SECTION 54956.9(d)(2) AND (e)(1)

One potential case

3. CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6.

City-designated representative: Michael B. O'Kelly, City Manager; Will Kaholokula, Director of Finance & Administrative Services
Employee Organization: City Employees Association, Public Works Employees Association, Police Officers Association, Public Works Supervisors Association, and Police Management Association

4. PUBLIC EMPLOYMENT PERFORMANCE EVALUATION, PURSUANT TO GOVERNMENT CODE SECTION 54957(b)(1)

Title: City Manager



**CITY OF BELL GARDENS
CITY COUNCIL
CLOSED SESSION AND REGULAR MEETING
MONDAY, JANUARY 13, 2019, 6:00 P.M.
MINUTES**

LOCATION: CITY COUNCIL CHAMBER, 7100 GARFIELD AVENUE, BELL GARDENS, CA

Pursuant to the Americans with Disabilities Act, persons with a disability who require a disability-related modification or accommodation in order to participate in a meeting, including auxiliary aids or services, may request such modification or accommodation from the City Clerk at (562) 806-7704. Notification 48 business hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to the meeting.

CALL TO ORDER – Mayor Cortez called the meeting to order at 6:00 p.m.

ROLL CALL OF CITY COUNCIL MEMBERS

Present: Council Members Aceituno, Barcena, Rodriguez; Mayor Pro Tem Flores
(returned to dais at 6:11 p.m.); Mayor Cortez
Absent: None

CLOSED SESSION - City Attorney Rick Olivarez reported that the City Council was now in open session having met in Closed Session to discuss Items No. 1-3, with respect to Item No. 4, the item was tabled. Regarding Item No. 1, the City Council with the exception of Council Member Rodriguez, met and received an update from outside legal counsel, Gary Basio. There was no final action taken. All Council Members were present for the remainder of the items. Regarding No. 2 the City Council met with outside Counsel, but did not take any final action. On Item No.3, the City received a briefing from the City's representative negotiator but did not take any final action.

Mayor Cortez read her letter addressing various concerns in the community.

Mayor Cortez state that there are several items that she did not feel comfortable discussing as they were added last minute. She did not have time to prepare. She stated that when she met with the City Manager this week to discuss the agenda, the items were not added to the agenda. Because the items were of sensitive issues and not because she was shying away from the conversation but because she would rather have an educated conversation with Council. She asked for support from Council that certain agenda items be tabled.

Mayor Cortez made a motion to table items No. 12, 17, 18, 19, 20, 21, 22, and 23, seconded by Council Member Barcena.

Council Member Rodriguez spoke in Spanish addressing various topics. The members of the public became loud, disruptive and uncontrollable.

Council Member Rodriguez stated she was going to continue addressing the public. The public became loud and uncontrollable; therefore, Mayor Cortez called a five-minute recess at 6:16 p.m.

Council Member Rodriguez continued speaking from the dais. The public was disruptive and load with chaos ensuing.

Council Member Rodriguez left the dais at 6:22 p.m.

City Attorney, Rick Olivarez explained that the public meeting was being held in order to conduct business of the city.

The City Attorney Rick Olivarez reiterated that any member of the media was welcome to stay while business was conducted. Addressing the Council and members of the public the City Attorney asked that the room be cleared as it was disruptive and loud. Members of the public were yelling and clapping as Council Member Rodriguez spoke from the dais.

The City Attorney, Rick Olivarez announced that if there was any member of the media present they would be allowed to stay in the Council Chamber while business is conducted, but anyone else would need to vacate the Council Chamber. He reiterated and gave numerous warnings to not disrupt the meeting and no one adhered to the request, and therefore the City Attorney cleared the room. City Attorney Rick Olivarez noted that there was no one in attendance from the media.

The City Attorney, Rick Olivarez stated that there was a motion on the floor to table items No. 12, 17, 18, 19, 20, 21, 22, and 23.

The motion carried 3-1 with the following vote:

AYES: Council Member Aceituno, Barcena; Mayor Cortez
NOES: Mayor Pro Tem Flores
ABSENT: Council Member Rodriguez

Mayor Pro Tem also made a motion to table all items with the exception of item no. 17.

The motion died due to a lack of a second.

Mayor Cortez clarified that as Mayor she was attempting to stop Council Member Rodriguez from disclosure of confidential information regarding a case discussed in Closed Session before chaos ensued.

City Attorney, Olivarez stated that the Brown Act 54957 does allow for a legislative body to clear the room in the event that the room is uncontrollable and the legislative body is unable to conduct business. Members of the media are allowed in the Council Chamber as business is conducted once the room is cleared.

PUBLIC HEARING

1. 2019 CALIFORNIA BUILDING CODE ADOPTION

Adoption of the 2019 California Building, Electrical, Plumbing, Mechanical, Residential, Green Building, and Fire Codes.

Recommendation:

It is recommended that the City Council (1) conduct a public hearing to consider the adoption of Ordinance No. 903 adopting by reference Titles 26 through 31, 2019 Los Angeles County Building Codes and Title 32, 2019 Los Angeles County Fire Code.

No Action Taken.

2. ZONING CODE UPDATE 2019-051- ORDINANCE NO. 893

Approval of Zoning Code Amendment No. 2019-051 and adoption of Ordinance No. 893 amending the Bell Gardens Municipal Code, Title 9, Zoning and Planning Regulations, as follows:

1. Chapter 9.04, "Definitions," Section 9.04.020 " 'L' definitions;"
2. Chapter 9.10 "Residential Zones," Section 9.10.040 Development standards, Table 9.10B: Residential Development Standards Matrix;"
3. Chapter 9.38, "Parking and Loading (Off-Street)," Section 9.38.050, "Required parking and loading spaces,"
4. Chapter 9.58, "Site Plan Review,"
5. Chapter 9.60 "Appeals," and
6. Chapter 9.64, "Non-Conforming Lots, Uses, and Structures," Section 9.64.060, "Nonconforming structures"

Recommendation:

It is the recommendation of the Planning Commission that the City Council take the following action:

Approve Zoning Code Amendment No. 2019-051 and introduce and waive first reading of Ordinance No. 893 amending the Bell Gardens Municipal Code, Title 9, Zoning and Planning regulations, as follows:

1. Chapter 9.04, "Definitions," Section 9.04.020 " 'L' definitions;"
2. Chapter 9.10 "Residential Zones," Section 9.10.040 Development standards, Table 9.10B: Residential Development Standards Matrix;"
3. Chapter 9.38, "Parking and Loading (Off-Street)," Section 9.38.050, "Required parking and loading spaces,"
4. Chapter 9.58, "Site Plan Review,"
5. Chapter 9.60 "Appeals," and
6. Chapter 9.64, "Non-Conforming Lots, Uses, and Structures," Section 9.64.060, "Nonconforming structures"

No Action Taken.

PUBLIC COMMENTS ON AGENDA ITEMS ONLY – There were no comments given as the public had cleared the Council Chambers. There were two speaker cards submitted for the following members of the public: Rogelio S. Rodriguez and Maria Garcia.

CITY MANAGER REPORT – None

CONSENT CALENDAR (Items No. 3-11)

Council Member Barcena moved to approve the Consent Calendar, seconded by Mayor Cortez.

The motion carried 4-0 with the following vote.

AYES: Council Member Aceituno, Council Member Barcena; Mayor Pro Tem Flores,
Mayor Cortez
NOES: None
ABSENT: Council Member Rodriguez
ABSTAIN: None

3. GENERAL MOTION TO WAIVE FULL READING AND APPROVE ORDINANCES BY TITLE ONLY PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 36934

In order to expedite the conduct of business at City Council meetings, California State Law (California Government Code Section 36934) allows Ordinances to be read by title if a majority of the legislative body supports the motion to waive the full reading.

Recommendation:

It is staff recommendation that the City Council approve a general motion to waive full reading and approve Ordinances by title only pursuant to California Government Code Section 36934.

4. NOVEMBER 2019 TREASURER'S REPORT

The Treasurer's Report is a list of cash and investments for the month.

Recommendation:

It is staff recommendation that the City Council receive, approve, and file the November 2019 Treasurer's Report.

5. WARRANT REGISTERS AND WIRETRANSFERS

In approving the action of receiving and filing the warrant registers, the official minutes of the Bell Gardens City Council should state that each individual member of the City Council is not voting on, influencing the outcome of, or participating in approving, accepting, receiving or filing any warrant which bears the name of the same council member, or pays for any costs or expenses, or otherwise benefits the same named council member. Each council member will not be participating, influencing or voting on any such warrant bearing their name or which benefits the same named council member, but with that exception is voting in favor of receiving and filing all other warrants contained in this report, unless otherwise noted on the record at the time of the approval of the action required by this report.

Recommendation:

It is staff recommendation that the City Council receive and file the warrant registers, wire transfers, and net payrolls dated 11/21/19, 11/26/19, 12/03/19, 12/05/19 and 12/10/19.

6. APPROVAL OF DECEMBER 9, 2019 CITY COUNCIL MINUTES

December 9, 2019 - Regular City Council Meeting Minutes

Recommendation:

It is staff recommendation that the City Council approve the attached minutes.

7. APPROVAL OF NOVEMBER 11, 2019 CITY COUNCIL MINUTES

November 11, 2019 - Regular City Council Meeting Minutes

Recommendation:

It is staff recommendation that the City Council approve the attached minutes.

8. APPROVAL OF OCTOBER 28, 2019 CITY COUNCIL MINUTES

October 28, 2019 - Regular City Council Meeting Minutes

Recommendation:

It is staff recommendation that the City Council approve the attached minutes.

9. APPROVAL OF OCTOBER 14, 2019 CITY COUNCIL MINUTES

October 14, 2019 - Regular City Council Meeting Minutes

Recommendation:

It is staff recommendation that the City Council approve the attached minutes.

10. SPEED HUMP INSTALLATION ON CHALET DRIVE BETWEEN GAGE AVE AND FOSTER BRIDGE BLVD

Residents on Chalet Drive between Gage Avenue and Foster Bridge Blvd submitted a petition requesting the installation of speed humps indicating a concern for pedestrian safety due to high traffic volumes, cut-through traffic and speeding. The City Traffic Engineer completed a report which included the analysis of collisions, speed citations, traffic volumes and speed counts, supporting the installation of speed humps. The findings were presented to the Traffic and Safety Commission and the residents during a neighborhood meeting. Based on the findings and support of the residents, staff is recommending that the City Council approve the installation of five speed humps on Chalet Drive between Gage Avenue and Foster Bridge Blvd.

Recommendation:

It is recommended that the City Council by motion;
Approve the construction of speed humps on Chalet Drive between Gage Avenue and Foster Bridge Blvd.

11. A RESOLUTION TO ESTABLISH A FEE FOR THE ISSUANCE OF PARKING PERMITS TO PARK IN FRONT OF PRIVATE DRIVEWAYS

On September 9, 2019, the City Council adopted an ordinance to allow for the issuance of parking permits for parking in front of private driveways. On December 9, 2019, the City Council conducted a public hearing on the aforementioned item. As presented to the City Council, staff is presenting a resolution to establish a fee for the initial and the renewal of the driveway parking permit.

Recommendation:

It is staff recommendation that City Council by motion approve a resolution to establish a fee for the application and renewal of a driveway parking permit.

DISCUSSION (Items No. 12-23)

Discussion Items No. 12-23 with the exception of 13 were tabled.

12. ORGANIZATION AND SELECTION OF MAYOR/CHAIRPERSON AND MAYOR PRO TEM/VICE CHAIRPERSON

Pursuant to the Bell Gardens Municipal Code section 2.04.020(c), the Mayor/Chairperson and Mayor Pro Tem/Vice Chairperson selection is to take place "at the first regular meeting in November in even-numbered years, and in odd numbered years at the time designated by applicable provisions of the Government Code, *or at such other time as a majority of the council shall so order.*" The City synchronized its General Municipal Elections to the first Tuesday after the first Monday in November of even numbered years to coincide with the Statewide General Elections to increase "Voter Participation". Currently, Bell Gardens Municipal Code section 2.04.020(c) regulates the selection of Mayor/Chairperson and Mayor Pro Tem/Vice Chairperson to a date, which falls prior to the certification of the final election results, causing a shorter term for the Mayor/Chairperson and Mayor Pro Tem/Vice Chairperson. The code however also allows for an alternative date, if there is a majority approval by the Council.

Recommendation:

It is staff recommendation that the City Council by motion;

1. Organize and select a Mayor/Chairperson and Mayor Pro Tem/Vice Chairperson at the first regular meeting in December per Bell Gardens Municipal Code 2.04.020(c) and Government Code 36801.

13. CITY COUNCIL APPOINTMENT TO EXTERNAL COMMITTEES

The City Council Members serve on various external boards and committees, representing the City of Bell Gardens. This report provides a listing of all the boards and committees and the names of the Council Members that serve on the boards/committees. The Council may make appointment revisions to this list at this time.

Recommendation:

It is Staff's recommendation that the City Council make changes, reappointments, or appointments as necessary to the attachment of Council Appointments to External Regulatory and Advisory Boards, Commissions, and Committees.

A motion was made by Council Member Barcena, seconded by Mayor Cortez to appoint the following membership.

California Cities for Self Reliance Joint Powers Authority - Alejandra Cortez delegate, Marco Barcena alternate

Gateway Cities of Government- Pedro Aceituno delegate

Independent Cities – Marco Barcena delegate; Alejandra Cortez alternate

League of California Cities – Marco Barcena delegate; Pedro Aceituno alternate

The motion carried 4-0 with the following vote.

AYES:	Council Member Aceituno, Barcena; Mayor Pro Tem Flores, Mayor Cortez
NOES:	None
ABSENT:	Council Member Rodriguez
ABSTAIN:	None

Mayor Cortez made a motion to appoint Council Member Barcena as alternate to

the **Santitation Districts of Los Angeles County**, seconded by Council Member Barcena.

The motion carried 3-1 with the following vote.

AYES: Council Member Aceituno, Barcena; Mayor Cortez
NOES: Mayor Pro Tem Flores
ABSENT: Council Member Rodriguez
ABSTAIN: None

Mayor Pro Tem Flores made a motion to appoint herself as delegate and Council Member Aceituno as alternate to the Southeast Community Development Corporation.

The motion died due to a lack of a second.

14. PROPOSED INDEPENDENCE DAY CELEBRATION

Proposed Independence Day Celebration at Veterans Park incorporating a laser light show.

Recommendation:

It is staff recommendation that the City Council discuss the topic of the City hosting an Independence Day Celebration on either July 3rd or 4th, 2020 and consider an agreement with a firm to conduct said program in the future.

15. YOUTH COMMISSION

The Youth Commission will act as an advisory body to the City Council on the needs, assessment, priorities and interest of the children and youth of the City of Bell Gardens.

Recommendation:

It is staff's recommendation that the City Council provide direction on creating a Youth Commission.

16. TOPICS FOR FUTURE CANNABIS WORKSHOP

Staff is seeking direction on cannabis-related topics for a future public workshop agenda.

Recommendation:

Provide direction to staff on proposed cannabis workshop agenda topics for a future workshop to be held regarding consideration of cannabis-related uses citywide.

17. DISCUSSION OF HOMELAND SECURITY AGREEMENT

Discussion of the Memorandum of Understanding with the Department of Homeland Security.

Recommendation:

Discuss current issues and status of Homeland Security Agreement.

18. DISCUSSION OF AQUATIC CENTER

Discussion of the progress being made towards the construction of a new aquatic center in the City of Bell Gardens.

Recommendation:

Discuss current issues and status of the aquatic center.

19. DISCUSSION OF HOMELESSNESS

Discussion of homeless issues occurring in the City of Bell Gardens.

Recommendation:

Discuss current issues and status of homelessness.

20. DISCUSSION OF SIDEWALK CONDITION

Discussion of the state of sidewalk repair within the City of Bell Gardens.

Recommendation:

Discuss current issues and status of sidewalk condition.

21. DISCUSSION OF SPEEDBUMPS

Discussion of the potential need for additional speedbumps within the City of Bell Gardens.

Recommendation:

Discuss current issues and status of speedbumps.

22. DISCUSSION OF PARKING SPACE MARKING

Discussion of the potential need for marked parking spaces within the City of Bell Gardens to improve parking issues.

Recommendation:

Discuss current issues and status of parking space marking.

23. DISCUSSION OF CANNABIS

Discussion of the current state of cannabis laws within the City of Bell Gardens.

Recommendation:

Discuss current issues and status of cannabis.

PUBLIC COMMENTS ON NON-AGENDA ITEMS UNDER THE SUBJECT MATTER JURISDICTION OF THE CITY COUNCIL

The City Attorney Rick Olivarez stated that any member of the public could speak, but they must not be disruptive.

Council Member Aceituno left the dais at 6:40 p.m.

Five speaker cards were submitted at the beginning of the meeting: two for the Items on the agenda and three for Non-agenda items. Speakers for non-agenda items were: Amy Sanchez, Rogelio S. Rodriguez, and Leoda Valenzuela.

Mayor Cortez stated that the Non-agenda item speakers would be called for items 14, 15 and 16.

Mayor Pro Tem Flores left the dais at 6:43 p.m. Mayor Cortez adjourned the meeting due to a lack of a quorum.

CITY COUNCIL MEMBER COMMENTS

There were no Council Member comments given.

ADJOURNMENT – The meeting adjourned due to lack of a quorum at 6:43 p.m.

Jane Halstead
City Clerk



**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT

Item 5.

TO:	Honorable Mayor and City Council Members
FROM:	Michael B. O'Kelly, City Manager
BY:	Gustavo Romo, Director of Community Development
SUBJECT:	ADOPTION OF ORDINANCE NO. 903, 2019 CALIFORNIA BUILDING CODE
DATE:	February 10, 2020

RECOMMENDATION:

It is recommended that the City Council consider the adoption of Ordinance No. 903 adopting by reference Titles 26 through 31, 2019 Los Angeles County Building Codes and Title 32, 2019 Los Angeles County Fire Code.

BACKGROUND/DISCUSSION:

The uniform model building and fire codes are required to be updated every three (3) years to reflect the changes, materials, advances and technologies in the building and life safety industry. Under pre-emption, the State of California regulates the adoption of these uniform model codes and mandates which codes are to be statewide regulations. The new 2019 California Building Codes are based upon the 2019 International Building Code, the 2019 Uniform Plumbing Code, the 2019 Uniform Mechanical Code, the 2019 National Electrical Code, the 2019 International Residential Code, 2019 California Green Building Standards Code and the 2019 International Fire Code with State and local amendments. These are the latest advanced codes available.

The Los Angeles County Board of Supervisors have adopted the local county building and fire codes with amendments based upon the State codes for Title 26, 2019 Los Angeles County Building Code, Title 27, 2019 Los Angeles County Electrical Code, Title 28, 2019 Los Angeles County Plumbing Code, Title 29, 2019 Los Angeles County Mechanical Code, Title 30, the 2019 Los Angeles County Residential Code, Title 31, the 2019 Los Angeles County Green Building Standards Code and Title 32, 2019 Los Angeles County Fire Code.

The City's existing Building Code, Electrical Code, Mechanical Code, Fire Code, and Plumbing Code will be amended to reflect the updated codes. Chapters 6.14 (Residential Code), 6.18 (Green Building Code) shall be added to the Bell Gardens Municipal Code.

Prior to the adoption of an ordinance by reference, the City must first conduct a first reading of the proposed ordinance and at the next meeting conduct a public hearing prior to adopting such ordinance by reference as required by Government Code Section 50022.2.

This item was continued from the January 13, 2020 City Council meeting.

CONCLUSION:

California Government Code Section 50022.2 et seq. provides that ordinances and codes from the Federal or State governments may be adopted by reference, in whole or in part. Every primary code that is incorporated in any such adopting ordinance shall be specified in the title of the ordinance. This adoption is required as a condition of compliance with the State statute as it relates to building and fire code regulations.

FISCAL IMPACT:

State Law requires a copy of the adopted codes to be on file in the City Clerk's office. Also a set of codes is made available to the public in the Community Development Department. The approximate cost for these code sets is \$1,700.00. This cost has been incorporated into the FY 19-20 Community Development Department budget. The account code used to appropriate this activity is 110-4332-1050.

ATTACHMENTS:

Exhibit 1 - Public Hearing Notice

Exhibit 2 - Ordinance No. 903

Exhibit 3 - Chapter 6.04 (Building Code)

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager

Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney

Will Kaholokula, Director of Finance and Administrative Services

**CITY OF BELL GARDENS
NOTICE OF PUBLIC HEARING**

**ORDINANCE NO. 903 ADOPTING THE 2019 LOS ANGELES COUNTY
BUILDING AND FIRE CODES, TITLES 26 THROUGH 31 AND 32, BASED
UPON THE 2010 TITLE 24 CALIFORNIA BUILDING AND FIRE CODES**

NOTICE IS HEREBY GIVEN that the City Council of the City of Bell Gardens will conduct a public hearing to consider the adoption of Ordinance No. 903; an ordinance adopting the 2019 Los Angeles County Building and Fire Codes, Titles 26 through 31 and 32, Based Upon the 2019 Title 24 California Building and Fire Codes.

The City of Bell Gardens City Council will conduct a public hearing to consider the adoption by reference of:

The 2019 California Building Code (as amended by Title 26 Los Angeles County Building Code), the 2019 California Electrical Code, (as amended by Title 27 Los Angeles County Electrical Code), the 2019 California Plumbing Code (as amended by Title 28 Los Angeles County Plumbing Code), the 2019 California Mechanical Code (as amended by Title 29 Los Angeles County Mechanical Code), the California Residential Code (as amended by Title 30 Los Angeles County Residential Code), the California Green Building Code (as amended by Title 31 Los Angeles County Green Building Standards Code), and the 2019 California Fire Code (as amended by Title 32 Los Angeles County Fire Code).

Copies of each of these codes together with the changes, additions, and deletions proposed by the City of Bell Gardens are on file with the City Clerk and Building Official and are open to public inspection during the hours from 7:30 a.m. to 6:00 p.m., Monday through Thursday at Bell Gardens City Hall 7100 Garfield Avenue, Bell Gardens, California 90201.

The public hearing will be held before the City Council of the City of Bell Gardens, in the City Council Chambers at City Hall, 7100 Garfield Avenue, Bell Gardens, CA 90201, on Monday, January 13, 2020 at 6:00 P.M., at which time proponents and opponents of the proposed building codes will be heard. Questions may be directed to the Community Development Department at (562) 806- 7729.

Per Government Code Section 65009, if you challenge this ordinance in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City Council at or prior the public hearing.

THE CITY CLERK

Jane Halstead

Posted:

December 19, 2020

Bell Gardens City Hall

Bell Gardens Veterans Park

Bell Gardens Park – Ross Hall Auditorium

Bell Gardens Department of Public Works

ORDINANCE NO. 903

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BELL GARDENS, CALIFORNIA ADOPTING BY REFERENCE, PURSUANT TO GOVERNMENT CODE SECTION 50022.2, THE CALIFORNIA BUILDING CODE (AS AMENDED BY TITLE 26 LOS ANGELES COUNTY BUILDING CODE), THE CALIFORNIA ELECTRICAL CODE (AS AMENDED BY TITLE 27 LOS ANGELES COUNTY ELECTRICAL CODE), THE CALIFORNIA PLUMBING CODE (AS AMENDED BY TITLE 28 LOS ANGELES COUNTY PLUMBING CODE), THE CALIFORNIA MECHANICAL CODE (AS AMENDED BY TITLE 29 LOS ANGELES COUNTY MECHANICAL CODE), THE CALIFORNIA RESIDENTIAL CODE (AS AMENDED BY TITLE 30 LOSANGELES COUNTY RESIDENTIAL CODE), THE CALIFORNIA GREEN BUILDING STANDARDS CODE (AS AMENDED BY TITLE 31 LOS ANGELES COUNTY GREEN BUILDING STANDARDS CODE), AND THE CALIFORNIA FIRE CODE (AS AMENDED BY TITLE 32 LOS ANGELES COUNTY FIRE CODE)

WHEREAS, pursuant to Government Code Section 50022.9, the City of Bell Gardens ("City") adopts portions of certain Los Angeles County codes as the City's codes;

WHEREAS, a local jurisdiction may, by the rights granted by the State, establish more restrictive building standards given that the amendments are reasonably necessary because of local climatic, geological, and/or topographic conditions;

WHEREAS, Los Angeles County has updated portions of its codes by adopting such local amendments and incorporating them as the 2019 California Building Code (as amended by Title 26 Los Angeles County Building Code), the 2019 California Electrical Code, (as amended by Title 27 Los Angeles County Electrical Code), the 2019 California Plumbing Code (as amended by Title 28 Los Angeles County Plumbing Code), the 2019 California Mechanical Code (as amended by Title 29 Los Angeles County Mechanical Code), the California Residential Code (as amended by Title 30 Los Angeles County Residential Code), the California Green Building Code (as amended by Title 31 Los Angeles County Green Building Standards Code), and the 2019 California Fire Code (as amended by Title 32 Los Angeles County Fire Code);

WHEREAS, the City desires to adopt the 2019 Los Angeles County Building, Electrical, Plumbing, Mechanical, Residential Codes, Green Building Standards Code, and 2019 Fire Code with all local amendments proposed by the County;

WHEREAS, the City has historically adopted certain county codes with their local amendments as a uniformity of standards serves to minimize conflict and confusion in addressing the public health and safety needs of the community;

WHEREAS, pursuant to California Government Code Section 50022.3, after the first reading of the title of the ordinance, this ordinance was duly noticed and agendized for a public hearing before the City Council on January 13, 2020; and

WHEREAS, at its public meeting of January 13, 2020, evidence was heard and presented from all persons interested in effecting said proposal, from all persons protesting the same and from members of the City staff, and the City Council having reviewed, analyzed and studied said proposal; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BELL GARDENS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Section 6.04.010 of the Bell Gardens Municipal Code is hereby amended to read in its entirety as follows

§6.04.010 ADOPTION OF THE 2019 CALIFORNIA BUILDING CODE AS AMENDED BY TITLE 26 LOS ANGELES COUNTY BUILDING CODE (ADOPTED 2019 BY THE LOS ANGELES COUNTY BOARD OF SUPERVISORS).

(A) The 2019 California Building Code as amended by Title 26 Los Angeles County Building Code (Adopted 2019 by the Los Angeles County Board of Supervisors), together with their appendices which regulate the erection, construction, enlargements, alteration, repair, moving, removal, conversion, demolition, occupancy, use, equipment, height, area, security, abatement, and maintenance of buildings or structures within the city provide for the issuance of permits and collection of fees therefore, and provide for penalties for violation thereto, are hereby adopted by reference and conflicting ordinances are hereby repealed.

(B) All of the regulations, provisions, conditions, and terms of said codes, together with their appendices, one copy of which will be on file and accessible to the public for inspection at the City Clerk's office, are hereby referred to, adopted and made part of this chapter as if fully set forth in this chapter with exceptions, deletions, additions, and amendments thereto as set forth in this subchapter.

SECTION 2. Section 6.02.040 of the Bell Gardens Municipal Code is hereby amended to read in its entirety as follows:

§6.04.020 PENALTY

Every person violating any provision of the 2019 California Building Code as amended by Title 26 Los Angeles Building Code and appendices adopted by reference by §6.04.010 or of any permit or license granted thereunder, or any rules or regulations promulgated pursuant thereto, is guilty of a misdemeanor unless reduced to an infraction pursuant to Chapter 1.12 of this Code. Upon conviction thereof he or she shall be punishable by a fine not to exceed \$1,000.00 or imprisonment not to exceed 6

months or by both such fine and imprisonment. The imposition of such penalty for any violation shall not excuse the violation or permit it to continue. Each day that a violation occurs shall constitute a separate offense.

SECTION 3. Section 6.04.060 of the Bell Gardens Municipal Code is hereby amended to read in its entirety as follows:

§6.04.060 SOIL CLASSIFICATION

Section 1802 of the 2019 California Building Code is hereby amended by adding Sections 1802.9 and 1802.10 to read as follows:

“1802.9 Compressible Soils. (Hydroconsolidation). All structures shall have foundation systems constructed in accordance with the recommendation(s) found in a soils report, which shall be prepared, stamped, and signed by a California licensed soils engineer or geologist (licensed professional). All borings or test excavations shall terminate 12 feet or more below the ground surface at each boring or test excavation. A soils report shall be required for any addition which exceeds 3,000 square feet or exceeds 50% of the area of the original structure, except as provided in Section 1802.10.

Exception: Soils reports shall not be required for Group U Occupancies.

The soils report shall state that the licensed professional has reviewed the site, laboratory findings and analyses and that to the best of his/her professional knowledge and expertise, there should be no significant hydroconsolidation or subsidence, provided all of his/her recommendations are incorporated in the design and construction.

1802.10 Residential Building Foundation. All Group R-3 buildings or additions to Group R-3 buildings which exceed 500 square feet or exceed 50% of the area of the original building shall have foundation systems constructed based on the soils report and the licensed professional's recommendation as shown above or additions to Group R-3 buildings which do not exceed 500 square feet or do not exceed 50 percent of the area of the original building, their foundations and floor slabs shall comply with the following requirements:

1. Depth of foundations below the natural and finish grades shall be not less than 24 inches for all exterior wall footings and interior bearing wall foundations.
2. Exterior walls and interior bearing walls shall be supported on continuous foundations of concrete with a compressive strength of not less than 2500 psi.
3. Foundations for exterior walls and interior bearing walls shall be tied to the floor slabs by reinforcing bars having a diameter of not less than 3/8 inch and spaced at intervals not exceeding 24 inches on center. The

reinforcing bars shall extend at least 40 bar diameters into the footings and the slab.

4. Foundations shall be reinforced with a minimum of 2 continuous 1/2 inch diameter deformed reinforcing bars placed within 4 inches of the top of the footing and a minimum of 2 continuous 1/2 inch diameter deformed reinforcing bars placed within 4 inches of the bottom of the footing so as to act as grade beams.
5. Concrete floor slabs on grade shall be monolithically cast with the foundation on a 4 inch fill of coarse aggregate or on a moisture barrier membrane. The slabs shall be at least 3 1/2 inches thick and shall be reinforced with deformed reinforcing bars having a diameter of not less than 3/8 inch and spaced at intervals not exceeding 18 inches each way. If floor slabs are not cast monolithically, a structural or civil engineer or architect shall provide calculations and details of the proposed connection between the slab and the footing. Structural calculations and details shall be stamped and signed by the licensed professional.
6. The soil below all concrete shall be saturated with moisture to a depth of 48 inches prior to casting the concrete. The saturation shall extend at least 10 feet beyond the perimeter foundation or footings. (NOTE: This results in saturation of 24" below bottom of footing). The owner, a State of California licensed general contractor, or a State of California licensed soils engineer or geologist, shall provide written acknowledgement that the saturation requirement is met prior to approval for placement of concrete. The owner or general contractor shall provide a notarized acknowledgement, or the licensed professional shall stamp and sign his/her acknowledgement.
7. Where raised wood floors are constructed in lieu of concrete slabs on grade, positive connections of the floor framing to the perimeter concrete footings which will tie the floor integrally with the foundations shall be made. Details of such connections must be in compliance with Section 2308 or must be prepared by a State of California licensed civil or structural engineer or architect, and shall be submitted for review and approval."

SECTION 4. Section 6.08.010 of the Bell Gardens Municipal Code is hereby amended to read in its entirety as follows

§6.08.010 ADOPTION OF THE 2019 CALIFORNIA MECHANICAL CODE AS AMENDED BY TITLE 29 LOS ANGELES COUNTY MECHANICAL CODE (ADOPTED 2010 BY THE LOS ANGELES COUNTY BOARD OF SUPERVISORS).

(A) The 2019 California Mechanical Code as amended by Title 29 Los Angeles County mechanical Code (Adopted 2019 by the Los Angeles County Board of Supervisors) which regulates and controls the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use

or maintenance of heating, venting, cooling, refrigeration systems, or other miscellaneous heat producing appliances in the city, provides for the issuance of permits and collection of fees therefore and provides for penalties for the violation thereof with certain changes and amendments and all thereto is hereby adopted by reference, and all conflicting ordinances are hereby repealed.

(B) All of the regulations provisions conditions and terms of said codes, together with their appendices one copy of which will be on file and accessible to the public for inspection at the City Clerk's office are hereby referred to, adopted and made part of this chapter as if fully set forth in this chapter with the exceptions, deletions, additions and, amendments thereto as set forth in this subchapter.

SECTION 5. Section 6.08.040 the Bell Gardens Municipal Code is hereby amended to read in its entirety as follows:

§6.08.040 PENALTY

Every person violating any provision of the 2019 California Mechanical Code as amended by Title 29 Los Angeles County Mechanical Code and appendices, adopted by reference by §6.08.010, or of any permit or license granted thereunder, or any rules or regulations promulgated pursuant thereto is guilty of a misdemeanor unless reduced to an infraction pursuant to Chapter 1.12 of this Code. Upon conviction thereof he or she shall be punishable by a fine not to exceed \$1,000.00 or imprisonment not to exceed 6 months or by both such fine and imprisonment. The imposition of such penalty for any violation shall not excuse the violation or permit it to continue. Each day that a violation occurs shall constitute a separate offense.

SECTION 6. Section 6.12.010 of the Bell Gardens Municipal Code is hereby amended to read in its entirety as follows:

§6.12.010 ADOPTION OF THE 2019 CALIFORNIA PLUMBING CODE AS AMENDED BY TITLE 28 LOS ANGELES COUNTY PLUMBING CODE (ADOPTED 2010 BY THE LOS ANGELES COUNTY BOARD OF SUPERVISORS).

(A) The 2019 California Plumbing Code as amended by Title 28 Los Angeles County Plumbing Code (Adopted 2019 by the Los Angeles County Board of Supervisors), which provides minimum requirements and standards for the protection of the public health, safety and welfare by regulating the installation or alteration of plumbing and drainage materials, venting, wastes, traps, interceptors, water systems, sewers, gas piping, water heaters and other related products and workmanship in the city, provide for the issuance of permits and collection of fees therefore, and provide for penalties for the violations thereof, with certain changes and amendments thereto, are hereby adopted by reference and conflicting ordinances are hereby repealed.

(B) All of the regulations, provisions, conditions, and terms of said codes, together with their appendices one copy of which will be on file and accessible to the

public for inspection at the City Clerk's office, are hereby referred to, adopted and made part of this chapter as if fully set forth in this chapter with the exceptions, deletions, additions, and amendments thereto as set forth in this subchapter.

SECTION 7. Section 6.12.050 the Bell Gardens Municipal Code is hereby amended to read in its entirety as follows:

§6.12.050 PENALTY

Every person violating any provision of the 2019 California Plumbing Code as amended by Title 28 Los Angeles County Plumbing Code and appendices, adopted by reference by BGMC §6.12.010, or any permit or license granted thereunder or any rules or regulations promulgated pursuant thereto, is guilty of a misdemeanor unless reduced to an infraction pursuant to Chapter 1.12 of this Code. Upon conviction thereof he or she shall be punishable by a fine not to exceed \$1,000.00 or imprisonment not to exceed 6 months, or by both such fine and imprisonment. The imposition of such penalty for any violation shall not excuse the violation or permit it to continue. Each day that a violation occurs shall constitute a separate offense.

SECTION 8. Section 6.16.010 Bell Gardens Municipal Code is hereby amended to read in its entirety as follows:

§6.16.010 ADOPTION OF THE 2019 CALIFORNIA ELECTRICAL CODE AS AMENDED BY TITLE 27 LOS ANGELES COUNTY ELECTRICAL CODE (ADOPTED 2010 BY THE LOS ANGELES COUNTY BOARD OF SUPERVISORS).

(A) The 2019 California Electrical Code as amended by Title 27 Los Angeles County Electrical Code (Adopted 2019 by the Los Angeles County Board of Supervisors) which provides minimum requirements and standards for the protection of the public health, safety and welfare by regulating the installation or alteration of electrical wiring, equipment, materials, and workmanship in the city provides, for the issuance of permits and collection of fees therefore and provides penalties for the violations thereof, with all changes and amendments thereto, is hereby adopted by reference and all conflicting ordinances are hereby repealed.

(B) All of the regulations, provisions, conditions and terms of said codes, together with their appendices, one copy of which will be on file and accessible to the public for inspection at the City Clerk's office, are hereby referred to, adopted and made part of this chapter as if fully set forth in this chapter with the exceptions, deletions, additions and amendments thereto as set forth in this subchapter.

SECTION 9. Section 6.16.040 of the Bell Gardens Municipal Code is hereby amended to read in its entirety as follows:

§6.16.040 PENALTY

Every person violating any provision of the 2019 California Electrical Code as amended by Title 26 Los Angeles County Electrical Code and appendices, adopted by reference by §6.16.010, or of any permit or license granted thereunder, or any rules or regulations promulgated pursuant thereto, is guilty of a misdemeanor unless reduced to an infraction pursuant to Chapter 1.12 of this Code. Upon conviction thereof he or she shall be punishable by a fine not to exceed \$1,000.00 or imprisonment not to exceed 6 months, or by both such fine and imprisonment. The imposition of such penalty for any violation shall not excuse the violation or permit it to continue. Each day that a violation occurs shall constitute a separate offense.

SECTION 10. Chapter 6.14, entitled "Residential Code" is added to the Bell Gardens Municipal Code to read, in its entirety, as follows:

§ 6.14.010 ADOPTION OF THE 2019 CALIFORNIA RESIDENTIAL CODE AS AMENDED BY TITLE 30 LOS ANGELES COUNTY ELECTRICAL CODE (ADOPTED 2019 BY THE LOS ANGELES COUNTY BOARD OF SUPERVISORS).

(A) The 2019 California Residential Code as amended by Title 30 Los Angeles County Residential Code (Adopted 2019 by the Los Angeles County Board of Supervisors) which provides minimum requirements and standards for the protection of the public health, safety and welfare by regulating the design, construction, installation, quality of materials, use, occupancy, location, and maintenance of all buildings, structures, grading, and certain equipment as specifically set forth therein, and provides penalties for the violations thereof, with all changes and amendments thereto, is hereby adopted by reference and all conflicting ordinances are hereby repealed.

(B) All of the regulations, provisions, conditions and terms of said codes, together with their appendices, one copy of which will be on file and accessible to the public for inspection at the City Clerk's office, are hereby referred to, adopted and made part of this chapter as if fully set forth in this chapter with the exceptions, deletions, additions and amendments thereto as set forth in this subchapter.

§ 6.14.020 DEFINITIONS

Whenever any of the following names or terms are used in the residential code adopted by reference in BGMC 6.14.010, each such name or term shall be deemed and construed to have the meaning ascribed to it in this section, as follows:

"Board of Supervisors," shall mean the City Council for the city of Bell Gardens.

"Building Official," shall mean the building official of the city of Bell Gardens.

"County," "county of Los Angeles" or "unincorporated areas of the county of Los Angeles" shall mean the city of Bell Gardens.

"Los Angeles County Fire Code," shall mean the city of Bell Gardens Fire Code.

"Residential Code," shall mean the residential code of the city of Bell Gardens.

§ 6.14.030 RESIDENTIAL CODE FEES

Notwithstanding the provisions of this chapter, fees for plan check, inspection and other miscellaneous services shall be based on the most current fee set forth by resolution of the city council.

§ 6.14.040 PENALTY

Every person violating any provision of the 2019 California Residential Code as amended by Title 30 Los Angeles County Residential Code and appendices, adopted by reference by §6.14.010, or of any permit or license granted thereunder, or any rules or regulations promulgated pursuant thereto, is guilty of a misdemeanor unless reduced to an infraction pursuant to Chapter 1.12 of this Code. Upon conviction thereof he or she shall be punishable by a fine not to exceed \$1,000.00 or imprisonment not to exceed 6 months, or by both such fine and imprisonment. The imposition of such penalty for any violation shall not excuse the violation or permit it to continue. Each day that a violation occurs shall constitute a separate offense.

SECTION 11. Chapter 6.18, entitled "Green Building Standards Code" is added to the Bell Gardens Municipal Code to read, in its entirety, as follows:

§ 6.18.010 ADOPTION OF THE 2019 CALIFORNIA GREEN BUILDING STANDARDS CODE AS AMENDED BY TITLE 31 LOS ANGELES COUNTY GREEN BUILDING STANDARDS CODE (ADOPTED 2010 BY THE LOS ANGELES COUNTY BOARD OF SUPERVISORS).

(A) The 2019 California Green Building Standards Code as amended by Title 31 Los Angeles County Green Building Standards Code (Adopted 2019 by the Los Angeles County Board of Supervisors) which provides minimum requirements and standards for the protection of the public health, safety and welfare by enhancing the design and construction of buildings through the use of building concepts having a reduced negative impact, or positive environmental impact, and encouraging sustainable construction practices in planning and design, energy efficiency, water efficiency and conservation, material conservation and resource efficiency, and environmental air quality as specifically set forth therein, and provides penalties for the violations thereof, with all changes and amendments thereto, is hereby adopted by reference and all conflicting ordinances are hereby repealed.

(B) All of the regulations, provisions, conditions and terms of said codes, together with their appendices, one copy of which will be on file and accessible to the public for inspection at the City Clerk's office, are hereby referred to, adopted and made part of this chapter as if fully set forth in this chapter with the exceptions, deletions, additions and amendments thereto as set forth in this subchapter.

§ 6.18.020 DEFINITIONS

Whenever any of the following names or terms are used in the residential code adopted by reference in BGMC 6.18.010, each such name or term shall be deemed and construed to have the meaning ascribed to it in this section, as follows:

“Board of Supervisors,” shall mean the City Council for the city of Bell Gardens.

“Building Official,” shall mean the building official of the city of Bell Gardens.

“County,” “county of Los Angeles” or “unincorporated areas of the county of Los Angeles” shall mean the city of Bell Gardens.

“Los Angeles County Building Code,” shall mean the city of Bell Gardens Building Code.

“Los Angeles County Fire Code,” shall mean the city of Bell Gardens Fire Code.

“Residential Code,” shall mean the residential code of the city of Bell Gardens.

§ 6.18.030 GREEN BUILDING CODE FEES

Notwithstanding the provisions of this chapter, fees for plan check, inspection and other miscellaneous services shall be based on the most current fee set forth by resolution of the city council.

§ 6.18.040 PENALTY

Every person violating any provision of the 2019 California Residential Code as amended by Title 31 Los Angeles County Green Building Code and appendices, adopted by reference by §6.18.010, or of any permit or license granted thereunder, or any rules or regulations promulgated pursuant thereto, is guilty of a misdemeanor unless reduced to an infraction pursuant to Chapter 1.12 of this Code. Upon conviction thereof he or she shall be punishable by a fine not to exceed \$1,000.00 or imprisonment not to exceed 6 months, or by both such fine and imprisonment. The imposition of such penalty for any violation shall not excuse the violation or permit it to continue. Each day that a violation occurs shall constitute a separate offense.

SECTION 12. Chapter 16.44 of the Bell Gardens Municipal Code is hereby renamed as “Fire Code,” and amended in its entirety as follows:

§ 16.44.010 ADOPTION OF THE 2019 CALIFORNIA FIRE CODE AS AMENDED BY TITLE 32 LOS ANGELES COUNTY FIRE CODE (ADOPTED 2010 BY THE LOS ANGELES COUNTY BOARD OF SUPERVISORS).

A. The 2019 California Fire Code as amended by Title 32 Los Angeles County Fire Code (Adopted 2019 by the Los Angeles County Board of Supervisors) provides minimum requirements and standards governing the creation and maintenance of conditions dangerous to life and property due to hazards of fire and explosions as specifically set forth therein, and provides penalties for the violations thereof, with all

changes and amendments thereto, is hereby adopted by reference and all conflicting ordinances are hereby repealed.

B. All of the regulations, provisions, conditions and terms of said codes, together with their appendices, one copy of which will be on file and accessible to the public for inspection at the City Clerk's office, are hereby referred to, adopted and made part of this chapter as if fully set forth in this chapter with the exceptions, deletions, additions and amendments thereto as set forth in this subchapter.

§ 16.44.020 DEFINITIONS

"Board of Supervisors," shall mean the City Council for the city of Bell Gardens.

"Building Official," shall mean the building official of the city of Bell Gardens.

"County," "county of Los Angeles" or "unincorporated areas of the county of Los Angeles" shall mean the city of Bell Gardens.

"Los Angeles County Building Code," shall mean the city of Bell Gardens Building Code.

"Los Angeles County Fire Code," shall mean the city of Bell Gardens Fire Code.

§ 16.44.030 ENFORCEMENT

All provisions of this chapter shall be carried out and enforced, in conjunction with the law enforcement agency of the city, by the Los Angeles County Fire Department, and the consolidated fire protection district. The general provisions of conditions and equipment which aid in control of fire, and conditions constituting fire hazards or danger to life or property, and the abatement or minimizing of such fire hazards or dangerous conditions shall be the responsibility of the Los Angeles County Fire Department and the consolidated fire protection district.

§ 16.44.040 PENALTY

Every person violating any provision of the 2019 California Fire Code as amended by Title 32 Los Angeles County Green Building Code and appendices, adopted by reference by § 16.18.010, or of any permit or license granted thereunder, or any rules or regulations promulgated pursuant thereto, is guilty of a misdemeanor unless reduced to an infraction pursuant to Chapter 1.12 of this Code. Upon conviction thereof he or she shall be punishable by a fine not to exceed \$1,000.00 or imprisonment not to exceed 6 months, or by both such fine and imprisonment. The imposition of such penalty for any violation shall not excuse the violation or permit it to continue. Each day that a violation occurs shall constitute a separate offense.

SECTION 13. Findings. The City Council hereby makes each finding of reasonable necessity for modifications as stated separately for each such modification as identified in Los Angeles County Titles 26, 27, 28, and 29. These modifications to the California Building Code, incorporating the uniform codes are reasonably necessary

due to the local climate, characterized by hot, dry summers and the high potential for seismic activity which make structures particularly vulnerable to rapidly spreading fires and structural damage.

SECTION 14. Severability.

Should any section, subsection, clause or provision of this Ordinance for any reason be held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining portions of this Ordinance; it being hereby expressly declared that this Ordinance and each section, subsection, sentence, clause and phrase hereof would have been prepared, proposed, approved and ratified irrespective of the fact that anyone or more sections, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

SECTION 15. This Ordinance has been determined to be exempt from the California Environmental Quality Act pursuant to State Guidelines §15061 (b)(3) as a project that has no potential for causing a significant effect on the environment.

SECTION 16. The City Clerk shall cause this Ordinance to be processed according to law.

SECTION 17. The City Clerk shall file a certified copy of this Ordinance with the California Building Standards Commission.

SECTION 18. The City Clerk shall certify to the passage and adoption of this Ordinance, causing it to be posted as required by law, and it shall be effective thirty (30) days after its adoption.

[Signatures on the following page]

PASSED, APPROVED AND ADOPTED this 10th day of February, 2020.

THE CITY OF BELL GARDENS

Alejandra Cortez, Mayor

APPROVED AS TO FORM:

ATTEST:

Rick Olivarez
City Attorney

Jane Halstead
City Clerk

Chapter 6.04
BUILDING CODE*

Sections:

- 6.04.010 Adoption of the 2019 California Building Code, as amended by 2020 County of Los Angeles Building Code (Title 26).
- 6.04.020 Penalty.
- 6.04.030 Definitions.
- 6.04.040 Fees.
- 6.04.050 Section 106.3 modified – Work exempted.
- 6.04.060 Section 1803 modified – Soil classification.

* Prior legislation: Prior code § 8100.

6.04.010 Adoption of the 2019 California Building Code, as amended by 2020 County of Los Angeles Building Code (Title 26).

A. The 2019 California Building Code, as amended by 2020 County of Los Angeles Building Code (Title 26), together with their appendices, which regulate the erection, construction, enlargements, alteration, repair, moving, removal, conversion, demolition, occupancy, use, equipment, height, area, security, abatement, and maintenance of buildings or structures within the city, provide for the issuance of permits and collection of fees therefor, and provide for penalties for violation thereto, are hereby adopted by reference and conflicting ordinances are hereby repealed.

B. All of the regulations, provisions, conditions, and terms of said codes, together with their appendices, one copy of which will be on file and accessible to the public for inspection at the city clerk's office, are hereby referred to, adopted and made part of this chapter as if fully set forth in this chapter with exceptions, deletions, additions, and amendments thereto as set forth in this section. (Ord. 865 § 4, 2015; Ord. 838 § 1, 2011; Ord. 815 § 1, 2008; Ord. 764-U § 1, 2002; Ord. 723-U § 1, 1999; Ord. 652-U § 3, 1995).

6.04.020 Penalty.

Every person violating any provision of the 2019 California Building Code, as amended by 2020 County of Los Angeles Building Code (Title 26) and appendices adopted by reference by BGMC 6.04.010, or of any permit or license granted thereunder, or any rules or regulations promulgated pursuant thereto is guilty of a misdemeanor unless reduced to an infraction pursuant to Chapter 1.12 BGMC. Upon conviction thereof he or she shall be punished by a fine not to exceed \$1,000 or imprisonment not to exceed six months or by both such fine and imprisonment. The imposition of such penalty for any violation shall not excuse the violation or permit it to continue. Each day that a violation occurs shall constitute a separate offense. (Ord. 865 § 5, 2015; Ord. 838 § 2, 2011; Ord. 815 § 2, 2008; Ord. 764-U § 2, 2002; Ord. 723-U § 2, 1999; Ord. 652-U § 3, 1995).

6.04.030 Definitions.

Whenever any of the names or terms defined in this section are used in this code, each such name or term shall be deemed and construed to have the meaning ascribed to it in this section:

“Board of appeals” shall mean the board of appeals established by Section 105 of the Bell Gardens building code.

“Building department” shall mean the building department of the city of Bell Gardens.

“Building official and engineer” shall mean the person designated to act as building official by the city council.

“City council” or “board of supervisors” shall mean the city council of the city of Bell Gardens unless the context requires otherwise.

“County,” “county of Los Angeles,” or “unincorporated territory of the county of Los Angeles” shall mean the city of Bell Gardens.

“Electrical code” shall mean the electrical code of the city of Bell Gardens.

“Fire code” shall mean the fire code of the city of Bell Gardens.

“General fund” shall be the city treasury of the city of Bell Gardens.

“Health code” or “Los Angeles County Health Code” shall mean the health code of the city of Bell Gardens.

“Health officer” shall mean the health officer of the city of Bell Gardens.

“Mechanical code” shall mean the mechanical code of the city of Bell Gardens.

“Plumbing code” shall mean the plumbing code of the city of Bell Gardens.

“Special inspector” shall mean a person holding a valid certificate of registration issued by the county of Los Angeles as set forth in Section 1701 of said Building Code, or a person otherwise determined to be qualified by the building official. (Ord. 652-U § 3, 1995).

6.04.040 Fees.

Notwithstanding the provisions of this chapter, fees for plan check, inspection and other miscellaneous services shall be based on the most current fee set forth by resolution of the city council. (Ord. 652-U § 3, 1995).

6.04.050 Section 106.3 modified – Work exempted.

The Bell Gardens building code, adopted by reference in BGMC 6.04.010, is amended by modifying subsection 2 of Section 106.3 (work exempted) of the 2019 California Building Code, as amended by 2020 County of Los Angeles Building Code (Title 26), to read as follows:

2. Fences not over 2 feet (610 mm) in height.

(Ord. 865 § 6, 2015; Ord. 652-U § 3, 1995).

6.04.060 Section 1803 modified – Soil classification.

The Bell Gardens building code, adopted by reference in BGMC 6.04.010, is amended by modifying Section 1803 of the 2019 California Building Code by adding Sections 1803.8 and 1803.9 to read as follows:

1803.8 Compressible Soils. (Hydroconsolidation). All structures shall have foundation systems constructed in accordance with the recommendation(s) found in a soils report, which shall be prepared, stamped, and signed by a California licensed soils engineer or geologist (licensed professional). All borings or test excavations shall terminate 12 feet or more below the ground surface at each boring or test excavation. A soils report shall be required for any addition which exceeds 3,000 square feet or exceeds 50% of the area of the original structure, except as provided in Section 1803.9.

Exception: Soils reports shall not be required for Group U Occupancies.

The soils report shall state that the licensed professional has reviewed the site, laboratory findings and analyses and that to the best of his/her professional knowledge and expertise, there should be no significant hydroconsolidation or subsidence, provided all of his/her recommendations are incorporated in the design and construction.

1803.9 Residential Building Foundation. All Group R-3 buildings or additions to Group R-3 buildings which exceed 500 square feet or exceed 50% of the area of the original building shall have foundation systems constructed based on the soils report and the licensed professional’s recommendation as shown above or additions to Group R-3 buildings which do not exceed 500 square feet or do not exceed 50 percent of the area of the original building, their foundations and floor slabs shall comply with the following requirements:

1. Depth of foundations below the natural and finish grades shall be not less than 24 inches for all exterior wall footings and interior bearing wall foundations.
2. Exterior walls and interior bearing walls shall be supported on continuous foundations of concrete with a compressive strength of not less than 2500 psi.
3. Foundations for exterior walls and interior bearing walls shall be tied to the floor slabs by reinforcing bars having a diameter of not less than 3/8 inch and spaced at intervals not exceeding 24 inches on center. The reinforcing bars shall extend at least 40 bar diameters into the footings and the slab.
4. Foundations shall be reinforced with a minimum of 2 continuous 1/2 inch diameter deformed reinforcing bars placed within 4 inches of the top of the footing and a minimum of 2 continuous 1/2 inch diameter deformed reinforcing bars placed within 4 inches of the bottom of the footing so as to act as grade beams.
5. Concrete floor slabs on grade shall be monolithically cast with the foundation on a 4 inch fill of coarse aggregate or on a moisture barrier membrane. The slabs shall be at least 3 1/2 inches thick and shall be reinforced with deformed reinforcing bars having a diameter of not less than 3/8 inch and spaced at intervals not exceeding 18 inches each way. If floor slabs are not cast monolithically, a structural or civil engineer or architect shall provide calculations and details of the proposed connection between the slab and the footing. Structural calculations and details shall be stamped and signed by the licensed professional.
6. The soil below all concrete shall be saturated with moisture to a depth of 48 inches prior to casting the concrete. The saturation shall extend at least 10 feet beyond the perimeter foundation or footings. (NOTE: This results in saturation of 24" below bottom of footing). The owner, a State of California licensed general contractor, or a State of California licensed soils engineer or geologist, shall provide written acknowledgment that the saturation requirement is met prior to approval for placement of concrete. The owner or general contractor shall provide a notarized acknowledgment, or the licensed professional shall stamp and sign his/her acknowledgment.
7. Where raised wood floors are constructed in lieu of concrete slabs on grade, positive connections of the floor framing to the perimeter concrete footings which will tie the floor integrally with the foundations shall be made. Details of such connections must be in compliance with Section 2308 or must be prepared by a State of California licensed civil or structural engineer or architect, and shall be submitted for review and approval.

(Ord. 865 § 7, 2015; Ord. 838 § 3, 2011; Ord. 815 § 9, 2008).



**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT

Item 6.

TO:	Honorable Mayor and City Council Members
FROM:	Michael B. O'Kelly, City Manager
BY:	Chau Vu, Director of Public Works Cesar Roldan, Engineering Services Manager
SUBJECT:	ADOPT A RESOLUTION AUTHORIZING THE INSTALLATION OF RED CURBS "NO PARKING" AT THE INTERSECTION OF PURDY AVENUE AND LUBEC STREET
DATE:	February 10, 2020

RECOMMENDATION:

It is staff recommendation that the City Council, by motion:

1. Adopt the attached Resolution authorizing parking restrictions in Bell Gardens; and
2. Authorize the installation of ten (10') feet of red curb (no parking) from the back of the curb returns on the northeast, southwest and southeast corner of Lubec Street and Purdy Avenue.

BACKGROUND/DISCUSSION:

City Council relayed resident's concerns pertaining to the intersection of Purdy Avenue and Lubec Street. Residents state that there have been several traffic collisions at this location and request the addition of stop signs on eastbound and westbound Lubec Street would help alleviate most of the community's traffic safety concerns. Stop signs currently exist on northbound and southbound Purdy Avenue.

Engineering staff investigated the request to add stop signs on eastbound and westbound Lubec Street, making the intersection a four-way stop intersection. Staff referenced Caltrans Roadway Classification 13v34 map and the City of Bell Gardens Municipal Code and General Plan when classifying these two streets at this specific location as local residential streets. Review of this request includes utilizing the California Manual on Uniform Traffic Control Devices (MUTCD) which evaluates the intersection based on traffic volumes (vehicular and pedestrian), accident history, visibility, and other pertinent conditions. The process includes the following: If a location meets one or more of the warrants as specified in the MUTCD, staff will bring the stop sign installation request for consideration to the Traffic and Safety Commission and for ultimate approval from the City Council.

Purdy Avenue is a north-south residential street providing one lane of traffic in each direction. Parking is generally permitted on both the east and west side of the street. The speed limit along Purdy Avenue is 25 miles per hour (MPH). Stop signs are posted on both northbound and southbound Purdy Avenue at its intersection with Lubec Street. Lubec Street is an east-west residential street with one lane of traffic in each direction. Parking is generally permitted on both

the north and south sides of Lubec Street near the intersection with Purdy Avenue. Lubec Street also has a speed limit of 25 MPH. There is existing red curb on the northwest corner of Purdy Avenue and Lubec Street, which improves sight distance for eastbound motorists traveling on Lubec Street.

The following are advantages of warranted stop signs:

- Assignment of right of way to drivers at an intersection (motorists understand the need to stop and look in all directions in order to proceed).
- Improved safety at the intersection.

Stop signs installed that are NOT warranted cause the following:

- Reduce their effectiveness and are largely ignored by drivers
- Unnecessarily increases fuel consumption and air and noise pollution
- May actually cause an increase in potential accidents
- Stop signs cause a substantial inconvenience to motorists and should be installed at an intersection only if the existing conditions indicates that their installation is appropriate and warranted

Several factors must be warranted in order to add stop signs. One important indicator is that five (5) or more reported accidents within a 12-month period of a type correctable by a multiway stop installation have been demonstrated in the accident history. Types of accidents correctable typically are right and left turn collisions and right-angle collisions. Unfortunately, the collision data for this intersection does not merit or warrant the addition of stop signs.

Another critical factor are the minimum traffic volumes at an intersection. The total vehicular volume entering the intersection from all approaches must average at least 500 vehicles per hour for any 8 hours of an average day. This must also include the combination of vehicular and pedestrian volume from the minor street and must average at least 200 vehicles per hour for the same 8 hours, with an average delay to the minor street vehicular traffic of at least 30 seconds per vehicle during the maximum hour. Lastly, the 85th percentile approach speed exceeds 40 MPH and the minimum vehicular volume warrant is 70% of the above requirements. The 85th percentile speed is the speed at or below which eighty-five percent of all vehicles are observed to travel under free-flowing conditions past or within the posted speed limit. Unfortunately, the traffic speed volume count and speed limits for this intersection did not merit or warrant the addition of the stop signs.

The installation of a stop sign does not absolve the City from potential liability. The City is exposed to liability whether or not stop signs are installed at a particular intersection. The primary purpose of a stop sign is to control intersection right-of-way. The stop sign is a useful regulatory traffic control device that directs motorists to stop at all times before proceeding through an intersection. A fully justified and properly installed stop sign can facilitate traffic movement, effectively assign right-of-way, reduce vehicle delay and decrease accidents. A stop sign is not a cure-all and is not a substitute for other traffic control devices.

CONCLUSION:

Stop signs should not be viewed as a cure-all for solving all safety problems; however, when properly located, they can be a useful traffic control device to enhance safety for all roadway users.

In this instance, after careful review of the field configuration, and after analyzing the volume and speed data and traffic accident collision reports, it is staff recommendation to deny the request to add stop signs on eastbound and westbound Lubec Street.

Alternative measures are often more effective than adding stop signs. Our experience has shown that simply improving the intersection visibility is often more effective in reducing traffic accidents. Improving intersection sight visibility often reduces the need to install more restrictive intersection controls. However, staff is recommending consideration of the installation of 10 feet of red curb (no parking) from the back of the curb returns on the northeast, southwest and southeast corners. This will potentially cause the reduction of seven (7) parking spaces.

The Traffic and Safety Commission approved this for City Council consideration at the December 3, 2019 meeting.

FISCAL IMPACT:

The cost for installing the red curbs is approximately \$300 and is available in the FY 2019-2020 Street Maintenance Budget.

ATTACHMENTS:

Exhibit 1 - Resolution No. 2020-10

Exhibit 2 - Diagram

Exhibit 3 - Radius Map

Exhibit 4 - Stop Sign Warrants (Purdy & Lubec)

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager

Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney

Will Kaholokula, Director of Finance and Administrative Services

RESOLUTION NO. 2020-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELL GARDENS, CALIFORNIA, ESTABLISHING PARKING RESTRICTIONS IN THE CITY OF BELL GARDENS IN ACCORDANCE WITH CHAPTER 13.20 (PARKING) OF THE BELL GARDENS MUNICIPAL CODE

WHEREAS, the City Council desires by this Resolution to modify the parking restrictions presently in effect in the City of Bell Gardens;

WHEREAS, the City Council desires to add red curb 'no parking' to the area described below.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Bell Gardens as follows:

SECTION 1. The stopping, standing, or parking of a vehicle upon any of the following streets or parts thereof shall be prohibited, pursuant to Section 13.20.120 of the Bell Gardens Municipal Code, at all times or during such other hours as are set forth herein:

A. At all times.

1. The north side of Lubec Street from the prolongation of the west curb of Purdy Avenue to a point ten (10') feet westerly thereof;
2. The south side of Lubec Street from the prolongation of the west curb of Purdy Avenue to a point ten (10') feet westerly thereof;
3. The south side of Lubec Street from the prolongation of the east curb of Purdy Avenue to a point ten (10') feet easterly thereof;
4. The north side of Lubec Street from the prolongation of the east curb of Purdy Avenue to a point ten (10') feet easterly thereof;
5. The east side of Purdy Avenue from the prolongation of the north curb of Lubec Street to a point ten (10') feet northerly thereof;
6. The west side of Purdy Avenue from the prolongation of the south curb of Lubec Street to a point ten (10') feet southerly thereof; and
7. The east side of Purdy Avenue from the prolongation of the south curb of Lubec Street to a point ten (10') feet southerly thereof.

SECTION 2. The City Council hereby approves the amendment to the City's master parking list and directs City staff to amend the City's master parking list by adding No Parking Red Curb areas described in the preceding paragraph.

SECTION 3. The City Clerk shall attest and certify to the passage and adoption of this Resolution and enter it into the book of original resolutions, and it shall become effective immediately upon its approval.

PASSED, APPROVED, and ADOPTED this 10th day of February, 2020.

THE CITY OF BELL GARDENS

Alejandra Cortez, Mayor

APPROVED AS TO FORM:

ATTEST:

Rick R. Olivarez
City Attorney

Jane Halstead
City Clerk

Exhibit 2

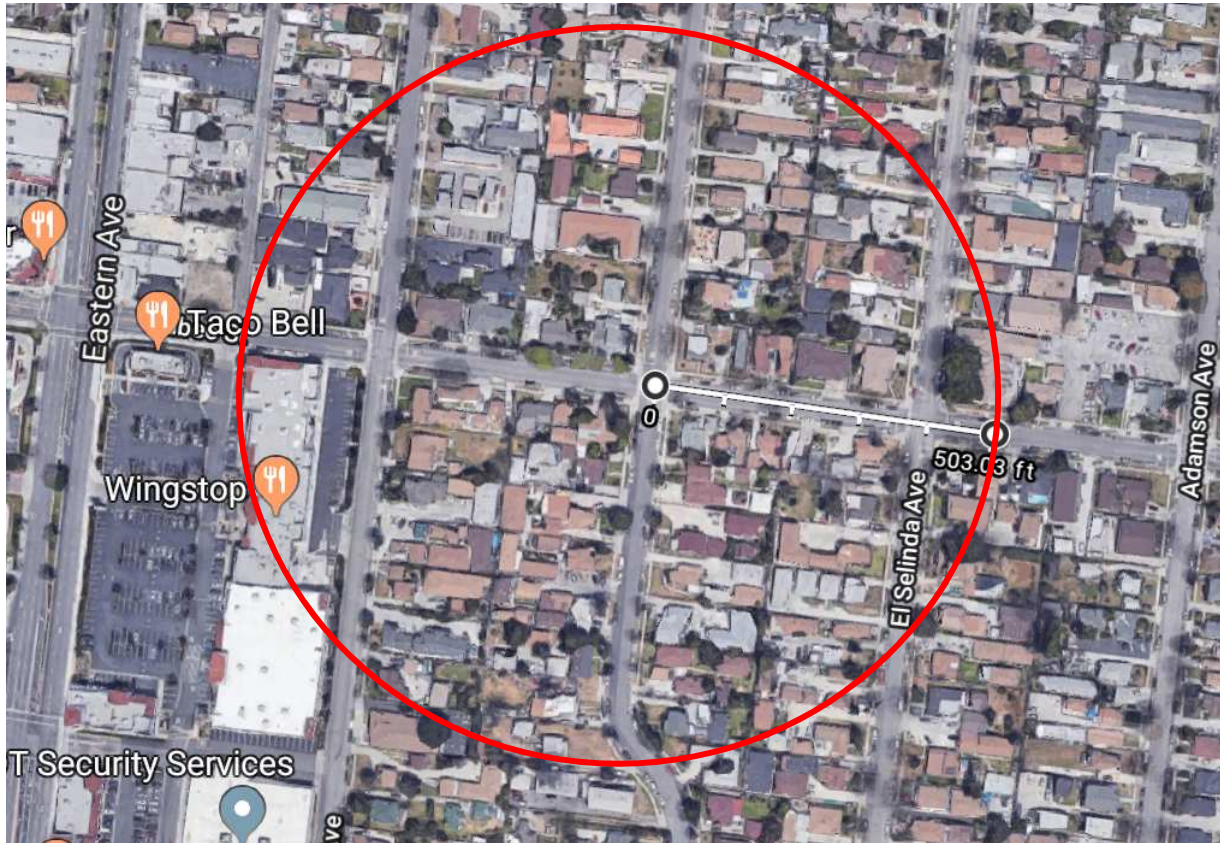
SIGHT DISTANCE – RED CURB



Exhibit 3

500-FOOT RADIUS MAP

Purdy Avenue and Lubec Street





CITY OF BELL GARDENS
Public Works Department
MEMORANDUM

TO: Chau Vu, Director of Public Works
Doug Benash, City Engineer

FROM: Stephen Hilton, Consulting Traffic Engineer

SUBJECT: PURDY AVENUE AND LUBEC STREET
STOP SIGN WARRANT ANALYSIS

DATE: July 31, 2019

BACKGROUND

City Council relayed a resident request asking the City to investigate the possibility of installing all-way stop signs and at the intersection of Purdy Avenue and Lubec Street. Figure 1 presents a vicinity map of the subject area.

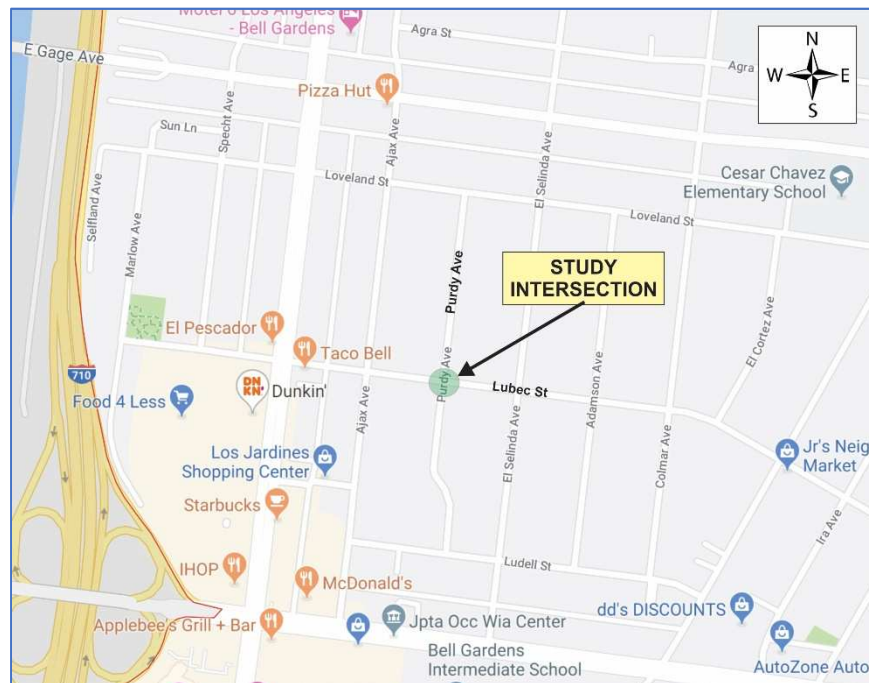


Figure 1: Vicinity Map

Residents have expressed concerns relative to intersection safety along Lubec Street at the intersection with Purdy Avenue. A concern over the number of traffic collisions at this location has prompted residents to ask the City to consider installing stop signs on eastbound and

westbound Lubec Street which would create an all-way stop intersection. Figure 2 presents an aerial photograph of the study area.

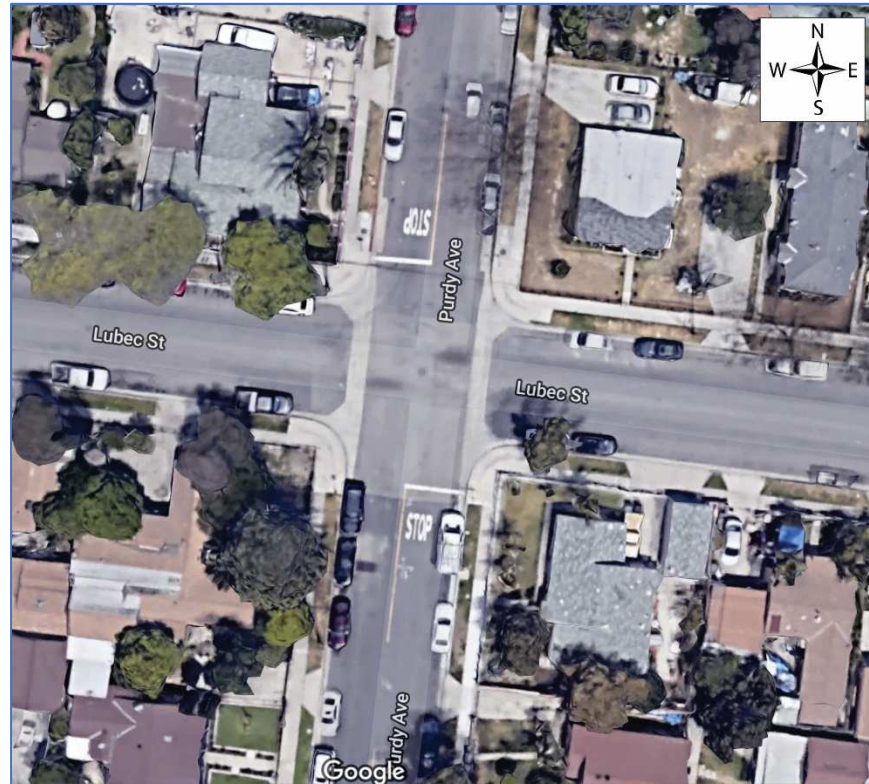


Figure 2: Aerial Photograph

SETTING

A field review noted the intersection of Purdy Avenue and Lubec Street is a 4-way intersection with stop signs installed for the northbound and southbound approaches on Purdy Avenue. No traffic controls exist on Lubec Street at this intersection.

Purdy Avenue

Purdy Avenue is a north-south residential collector street providing one lane of traffic in each direction. Parking is generally permitted on both the east and west side of the street. The speed limit along Purdy Avenue is 25 MPH. Stop signs are posted on both northbound and southbound Purdy Avenue at its intersection with Lubec Street.

Lubec Street

Lubec Street is an east-west residential collector with one lane of traffic in each direction. Parking is generally permitted on both the north and south sides of Lubec Street near the intersection with Purdy Avenue. Lubec Street also has a speed limit of 25 MPH. Lubec Street is unstopped at its intersection with Purdy Avenue.

MULTI-WAY STOP WARRANT ANALYSIS

The California Manual on Uniform Traffic Control Devices (CA-MUTCD) has several criteria which are utilized to determine whether multi-way stop signs are warranted at an intersection. Those criteria have been evaluated for the intersection of Purdy Avenue and Lubec Street. The warrants are summarized as follows:

1. Collisions
2. Volumes
3. Sight Distance

Collision Warrant

SWITRS (Statewide Integrated Traffic Records System) data was acquired from the CHP (California Highway Patrol) and studied to determine the frequency of traffic collisions for the subject intersection. Traffic collision records for Purdy Avenue and Lubec Street intersection were reviewed for the past three (3) year period. That review identified two (2) traffic collisions were reported at the intersection of Purdy Avenue and Lubec Street over the past 3-years. Table 1 presents a summary of the collisions reported.

Table 1
Traffic Collision Summary

Intersection	2016 to 2017	2017 to 2018	2018 to 2019
Lubec Street & Purdy Avenue	1	0	1

SWITRS Collisions Reported Between 4/15/2016 and 4/16/2019

The collision warrant requires five (5) collisions within a 12-month period susceptible to correction by installation of stop signs. Based on two (2) collisions being reported during the past three 3-years, the the collision warrant for stop signs is not satisfied.

Traffic Volume Warrant

The traffic volume warrant requires at least 300 vehicles per hour for each of any 8-hours of an average day. This translates to a minimum traffic volume of 2,400 vehicles within an 8-hour period. Traffic volumes of that magnitude are typically only reached on major collector streets and are not present on Lubec Street. Therefore, the volume warrant cannot be satisfied.

Sight Distance Warrant

The MUTCD requires a clear sight distance based on the speed limit along the uncontrolled Lubec Street. The MUTCD

Stopping Sight Distance as a Function of Speed	
Speed	Distance
20 mph	115 feet
25 mph	155 feet
30 mph	200 feet
35 mph	250 feet
40 mph	305 feet
45 mph	360 feet
50 mph	425 feet
55 mph	495 feet
60 mph	570 feet
65 mph	645 feet
70 mph	730 feet
75 mph	820 feet
Source: MUTCD Table 6C-2	

recommends a minimum of 155 feet stopping distance for vehicles traveling eastbound and westbound due to the 25 MPH speed limit on Lubec Street.

If required, sight distance could be improved by prohibiting curb side parking on the eastbound and westbound approaches on Lubec Street. However, review of traffic collisions indicate no sight distance related collisions have been reported within the past three years.

Parking within this residential neighborhood is scarce therefore prohibiting curb side parking is not recommended.

CONCLUSIONS

1. Based on two (2) collisions being reported during the past three 3-years, the collision warrant for stop signs is not satisfied.
2. Traffic volumes along Lubec Street are not high enough to satisfy the volume warrant condition.
3. No sight distance related collisions have been reported within the past 3-years and parking within this residential neighborhood is scarce therefore prohibiting curb side parking is not recommended.

RECOMMENDATION

1. Conditions at this intersection do not satisfy the required warrants for installation of stop signs. Therefore, we cannot recommend approving the request for all-way stop signs.



**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT

Item 7.

TO:	Honorable Mayor and City Council Members
FROM:	Scott Fairfield, Chief of Police
BY:	Scott Fairfield, Chief of Police
SUBJECT:	NOTICE OF TERMINATION OF MOU FOR REIMBURSEMENT OF PERSONNEL AND EQUIPMENT COSTS ASSOCIATED WITH INVESTIGATIONS OF VIOLENT CRIMINAL STREET GANGS
DATE:	February 10, 2020

RECOMMENDATION:

It is staff recommendation that the City Council receive and file this report.

BACKGROUND/DISCUSSION:

During the months leading up to the April 22, 2019 City Council Meeting, Bell Gardens Police Detectives Identified a group of local gang members responsible for committing violent crimes and conspiring with other criminal street gangs to extort local gang members and businesses in Bell Gardens and surrounding cities. These investigations can be very long and can be very expensive.

In an effort to limit the financial impact on the City, the Bell Gardens Police Department partnered with neighboring police agencies to increase personnel and requested that the City enter into an agreement with ICE to reimburse the City for overtime incurred during the investigation, up to \$15,000 per officer per year. Due to excellent work by Bell Gardens Police Department Detectives and Detectives from neighboring cities, the suspects were identified and ultimately arrested without the assistance of ICE.

CONCLUSION:

During the eight (8) months that the agreement was in effect, the Bell Gardens Police Department never requested or received assistance from ICE for any investigation. Staff has now decided to terminate the agreement.

FISCAL IMPACT:

No fiscal impact.

ATTACHMENTS:

Exhibit 1 - Resolution No. 2019-18

Exhibit B - MOU from HSI

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager

Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney

Will Kaholokula, Director of Finance and Administrative Services

RESOLUTION NO. 2019-18

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELL GARDENS, CALIFORNIA, ACCEPTING OF REIMBURSEMENT OF JOINT OPERATIONS EXPENSES FROM THE TREASURY FORFEITURE FUND AND APPROPRIATING THESE FUNDS FOR USE BY THE POLICE DEPARTMENT

WHEREAS, as part of the day to day law enforcement activities, the Bell Gardens Police Departments is tasked with criminal investigations and apprehension of criminal gang members; and

WHEREAS, the Bell Gardens Police Departments has identified these types of crimes and criminals as being highly violent and disruptive to the safety for all residents of the City of Bell Gardens, and surrounding cities; and

WHEREAS, the Bell Gardens Police Departments is seeking to partner with other law enforcement agencies to provide a higher level of deterrence to these types of crime; and

WHEREAS, this agreement is entered into by the Bell Gardens Police Department and U.S. Immigration and Customs Enforcement (ICE), Homeland Security Investigations for the purpose of the reimbursement of costs incurred by the Bell Gardens Police Department in providing resources to joint operations/task forces; and

WHEREAS, the City of Bell Gardens will be reimbursed for certain expenses incurred as a participant of joint operations/task forces with the federal agency participating in the Treasury Forfeiture Fund; and

WHEREAS, these funds are authorized for expenditures toward criminal enforcement related operations to assist the Bell Gardens Police Department with the suppression and/or investigations of criminal street gangs; and

WHEREAS, the Bell Gardens City Council desires to accept these funds from the U.S. Immigration and Customs Enforcement (ICE), Homeland Security Investigations for additional workforce and equipment as part of the police department's efforts to reduce gang violence; and

WHEREAS, upon execution of the resolution, funds will be appropriated by the City of Bell Gardens and reimbursed by the Treasury Forfeiture Fund guidelines.

NOW THEREFORE, the City Council of the City of Bell Gardens does resolve as follows:

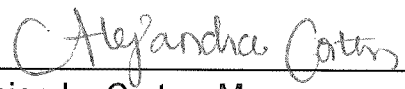
SECTION 1. The Memorandum of Understanding between United States Homeland Security Investigations and City of Bell Gardens is approved and adopted.

SECTION 2. The Mayor is hereby authorized to execute this Resolution signifying its adoption by the City Council of the City of Bell Gardens. Subject to all applicable laws, the City Council hereby authorizes the City Manager or designee to execute the Memorandum of Understanding any and all documents relating to the resolution, and take any action that is consistent with this Resolution.

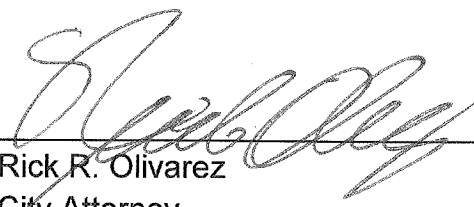
SECTION 3. The City Clerk shall attest and certify to the passage and adoption of this Resolution and enter it into the book of original resolutions, and it shall become effective immediately upon its approval.

PASSED, APPROVED, AND ADOPTED THIS 22nd day of April, 2019.

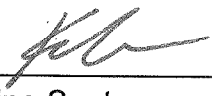
THE CITY OF BELL GARDENS


Alejandra Cortez, Mayor

APPROVED AS TO FORM:



Rick R. Olivarez
City Attorney

ATTEST:


Kristina Santana
City Clerk

I, KRISTINA SANTANA, City Clerk of the City of Bell Gardens, hereby CERTIFY that **City Council Resolution No. 2019-18** was adopted by the Bell Gardens City Council at a **regular** meeting of the City Council held on **Monday, April 22, 2019** and was approved and passed by the following vote:

AYES: Council Member Barcena, Rodriguez; Mayor Pro Tem Flores; Mayor Cortez
NOES: None
ABSTAIN: None
ABSENT: Council Member Aceituno


Kristina Santana, City Clerk

**MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN
IMMIGRATION AND CUSTOMS ENFORCEMENT AND LOCAL,
COUNTY, OR STATE LAW ENFORCEMENT AGENCY FOR THE
REIMBURSEMENT OF JOINT OPERATIONS EXPENSES FROM THE
TREASURY FORFEITURE FUND**

This Agreement is entered into by the Bell Gardens Police Department (1909) and U.S. Immigration and Customs Enforcement (ICE), Homeland Security Investigations for the purpose of the reimbursement of costs incurred by the Bell Gardens Police Department in providing resources to joint operations/task forces.

Payments may be made to the extent they are included in the ICE Fiscal Year Plan, and the money is available within the Treasury Forfeiture Fund to satisfy the request(s) for the reimbursement of overtime expenses and other law enforcement expenses related to joint operations.

I. LIFE OF THIS AGREEMENT

This Agreement becomes effective on the date it is signed by both parties. It remains in force unless explicitly terminated, in writing, by either party.

II. AUTHORITY

This Agreement is established pursuant to the provisions of 31 USC 9705, the Treasury Forfeiture Fund Act of 1992, which provides for the reimbursement of certain expenses incurred by local, county, and state law enforcement agencies as participants of joint operations/task forces with a federal agency participating in the Treasury Forfeiture Fund.

III. PURPOSE OF THIS AGREEMENT

This Agreement establishes the responsibilities of both parties and the procedures for the reimbursement of certain overtime expenses and other law enforcement expenses pursuant to 31 USC 9705.

IV. APPLICABILITY OF THIS AGREEMENT

This agreement is valid for all joint investigations led by ICE/Homeland Security Investigations, with the participation of the Bell Gardens Police Department, and until terminated, in writing, by either party.

V. TERMS, CONDITIONS, AND PROCEDURES

A. Assignment of Officer(s)

To the maximum extent possible, the Bell Gardens Police Department shall assign dedicated officers to any investigation or joint operation. Included as part of this Agreement, the Bell Gardens Police Department shall provide ICE/Homeland Security Investigations with the names, titles, four last digits of SSNs, badge or ID numbers, and hourly overtime wages of the officer(s) assigned to the joint operation. This information must be updated as necessary.

B. Submission of Requests for Reimbursement (Invoices) and Supporting Documentation

1. The Bell Gardens Police Department may request the reimbursement of overtime salary expenses directly related to work on a joint operation with ICE/Homeland Security Investigations, performed by its officer(s) assigned to this joint operation. In addition, the Bell Gardens Police Department may request reimbursement of other investigative expenses, such as travel, fuel, training, equipment and other similar costs, incurred by officer(s) assigned as members of the designated joint operations with ICE/Homeland Security Investigations.

The Bell Gardens Police Department **may not** request the reimbursement of the same expenses from any other Federal law enforcement agencies that may also be participating in the investigation.

2. **Reimbursement payments will not be made by check.** To receive reimbursement payments, the Bell Gardens Police Department must ensure that Customs and Border Protection, National Finance Center (CBP/NFC) has a current ACH Form on file with the agency's bank account information, for the purposes of Electronic Funds Transfer. The ACH Form must be sent to the following address:

CBP National Finance Center
Attn: Forfeiture Fund
6650 Telecom Dr.
INDIANAPOLIS, IN 46278

If any changes occur in the law enforcement agency's bank account information, a new ACH Form must be filled out and sent to the CBP/NFC as soon as possible.

3. In order to receive the reimbursement of officers' overtime and other expenses related to joint operations, the Bell Gardens Police Department must submit to

ICE/Homeland Security Investigations the TEOAF Form “Local, County, and State Law Enforcement Agency Request for Reimbursement of Joint Operations Expenses (Invoice),” signed by an authorized representative of that agency and accompanied by supporting documents such as copies of time sheets and receipts.

4. The Bell Gardens Police Department remains fully responsible, as the employer of the officer(s) assigned to the investigation, for the payment of overtime salaries and related benefits such as tax withholdings, insurance coverage, and all other requirements under the law, regulation, ordinance, or contract, regardless of the reimbursable overtime charges incurred. Treasury Forfeiture Fund reimburses overtime salaries. Benefits are not reimbursable.
5. The maximum reimbursement entitlement for overtime worked on behalf of the joint investigation is set at \$15,000 per officer per year.
6. The Bell Gardens Police Department will submit all requests for the reimbursement of joint operations’ expenses to ICE/Homeland Security Investigations, at the following address: 501 W. Ocean Blvd., Suite 7200, Long Beach, CA 90802, Attention: Administrative Officer; telephone number 562-624-3973 or 562-624-3947.

VI. PROGRAM AUDIT

This Agreement and its provisions are subject to audit by ICE, the Department of the Treasury Office of Inspector General, the General Accounting Office, and other government designated auditors. The Bell Gardens Police Department agrees to permit such audits and agrees to maintain all records relating to these transactions for a period not less than three years; and in the event of an on-going audit, until the audit is completed.

These audits may include reviews of any and all records, documents, reports, accounts, invoices, receipts of expenditures related to this agreement, as well as interviews of any and all personnel involved in these transactions.

VII. REVISIONS

The terms of this Agreement may be amended upon the written approval by both parties. The revision becomes effective on the date of approval.

VIII. NO PRIVATE RIGHT CREATED

This is an internal government agreement between ICE/Homeland Security Investigations and the Bell Gardens Police Department and is not intended to confer any right or benefit to any private person or party.

Signatures:

Joseph Macias
Special Agent in Charge, Los Angeles
ICE/Homeland Security Investigations

Scott Fairfield
Chief
Bell Gardens Police Department

Date: _____

Date: _____



**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT

Item 8.

TO:	Honorable Mayor and City Council Members
FROM:	Michael B. O'Kelly, City Manager
BY:	Gustavo Romo, Director of Community Development
SUBJECT:	ADOPT A RESOLUTION AUTHORIZING SUBMISSION OF APPLICATION FOR CALHOME GRANT
DATE:	February 10, 2020

RECOMMENDATION:

It is Staff recommendation that the City Council approve the attached Resolution authorizing the submission of an application to HCD for funding under the CalHome Program; authorize the City Manager to execute a Standard Agreement with HCD if selected to receive CalHome Program funding and any amendments thereto; and authorize the City Manager to execute and file any related documents necessary to participate in the CalHome Program.

BACKGROUND/DISCUSSION:

The CalHome Program is authorized by Chapter 6 (commencing with Section 50650) of Part 2 of Division 31 of the State Health and Safety Code. Additionally, Proposition 1C, the Housing and Emergency Shelter Trust Funds Act of 2006, provides funding for CalHome Programs. California jurisdictions and non-profit organizations are eligible to apply for CalHome Program funds to provide mortgage assistance for low or very low income first time homebuyers and owner-occupied housing rehabilitation for low or very low income homeowners (0 to 80% of Median Family Income). The CalHome application is a competitive application process rated and ranked by HCD to determine the grant recipients.

If awarded, these funds will provide low interest (0 to 3%) deferred payment loans to seniors, persons with a disability, and families of low and moderate income who own and occupy their homes and need financial assistance to make repairs and improvements.

This is a time-sensitive item that requires City Council action to allow for timely submission of the CalHome Program application to HCD. In order to remain eligible to apply for CalHome funds, the City Council must approve submission of the application prior to the application due date of February 17, 2020.

CONCLUSION:

If approved by HCD, the City of Bell Gardens will receive up to \$3 million in funds to help improve residential properties and promote residents' home-ownership opportunities.

FISCAL IMPACT:

No matching required. The City may receive up to \$3 million in grant funding. Up to 5% of grant funds may be allocated to the administration of this grant.

ATTACHMENTS:

Exhibit 1 - Resolution No. 2020-11

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager

Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney

Will Kaholokula, Director of Finance and Administrative Services

RESOLUTION NO. 2020-11

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELL GARDENS AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE CALIFORNIA STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING UNDER THE CALHOME PROGRAM; THE EXECUTION OF A STANDARD AGREEMENT IF SELECTED FOR SUCH FUNDING AND ANY AMENDMENTS THERETO; AND ANY RELATED DOCUMENTS NECESSARY TO PARTICIPATE IN THE CALHOME PROGRAM

WHEREAS, the City of Bell Gardens, a municipal corporation and political subdivision of the State of California, wishes to apply for and receive an allocation of funds through the CalHome Program; and

WHEREAS, the California Department of Housing and Community Development (hereinafter referred to as "HCD ") has issued a Notice of Funding Availability ("NOFA ") for the CalHome program established by Chapter 84, Statutes of 2000 (SB 1656 Alarcon), and codified in Chapter 6 (commencing with Section 50650) of Part 2 of Division 31 of the Health and Safety Code (the "statute"); and

WHEREAS, pursuant to the statute, and subject to the terms and conditions of the statute and the CalHome Program Regulations adopted by HCD in April 2004, HCD is authorized to approve funding allocations utilizing monies made available by the State Legislature to the CalHome program; and

WHEREAS, the City of Bell Gardens wishes to submit an application for an allocation of CalHome funds in the amount of \$3,000,000 (i.e., \$1,500,000 for first-time homebuyers, \$750,000,000 for single-family owner rehabilitation, and \$750,000 for mobile home rehabilitation).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Bell Gardens as follows:

SECTION 1. The City of Bell Gardens shall submit to HCD an application to participate in the CalHome Program in response to the NOFA issued on December 23, 2019, which will request a funding allocation of up to \$3,000,000 for the following programs: Mortgage Assistance Programs and an Owner-Occupied Rehabilitation Loan Program, all located in Bell Gardens.

SECTION 2. If the application for funding is approved, the City of Bell Gardens hereby agrees to use the CalHome funds for eligible activities in the manner presented in the application as approved by HCD and in accordance with program regulations cited above. It also may execute any and all other instruments necessary or required by HCD for participation in the CalHome Program.

SECTION 3. The City of Bell Gardens authorizes the City Manager, or a designee authorized by the City Manager, to execute in the name of the City of Bell Gardens, the application, the Standard Agreement, and all other documents required by HCD for participation in the CalHome Program, and any amendments thereto.

SECTION 4. The City Clerk shall attest and certify to the passage and adoption of this Resolution and enter it into the book of original resolutions, and it shall become effective immediately upon its approval.

PASSED, APPROVED, and ADOPTED this 10th day of February, 2019.

THE CITY OF BELL GARDENS

Alejandra Cortez, Mayor

APPROVED AS TO FORM:

ATTEST:

Rick Olivarez
City Attorney

Jane Halsted
City Clerk



**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT

Item 9.

TO:	Honorable Mayor and City Council Members
FROM:	Michael B. O'Kelly
BY:	Norma Tabares, Deputy City Attorney Veronica Tam, Housing Element Consultant
SUBJECT:	UPDATE REGARDING LEGISLATIVE ENACTMENTS
DATE:	February 10, 2020

RECOMMENDATION:

It is staff recommendation that the City Council receive and file this report.

BACKGROUND/DISCUSSION:

In October 2019, Governor Gavin Newsom approved 870 laws and vetoed 172 proposed laws. For the City Council's benefit, staff has prepared a presentation that include an overview of notable legislation, including new housing-related laws.

On November 20, 2019, Marc Tran, Assistant City Attorney, made a presentation to the Planning Commission at the request of the Community Development Director to update them on new state legislation that had been approved in 2019 and would become effective January 1, 2020. In addition, the City's Housing Element Consultant, Veronica Tam, updated the Planning Commission on new housing legislation on January 15, 2020. The Planning Commission received and filed the reports. For efficiency purposes, the City Attorney Office and the Housing Consultant are now presenting the update jointly to the City Council.

CONCLUSION:

Staff encourages the City Council to ask questions to clarify any noteworthy state legislation, especially as it relates to new housing laws. This presentation is intended to ensure the Council is aware of any impacts the new legislation may have on the City's General Plan and Municipal Code and potential amendments that may be presented in the near future to comply with new state laws.

FISCAL IMPACT:

No Fiscal Impact.

ATTACHMENTS:

Exhibit 1 - Legislative Update Presentation

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager

Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney

Will Kaholokula, Director of Finance and Administrative Services

LEGISLATIVE UPDATES

Veronica Tam, AICP, Principal
Veronica Tam and Associates, Inc.

DENSITY BONUS (AB 1763)



Existing law provides up to 35% density bonus for projects that include up to 20% very and low income housing

AB 1703 provides increased density bonus for 100% affordable projects

20% can be for moderate income

If located within ½ mile of major transit stop:

Height increase of 3 additional stories or 33 feet

Density bonus of 80% and exempt from maximum density

ACCESSORY DWELLING UNITS (AB 68, 671, 881, AND 587, AND SB 13)



Existing law requires jurisdictions permit ADU by right subject to specific standards. New bills further remove constraints to development by regulating:

Locations

- No minimum lot size requirement

- Maximum 4-foot setback

Size regulations

- Cannot establish size requirements that prohibit construction

- Must allow at least an ADU of 800 sf/16-foot tall/4-foot rear and side setbacks

Parking

- Cannot require parking for garage conversion or within ½ mile of public transit

ACCESSORY DWELLING UNITS (AB 68, 671, 881, AND 587, AND SB 13)



Occupancy

Owner occupancy not required until January 1, 2025

Short-term rentals prohibited (minimum term at least 30 days)

Multifamily

Conversion of space not used for residential (up to 25% of units in development)

Voids CC&R of HOA that prohibits or restrict ADUs or JADUs

Housing Element

Must include plan to promote/incentivize

HOUSING DATA (AB 1483)

Requires City to post on website

- A current fee schedule

- All zoning ordinances and development standards

- All nexus studies that support the fee schedule

HOUSING CRISIS ACT (SB 330)

Application Process

- New preliminary application process

- Must compile a checklist for application

- Developer has 180 days from submittal of preliminary application to submit a development application

- City cannot request anything not identified in application checklist

Streamlining

- No more than 5 public meetings if project complies with GP and Zoning

- Cannot require rezoning if meets GP standards

HOUSING CRISIS ACT (SB 330)

No Net Loss of Housing

- No downzoning housing without also upzoning housing

No Housing Moratoria

- No moratoria on housing, including mixed use developments

 - Except for imminent threats to public health and safety

 - No growth control measures adopted after 2005 that cap permitted housing

HOUSING DEVELOPMENT AND FINANCING (AB 101)

Housing Element Enforcement

Potential mandatory fines for noncompliance with court order

Minimum \$10,000 and maximum \$100,000 per month as Housing Element remains noncompliant

Failures to pay fines authorizes State controller to intercept any available state and local funds

Before filing lawsuit, Attorney General must offer 2 meetings

Grant Funding

Homeless: \$650 million

Housing Element: \$250 planning support grants

CalHome: \$300 million for ADUs

LIHTC



**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT

Item 10.

TO:	Honorable Mayor and City Council Members
FROM:	Michael B. O'Kelly, City Manager
BY:	Gustavo Romo, Director of Community Development
SUBJECT:	BELL GARDENS CHAMBER OF COMMERCE UPDATE
DATE:	February 10, 2020

RECOMMENDATION:

It is staff recommendation that the City Council receive and file the report.

BACKGROUND/DISCUSSION:

Pursuant to Resolution No. 2019-71 pertaining to the Agreement approved by the City Council on October 28, 2019, the Chamber of Commerce must provide the City quarterly reports that identify financials and accomplishments and future events/programs. Attached is the quarterly report, which includes the financials and all activities that have taken place in the last quarter of 2019. The Chamber Executive Director will have a PowerPoint presentation of the quarterly report at the meeting.

CONCLUSION:

The Bell Gardens Chamber of Commerce continues to provide information and events that promote economic development and allow the business community to thrive to further enhance the quality of life of the residents in the community.

FISCAL IMPACT:

No fiscal impact.

ATTACHMENTS:

Exhibit 1 - Quarterly Report

Exhibit 2 - Presentation

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager

Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney

Will Kaholokula, Director of Finance and Administrative Services



BOARD OF DIRECTORS

President

Susan Smith

BG Loan & Jewelry

Secretary

Marco Rivera

The Web Guy Design Studio

Treasurer

Brenda Trujillo

Bowen Meyers & Associates

Board Member

Matt Behmer

Cristo Rey Lutheran

Board Member

Jason Vázquez

J-Sun Prints

Board Member

Luis Cetina

Metropolitan Water District

Ex Officio member

City of Bell Gardens

Advisory Board

Robert Rubio

Rose Hills

Jatinder Singh

Legal Shield

PAST PRESIDENTS

Jorge Ventura 1996

Sun Ho Hwang 1997+

James Pollock 1998

Robert A. Rubio 1999

Barbet E. Romero 2000

Ed Moore (2001-2002)

Jorge Ventura 2003

Ronald V. Garcia 2004 & 2005

David Scher 2006 & 2007

Ronald V. Garcia 2008

Ed Moore (2009-2012)

EXECUTIVE DIRECTOR

Mike Salazar

Bell Gardens Chamber of Commerce

6119 Agra St Bell Gardens, CA 90201 • (562) 291-0492 • Direct (562) 526-2707

Mike@BellGardensChamberofcommerce.com

Jan. 3, 2020

Gustavo Romo
City of Bell Gardens
7100 S. Garfield Ave
Bell Gardens, CA. 90201

Dear Mr. Romo,

Please accept this request for disbursement for the quarter October
– December 2019 in the amount of \$7,500.00.

Attach is the Quarterly Financial Report and Activity Report.

If you would like more information,
please contact me at
(562) 291-0492 or email
Mike@bellgardenschamberofcommerce.com

Regards,

Mike Salazar

Eat **Shop** **PLAY**
www.BellGardensChamberofCommerce.com



Coffee Connections

10-2, 10-9, 10-16, 10-23, 10-30

Join us for the Bell Gardens Chamber of Commerce weekly series Coffee Connections. This weekly event will help connect you with many business owners in the Bell Gardens area. There is no cost to attend, we would encourage you to bring a guest. You do not need to be a member to attend, once you see the value what the Bell Gardens Chamber of Commerce brings to the table you will surely want to become one.

Bonus: we will be giving every attendee an opportunity to give a 30-second elevator speech about your business does and how it can provide value to a potential client so choose your words wisely.

for more information or if you would like to become a sponsor please contact the Bell Gardens Chamber of Commerce (562)291-0492 or email mike@bellgardenschamberofcommerce.com



2019 Bell Gardens High School is having their annual Homecoming Fair the event is open to the public, Stop by for all the great food .

2019 Bell Gardens High School is having their annual Homecoming Fair the event is open to the public, Stop by for all the great food and entertainment. We are opening up the ability for businesses to purchase booth spaces, pricing depends on your level of membership at the Bell Gardens Chamber of Commerce. A portion of the proceeds (60%) will go to supporting our Bell Gardens High School youth programs and clubs. Reserve your booth today! Spaces are limited.



10
OCT

HOMECOMING FESTIVAL

Over 70 Years of Lancer Pride

WHEN: October 10, 2019

TIME: 5pm til 8pm

Booths are available for Purchase

Partner Level Members ~~\$100~~ Bell Gardens Chamber Members ~~\$200~~

Non Member Price ~~\$500~~

WHEN: October 10, 2019

TIME: 5pm til 8pm

For more information contact The Bell Gardens Chamber of Commerce (562)291-0492



11
OCT

FOOTBALL GAME & CORONATION

WHEN: October 11, 2019

TIME: 6pm til 9pm

Homecoming Mini Parade from 5:30 till 6pm



Re-Grand Opening for Don Chente Tacos and Beer Ribbon Cutting Ceremony begins at 6pm. Open to the public come check out the modernized Don Chente.
[#BellGardens](#) [#DonChenteTacosNBeer](#) [#BGChamber](#)



Coffee Connections

11-6, 11-13, 11-20, 11-27

Join us for the Bell Gardens Chamber of Commerce weekly series Coffee Connections. This weekly event will help connect you with many business owners in the Bell Gardens area. There is no cost to attend, we would encourage you to bring a guest. You do not need to be a member to attend, once you see the value what the Bell Gardens Chamber of Commerce brings to the table you will surely want to become one.

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for more information or if you would like to become a sponsor please contact the Bell Gardens Chamber of Commerce (562)291-0492 or email mike@bellgardenschamberofcommerce.com



Join the Bell Gardens Chamber of Commerce And the Latino Chamber of Commerce of Compton for Networking Breakfast 3.0.

Location:

Steven's Steakhouse
5332 Steven's Pl
Commerce CA 90040

Cost:

Members Free with Check in before 8:15am
Prospective Members \$25 with RSVP

****Chamber members that Walk in the day of the event may be charged a fee to enter****

Date:

December 4, 2019
Time: 8:00am to 9:30am

About Networking Breakfast 3.0 --

Our monthly networking breakfasts feature business networkers and are an effective-low cost marketing method for developing sales opportunities. Recommendation and personal introductions are the added advantage, helpful for developing business opportunities.

WHY NETWORK, WHY ATTEND THESE BREAKFASTS?

The best person to promote YOUR business is YOU!

In the professional world, first impressions do matter. They can be the difference between you developing a new client or business lead or just another face in the crowd. Make sure you win them at "Hello" and mark your calendars for December 4th, for our Networking Breakfast 3.0 experience!

Come join us early at the start of the day to network, make new contacts, renew old ones and develop new business. Our program includes plentiful of networking, commercials on your business, brand your products and/or services to a large audience, many resources, and business card drawings!

Instead of informally mingling with just a few familiar faces, be part of an organized networking environment where each person has the opportunity to speak about his or her business. Then you'll rotate to another table and do it twice more, meeting tables full of prospective new customers or clients. The advantage to this type of networking is that you have the undivided attention of the group at your table. Instead of informally mingling with just a few familiar faces, you will experience a very focused networking scenario. Come prepared to talk about what you do or sell and bring plenty of business cards.

Register now for our Networking Breakfast 3.0 Series and take advantage of this opportunity for structured networking!

Be sure to bring plenty of business cards!

[#NB30](#) [#NetworkingBreakfast](#) [#Multi-ChamberMixer](#)



Rotary is well known and respected locally as a charitable organization serving the communities of Bell, Bell Gardens, Commerce It's about that time of year again!

The 2019 Rio Hondo Vernon Rotary Club is coming to the city of Bell Gardens.

Date: December 12, 2019

from 11:30am to 1:00pm

Location:

Bicycle Hotel And Casino

888 Bicycle Casino Dr.

Bell Gardens CA 90201

Cost:

\$500 for a table of 10

\$60 per person

Rotary is well known and respected locally as a charitable organization serving the communities of Bell, Bell Gardens, Commerce, Cudahy, Huntington Park, Maywood, Vernon, and Walnut Park since 1929.

What may not be as well-known is the fact that these communities house many of the lowest income workers that keep many industrial plants in Commerce and Vernon running, do their best to provide quality education for their children and provide basic services. The residents of these communities almost universally share a need to receive a helping hand from charities such as Rotary to improve their lives. How does Rotary help the lives of our neighbors?

- *Providing books to 31 local elementary schools

- *Delivering Large boxes of food and toys annually to 36 local families at Christmas time.

- * Hosting Christmas parties at two elementary schools, complete with Santa, toys and warm clothing

- *Providing Scholarships and leadership camps for local high schools

WHY NETWORK, WHY ATTEND?

Nobody knows your business like you know your business

Establish working relationships with referral partners.

Build rapport with potential clients

Get involved in your community. Get to know your neighbors

Be seen be heard!

Be sure to bring plenty of business cards!



Coffee Connections 12-4, 12-11, 12-18,

Join us for the Bell Gardens Chamber of Commerce weekly series Coffee Connections. This weekly event will help connect you with many business owners in the Bell Gardens area. There is no cost to attend, we would encourage you to bring a guest. You do not need to be a member to attend, once you see the value what the Bell Gardens Chamber of Commerce brings to the table you will surely want to become one.

Bonus: we will be giving every attendee an opportunity to give a 30-second elevator speech about your business does and how it can provide value to a potential client so choose your words wisely.

for more information or if you would like to become a sponsor please contact the Bell Gardens Chamber of Commerce (562)291-0492 or email mike@bellgardenschamberofcommerce.com

CESAR CHAVEZ ELEMENTARY TOY DELIVERY





In lieu of our regular meeting, we gathered at Cesar Chavez Elementary School in Bell Gardens for the annual Christmas party given for students of one of the Montebello Unified School District elementary schools in our service area (each year's school determined based on a rotation schedule that only Project Director Robert Rubio fully understands).

Rotarians participating Robert Rubio (Project Director), Mike Salazar (aka 'Santa'), President Jatinder Singh, Susan Smith, Barry Smith, Linnette Falcon and Jim Boltinghouse

Guests participating: Yahaira Ocampo-Covarrubias and Harrison Falcon.

A fun-filled and heart-warming afternoon was had by all, especially the Rotarians and the 120 lucky students (20 per grade level) who received gifts (wrapped by the club last Monday evening) and who each got a personal visit with 'Santa' Salazar.

2019-2020

BELL GARDENS ASSOCIATION OF MERCHANTS AND
COMMERCE UPDATE



12 Coffee Connections Events Oct-Dec

Ms. Bell Gardens Pageant \$4500

1 Grand Opening (Don Chente Tacos & Beer)

1 Networking Breakfast

1 Fundraiser For The Cesar Chavez Elementary toy Delivery



4TH QUARTER REVIEW





120 STUDENTS
20 PER GRADE LEVEL
PRE K TO 5TH GRADE



2020 BELL GARDENS CHAMBER OF COMMERCE EVENTS

- 2020 STATE OF THE CITY ADDRESS
- JOB FAIR
- ANNUAL GOLF TOURNAMENT
- MS. BELL GARDENS PAGEANT
- BGHS HOMECOMING FAIR
- COFFEE CONNECTIONS (EVERY WEDNESDAY)





**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT

Item 11.

TO:	Honorable Mayor and City Council Members
FROM:	Michael B. O'Kelly, City Manager
BY:	Chau L. Vu, Public Works Director
SUBJECT:	DISCUSSION AND DIRECTION REGARDING DANGEROUS CONDITIONS OF PUBLIC PROPERTY INCLUDING BUT NOT LIMITED TO SIDEWALKS AND OTHER PUBLIC FACILITIES AND INFRASTRUCTURE
DATE:	February 10, 2020

RECOMMENDATION:

It is staff recommendation that the City Council receive and file this update on the City's sidewalks.

BACKGROUND/DISCUSSION:

Staff provided a presentation on the City's sidewalk policy on April 22, 2019. The sidewalks policy was established to safeguard pedestrians and the City. This policy was recommended by our insurance provider, California Joint Powers Insurance Authority (CJPIA) and provides instructions for data collection, data entry, inspection reports and recording repairs. Sidewalk inspections, in accordance with this program, are done approximately every twelve months. The annual sidewalk survey started on June 10, 2019 and has been completed. Per our policy, a lift is a vertical displacement over 3/4 inch. City crews continue to grind and repair sidewalks year-round. Staff has attached a list of streets scheduled for breakout (remove and replace) over the next 4 months. This list is determined by service requests from the public, locations with high foot traffic, and severity of lifts. Crews will also be completing repairs in the surrounding areas.

The Public Works staff has removed and replaced about 107 yards of concrete sidewalks in 30 locations from July 1, 2019 to January 30, 2020. Attached is the log of specific locations completed. Per the CJPIA, the city has received 3 slip/fall claims in 2018. The claims are still pending. Our insurance advisor confirmed that there have been no loss payments (settlements) on any of our sidewalk claims for the 2013-2017 policy periods. The expenses that have been incurred have been for legal expenses.

CONCLUSION:

A successful sidewalk maintenance program is just as important as a street maintenance program. As a member agency of the California Joint Powers Insurance Authority (CJPIA), the Public Works Department established a sidewalk inspection policy to report and schedule repairs for all hazardous conditions in order to minimize the possibility of injury to residents and visitors of the City. Public Works maintenance staff repair damaged sidewalks citywide throughout the year.

FISCAL IMPACT:

No fiscal impact.

ATTACHMENTS:

Exhibit 1 - Concrete List

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager

Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney

Will Kaholokula, Director of Finance and Administrative Services

The Cement Crew has completed 107 yards of cement work since July 1, 2019 to January 30, 2020:

	LOCATIONS	REMOVE & REPLACE	# OF YARDS
1	5851, 5813 Priory St	Sidewalk	2
2	6053, 6047 Priory St	Sidewalks & Apron	2 ¼
3	8225 Eastern Ave	Sidewalk & Curb/Gutter	9
4	7758, 7743 Scout Ave	Sidewalk & Curb/Gutter	30
5	7759, 7738 Scout Ave	Sidewalk & Curb/Gutter	15 ¾
6	6500 Garfield Ave	Sidewalk	2 ¼
7	6700 Garfield Ave	Sidewalk	2 ½
8	7741 Ramish Ave	Sidewalk	1 ½
9	6435 Clara St & 7535 Kress Ave	Sidewalk & Curb/Gutter	7
10	6733, 6729 & 6716 Live Oak St.	Sidewalk, Curb/Gutter & Apron	10
11	6640, 6434, 6429 Jaboneria Rd *	Sidewalk	8
12	7855 Gilliland Ave	Sidewalk	1 ¼
13	6333 Florence Ave	Sidewalk	2 ½
14	8020, 8023 Gephart Ave	Sidewalk & Curb/Gutter	10
15	6262 Watcher St	Sidewalk	1 ¾
16	6711 Emil Ave	Sidewalk	1 ¼

The following is the priority list that the crew is currently working their way through, weather permitting it should be completed in the next 4 months.

	LOCATIONS	REMOVE & REPLACE
1	South side Florence Ave (Ajax to El Selinda)	Sidewalk
2	5843 Lubec Street	Sidewalks & Curb/Gutter
3	5817 Gotham Street	Sidewalk
4	5846 Gotham Street	Sidewalk & Curb/Gutter
5	6311 Colmar Ave	Sidewalk & Curb/Gutter
6	5868 Watcher St	Sidewalk & Curb/Gutter
7	5558 Watcher St	Sidewalk & Curb/Gutter
8	7734-36 Ira Ave	Sidewalk & Curb/Gutter
9	7800 Ira Ave	Sidewalk & Curb/Gutter
10	6125 Florence Ave (east of at Darwell	Sidewalk
11	6053 Gage Ave	Sidewalk
12	5950 Lubec St	Sidewalk



**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT

Item 12.

TO:	Honorable Mayor and City Council Members
FROM:	Michael B. O'Kelly, City Manager
BY:	Chau L. Vu, Director of Public Works
SUBJECT:	DISCUSSION AND DIRECTION REGARDING SPEED LIMITS ON CERTAIN CITY STREETS TO REDUCE THE INCIDENCE OF AUTOMATIVE AND PEDESTRIAN RELATED INJURIES AND FATALITIES
DATE:	February 10, 2020

RECOMMENDATION:

It is staff recommendation to receive and file this update.

BACKGROUND/DISCUSSION:

Staff was requested to provide an update on traffic safety as it relates to speeding in the City. Speed limits are set by speed surveys which are regularly conducted every five (5) years for the purpose of complying with the California Vehicle Code. The last speed survey was conducted in February 2015 and a new survey is set for adoption this year. The engineering and traffic surveys are essential in maintaining a safe and orderly movement of traffic by setting speed limits that are reasonable and enforceable by the use of radar by police officers.

Staff has prepared a Complete Streets Plan which includes evaluating existing conditions, identifying low stress networks, corridor improvements, project prioritization and implementation strategies. The Plan will include projects to discourage speeding and improve crossings at specific streets. The Complete Streets Plan was presented to the Traffic and Safety Commission on February 4, 2020 and will be set for adoption at the February 24, 2020 City Council meeting.

Two items for installation of speed humps were recently approved by City Council. City Council approved the installation of five (5) speed humps on Colmar on January 13, 2020 and three (3) speed humps on Specht on January 27, 2020.

The following stop signs were approved by the City Council within the last 2 years: Priory and Purdy on January 8, 2018; Loveland and Granger on July 8, 2019.

CONCLUSION:

Staff addresses and investigates all traffic related requests. All traffic safety measures must meet engineering warrants and have City Council approval prior to implementation.

FISCAL IMPACT:

No fiscal impact.

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager

Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney

Will Kaholokula, Director of Finance and Administrative Services



**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT

Item 13.

TO:	Honorable Mayor and City Council Members
FROM:	Michael B. O'Kelly, City Manager
BY:	Rozanne Adanto, Director of Recreation and Community Services
SUBJECT:	DISCUSSION AND DIRECTION REGARDING THE STAR PROGRAM GARDEN
DATE:	February 10, 2020

RECOMMENDATION:

It is staff recommendation that the City Council receive and file the report.

BACKGROUND/DISCUSSION:

The Bell Gardens Community Garden at John Anson Ford Park was established when the City received rights to John Anson Ford Park from the County of Los Angeles in the mid-nineties. The garden is approximately one half acre and has (74) seventy-four plots of various size.

The Garden was first established to provide residents with a site to grow fruits, vegetables and herbs to sustain a healthy living. The Garden continues to flourish and it is constantly used by the residents.

Currently of the (74) seventy-four plots, a total of (5) remain vacant, though (2) two have been designated and assigned to the STAR program, leaving only (3) three vacancies.

In order to accommodate the STAR program, staff is making adjustments to plots and making purchases to allow for easy access to the site. Some of our STAR participants have mobility challenges, therefore staff is proposing to purchase and install raised planters and wheelchair accessible planters.

The STAR Program offers a fun and integrated environment where participants with special needs can partake in activities with peers and family in a setting where compassion and understanding flourish. Activities include: arts, family resources, celebrations, trips, and lots of fun. Two plots have been identified and selected to be received by the STAR program, staff has met with local Master Gardener to assist in preparing the area and who will provide instruction to the STAR participants in how to prepare and cultivate their garden. Some work is being schedule to prepare turf, ADA raised beds have been ordered.

Further consideration for improvements are being evaluated, start up grant with AARP is being sought for further improvements.

The cost of these purchases is approximately \$3,662 which has been authorized from the general fund operational budget.

To further the success of the garden plots by the STAR participants, a Master Gardener will be contracted to provide instruction and direction to work directly with all participants. The Master Gardener will also be available to all garden participants to assist with classes, pest control and other related matters.

While conducting a walk through of the garden, staff has identified a list of proposed site improvements for the garden, should funding for this project become available in future budget appropriations. Examples of these site improvements are as follows:

- Picnic Tables and Umbrellas;
- Park Benches;
- Shade Structure;
- Repairs to perimeter fencing;
- Security lighting;
- Signage;
- Improved irrigation system;
- New entrance gate;

The estimated cost for the above mentioned improvements to the overall site is approximately \$78,000.

It is estimated that all purchases and installation of planters for the STAR Program estimated at \$3,662 will be complete by late March 2020.

CONCLUSION:

This report provides an overview of the garden and lists proposed improvements as related to the STAR Program. If approved staff will make the necessary purchases and proceed with the program improvements.

FISCAL IMPACT:

Funding for purchase of operational program garden equipment for the STAR Program is available in the FY 2019-2020 general fund budget.

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager

Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney

Will Kaholokula, Director of Finance and Administrative Services



**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT

Item 14.

TO:	Honorable Mayor and City Council Members
FROM:	Michael B. O'Kelly, City Manager
BY:	Rozanne Adanto, Director of Recreation and Community Services
SUBJECT:	DISCUSSION AND DIRECTION REGARDING SENIOR CENTER EXERCISE EQUIPMENT
DATE:	February 10, 2020

RECOMMENDATION:

It is staff recommendation that City Council receive and file this report.

BACKGROUND/DISCUSSION:

The Recreation and Community Services Department currently operates two (2) Senior Citizen Centers, one at Veterans Park and the other at the Clara Street facility.

At the Clara Street Center, the center hosts a work out facility that is comprised of treadmills, recumbent stationary bikes, a multi-station weight machine and free weights. The Senior Center on Clara Street is 22' x 20' or 440 square feet. This facility is used daily by participants attending the Center.

At the Veterans Park site, the Senior Center has limited use by participants. The weight room is situated in a room that is 11' x 17' or 187 square feet and has (2) two treadmills and (2) recumbent stationary bikes. Due to the limited space, no other equipment would safely fit in the room.

The existing exercise equipment located in the Veterans Park Senior Center was purchased over 10 years ago, it has surpassed its expected life. The contractor is evaluating whether equipment can be repaired or will need to be replaced. A final report on the condition is expected in the next few days.

To address the ongoing maintenance and upkeep of the weight rooms, staff entered into a maintenance contract with Allison Training Perspectives late November 2019. The contract focuses on service and repair of the equipment, at a rate of \$95 per month. There are additional charges for parts and labor associated with needed repairs.

CONCLUSION:

Staff is working to evaluate the use of equipment at the Veterans Park facility and will make a recommendation for replacement of the equipment in the coming weeks. Staff has asked the maintenance company for an assessment.

FISCAL IMPACT:

Maintenance contract costs are part of the general fund operating budget of the Department.

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager

Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney

Will Kaholokula, Director of Finance and Administrative Services



**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT

Item 15.

TO:	Honorable Mayor and City Council Members
FROM:	Michael B. O'Kelly, City Manager
BY:	Gustavo Romo, Director of Community Development
SUBJECT:	REQUEST FOR DIRECTION ON CONSIDERATION OF AN INITIATIVE PERTAINING TO CANNABIS-RELATED USES CITYWIDE
DATE:	February 10, 2020

RECOMMENDATION:

It is staff recommendation that the City Council consider whether or not to begin a ballot initiative process that would put the question of permitting or prohibiting cannabis-related uses citywide to voters, and provide direction to staff regarding whether to prepare materials for a City Council-sponsored ballot initiative.

BACKGROUND/DISCUSSION:

This item was presented to the City Council at the regularly scheduled meeting of November 11, 2019 (See attached Exhibit 1). Following the presentation and discussion, the Council decided not to take any action and received and filed the report. The item is once again being presented at the request of Mayor Pro Tem Flores for reconsideration.

In recent years, California voters and the State legislature created a legal framework to enable the cannabis industry to move into a regulated commercial market. On January 25, 2016, the Bell Gardens City Council adopted Ordinance No. 873 (Attachment 2) to prohibit all commercial cannabis uses citywide, including cultivation and manufacturing of cannabis and associated products. On September 10, 2018, the City Council further amended the Bell Gardens Municipal Code (BGMC) by adopting Ordinance No. 890 (Attachment 3) to prohibit specific outdoor and commercial cannabis-related uses and activities in the City that were not included in Ordinance No. 873.

Currently, the City of Bell Gardens prohibits all cannabis-related businesses, except for mobile delivery, which is allowed under State Law.

In response to community and City Council inquiries and concerns regarding cannabis-related businesses, staff is in the process of preparing materials and conducting research for a future community workshop, which would allow the community to study cannabis-related businesses to determine if such uses should be permitted in the City or continue to be prohibited. Staff conducted a survey of neighboring cities that permit or prohibit cannabis-related uses and prepared a draft agenda for a future community workshop, which is intended to be presented to the City Council at a future meeting for feedback.

Before proceeding with community workshops, the question has been posed as to whether the

Council should first consider the possibility of sponsoring an initiative that would leave the decision of permitting or prohibiting cannabis uses in the City to the voters.

CONCLUSION:

Staff is once again requesting guidance as to whether or not the City Council desires to sponsor a ballot initiative regarding cannabis uses.

If a ballot initiative is sponsored and subsequently passed by voters, then only a subsequent action by voters could undue the ballot initiative that is passed.

FISCAL IMPACT:

Fiscal impacts have not been clearly identified, but they are estimated to be in the tens of thousands of dollars.

ATTACHMENTS:

Exhibit 1 - November 11, 2019 City Council Staff Report

Exhibit 2 - Ordinance No. 873

Exhibit 3 - Ordinance No. 890

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager

Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney

Will Kaholokula, Director of Finance and Administrative Services



**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT
Item 14.

TO:	Honorable Mayor and City Council Members
FROM:	Michael B. O'Kelly, City Manager
BY:	Marc Tran, Assistant City Attorney
SUBJECT:	PRESENTATION REGARDING CITY COUNCIL SPONSORED INITIATIVE TO RESTRICT THE ADOPTION OF AN ORDINANCE TO ALLOW CANNABIS RELATED ACTIVITIES
DATE:	November 11, 2019

RECOMMENDATION:

It is staff recommendation that the City Council provide clarification and direction regarding whether to prepare materials for a City Council-sponsored ballot initiative.

BACKGROUND/DISCUSSION:

At Councilwoman Rodriguez's request, the City Attorney's Office researched whether the City Council could sponsor a ballot initiative to restrict a future City Council's ability to pass an ordinance to permit commercial cannabis-related activities in the City.

As a starting point and as a general matter, the City currently prohibits commercial cannabis-related activities. The only decriminalized activities that are allowed in the City pertain to personal possession and use pursuant to the Medicinal and Adult-Use Cannabis Regulation and Safety Act (MAUCRSA). Specifically, MAUCRSA allows individuals with medical cards and adults over the age of 21 without medical cards to possess, consume, and cultivate cannabis for personal use.

In order for commercial cannabis related activities to be decriminalized in the City, the City Council would have to pass an ordinance or the voters would have to prepare and pass a ballot initiative if the City Council did not take direct action on it.

If the current City Council desires to sponsor a ballot initiative to prohibit commercial cannabis activities in the City and it is passed by the voters, then only a subsequent action by the voters could undo this.

The general steps to begin this process include:

- Preparing and drafting the text of the measure and a notice of intent.
- Filing materials with the City Clerk.
- Preparing and drafting a title and impartial summary within 15 days of filing the notice of intent.
- Publishing the notice of intent.
- Preparing and circulating the petition.
- Filing the petition.
- Review by City Clerk and qualification of the measure.
- Conduct special election.

CONCLUSION:

If the City Council decides to sponsor a ballot initiative that is subsequently passed by the voters, then only a subsequent action taken by the voters can undo the ballot initiative that is passed.

FISCAL IMPACT:

The fiscal impact is unclear at this time.

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager
Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney
Will Kaholokula, Director of Finance and Administrative Services

ORDINANCE NO. 873

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BELL GARDENS, CALIFORNIA AMENDING THE CITY OF BELL GARDENS ZONING AND PLANNING REGULATIONS, CHAPTER 9.21, "PROHIBITED USES," SECTION 9.21.010, "MEDICAL MARIJUANA DISPENSARIES," PROHIBITING ALL COMMERCIAL MEDICAL MARIJUANA USES IN THE CITY AND PROHIBITING CULTIVATION (ZONING CODE AMENDMENT NO. 2015-118)

WHEREAS, the City of Bell Gardens ("City") is a general law city, incorporated under the laws of the State of California;

WHEREAS, pursuant to its police power, the City may enact and enforce laws within its boundaries which promote the public health, morals, safety, or general welfare of the community, and are not in conflict with general laws;

WHEREAS, comprehensive zoning regulations lie within the police power of the City;

WHEREAS, in 1996, the voters of the State of California approved Proposition 215 (codified as California Health and Safety Code § 11362.5 and entitled "The Compassionate Use Act of 1996" or "CUA");

WHEREAS, the intent of Proposition 215 was to enable persons who are in need of marijuana for medical purposes to use it without fear of criminal prosecution under limited, specified circumstances. The proposition further provides that "nothing in this section shall be construed to supersede legislation prohibiting persons from engaging in conduct that endangers others, or to condone the diversion of marijuana for non-medical purposes." The ballot arguments supporting Proposition 215 expressly acknowledged that "Proposition 215 does not allow unlimited quantities of marijuana to be grown anywhere;"

WHEREAS, in 2004, the Legislature enacted Senate Bill 420 (codified as California Health & Safety Code § 11362.7 et seq. and referred to as the "Medical Marijuana Program" or "MMP") to clarify the scope of Proposition 215 and to provide qualifying patients and primary caregivers who collectively or cooperatively cultivate marijuana for medical purposes with a limited defense to certain specified State criminal statutes. Assembly Bill 2650 (2010) and Assembly Bill 1300 (2011) amended the Medical Marijuana Program to expressly recognize the authority of counties and cities to adopt local ordinances that regulate the location, operation, or establishment of a medical marijuana cooperative or collective and to civilly and criminally enforce such ordinances;

WHEREAS, in *City of Riverside v. Inland Empire Patients Health and Wellness Center, Inc.* (2013) 56 Cal.4th 729, the California Supreme Court held that "nothing in

the CUA or the MMP expressly or impliedly limits the inherent authority of a local jurisdiction, by its own ordinances, to regulate the use of its land. . . .” Additionally, in *Maral v. City of Live Oak* (2013) 221 Cal.App.4th 975, the Court of Appeal held that “there is no right – and certainly no constitutional right – to cultivate medical marijuana. . . .” The Court in *Maral* affirmed the ability of a local governmental entity to prohibit the cultivation of marijuana under its land use authority;

WHEREAS, the Federal Controlled Substances Act, 21 U.S.C. § 801 et seq., classifies marijuana as a Schedule 1 Drug, which is defined as a drug or other substance that has a high potential for abuse, that has no currently accepted medical use in treatment in the United State, and that has not been accepted as safe for use under medical supervision. The Federal Controlled Substances Act makes it unlawful under federal law for any person to cultivate, manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, marijuana. The Federal Controlled Substances Act contains no exemption for medical purposes, although there is recent case law that raises a question as to whether the Federal Government may enforce the Act where medical marijuana is allowed;

WHEREAS, on October 9, 2015 Governor Brown signed three bills into law (AB 266, AB 243, and SB 643) which collectively are known as the Medical Marijuana Regulation and Safety Act (hereafter “MMRSA”). The MMRSA set up a State licensing scheme for commercial medical marijuana uses while protecting local control by requiring that all such businesses must have a local license or permit to operate in addition to a State license. The MMRSA allows the City to completely prohibit commercial medical marijuana activities;

WHEREAS, commercial medical marijuana activities, as well as cultivation for personal medical use as allowed by the CUA and MMP can adversely affect the health, safety, and well-being of City residents. Citywide prohibition is proper and necessary to avoid the risks of criminal activity, degradation of the natural environment, malodorous smells and indoor electrical fire hazards that may result from such activities. Further, as recognized by the Attorney General’s August 2008 Guidelines for the Security and Non-Diversion of Marijuana Grown for Medical Use, marijuana cultivation or other concentration of marijuana in any location or premises without adequate security increases the risk that surrounding homes or businesses may be negatively impacted by nuisance activity such as loitering or crime;

WHEREAS, the limited immunity from specified state marijuana laws provided by the Compassionate Use Act and Medical Marijuana Program does not confer a land use right or the right to create or maintain a public nuisance;

WHEREAS, the MMRSA contains language that requires the City to prohibit cultivation uses by March 1, 2016 either expressly or otherwise under the principles of permissive zoning, or the State will become the sole licensing authority. The MMRSA also contains language that requires delivery services to be expressly prohibited by

local ordinance, if the City wishes to do so. The MMRSA is silent as to how the City must prohibit other type of commercial medical marijuana activities;

WHEREAS, while the City Council believes that cultivation and all commercial medical marijuana uses are prohibited under the City's permissive zoning regulations, it desires to enact this Ordinance to expressly make clear that all such uses are prohibited in all zones throughout the City;

WHEREAS, the Planning Commission held a duly noticed public hearing on December 16, 2015 at which time it considered all evidence presented, both written and oral and at the end of the hearing voted to adopt a resolution recommending that the City Council adopt this Ordinance;

WHEREAS, the City Council held a duly noticed public hearing on this Ordinance on January 11, 2016, at which time it considered all evidence presented, both written and oral.

NOW, THEREFORE, the City Council of the City of Bell Gardens does hereby ordain as follows:

SECTION 1. Findings and Purpose. In adopting this Ordinance, the City Council finds and declares as follows:

- i. That the above recitals are true and correct and hereby incorporates them herein by this reference.
- ii. Ordinance No. 873 serves the public health, safety, and welfare of the residents and businesses within the City to regulate the development of industrial land use within the City.
- iii. Ordinance No. 873 is consistent with the City's General Plan.
- iv. Ordinance No. 873 amending the City of Bell Gardens Municipal Code, will not present any risk to the public health and safety.

SECTION 2. Authority. This Ordinance is adopted pursuant to the authority granted by the California Constitution and State law, including but not limited to Article XI, Section 7 of the California Constitution, the Compassionate Use Act, the Medical Marijuana Program, and The Medical Marijuana Regulation and Safety Act.

SECTION 3. Section 9.21.010 of the Bell Gardens Municipal Code ("BGMC"), "Medical marijuana dispensaries," is amended in its entirety to read as follows:

9.21.010 Medical marijuana dispensaries and cultivation.

A. Definitions.

"Cannabis" shall have the same meaning as set forth in Business & Professions Code § 19300.5(f) as the same may be amended from time to time.

"Caregiver" or "primary caregiver" shall have the same meaning as set forth in Health & Safety Code § 11362.7 as the same may be amended from time to time.

"Commercial cannabis activity" shall have the same meaning as that set forth in Business & Professions Code § 19300.5(k) as the same may be amended from time to time.

"Cooperative" shall mean two or more persons collectively or cooperatively cultivating, using, transporting, possessing, administering, delivering or making available medical marijuana, with or without compensation.

"Cultivation" shall have the same meaning as set forth in Business & Professions Code § 19300.5(l) as the same may be amended from time to time.

"Cultivation site" shall have the same meaning as set forth in Business & Professions Code § 19300.5 (x) as the same may be amended from time to time.

"Delivery" shall have the same meaning as set forth in Business & Professions Code § 19300.5(m) as the same may be amended from time to time.

"Dispensary" shall have the same meaning as set forth in Business & Professions Code § 19300.5(n) as the same may be amended from time to time. For purposes of this Section, "Dispensary" shall also include a cooperative. "Dispensary" shall not include the following uses: (1) a clinic licensed pursuant to Chapter 1 of Division 2 of the California Health and Safety Code, (2) a health care facility licensed pursuant to Chapter 2 of Division 2 of the California Health and Safety Code, (3) a residential care facility for persons with chronic life-threatening illnesses licensed pursuant to Chapter 3.01 of Division 2 of the California Health and Safety Code, (4) a residential care facility for the elderly licensed pursuant to Chapter 3.2 of Division 2 of the California Health and Safety Code, (5) a residential hospice or home health agency licensed pursuant to Chapter 8 of Division 2 of the California Health and Safety Code.

"Dispensing" shall have the same meaning as set forth in Business & Professions Code § 19300.5(o) as the same may be amended from time to time.

"Distribution" shall have the same meaning as set forth in Business & Professions Code § 19300.5(p) as the same may be amended from time to time.

"Distributor" shall have the same meaning as set forth in Business & Professions Code § 19300.5(q) as the same may be amended from time to time.

"Manufacturer" shall have the same meaning as set forth in Business & Professions Code § 19300.5(y) as the same may be amended from time to time.

"Manufacturing site" shall have the same meaning as set forth in Business & Professions Code § 19300.5(af) as the same may be amended from time to time.

"Medical cannabis," "medical cannabis product," or "cannabis product" shall have the same meanings as set forth in Business & Professions Code § 19300.5(ag) as the same may be amended from time to time.

"Medical Marijuana Regulation and Safety Act" or "MMRSA" shall mean the following bills signed into law on October 9, 2015 as the same may be amended from time to time: AB 243, AB 246, and SB 643.

"Nursery" shall have the same meaning as set forth in Business & Professions Code § 19300.5(ah) as the same may be amended from time to time.

"Qualifying patient" or "Qualified patient" shall have the same meaning as set forth in Health & Safety Code § 11362.7 as the same may be amended from time to time.

"Testing laboratory" shall have the same meaning as set forth in Business & Professions Code § 19300.5(z) as the same may be amended from time to time.

"Transport" shall have the same meaning as set forth in Business & Professions Code § 19300.5(am) as the same may be amended from time to time.

"Transporter" shall have the same meaning as set forth in Business & Professions Code § 19300.5(aa) as the same may be amended from time to time.

B. Prohibition.

1. Commercial cannabis activities of all types are expressly prohibited in all zones, all specific plan areas, and all overlay districts in the City of Bell Gardens. No person shall establish, operate, conduct or allow a commercial cannabis activity anywhere within the City.
2. To the extent not already covered by subsection A above, all deliveries of medical cannabis are expressly prohibited within the City of Bell Gardens. No person shall conduct any deliveries that either originate or terminate within the City.
3. This section is meant to prohibit all activities for which a State license is required. Accordingly, the City shall not issue any permit, license or other entitlement for any activity for which a State license is required under the MMRSA.
4. Cultivation of cannabis for non-commercial purposes, including cultivation by a qualified patient or a primary caregiver, is expressly prohibited in all zones, all specific plan areas, and all overlay districts in the City of Bell Gardens. No person, including a qualified patient or primary caregiver, shall cultivate any amount of cannabis in the City, even for medical purposes.

C. Public nuisance. Any use or condition caused, or permitted to exist, in violation of any provision of this Section 9.21.010 shall be, and hereby is declared to be, a public nuisance and may be summarily abated by the City pursuant to Code of Civil Procedure Section 731, BGMC 1.12.020, or any other remedy available to the City.

D. Enforcement. In addition to any other enforcement permitted by this Section 9.21.010, the City Attorney may bring a civil action for injunctive relief and civil penalties pursuant to Chapters 1.12 and 9.66 of this code against any person or entity that violates this Section. In any civil action brought pursuant to this Section, a court of competent jurisdiction may award reasonable attorney's fees and costs to the prevailing party.

SECTION 4. Nothing in this Ordinance shall be interpreted to mean that the City's permissive zoning scheme allows any other use not specifically listed therein.

SECTION 5. CEQA. This Ordinance is exempt from CEQA pursuant to Section 15061 (b)(3) which is the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and CEQA does not apply where it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment. The City's permissive zoning provisions already prohibit all uses that are being expressly prohibited by this

Ordinance. Therefore, this Ordinance has no impact on the physical environment as it will not result in any changes.

SECTION 6. If any section, subsection, subdivision, sentence, clause, phrase or portion of this Ordinance, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

SECTION 7. To the extent the provisions of the Bell Gardens Municipal Code as amended by this Ordinance are substantially the same as the provisions of that Code as they read immediately prior to the adoption of this Ordinance, then those provisions shall be construed as continuations of the earlier provisions and not as new enactments.

SECTION 8. The City Clerk shall certify to the adoption of this Ordinance and cause the same to be published in the manner prescribed by law.

PASSED, APPROVED, AND ADOPTED this 25th day of January, 2016.


THE CITY OF BELL GARDENS

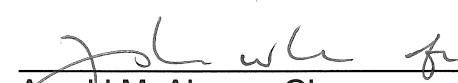


Jennifer Rodriguez, Mayor

ATTEST:

APPROVED AS TO FORM:



Kristina Santana
City Clerk

Arnold M. Alvarez-Glasman
City Attorney

I, KRISTINA SANTANA, City Clerk of the City of Bell Gardens, hereby CERTIFY that **Ordinance No. 869** was introduced and placed upon its first reading at a regular meeting of the Bell Gardens City Council held January 11, 2016 and that thereafter said ordinance was duly adopted at a regular meeting of the City Council held January 25, 2016, and was approved and passed by the following vote:

AYES:	Councilmembers Flores, Mendoza, Pulido; Mayor Pro Tem Aceituno; Mayor Rodriguez
NOES:	None
ABSTAIN:	None
ABSENT:	None

ORDINANCE NO. 890

AN ORDINANCE OF THE CITY OF BELL GARDENS, CALIFORNIA, AMENDING SECTION 9.21.010 OF BELL GARDENS MUNICIPAL CODE TO PROHIBIT SPECIFIC OUTDOOR AND COMMERCIAL MARIJUANA RELATED USES AND ACTIVITIES IN ALL LAND USE ZONES AND OVERLAY DISTRICTS

WHEREAS, on November 5, 1996, the voters of the State of California approved Proposition 215, codified as Health and Safety Code Section 11362.5 *et seq.*, and entitled the Compassionate Use Act of 1996 ("CUA"). The CUA exempted qualified patients and their primary caregivers from criminal liability under state law for the possession and cultivation of marijuana for personal medical use;

WHEREAS, the intent of the CUA was to enable persons in the State of California who are in need of marijuana for medicinal purposes to use it under limited, specified circumstances;

WHEREAS, the State enacted Senate Bill 420 in October 2003, codified at Health and Safety Section 11362.7 *et seq.*, ("Medical Marijuana Program Act," or "MMPA") to clarify the scope of the Compassionate Use Act of 1996 and to allow cities and other governing bodies to adopt and enforce rules and regulations consistent with SB 420;

WHEREAS, the MMPA created a state-approved voluntary medical marijuana identification card program and provided for certain additional immunities from state marijuana laws. Assembly Bill 2650 (2010) and Assembly Bill 1300 (2011) amended the Medical Marijuana Program to expressly recognize the authority of counties and cities to "[a]dopt local ordinances that regulate the location, operation, or establishment of a medical marijuana cooperative or collective" and to civilly and criminally enforce such ordinances;

WHEREAS, the CUA and MMPA did not "legalize" marijuana, but provided limited defenses to certain categories of individuals with respect to certain conduct and certain state criminal offenses;

WHEREAS, in *City of Riverside v. Inland Empire Patients Health and Wellness Center, Inc.* (2013) 56 Cal.4th 729, the California Supreme Court held that "[n]othing in the CUA or the MMP expressly or impliedly limits the inherent authority of a local jurisdiction, by its own ordinances, to regulate the use of its land" Additionally, in *Maral v. City of Live Oak* (2013) 221 Cal.App.4th 975, the Court of Appeal held that "there is no right - and certainly no constitutional right - to cultivate medical marijuana. . . ." and affirmed local government's authority to prohibit the cultivation of marijuana under its land use authority;

WHEREAS, the Federal Controlled Substances Act, 21 U.S.C. § 801 *et seq.*, classifies marijuana as a Schedule 1 Drug, which is defined as a drug or other substance

that has a high potential for abuse, that has no currently accepted medical use in treatment in the United State, and that has not been accepted as safe for use under medical supervision;

WHEREAS, the Federal Controlled Substances Act makes it unlawful under federal law for any person to cultivate, manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, marijuana and contains no exemption for medical purposes;

WHEREAS, on October 9, 2015 Governor Brown signed three bills into law (AB 266, AB 243, and SB 643) which collectively are known as the Medical Marijuana Regulation and Safety Act ("MMRSA") establishing a State licensing scheme for commercial medical marijuana uses while protecting local control by requiring that all such businesses must have a local license or permit to operate in addition to a State license, which allows cities to completely prohibit commercial medical marijuana activities;

WHEREAS, on November 8, 2016, the voters of the State of California passed Proposition 64, the Control, Regulate and Tax Adult Use of Marijuana Act ("AUMA") decriminalizing possession and use of marijuana under California law and regulating the cultivation, processing, manufacture, distribution, testing and sale of nonmedical marijuana, including marijuana products, for use by adults 21 years of age or older;

WHEREAS, AUMA expressly preserves local control over the regulation of marijuana-related businesses and marijuana-related land uses, including the authority to completely prohibit any marijuana business licensed under Division 10 within its jurisdiction pursuant to Business & Professions Code § 26200 *et seq.*;

WHEREAS, although marijuana-related land uses and activities are already technically prohibited pursuant to the City's permissive zoning regulations, the proposed ordinance would expressly state that all such uses are prohibited in all zones, districts, and specific plan areas throughout the City;

WHEREAS, on June 20, 2018 the Bell Gardens Planning Commission conducted a duly noticed public hearing in connection with this Ordinance and adopted Planning Commission Resolution No. 2018-02 recommending approval to the Bell Gardens City Council;

WHEREAS, on August 13, 2018 the Bell Gardens City Council held a duly noticed public hearing and introduced this Ordinance amending Chapter 9.21 of the Bell Gardens Municipal Code; and

WHEREAS, on September 6, 2018 the Bell Gardens City Council adopted this Ordinance.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BELL GARDENS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. The City Council hereby finds as follows:

A. The City Council hereby finds the above recitals accurate and true and makes them a part of the findings.

B. Marijuana-related land uses and activities can adversely affect the health, safety, and well-being of City residents. Marijuana cultivation and distribution can attract crime, lead to fires, expose minors to marijuana, negatively impact neighborhoods, damage buildings, require dangerous electrical alterations and use, and create the nuisance of strong and noxious odors. (White Paper on Marijuana Dispensaries, California Police Chiefs Association's Task Force on Marijuana Dispensaries, April 22, 2009, p. 12.).

C. In Colorado, where recreational marijuana is legal and commercialized, marijuana-related traffic deaths increased 92% from 2010 to 2014 while all traffic deaths increased only 8 percent during the same time period. (The Legalization of Marijuana in Colorado: The Impact, Rocky Mountain High Intensity Drug Trafficking Area, Vol. 3, September 2015, pp. 14-15.).

D. Use of marijuana by Colorado teens ages 12-17 is at least 56% higher than the national average. (Id. at pp. 35-36.). A study released in May 2016 by AAA Foundation for Traffic Research found that fatal crashes involving drivers who recently used marijuana doubled in the state of Washington after it legalized marijuana. (Prevalence of Marijuana Involvement in Fatal Crashes: Washington, 2010-2014, May 2016, AAA Foundation for Traffic Safety.).

E. Based on these facts and other evidence, there is a concern that the proliferation of marijuana-related uses and activities in the City would result in increased crime and other negative secondary effects like those experienced in other communities throughout California and around the country.

F. To safeguard against these deleterious secondary effects, the City Council finds it is necessary for the City to prohibit marijuana-related uses and activities in all zones and specific plan areas to the maximum extent permissible under State law.

G. This Ordinance is adopted in accordance with the authority conferred pursuant to the California Constitution and State law, including but not limited to Article XI, Section 7 of the California Constitution, the Compassionate Use Act, the Medical Marijuana Program Act, the Medical Marijuana Regulation and Safety Act, and the Control, Regulate and Tax Adult Use of Marijuana Act.

SECTION 2. Section 9.21.010 of the Bell Gardens Municipal Code is hereby repealed in its entirety and replaced with the following:

9.21.010 Marijuana Related Uses and Activities

A. Definitions.

For purposes of this Section, the following definitions shall apply:

"Commercial marijuana activity" means the cultivation, possession, manufacture, distribution, processing, storing, laboratory testing, labeling, transportation, delivery, or sale of marijuana and marijuana products. "Commercial marijuana activity" shall not include deliveries by a licensee acting in compliance with Division 10 of the Business & Professions Code and local law under Business & Professions Code Section 26200; or transportation or distribution of marijuana or marijuana products on public roads by a licensee transporting marijuana or marijuana products in compliance with Division 10 of the Business & Professions Code.

"Cultivation" means any activity involving the planting, growing, cultivating, harvesting, drying, curing, grading, trimming or processing of marijuana.

"Delivery" means the commercial transfer of marijuana or marijuana products to a customer. "Delivery" also includes the use by a retailer of any technology platform owned and controlled by the retailer, or independently licensed under this division that enables customers to arrange for or facilitate the commercial transfer by a licensed retailer of marijuana or marijuana products.

"Dispensary" means a facility or location, whether fixed or mobile, where marijuana, marijuana products, or devices for the use of marijuana are offered, made available to, or provided, either individually or in any combination, with or without remuneration, for medical, recreational, or other purposes.

"Distribution" means the procurement, sale, and transport of marijuana and marijuana products between entities for commercial use purposes.

"Manufacture" means to compound, blend, extract, infuse, or otherwise make or prepare a marijuana product.

"Marijuana" means all parts of the plant *Cannabis sativa* Linnaeus, *Cannabis indica*, or *Cannabis ruderalis*, whether growing or not; the seeds thereof; the resin, whether crude or purified, extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, resin, or preparation of the plant, its seeds or resin, including marijuana infused in foodstuff or any other ingestible or consumable product containing marijuana. "Marijuana" also means the separated resin, whether crude or purified, obtained from cannabis. "Marijuana" does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the

mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination. For the purpose of this division, "marijuana" does not mean "industrial hemp" as defined by Section 11018.5 of the Health and Safety Code. The term "marijuana" includes "medical marijuana" for the purposes set forth in the Medical Marijuana Program Act (Health & Safety Code Sections 11362.7 to 11362.83) and the Medical Marijuana Regulation and Safety Act (AB 266, AB 243, and SB 643.)

"Marijuana accessories" means any equipment, products or materials of any kind which are used, intended for use, or designed for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, smoking, vaporizing, or containing marijuana, or for ingesting, inhaling, or otherwise introducing marijuana or marijuana products into the human body.

"Marijuana-related activity" means any commercial marijuana activity, cultivation of marijuana, delivery of marijuana or marijuana products, distribution of marijuana or marijuana products, dispensing of marijuana or marijuana products, manufacture of marijuana or marijuana products, sale of marijuana or marijuana products, and the operation or establishment of a marijuana or medical marijuana cooperative, dispensary, delivery service, or provider. "Marijuana-related activity" does not include indoor cultivation as permitted under Section 9.21.010(C)(2); deliveries by a licensee acting in compliance with Division 10 of the Business & Professions Code and local law under Business & Professions Code Section 26200; or transportation or distribution of marijuana or marijuana products on public roads by a licensee transporting marijuana or marijuana products in compliance with Division 10 of the Business & Professions Code.

"Marijuana cultivation facility" means a facility where marijuana is cultivated, prepared, and packaged for sale to marijuana dispensaries, to marijuana product manufacturing facilities, or to other marijuana cultivation facilities, but not to consumers.

"Marijuana establishment" means a marijuana cultivation facility, marijuana storage facility, marijuana testing facility, a marijuana product manufacturing facility, or marijuana dispensary.

"Marijuana product manufacturing facility" means a facility where marijuana and marijuana products are manufactured, prepared and packaged for sale to other marijuana product manufacturing facilities or to marijuana dispensaries, but not to consumers.

"Marijuana products" means marijuana that has undergone a process whereby the plant material has been transformed into a concentrate,

including, but not limited to, concentrated cannabis, or an edible or topical product containing marijuana or concentrated cannabis and other ingredients.

"Marijuana storage facility" means a facility used for the storage of marijuana, marijuana products or marijuana accessories.

"Marijuana testing facility" means a facility where marijuana is analyzed and certified for safety and potency.

"Private residence" means a house, an apartment unit, a mobile home, or other similar habitable dwelling.

B. Prohibited Uses and Activities. The establishment or operation of any commercial marijuana activity, marijuana-related activity, or marijuana establishment, including any business licensed by the state or other government entity pursuant to Division 10 of the Business & Professions Code, as it may be amended from time to time, is prohibited in all land use zones, overlay districts, and specific plan areas of the City. No use permit, variance, building permit, or any other entitlement or permit, whether administrative or discretionary, shall be approved or issued for the establishment or operation of any such business or activity.

C. Marijuana Cultivation for Personal Use.

1. Outdoor Cultivation Prohibited. Outdoor cultivation of marijuana by any person owning, leasing, occupying, or having charge or possession of any land use zone, overlay district, and specific plan areas of the City in the City is prohibited. It shall be unlawful for any person or entity to own, manage, conduct, or operate, or as a landlord or land owner (or as such landlord or land owner's agent, property manager or similar person having control over real property on behalf of its owner) to allow or permit to exist, or be established, conducted, operated, owned or managed on or within real property owned or controlled by such person, the outdoor cultivation of marijuana or to participate as a landlord, lessor, land owner, employee, contractor, agent or volunteer, or in any other manner or capacity, in the outdoor cultivation of marijuana. Each day a violation of this provision of this chapter is committed, or permitted to continue, shall constitute a separate offense.

2. Indoor Cultivation. Not more than six (6) plants may be cultivated, planted, harvested, dried, processed, or possessed at one time by a person 21 years of age or older when conducted within a fully enclosed and secured, private residence, or legally permitted accessory structure that is not visible by normal unaided vision from a public place and conducted in a manner consistent with California Health & Safety Code Section 11362.2 and any other applicable regulations, as amended from time to time. Any

areas used for indoor cultivation shall comply with the building code under Chapter 6.04, the mechanical code under Chapter 6.08, and fire code under Chapter 16.44.

D. Interpretation. The intent of this Section is to prohibit all marijuana-related uses and activities, including the personal outdoor cultivation of marijuana, whether medical or recreational in nature, to the maximum extent allowed under state law. Nothing in this Section should be interpreted as allowing behavior otherwise prohibited by state law and nothing in this Section should be interpreted as prohibiting conduct that the city is expressly preempted from prohibiting under state law.

E. Penalties. Any person violating any provision of this Section shall be guilty of a separate offense for each and every day, or part thereof, during which a violation of this Section or of any law or regulation referenced herein, is allowed, committed, continued, maintained or permitted by such person, and shall be punishable in accordance with penalties set forth in Chapter 1.12 of the Code.

F. Public Nuisance. In addition to the penalties provided Chapter 1.12, any condition or activity caused or permitted to exist in violation of any provision, restriction, or requirement of this Section or any notice, or order pursuant to this Section, shall be deemed a public nuisance and may be summarily abated by the City by any and all means (civil, administrative, and/or equitable) as provided by law or in equity.

SECTION 3. CEQA. The City Council finds that this Ordinance is not subject to the California Environmental Quality Act (CEQA) pursuant to Section 15061(b) (3) which is the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment and CEQA does not apply where it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment. To the extent it is determined that CEQA applies, the proposed ordinance is exempt under CEQA pursuant to Section 15060(c)(2), because the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment, and pursuant to Section 15060 (c)(3) because the activity is not a project as defined in Section 15378 of the CEQA Guidelines. This Ordinance amends the Bell Gardens Municipal Code by clarifying existing code and expressly prohibit activities that the BGMC already prohibits such as medical and commercial cannabis activity in the City. Furthermore, this Ordinance does not authorize any development or other activity that would alter the physical environment but rather prohibits such activities that may have environmental impacts. As such, it can be seen with near certainty that there is no possibility that the ordinance will have a significant effect on the environment.

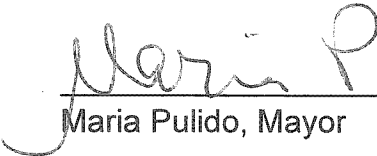
SECTION 4. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance, or any part thereof, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this

Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance irrespective of the fact that one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional or invalid or ineffective. To this end, the provisions of this Ordinance are declared to be severable.

SECTION 5. The City Clerk shall certify to the passage and adoption of this Ordinance, causing it to be posted as required by law and it shall be effective thirty (30) days after its adoption.

PASSED, APPROVED, AND ADOPTED this 10th day of September, 2018.

THE CITY OF BELL GARDENS




Maria Pulido, Mayor

APPROVED AS TO FORM:

ATTEST:



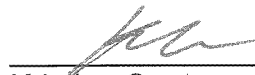
Arnold M. Alvarez-Glasman
City Attorney



Kristina Santana
City Clerk

I, KRISTINA SANTANA, City Clerk of the City of Bell Gardens, hereby CERTIFY that **Ordinance No. 890** was introduced and placed upon its first reading at a regular meeting of the Bell Gardens City Council held August 13, 2018 and that thereafter said ordinance was duly adopted at a regular meeting of the City Council held September 10, 2018 and was approved and passed by the following vote:

AYES: Council Member Rodriguez; Mayor Pro Tem Mendoza; Mayor Pulido
NOES: None
ABSTAIN: None
ABSENT: Council Members Aceituno, Flores



Kristina Santana
City Clerk



**CITY OF BELL GARDENS
OFFICE OF THE CITY MANAGER**

AGENDA REPORT

Item 16.

TO:	Honorable Mayor and City Council Members
FROM:	Michael B. O'Kelly, City Manager
BY:	Gustavo Romo, Community Development Director
SUBJECT:	DISCUSSION AND DIRECTION REGARDING LOCAL, STATE AND FEDERAL STRATEGIES AND PROGRAMS TO COMBAT THE INCREASE IN THE HOMELESS POPULATION
DATE:	February 10, 2020

RECOMMENDATION:

Staff recommends that the City Council provide direction on the next steps they would like to see with regards to the homeless crisis and receive and file this report.

BACKGROUND/DISCUSSION:

In 2019, Governor Newsom signed several bills pertaining to homelessness in an effort to help California's local and regional governments combat this national crisis. These bills became effective on January 1, 2020. The primary goal of the new legislation is to help build more emergency shelters and provide homeless with additional programs and services in an effort to get them back on their feet with permanent housing.

The new State legislation includes exemptions from the California Environmental Quality Act to facilitate and expedite the construction of emergency shelters.

Staff has been working with the Gateway Cities Council of Governments Homelessness Technical Advisory Committee to stay up-to-date on the new legislation and determine next steps with regards to grant applications and policy direction. The issues that continue to come up with many cities revolve around the concern that not every community will want to apply for grants and participate in the goal of providing shelters and services. Many cities are concerned that communities that chose to participate could be at a disadvantage as the addition of resources such as new shelters and services, could end up attracting a larger homeless population that may not have otherwise been there.

Concerns have been voiced by community members with regards to issues that continue to impact the City as a result of homelessness, such as trespassing, littering and vandalism as well as concerns over the health and safety of homeless individuals. Over the years, the Bell Gardens Police Department has worked with LA County Mental Health Department and the Los Angeles Homeless Services Authority (LAHSA) to help homeless individuals and their families. They have further assisted in addressing community concerns. In 2019, the Bell Gardens Police Department, together with the LA County Mental Health Department and LAHSA, contacted over 360 homeless/mentally ill individuals in an effort to provide the necessary aid.

The Police Department and the Public Works Department have also been key in helping clean several homeless encampments. Additionally, they assisted in placing two chronically homeless individuals into a shelter. Most recently, the General Investigation Unit ("GIU") Detectives accompanied the Public Works Department during a cleanup of the Florence Avenue bridge and Rio Hondo riverbed bike path. The Public Works crews disposed of (4) truck loads of debris from these sites after there were public health and safety concerns due to numerous subjects loitering under the bridge and bike path. Staff continues to receive complaints from bicyclists and joggers of subjects accosting them while traveling through the area. The areas bordering the City are the most susceptible to encampment re-establishments. A regular schedule for cleanup is being considered for the affected areas to reduce re-establishment of encampments.

Additionally, the Bell Gardens Police Department and Public Works staff visited and removed encampment debris from the LAC channel behind Jaboneria Road and Shull Street (by Julia Asmus Park). City debris removal notices were posted on January 31, 2020, during a collaborative outreach with LAHSA. Several subjects were contacted and notified of the future cleanup. Several new sites of abandoned debris were discovered and removed.

Based on 2019 data from Los Angeles County, the homeless population in the County grew by 6,171 from 52,765 in 2018 to 58,936 in 2019. The City of Bell Gardens falls under Service Planning Area (SPA) 7, which accounts for 5,040 homeless individuals. SPA 7 includes the Cities of Artesia, Bell, Bellflower, Bell Gardens, Cerritos, Commerce, Cudahy, Downey, Hawaiian Gardens, Huntington Park, La Habra Heights, Lakewood, La Mirada, Maywood, Montebello, Norwalk, Pico Rivera, Santa Fe Springs, Signal Hill, South Gate, Vernon, and Whittier and unincorporated County areas such as City Terrace, East Los Angeles, Los Nietos, and Walnut Park. As of the last homeless count that took place in January 2020, the City of Bell Gardens, has an estimated 85 homeless individuals within its borders.

STATE FUNDING

The Governor's 2019-2020 budget included the following to encourage local jurisdictions to apply for grants:

- \$650 million to local governments for homelessness emergency aid
- \$120 million for expanded Whole Person Care services
- \$150 million for strategies to address the shortage of mental health professionals in the public mental health system
- \$25 million for Supplemental Security Income advocacy
- \$40 million for student rapid rehousing and basic needs initiatives for students in the University of California and California State University systems
- \$20 million in legal assistance for eviction prevention
- Over \$400 million to increase grants to families in the CalWORKs program

The State is asking cities and counties to adopt public policies and best practices to combat the homelessness crisis. Grants will be made available to jurisdictions that show a strong willingness to address the problem of street homelessness by providing immediate emergency shelter opportunities and services.

SUMMARY OF BILLS EFFECTIVE JANUARY 1, 2020

AB 58 (Rivas) – This bill requires the Governor to appoint a representative from the California Department of Education (CDE) to the Homeless Coordinating and Financing Council. Under the federal McKinney-Vento Act, which is implemented by CDE, schools are the first points of contact to identify, interface with, and assist homeless students and their families.

AB 139 (Quirk-Silva) – This bill updates the requirements of local governments' housing plans to address the needs of the homeless crisis, specifically by changing the criterion for assessing the need for emergency shelters and housing to a regional level, and requiring that to be accounted for as part of the Housing Element of a city or county's General Plan.

AB 143 (Quirk-Silva) – This bill adds Alameda County, Orange County, all of the cities within those counties, and the City of San Jose to the list of jurisdictions authorized to declare a shelter crisis, which permits the suspension of state health, planning and zoning, and safety standards; those jurisdictions must then adopt a local ordinance for the design and operation of homeless shelters, which must be approved by HCD. The bill also requires these jurisdictions to develop plans to address the shelter crisis, including how to transition residents from homeless shelters to permanent supportive housing.

AB 728 (Santiago) – Previous legislation gave counties the authority to create Multidisciplinary Personnel Teams (MDTs) for homeless adults and families to facilitate the expedited identification, assessment, and linkage of homeless individuals to housing and supportive services, and allow provider agencies to share confidential information for those purposes to ensure continuity of care. This bill creates a five-year pilot program in the following counties (Los Angeles, Orange, Riverside, San Bernardino, San Diego, Santa Clara and Ventura) to expand the scope of an MDR to include serving individuals who are at risk of homelessness. The program would sunset on January 1, 2025.

AB 761 (Nazarian) – This bill allows, at the sole discretion of the Adjutant General (TAG), the use of any armory deemed vacant by the California Military Department throughout the year by the county or city in which the armory is located for the purpose of providing temporary shelter from hazardous weather conditions for homeless persons.

AB 1188 (Gabriel) – This bill creates a legal framework allowing a tenant, with the written approval of the owner or landlord, to take in a person who is at risk of homelessness. It includes a number of protections for both the landlord and tenant, including the ability for the tenant to remove the person at risk of homelessness on short notice.

AB 1197 (Santiago) – This bill provides a CEQA exemption for supportive housing and shelters in the City of Los Angeles.

AB 1235 (Chu) – This bill renames the runaway and homeless youth shelters run by the Department of Social Services as "youth homelessness and prevention centers," expands the categories of youth for which the centers are required to provide services to also include youth at risk of homelessness and youth exhibiting status offender behavior, and expands the time a youth can stay in the center from 21 to 90 days.

AB 1745 (Kalra) – Earlier legislation authorized San Jose to build and operate emergency bridge housing for the homeless during a declared shelter crisis, and required that each person housed in the bridge housing be placed in an affordable housing unit. This bill extends the sunset date

from January 1, 2022 to January 1, 2025, for San Jose to meet these obligations.

SB 211 (Beall) – This bill authorizes Caltrans to lease its property to local governments for the purpose of an emergency shelter or feeding program for \$1 per month plus administrative fees.

SB 450 (Umberg) – This bill provides a CEQA exemption until January 2025 for hotels converted to supportive housing.

SB 687 (Rubio) – This bill requires the Governor to appoint a representative of the state public higher education system to the Homeless Coordinating and Financing Council.

SB 744 (Caballero) – This bill provides a CEQA exemption for supportive housing and No Place Like Home projects.

CONCLUSION:

This report is intended to update the City Council on the homeless crisis and the State's new legislation. Direction is requested with regards to any action the Council would like staff to take.

FISCAL IMPACT:

Not applicable.

APPROVED ELECTRONICALLY BY:

Michael B. O'Kelly, City Manager

Marc Tran, Assistant City Attorney for Rick R. Olivarez, City Attorney

Will Kaholokula, Director of Finance and Administrative Services