

MARCH 9, 2016

**ACTION MINUTES OF THE REGULAR MEETING
OF THE MAYWOOD CITY COUNCIL HELD IN THE COUNCIL CHAMBERS
4319 EAST SLAUSON AVENUE, MAYWOOD, CALIFORNIA**

Mayor opened the meeting at 7:05 pm

**RICARDO VILLARREAL
MAYOR**

**RAMON MEDINA
MAYOR PRO TEM**

**SERGIO CALDERON
COUNCILMEMBER**

**EDUARDO DE LA RIVA
COUNCILMEMBER**

**THOMAS MARTIN
COUNCILMEMBER**

**INTERIM CITY MANAGER
PEDRO CARRILLO – ABSENT**

**CITY ATTORNEY
MICHAEL MONTGOMERY**

**CITY CLERK
GERARDO MAYAGOITIA**

**CITY TREASURER
GLORIA VIRAMONTES -ABSENT**

OPENING CEREMONIES

1. CALL TO ORDER
2. CERTIFICATION OF AGENDA POSTING BY CITY CLERK
3. ROLL CALL OF COUNCIL MEMBERS

Ricardo Villarreal
Ramon Medina
Sergio Calderon
Eduardo De La Riva
Thomas Martin

4. PLEDGE OF ALLEGIANCE
5. INVOCATION
6. PRESENTATIONS/PROCLAMATIONS

- City of Maywood Proclaimed March as Multiple Sclerosis Month
- LA County Sheriffs Department made a brief presentation regarding the Maywood City Council Report, March 2016

**PUBLIC ORAL COMMUNICATIONS
(REGARDING AGENDA ITEMS ONLY)**

NON-AGENDA PUBLIC ORAL COMMUNICATIONS

THIS PORTION PROVIDES AN OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE COUNCIL ON ITEMS WITHIN THE JURISDICTION OF THE COUNCIL AND NOT LISTED ON THE AGENDA. IF AN ITEM IS NOT ON THE AGENDA, THERE SHOULD BE NO SUBSTANTIAL DISCUSSION OF THE ISSUE BY THE COUNCIL, BUT COUNCIL MAY REFER THE MATTER TO STAFF OR SCHEDULE SUBSTANTIVE DISCUSSION FOR A FUTURE MEETING. (The Ralph M. Brown Act, Government Code Section 54954.2 (a).)

CITY COUNCIL ORAL AND WRITTEN COMMUNICATION

RICARDO VILLARREAL, MAYOR
RAMON MEDINA, MAYOR PRO TEM
SERGIO CALDERON, COUNCILMEMBER
EDUARDO DE LA RIVA, COUNCILMEMBER
THOMAS MARTIN, COUNCILMEMBER

CONSENT CALENDAR

All matters listed under the Consent Calendar will be acted upon by one motion affirming the action recommended on the agenda. There will be no separate discussion on these items prior to voting unless members of the Council or staff request specific items to be removed from the Consent Calendar for separate action.

7. **APPROVED MINUTES OF JANUARY 28 AND FEBRUARY 10, 2016 MEETINGS**
Motioned by De La Riva. Seconded by Villarreal. **AYES: Calderon, De La Riva, Medina and Villarreal; NAYES: Martin**
8. **APPROVED RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MAYWOOD AND SUCCESSOR AGENCY TO THE MAYWOOD COMMUNITY REDEVELOPMENT AGENCY APPROVING WARRANTS AND PAYROLL.** Motioned by De La Riva. Seconded by Villarreal. **AYES: Calderon, De La Riva, Medina and Villarreal; NAYES: Martin**

Comments:

City of Maywood warrant register dated March 9, 2016 for FY 2015-2016.

Recommendation:

Staff recommends that the City Council approve the warrant register.

9. **ADOPTED RESOLUTION AND APPROVED COUNTYWIDE HOUSEHOLD HAZARDOUS WASTE COLLECTION EVENT SITING LIABILITY AGREEMENT AND EXECUTION BY THE INTERIM CITY MANAGER.** Motioned by De La Riva. Seconded by Villarreal. **AYES: Calderon, De La Riva, Medina and Villarreal; NAYES: Martin**

Comments:

This annual collection event provides the residents of Maywood with a location to drop off any Household Hazardous (pesticides, cleaning solvents, automobile fluids, oil, paint and related products) and Electronic Waste (computers, printers, cables, televisions, vcr's, stereos and other related electronic products) at no cost to the city or the residents.

Recommendation:

That the City Council approve the request for the Annual Household Hazardous Waste and Electronic Waste Collection Event, Siting liability agreement and authorize the Interim City Manager to execute the agreement.

10. APPROVED RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MAYWOOD CONSENTING TO INCLUSION OF PROPERTIES WITHIN THE INCORPORATED AREA OF THE CITY OF MAYWOOD IN THE LOS ANGELES COUNTY ENERGY RENEWABLE ENERGY SOURCES AND ENERGY AND WATER EFFICIENCY IMPROVEMENTS, APPROVING THE REPORT SETTING FOR THE PARAMETERS OF THE REFERENCED PROGRAM, AND CERTAIN MATTERS IN CONNECTION THEREWITH.

Motioned by Villarreal. Seconded by De La Riva. **AYES: Calderon, De La Riva, Medina and Villarreal; NAYES: Martin**

Comments:

The Los Angeles County Energy Program ("LACEP" or "Program") is intended to help property owners make capital investments in distributed generation renewable energy sources and energy efficiency and water efficiency improvements (collectively known as "Improvements") that will provide long-term benefits and reduced energy bills.

The County intends to finance the Program in part by issuing (or causing to be issued) bonds payable from contractual assessment revenues. Participation in the Program is completely voluntary and property taxes for non-participating property owners are unaffected by the Program. A Program Report ("Report") was prepared pursuant to Section 5898.22 of Chapter 29 of the California Streets and Highways Code ("Chapter 29") in connection with the establishment of LACEP.

Recommendation:

That the City Council approve a resolution consenting to inclusion of properties within the incorporated area of the City in the Los Angeles County energy renewable energy sources and energy and water efficiency improvements, approving the report setting forth the parameters of the referenced program, and certain matters in connection therewith.

NEW/OLD BUSINESS

11. APPOINTED COUNCILMEMBER THOMAS MARTIN WITHOUT OBJECTION AS DELEGATE TO THE I-710 PROJECT COMMITTEE FOR THE GATEWAY CITIES COG.

AYES: Calderon, De La Riva, Martin, Medina and Villarreal.

Comments:

On February 17, Gateway Cities COG staff requested information regarding the new delegate to the I-710 Project Committee. The previous delegate was former Councilmember Oscar Magaña. The Maywood City Council did appoint delegates and alternates to Committees and Boards during the regular meeting held in January. However, the minutes of the January meeting did not indicate that an appointment was made to the Gateway Cities COG I-710 Project Committee.

Recommendation:

That the Maywood City Council appoint a delegate to the I-710 Project Committee for the Gateway Cities COG.

12. APPROVED REQUEST BY THE LIONS CLUB TO REINSTALL THEIR CLUB LOGO AT EXISTING CITY ENTRANCE SIGN LOCATIONS. Motioned by Calderon. Seconded by Villarreal. **AYES: Calderon, De La Riva, Martin, Medina and Villarreal.**

Comments:

The Maywood Lions Club presented the City with a written request to reinstall its Club logo on all City entrance sign locations. Their proposal consists of a single-faced sign depicting their emblem and measuring eighteen inches (18") in diameter. Their logo, which had previously been mounted to posts supporting the City's entrance sign at Slauson and Maywood Ave., Atlantic Blvd. at Randolph St., Slauson Ave. at Alamo St., and Atlantic Blvd. at 52nd St., had been removed during the previous administration and never replaced.

Recommendation:

That the City council approve the request and direct staff to reinstall the Maywood Lions Club logos where previously located.

13. COUNCIL REJECTED BOTH BIDS AND REQUEST TO RE-ISSUE RFPs RESULTS OF A REQUEST FOR PROPOSALS FOR SANITARY SEWER SYSTEM HYDRO JET CLEANOUT SERVICES AND RECOMMENDED AWARD OF CONTRACT
Motioned by Calderon. Seconded by Medina. **AYES: Calderon, De La Riva, Martin, Medina and Villarreal.**

Comments:

On January 13, 2016, the City Council considered an award of contract for the cleanout of a portion of the City's sanitary sewer system. The Council rejected the staff's recommendation and directed staff to reissue the original Request for Proposals (RFP) to ensure that the RFP was adequately circulated and available to a broader consumption.

The RFP was reissued for a period of fifteen (15) days from Wednesday, February 17 to Tuesday, March 1, 2016. In addition to being electronically sent to nine contractors on the City's list of qualified vendors, the RFP was posted to the City's website and sent to three advertising agencies which advertise construction bids to the industry: Bid America, Construction Bid Board, and FW Dodge (Green Sheet). Although the City received three proposals from its previous procurement effort, the extra measure taken to cast a wider advertising net for the reissue did not result in any additional Proposals being received. By the March 1, 2016 deadline, the City received only two (2) Proposals, both from contractors that had previously submitted Proposals.

Should the City Council approve the award of contract, it will allow the City to move forward with the cleanout of the first segments of the sanitary sewer system which are most in need of maintenance. This would be the first step in a regular maintenance schedule which will take several years to complete.

Recommendation:

That the City Council consider staff's evaluation and recommendation of Proposals received an award contract for sanitary sewer system cleanout services utilizing hydro-jet.

14. COUNCIL DIRECTED STAFF WITHOUT OBJECTIONS TO REQUEST PROPOSALS ON THE CITY OF MAYWOOD CARNIVAL SCHEDULE. **AYES: Calderon, De La Riva, Martin, Medina and Villarreal**

Comments:

Staff has been approached by members of the City Council to suggest that the City of Maywood host a community fair and/or carnival fair, parades or other festivities.

Recommendation:

Staff recommends that the City Council discuss the feasibility for a community fair/carnival and its schedule and to direct staff accordingly.

- 15. APPROVED AUTHORIZING THE INTERIM CITY MANAGER TO ENTER INTO AGREEMENT WITH PROCURE AMERICA.** Motioned by Calderon. Seconded by De La Riva. **AYES: Calderon, De La Riva, Martin, Medina and Villarreal.**

Comments:

On February 25th, Interim City Manager Carrillo met with Todd Main of Procure America to discuss their Municipal Government Cost Reduction Program. This program provides California municipalities with strategic cost reduction services on a pure contingency basis, waiving all base audit fees. Procure America has partnered with local government associations to offer these services to local government on a discounted basis in an effort to assist with operational efficiency, fiscal responsibility and transparency. Procure America uses its best efforts to obtain cost savings for Client's benefit by analyzing Client's policies, procedures, supplier contracts, past invoices and other pertinent information.

Recommendation:

That the Maywood City Council authorize the Interim City Manager to execute an agreement with Procure America for cost reduction services of the city's utility spend, subject to non-substantive changes approved by the City Manager and City Attorney.

- 16. RECEIVED AND FILED THE YMCA LEASE AGREEMENT UPDATE.** Motioned by De la Riva. Seconded by Calderon. **AYES: Calderon, De La Riva, Martin and Villarreal. NAYES: Medina**

Comments:

On March 15, 2013 the City entered into an agreement with the YMCA of Metropolitan Los Angeles to lease the Maywood Community Center located at 4801 E 58th Street Maywood. At the time the City did not have the financial resources to maintain quality family programming to the residents of Maywood. In February 2012 in an effort to improve the City's financial position the City Council approved the closure of the Maywood Aquatic Center. At the time it was costing the city \$74,053.00 to operate the pool for 65 days a year. Staff explored several options and entered into discussions regarding a mutually agreeable long term partnership with the YMCA for the use of the Maywood Aquatic and Community Center. At that time, family programming at the Community Center had become limited due to the costs incurred to provide quality programming. Youth sports were limited to baseball and basketball and seasons were shortened to limit the financial losses. The exercise room was deteriorated with machines and equipment that were antiquated and in desperate need of repairs/replacement. Youth classes were limited to karate and ballet. Adult exercises classes were eliminated.

Recommendation:

Receive and File

- 17. ADOPTED LETTER OF SUPPORT FOR SB 953 (Lara, D-Bell Gardens) WITH REGARD TO CENTRAL BASIN MUNICIPAL WATER DISTRICT.** Motioned by Calderon. Seconded by De La Riva. **AYES: Calderon, De La Riva, Medina and Villarreal. ABSTAINED: Martin**

The City of Maywood has received a request from Senator Ricardo Lara's Staff to provide a letter of support for Senate Bill 953, which focuses on several recommendations to improve the Board's planning, operations and management and to improve transparency and accountability.

Recommendation:

That the Maywood City Council provide a letter of support for SB 953.

18. RECEIVED AND FILED WITHOUT OBJECTIONS THE FY 2015-16 MID-YEAR BUDGET REVIEW. AYES: Calderon, De La Riva, Medina and Villarreal

Comments:

The purpose of this report is to present an overview for the purpose of explanation and planning. This FY 2015-16 review is ongoing.

Recommendation:

That the City Council Receive and File the Mid-Year Review.

19. THE CONSIDERATION OF CITY ATTORNEY CONTRACT WAS REMOVED AND CONTINUED TO THE NEXT MEETING.

Comments:

For review, discussion and consideration by the City of Maywood City Council

Recommendation:

Solely at the discretion of the City of Maywood City Council; pursuant to the City of Maywood Municipal Code

20. THE CONSIDERATION OF INTERIM CITY MANAGER CONTRACT WAS VOTED TO CONTINUE TO THE NEXT MEETING. Motioned by Villarreal. Seconded by De La Riva. AYES: De La Riva, Medina and Villarreal. NAYES: Calderon and Martin

Comments:

For review, discussion and consideration by the City of Maywood City Council

Recommendation:

Solely at the discretion of the City of Maywood City Council; pursuant to the City of Maywood Municipal Code

CLOSED SESSION

21. CLOSED SESSION ITEMS

A. CITY MANAGER BRIEFING – ONGOING CA STATE AUDIT REPORT

Government Code Section 54956.75(a)

B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): One potential case

These items were received and filed and there was no reportable actions.

ADJOURNMENT: Meeting adjourned at approximately 10:45 p.m. to the next Regular Meeting of the Maywood City Council on April 13, 2016.


Ricardo Villarreal, Mayor

ATTEST:


Gerardo Mayagoitia, City Clerk