

## MINUTES OF THE

### Bell City Council/Bell Community Housing Authority/Successor Agency to the Bell Community Redevelopment Agency/ Bell Public Finance Authority

November 7, 2012

5:00 P.M. Closed Session  
7:00 P.M. Regular Meeting

Bell Community Center  
6250 Pine Avenue

Call to Order by Mayor Saleh at 5:10 PM.

**Roll Call of the City Council in their capacities as Councilmembers/Members of all  
Related Agencies:** Harber, Quintana, Valencia, Alvarez, and Saleh

Present: Harber, Quintana and Saleh (3)

Absent: \*Alvarez and Valencia (2)

Staff: City Manager Willmore, City Attorney Aleshire, City Clerk Valdez, Chief Miranda,  
City Engineer Rodrigue, Community Development Director Perez, Community Services Director  
WassermanNone (0)

Mayor Pro-tem Alvarez arrived at 5:15 PM and Councilmember Valencia arrived at 5:50 PM.

#### Communications from the Public on Closed Session Items

None.

#### Closed Session

1. The City Council and the related Authorities and Agencies recessed to a closed session at 5:12 PM to confer with legal counsel regarding the following matters:
  - a) PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code Section 54957.  
Employee: City Manager
  - b) CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION (Subdivision (a) of Section 54956.9) Name of Case: *Dexia Credit Local v. City of Bell, Bell Public Financing Authority*
  - c) CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION (Subdivision (a) of Section 54956.9); Name of case: *Bell v. Best Best & Krieger; LASC BC466436*
  - d) CONFERENCE WITH LEGAL COUNSEL- In the Matter of the Statement of Issues Against: Robert Rizzo, petitioner and City of Bell, respondent, CalPERS Case No. 2011-0774, OAH No. 2012020199

- e) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Significant exposure to litigation (Government Code Section 54956.9(b)) (five (5) potential case)

### **Reconvened Regular Meeting at 7:16 PM**

Pledge of Allegiance led by Mayor Saleh.

#### **City Attorney Report**

The City Attorney reported the following out on Closed Session matters: Item a) was discussed and continued to the 11/20/12 meeting; Items b) through e) were discussed and no reportable action was taken.

#### **Communications from the Public**

The following members of the public addressed the City Council, Bell Community Housing Authority the Successor Agency to the Bell Community Redevelopment Agency and the Planning Commission on items that were on the agenda and on non-agenda items: Jose Moreno, Donna Gannon, Alfred Areyan and Carmen Bella.

#### **Presentation**

Special Thanks to All of the Sponsors for our 85<sup>th</sup> Birthday Celebration: Aleshire & Wynder LLP Attorney at Law, Interwest Consulting Group, Consolidated Disposal Service, Azteca Landscape, Bell Police Officers Association, Southern California Edison, Southern California Gas Company, Rose Hills, Affordable Furniture, Anaya's Service Center, Bell Chamber of Commerce, Brea IT Solutions, Boulevard Burgers, el Pescador Restaurant, Jims Burger, Lead Tech Environmental, Savas, Sizzler, SJC 3 Consulting, Inc., Sole's Bakery, Warehouse Shoe Sales, West Coast Arborist, 7-Eleven, Central Water Basin, Global Paratransit, Inc., Southeast Community Development Corporation, Downey Girl Scouts.

Presentation by the Bell Sapphires.

#### **Consent Calendar**

2. Approval of General Warrants, Successor Agency to the Bell Community Redevelopment Agency Warrants and Community Housing Authority Warrants dated November 7, 2012. *(Council/Successor Agency to the Bell Community Redevelopment Agency /Bell Community Housing Authority)*

It was moved by Councilmember Harber, seconded by Mayor Pro Tem Alvarez, to approve Item 2 from the Consent Calendar.

Vote: 5-0  
Yes: Councilmember Harber, Councilmember Quintana, Councilmember Valencia, Mayor Pro Tem Alvarez and Mayor Saleh  
No: None  
Abstained: None  
Absent: None

Motion Unanimously Passed.

## Business Calendar

3. Consideration of Election Services for the March 5, 2013 General Municipal Election. *(Council)*

Dave Aleshire, City Attorney, provided a report on item 3. Discussion ensued by the City Council.

Councilmember Quintana moved to approve the contract agreement with Martin & Chapman in the amount not to exceed \$36,590.75 for Election Consulting Services, effective October 17, 2012 through June 30, 2013. Due to a lack of second, the motion failed.

Further discussion ensued among the City Council.

It was moved by Councilmember Valencia, seconded by Vice Mayor Alvarez, to Adopt Resolution No. 2012-78 Requesting the Los Angeles County Board of Supervisors Direct and Authorize the Registrar-Recorder/County Clerk for the County of Los Angeles to Administer, Manage and Oversee the City of Bell's March 5, 2013 General Municipal Election.

**RESOLUTION NO. 2012-78: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELL, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO ADMINISTER, MANAGE AND OVERSEE THE CITY OF BELL'S GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 5, 2013.**

Vote: 3-2  
Yes: Councilmember Valencia, Vice Mayor Alvarez and Mayor Saleh  
No: Councilmember Harber and Councilmember Quintana  
Abstained: None  
Absent: None

Motion Passed.

Councilman Valencia walked out of the meeting at 8:33 PM.

4. Consideration of Environmentally Preferable Purchasing and Practices Policy and Approve Submittal of Application for CalRecycle Grant. *(Council)*

Terry Rodrigue, City Engineer provided the staff report. Discussion ensued among the City Council.

It was moved by Mayor Pro Tem Alvarez, seconded by Councilmember Harber, to adopt two resolutions: one approving the Environmentally Preferable Purchasing and Practices Policy, and another approving the application for a grant from the California Department of Resources Recycling and Recovery (CalRecycle) Rubberized Pavement Grant Program (Grant) and authorizing the City Manager to execute any documents related to the program.

**RESOLUTION NO. 2012-75: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELL APPROVING THE ENVIRONMENTALLY PREFERABLE PURCHASING AND PRACTICES POLICY.**

**RESOLUTION NO. 2012-76: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELL AUTHORIZING SUBMITTAL OF APPLICATION FOR CALRECYCLE GRANTS AND AUTHORIZING THE CITY MANAGER TO EXECUTE GRANT RELATED DOCUMENTS.**

Vote: 5-0  
Yes: Councilmember Harber, Councilmember Quintana, Councilmember Valencia, Mayor Pro Tem Alvarez and Mayor Saleh  
No: None  
Abstained: None  
Absent: None

Motion Unanimously Passed.

10. Consideration of Subdivision Agreement for Parcel Map 71920 located on the north side of Bandini Boulevard between Pennington Way and Yeager Way – First Industrial, L.P., a Delaware limited partnership. *(Council)*

Terry Rodrigue, City Engineer provided the staff report for item 10. Discussion ensued among the City Council.

It was moved by Councilmember Harber, seconded by Vice Mayor Alvarez, to authorize the City Manager to execute a subdivision agreement for grading, demolition and drainage improvements for Parcel Map 71920 between the City of Bell and First Industrial, L.P., a Delaware limited partnership.

Vote: 3-0  
Yes: Councilmember Harber, Vice Mayor Alvarez and Mayor Saleh  
No: None  
Abstained: Councilmember Quintana  
Absent: Councilmember Valencia

Motion Passed.

9. Report on Status of Litigation: Conclusion of Fiscal Year 2011-2012. *(Council)*

Dave Aleshire provided a presentation to the city council on item 9.

City Council received and filed the report.

5. Consideration of Resolution Regarding the Employee Pick Up of PERS Contributions. *(Council)*

Kevin Boylan, Human Resource Consultant provided a report on item 5. Discussion ensued among the City Council.

It was moved by Vice Mayor Alvarez, seconded by Councilmember Quintana, to adopt the resolution that provides that all members of the Executive Management team be responsible for paying the full eight percent (8%) and (9%) for the Chief of Police employee contribution to the California Public Employees Retirement System (CalPERS).

**RESOLUTION NO. 2012-79: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELL, CALIFORNIA, AMENDING THE CITY'S CALPERS EMPLOYER PAID MEMBER CONTRIBUTIONS FOR THE CHIEF ADMINISTRATIVE OFFICER AND ALL DEPARTMENT HEADS.**

Vote: 4-0  
Yes: Councilmember Harber, Councilmember Quintana, Vice Mayor Alvarez and Mayor Saleh  
No: None  
Abstained: None  
Absent: Councilmember Valencia

Motion Unanimously Passed.

6. Consideration of Special Event Sales Permits and Temporary Advertising Devices. *(Council)*

Joe Perez, Community Development Director. Provided the staff report on item 6. Discussion ensued among the City Council.

It was moved by Vice Mayor Alvarez, seconded by Councilmember Harber, to consider a no-fee special event sales permit for businesses and direct staff to prepare an ordinance regarding special event sales and temporary advertising devices to be considered by the City Council at its next regular meeting.

Vote: 4-0  
Yes: Councilmember Harber, Councilmember Quintana, Vice Mayor Alvarez and Mayor Saleh  
No: None  
Abstained: None  
Absent: Councilmember Valencia

Motion Unanimously Passed.

7. Consideration of Reducing City's Plan Check and Building Permit Fees. *(Council)*

Joe Perez, Community Development Director provided the staff report on item 7. Discussion ensued among the City Council.

It was moved by Vice Mayor Alvarez, seconded by Councilmember Quintana, to consider reducing the City's plan check and building permit fees and direct staff to prepare and ordinance, reflecting those changes, to be considered by the City Council at its next regular meeting.

Vote: 4-0  
Yes: Councilmember Harber, Councilmember Quintana, Vice Mayor Alvarez and Mayor Saleh  
No: None  
Abstained: None  
Absent: Councilmember Valencia

Motion Unanimously Passed.

8. Fiscal Year 2012-2013 Financial Status Report as of August 31, 2012. *(Council)*

Josh Betta, Finance Director provided a report on item 8. Discussion ensued among the City Council.

City Council received and filed the report.

### **Mayor and City Council Communications**

Councilmember Quintana, informed that her interns attended the 5th Annual Workshop on Child Care Development on Friday, October 19, 2012. Also announced that there will be Flu Shots at the Bell Community Center from 1:00 – 4:00 pm on Friday, November 9, 2012 and also thanked the TAC Club for assisting with the mass of voter registration to register the residents of Bell.

Mayor Pro Tem Alvarez congratulated Senator Elect Ricardo Lara, Assembly Member Elect Anthony Rendon for District 63 and Assembly Member Elect Cristina Garcia for District 58 and El Aviso Magazine for their 25th year anniversary.

Councilmember Harber congratulated Barack Obama for his win.

Mayor Saleh invited everyone to the Neighborhood Watch Thanksgiving potluck on Thursday, November 15, 2012 at 6:00 PM and the Explorers and Neighborhood Watch Christmas dinner potluck on December 14, 2012 at 6:00 PM.

### **Adjournment**

City Council Meeting Adjourned at 10:43 PM

I, Rebecca Valdez, City Clerk of the City of Bell, certify that the foregoing minutes were approved by the City Council of the City of Bell at a regular meeting held on December 5, 2012.

  
\_\_\_\_\_  
Rebecca Valdez, CMC  
City Clerk

  
\_\_\_\_\_  
Ali Saleh, Mayor