



AGENDA

FOR THE ADJOURNED MEETINGS OF THE:

PUBLIC FINANCING AUTHORITY
WATER UTILITY AUTHORITY
COMMUNITY DEVELOPMENT COMMISSION
CITY COUNCIL

Council Chambers
11710 Telegraph Road
Santa Fe Springs, CA 90670

DECEMBER 17, 2009
6:00 P.M.

Luis M. Gonzalez, Mayor
Betty Putnam, Mayor Pro Tem
William K. Rounds, Councilmember
Joseph D. Serrano, Sr., Councilmember
Juanita A. Trujillo, Councilmember

Public Comment: The public is encouraged to address City Council on any matter listed on the agenda or on any other matter within its jurisdiction. If you wish to address the City Council, please complete the card that is provided at the rear entrance to the Council Chambers and hand the card to the City Clerk or a member of staff. City Council will hear public comment on items listed on the agenda during discussion of the matter and prior to a vote. City Council will hear public comment on matters not listed on the agenda during the Oral Communications period.

Pursuant to provisions of the Brown Act, no action may be taken on a matter unless it is listed on the agenda, or unless certain emergency or special circumstances exist. The City Council may direct staff to investigate and/or schedule certain matters for consideration at a future City Council meeting.

Americans with Disabilities Act: In compliance with the ADA, if you need special assistance to participate in a City meeting or other services offered by this City, please contact the City Clerk's Office. Notification of at least 48 hours prior to the meeting or time when services are needed will assist the City staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service.

Please Note: Staff reports are available for inspection at the office of the City Clerk, City Hall, 11710 E. Telegraph Road during regular business hours 7:30 a.m. – 5:30 p.m., Monday – Friday. City Hall is closed every other Friday. Telephone (562) 868-0511.

1. **CALL TO ORDER**

2. **ROLL CALL**

William K. Rounds, Commissioner/Councilmember
Joseph D. Serrano, Commissioner/Councilmember
Juanita A. Trujillo, Commissioner/Councilmember
Betty Putnam, Vice-Chairperson/Mayor Pro Tem
Luis M. Gonzalez, Chairperson/Mayor

PUBLIC FINANCING AUTHORITY

APPROVAL OF MINUTES

3. Public Financing Authority Meeting of November 24, 2009

Recommendation: That the Authority approve the Minutes as submitted.

NEW BUSINESS

4. Monthly Report on the Status of Debt Instruments Issued through the City of Santa Fe Springs Public Financing Authority (PFA)

Recommendation: That the Authority receive and file the report.

WATER UTILITY AUTHORITY

APPROVAL OF MINUTES

5. Water Utility Authority Meeting of November 24, 2009

Recommendation: That the Authority approve the Minutes as submitted.

NEW BUSINESS

6. Rejection of Bids – Residential Water Main Replacement Program

Recommendation: That the Water Utility Authority 1) Reject all bids for the Residential Water Main Replacements; and 2) Authorize the City Engineer to re-bid the subject project.

COMMUNITY DEVELOPMENT COMMISSION

7. REPORT OF THE CITY MANAGER AND EXECUTIVE DIRECTOR

NEW BUSINESS

8. Approval of Policy Changes to the FY 2009 Section 8 Administrative Plan, and Resolution No. 248-2009 Approval of the Voluntary Transfer of 224 Section 8 Housing Choice Vouchers from the Santa Fe Springs Community Development Commission to the Housing Authority of the County of Los Angeles

9. Authorization To Issue a Change Order to Erickson-Hall Construction Company for the Construction of the Library Reading Gardens Project

Recommendation: That the Community Development Commission 1) Authorize the Director of Public Works to issue a Change Order to Erickson-Hall Construction Company (Erickson-Hall) to construct the Library Reading Gardens Project in the amount of \$507,055; and 2) Appropriate \$637,000 from unobligated 2006 Tax- Exempt CDC bond funds to fund completion of the Library Reading Gardens Project.

10. Authorization to Advertise for Restroom Renovations – Los Nietos and Santa Fe Springs Parks

Recommendation: That the Community Development Commission authorize the City Engineer to advertise for construction bids for the Restroom Renovations – Los Nietos and Santa Fe Springs Parks.

CLOSED SESSION

11. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Property: 13210 Telegraph Road

Negotiating Parties: Staff and Property Owner

Under Negotiation: Terms of Agreement

CITY COUNCIL

PUBLIC HEARING

12. Resolution No. 9235 – Approval of an Amendment to Incorporate the Affordable Rental Rehabilitation Assistance Program into the Housing Element of the City General Plan and Making a Finding that the 34 Section 8 Units known as the Villa Verde Apartments are "At Risk" of Converting to Market Rate.

ORDINANCE FOR INTRODUCTION

13. Ordinance No. 1007 – Prohibiting Certain Uses of Public Property and Railroad Track Right-of-Way.

Recommendation: That the City Council waive further reading and introduce Ordinance No. 1007, an ordinance adopting Santa Fe Springs Municipal Code Title XIII, Chapter 136, prohibiting certain uses of public property and railroad track right-of-way.

NEW BUSINESS

14. Amendment of the Implementation Agreement for the SR 91/605/405 Major Corridor Study

Recommendation: That the City Council approve the Amended Implementation Agreement for the 91/605/405 Major Corridor Study and authorize the Mayor to execute said Agreement.

15. Resolution No. 9237 – Rescinding Resolution No. 9226 – Unified Grocers, Inc.

Recommendation: That the City Council adopt Resolution No. 9237, rescinding Resolution No. 9226.

16. Resolution No. 9238 - Making Certain Revisions to Park Facility Use Policy, And Related Amendment to City Fee Schedule

Recommendation: That the City Council: 1) Adopt Resolution No. 9238 making certain changes to City Park Use policy; and, 2) Approve the attached amendment to the City Fee Schedule, which reflects the change to the Adult Sports Softball fees, which in effect eliminates the separate non-resident fee of \$590 and creates one fee of \$520 for both resident and non-resident teams.

17. Presentation and Consideration of the Community Development Commission's Annual Financial Report, State Controller's Financial Transactions Report, Housing and Community Development (HCD) Financial Report and the City's Comprehensive Annual Financial Report (CAFR) for the Fiscal Year ending June 30, 2009

Recommendation: That the City Council, receive and file the attached annual reports of the City and Community Development Commission.

18. Approval of Early Retirement Incentive Program

Recommendation: That the City Council approve the Early Retirement Incentive Program and authorize the City Manager to implement the program, structure separation agreements, and reorganize divisions and departments to maximize operational efficiencies and budget savings.

19. Amend Personnel Policies and Procedure Section 7-8.1 – Electronic Media and Records Retention Schedule (Section CW-031)

Recommendation: That the City Council approve an amended personnel policy as it relates to Electronic Media; and, 2) approve an amended Records Retention Schedule (Section CW-031) as it relates to transitory correspondence.

20. Supplemental Right-of-Way Acquisition Support Services for the Valley View Avenue Grade Separation Project

Recommendation: That the City Council 1) Approve an extension of the contract with Epic Land Solutions, Inc. in the amount of \$361,899 to cover supplemental right-of-way acquisition support services for the Valley View Avenue Grade Separation Project; and, 2) Authorize the Director of Public Works to execute the work order in order to incorporate these supplemental services into the contract.

21. Clarification of Fireworks Ordinance Relating to the Eligibility of School Groups for Fireworks Booth Lottery

Recommendation: That the City Council clarify that Section 93.23 Subsection (A) of the City Code excludes schools from the types of organizations that are eligible to participate in the Fireworks Booth Lottery.

22. Traffic Study at Orr and Day Road/Longworth Avenue

Recommendation: That the City Council approve the installation of a regulatory sign prohibiting left-turn vehicle movements for northbound Orr and Day Road traffic onto westbound Longworth Avenue.

23. Resolution No. 9239 – A Resolution Authorizing Submission of a Grant Application for Energy Efficiency and Conservation Block Grant Funds (EEBG)

Recommendation: That the City Council 1) Approve Resolution No. 9239 authorizing staff to complete and submit a grant application to the California Energy Commission for funds under the EECBG Program; and, 2) Authorize the City Manager to sign and submit all documents required by the State.

24. Reconsideration of Alcohol Sales Conditional Use Permit Case No. 19

Recommendation: That the City Council approve Alcohol Sales Conditional Use Permit Case No. 19 for a period of five years until December 17, 2014, subject to the listed conditions of approval as contained in the staff report.

25. Request for Approval of a Recyclable Materials Dealer Permit for Waste Management Collection & Recycling Inc. (Mark Olver, Applicant)

Recommendation: That the City Council approve the issuance of Recyclable Materials Dealer Permit No. 19 to Waste Management Collection & Recycling Inc. for an annual renewal period set to expire on June 30, 2010, subject to the conditions of approval as contained within the report.

26. Authorization for Position Title Change from Secretary to Administrative Clerk II

Recommendation: That the City Council authorize the position title change and conversion of the full-time Secretary position in the Police Services Department to a full-time Administrative Clerk II.

Please note: Item Nos. 27 – 39 will commence in the 7:00 p.m. hour

27. **INVOCATION**

28. **PLEDGE OF ALLEGIANCE**

INTRODUCTIONS

29. Representatives from the Chamber of Commerce
30. Representatives from the Youth Leadership Committee

PRESENTATIONS

31. To Jose Tovar Upon His Retirement
32. Presentation of Fiscal Year 2007-08 Certificate of Achievement for Excellence in Financial Reporting (CAFR Award) to the City Council

ANNOUNCEMENTS

APPOINTMENTS TO BOARDS, COMMITTEES, COMMISSIONS

34. Appointment of City Trustee to the Greater Los Angeles County Vector Control District
Recommendation: That the City Council appoint a Trustee to the Greater Los Angeles County Vector Control District to serve as the City's representative.
35. Appointment of City Councilmember Representatives to City Commissions – Planning and Traffic
36. Appointments to Boards and Committees

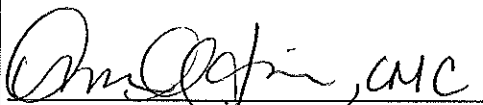
ORAL COMMUNICATIONS

This is the time when comments may be made by interested persons on matters not on the agenda having to do with City business.

EXECUTIVE TEAM REPORTS

ADJOURNMENT

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing agenda was posted at the following locations; Santa Fe Springs City Hall, 11710 Telegraph Road; Santa Fe Springs City Library, 11700 Telegraph Road; and the Town Center Plaza (Kiosk), 11740 Telegraph Road, not less than 72 hours prior to the meeting.



Adria M. Jimenez, CMC
Deputy City Clerk

December 10, 2009
Date

MINUTES

REGULAR MEETING OF THE SANTA FE SPRINGS

PUBLIC FINANCING AUTHORITY WATER UTILITY AUTHORITY COMMUNITY DEVELOPMENT COMMISSION CITY COUNCIL

CITY OF SANTA FE SPRINGS
NOVEMBER 24, 2009

1. CALL TO ORDER

Chairperson/Mayor Gonzalez called the Public Financing Authority, Water Utility Authority, Community Development Commission and City Council meeting to order at 6:05 p.m.

2. ROLL CALL

Present: Commissioners/Councilmembers Rounds, Serrano, Velasco,
Vice-Chairperson/Mayor Pro-Tem Putnam, Chairperson/Mayor
Gonzalez

Also present: Fred Latham, City Manager; Adria Jimenez, Deputy City Clerk;
Steve Skolnik, City Attorney; Paul Ashworth, Director of Planning and
Development; Don Jensen, Director of Public Works; Fernando Tarin, Director of
Police Services; Hilary Keith, Director of Library and Cultural Services;
Jose Gomez, Director of Finance & Administrative Services; Alex Rodriguez,
Fire Chief

PUBLIC FINANCING AUTHORITY

3. APPROVAL OF MINUTES

Public Financing Authority Meeting of October 22, 2009.

Recommendation: That the Authority approve the Minutes as submitted.

Commissioner Serrano moved to approve the Minutes. Commissioner Serrano seconded the motion, which carried unanimously.

4. NEW BUSINESS

Monthly Report on the Status of Debt Instruments Issued through the
City of Santa Fe Springs Public Financing Authority (PFA)

Recommendation: That the Authority receive and file the report.

Vice-Chairperson Putnam moved the recommendation. Commissioner Serrano seconded the motion, which carried unanimously.

WATER UTILITY AUTHORITY

5. APPROVAL OF MINUTES

Water Utility Authority Meeting of October 22, 2009

Recommendation: That the Authority approve the minutes as submitted.

Vice-Chairperson Putnam moved to approve the Minutes. Commissioner Velasco seconded the motion, which carried unanimously.

6. NEW BUSINESS

Update on the Status of Water-Related Capital Improvement Plan Projects

Recommendation: That the Authority receive and file the report.

Chairperson Gonzalez moved the recommendation, which carried unanimously.

COMMUNITY DEVELOPMENT COMMISSION

7. REPORT OF THE CITY MANAGER AND EXECUTIVE DIRECTOR

City Manager Fred Latham had no report. Executive Director Paul Ashworth had no report.

8. CONSENT AGENDA

A. Minutes

Minutes of the Adjourned Community Development Commission Meeting of November 9, 2009

Recommendation: That the Commission approve the Minutes as submitted

B. Award of Contract

Commercial/Industrial Street Rehabilitation Project Federal Project No. 5340 (012)

Recommendation: That the Commission accept the bids for the Commercial/Industrial Street Rehabilitation Project, Federal Project

No. 5340 (012); and award a contract to R.J. Noble Company of Orange, California in the amount of \$1,045,265.50.

C. Authorization to Advertise

Neighborhood Center Renovation and Modernization Project

Recommendation: That the Commission authorize the City Engineer to advertise for construction bids for the Neighborhood Center Renovation and Modernization Project.

City Manager Latham advised the Commission that approval of this item would allow the project to include the proposed Therapy Garden as an alternate bid.

Vice-Chairperson Putnam moved to approve the Consent Agenda, including items Nos. 8-A, 8-B, and 8-C. Commissioner Velasco seconded the motion, which carried unanimously.

9. NEW BUSINESS

Los Angeles County Economic Development Corporation (LAEDC) 2009 Most Business-Friendly City: Santa Fe Springs

Recommendation: That the Commission endorse staff's recommendation to incorporate the theme, "Celebrating Our Business Friendly Community," into the February 24, 2010 State of the City event, and that the CDC host this event using already-budgeted CDC funds; and, the Commission authorize staff to seek proposals for the development of a 7-to-8 minute video that promotes the benefits of living and working in Santa Fe Springs, which would be premiered at the State of the City event in February. (Proposals will be brought back to the Commission at a later date for approval to move forward with the project.)

Commissioner Serrano moved to approve the recommendation. Vice-Chairperson Putnam seconded the motion, which carried unanimously.

CITY COUNCIL

10. CONSENT AGENDA

A. Minutes

Minutes of the Adjourned City Council Meeting of November 9, 2009

Recommendation: That the City Council approve the Minutes as submitted.

Councilmember Serrano moved to approve the recommendation. Mayor Pro-Tem Putnam seconded the motion, which carried unanimously.

UNFINISHED BUSINESS

11. Amendment of the Intercity Rail Passenger Facility Contract for the Valley View Grade Separation Project

Recommendation: That the City Council approve an Amendment of the Intercity Rail Passenger Facility Contract to modify the contract amount; and, authorize the Director of Public Works to execute the Amendment to the Contract.

Councilmember Rounds moved to approve the recommendation. Councilmember Serrano seconded the motion, which carried unanimously.

12. Amendment to the Franchise Agreement between the City and Serv-Wel Disposal and Recycling

Recommendation: That the City Council approve the amendment to the Franchise Agreement between the City and Serv-Wel Disposal and Recycling (Serv-Wel), which, in effect, grants Serv-Wel Disposal a Residential Solid Waste Permit.

Councilmember Serrano moved to approved the recommendation. Mayor Pro-Tem Putnam seconded the motion, which carried unanimously.

NEW BUSINESS

13. Aboveground Petroleum Storage Act Grant Amendments

Recommendation: That the City Council approve the Fire Chief or his designee to execute amendments to the Aboveground Petroleum Storage Act Grant Agreement (No. 07-626-550) with the California Environmental Protection Agency.

Councilmember Serrano moved to approve the recommendation. Councilmember Rounds seconded the motion, which carried unanimously.

RECESS/RECONVENED

Chairperson/Mayor Gonzalez recessed the meeting at 6:18 p.m.

Chairperson/Mayor Gonzalez reconvened the meeting at 7:10 p.m.

14. **INVOCATION**

Councilmember Serrano gave the Invocation.

15. PLEDGE OF ALLEGIANCE

Jessica Aguilar of the Youth Leadership Committee led the Pledge of Allegiance.

INTRODUCTIONS

16. Representatives from the Youth Leadership Committee

Jessica Aguilar of the Youth Leadership Committee introduced herself.

17. Representatives from the Chamber of Commerce

Michael Becher of Miller, Giangrande, LLP was present on behalf of the Chamber of Commerce.

18. ANNOUNCEMENTS

City Manager Fred Latham congratulated the Council on receiving the Los Angeles Economic Development Commission's Most Business-Friendly City Award for cities with a population under 60,000. Mr. Latham stated earlier in the meeting the City Council approved a variety of forms of recognition of our business partners to occur in the next several months.

Hilary Keith, Director of Library Services, updated the Community Events Calendar.

PRESENTATIONS

19. Presentations to Councilmember Gus Velasco

Mayor Gonzalez introduced Little Lake City School District Superintendent Phil Perez. Mr. Perez introduced Boardmembers Hilda Zamora, Lynn Berg, and Boardmember-Elect George Buchanan from the Little Lake City School District who thanked Councilmember Velasco for his many contributions to the District and children of the community. Boardmembers donated two books to the Santa Fe Springs Library in Councilmember Velasco's name; pictures with Council followed.

Mayor Gonzalez introduced Sandy Thorstenson, Whittier Union High School District Superintendent. Ms. Thorstensen thanked Councilmember Velasco for his never-ending compassion and commitment to the students of the district. Ms. Thorstensen introduced Boardmembers Leighton Anderson, and Tim Schneider, who thanked Councilmember Velasco for the many years of service to the community; pictures with Council followed.

Mayor Gonzalez presented Councilmember Velasco with a congratulatory letter signed by Governor Schwarzenegger.

Councilmember Velasco read a letter written by St. Paul High School Principal Lori Barr, thanking him for his leadership and commitment to the community and students of St. Paul High School.

Councilmember Velasco thanked the School Districts for the opportunity to participate in the success of students and the district. Councilmember Velasco also thanked staff for their support.

20. RED RIBBON CONTEST WINNERS

Kimberly Sawyer, Public Safety Educator, introduced the winners by grade. Mayor Gonzalez presented each with a certificate of accomplishment; pictures with Council followed.

21. APPOINTMENTS TO BOARDS, COMMITTEES, COMMISSIONS

Committee Appointments

Mayor Pro-Tem Putnam appointed Astrid Gonzalez to the Historical Committee.

No other appointments were made.

22. ORAL COMMUNICATIONS

Chairperson/Mayor Gonzalez opened Oral Communications and invited interested parties to come forward to address the Authority/Commission/Council.

Having no one come forward, Chairperson/Mayor Gonzalez closed Oral Communications.

23. EXECUTIVE TEAM REPORTS

Fernando Tarin, Director of Police Services, wished the City Council and everyone in the audience a Happy Thanksgiving.

24. ADJOURNMENT

Chairperson/Mayor Gonzalez, at 7:45 p.m., adjourned the Public Financing Authority, Water Utility Authority, Community Development Commission, and City Council Meetings.

Luis M. Gonzalez
Chairperson/Mayor

ATTEST:

Adria M. Jimenez, CMC
Deputy City Clerk



City of Santa Fe Springs

Santa Fe Springs Public Financing Authority Meeting

December 17, 2009

NEW BUSINESS

Monthly Report on the Status of Debt Instruments Issued through the City of Santa Fe Springs Public Financing Authority (PFA)

RECOMMENDATION

That the City Council receive and file the report.

BACKGROUND

The Santa Fe Springs Public Financing Authority is the City entity that is utilized to facilitate the issuance of public purpose debt in Santa Fe Springs. The following is a brief status report on the debt instruments currently outstanding that were issued through this financing authority.

Consolidated Redevelopment Project 2001 Tax Allocation Refunding Bonds

Financing proceeds available for appropriation at 11/30/09	None
Outstanding principal at 11/30/09	\$22,475,000

Consolidated Redevelopment Project 2002 Tax Allocation Refunding Bonds

Financing proceeds available for appropriation at 11/30/09	None
Outstanding principal at 11/30/09	\$23,535,000

Consolidated Redevelopment Project 2003 Taxable Tax Allocation Refunding Bonds

Financing proceeds available for appropriation at 11/30/09	None
Outstanding principal at 11/30/09	\$5,325,000

Water Revenue Bonds, 2003 Series A

Financing proceeds available for appropriation at 11/30/09	None
Outstanding principal at 11/30/09	\$4,465,000

Water Revenue Bonds, 2005 Series A

Financing proceeds available for appropriation at 11/30/09	None
Outstanding principal at 11/30/09	\$3,330,000

Consolidated Redevelopment Project 2006-A Tax Allocation Bonds

Financing proceeds available for appropriation at 11/30/09	\$ 1,480,341*
Outstanding principal at 11/30/09	\$27,563,493

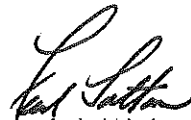
Consolidated Redevelopment Project 2006-B Taxable Tax Allocation Bonds

Financing proceeds available for appropriation at 11/30/09	\$ 2,495,992**
Outstanding principal at 11/30/09	\$16,280,000

Consolidated Redevelopment Project 2007-A Tax Allocation Refunding Bonds

Financing proceeds available for appropriation at 11/30/09	None
Outstanding principal at 11/30/09	\$42,145,000

The City and Community Development Commission budgets include sufficient appropriations to meet the debt service obligations associated with these issues and it is anticipated that the Fiscal Year 2009-10 revenue sources funding these appropriations will be sufficient as well.



Frederick W. Latham
City Manager/Executive Director

* \$1,538,121 of 2006-A tax exempt bond funds has been used for property acquisitions in relation to the Valley View Grade Separation Project. These funds are not included but will eventually be reimbursed from Federal, State and County sources and will again be available for appropriation.

** \$10,653,876 of 2006-B taxable bond funds are not included and are reserved to pay SERAF (State take-away) for Fiscal Year 2009-10. If the Community Redevelopment Association wins the lawsuit declaring this take-away illegal, these funds will again be available for appropriation.

**PLEASE REFER TO PUBLIC FINANCING
AGENDA REPORT #3**



City of Santa Fe Springs

Water Utility Authority Meeting

December 17, 2009

CITY ENGINEER'S REPORT

Rejection of Bids for the Residential Water Main Replacements

RECOMMENDATION

That the Water Utility Authority take the following actions:

1. Reject all bids for the Residential Water Main Replacements; and
2. Authorize the City Engineer to re-bid the subject project.

BACKGROUND

The Water Utility Authority authorized the City Engineer to advertise for construction bids at its meeting of September 24, 2009 for the construction for the Residential Water Main Replacements located on portions of Cedardale Drive, Crossdale Avenue, Mondon Avenue, Lakeland Road, Elkhurst Street, Elgrace Street and Hollyhock Street.

Construction bids were opened on November 10, 2009 and a total of 22 bids were received and are listed on attachment "A"

Page B-2 of the project specifications allows the Water Authority to reject all bids for incomplete bids or irregularities of any kind. After a review of the bids and consulting with the City Attorney, in order to protect the interests of the City, staff's recommendation is to reject all bids and to re-bid the project.

FISCAL IMPACT

There is no fiscal impact associated with this action.


Frederick W. Latham
City Manager

Attachment(s)
Attachment "A"

Report Submitted By: Don Jensen, Director
Public Works Department

Date of Report: December 9, 2009

ATTACHMENT "A"

LISTING OF BIDS RECEIVED FOR
RESIDENTIAL WATER MAIN REPLACEMENT PROJECT
NOVEMBER 10, 2009

MG Enterprises, Inc.	\$ 712,710.00
A.R. Sarmiento, Inc.	\$ 724,867.00
Excel Paving Company	\$ 758,991.00
Sully-Miller Cont. Co., Inc.	\$ 764,056.00
So. California Pipeline	\$ 772,815.00
John T. Malloy Inc.	\$ 791,580.00
S.P. Pazargad Eng.	\$ 792,620.00
J A Salazar Construction	\$ 805,600.28
Dominguez General	\$ 810,080.00
Willians Pipeline Contr., Inc.	\$ 819,506.00
Christensen Brothers	\$ 825,816.37
Stephen Doreck Eq. Rntls.	\$ 827,796.50
Garcia Juarez Construction	\$ 836,040.00
Miramontes Construction	\$ 842,880.00
Ramona Inc.	\$ 911,175.00
J Fletcher Creamer & Son	\$ 937,140.00
Mike Bubalo Construction	\$ 919,989.00
UCCI	\$ 938,208.00
Vindeb Inc.	\$ 983,291.80
J. De Siglo Constr., Inc.	\$ 1,023,140.00
VCI Telcom, Inc.	\$ 1,072,653.20
Kennedy Pipeline	\$ 1,229,292.69



City of Santa Fe Springs

Adjourned Community Development Commission Meeting

December 17, 2009

NEW BUSINESS

Approval of Policy Changes to the FY 2009 Section 8 Administrative Plan, and Resolution No. 248-2009 Approval of the Voluntary Transfer of 224 Section 8 Housing Choice Vouchers from the Santa Fe Springs Community Development Commission to the Housing Authority of the County of Los Angeles

RECOMMENDATION

It is recommended that the Community Development Commission take the following action:

1. Approve the proposed policy changes to the FY 2009 Section 8 Administrative Plan in accordance with Section 5A of the United States Housing Act of 1937 (USHA), as amended by Section 511 of the Quality Housing and Work Responsibility Act of 1998.
2. Authorize the Executive Director of the Community Development Commission to submit the approved policy changes to the FY 2009 Section 8 Administrative Plan to the Housing Authority for the County of Los Angeles for inclusion with the comprehensive Housing Agency Plan being submitted to the Department of Housing and Urban Development (HUD) in April 2010.
3. Approve and adopt Resolution No. 248-2009 to effectuate the transfer of 224 Section 8 Housing Choice Vouchers from the Community Development Commission to the Housing Authority of the County of Los Angeles, and authorize the Executive Director to effectuate the transfer.
4. Find that the transfer of the Section 8 Housing Choice Vouchers is not subject to the provisions of the California Environment Quality Act (CEQA), as described herein, because the activity is not defined as a project under CEQA.

BACKGROUND

Proposed Policy Changes to the FY 2009 Administrative Plan

On October 21, 1998, the federal Quality Housing and Work Responsibility Act of 1998 ("QHWRA") was signed into law which enacted revisions to the United States Housing Act of 1937. These changes have, among other things, instituted a requirement that all Public Housing Authorities complete and adopt a Public Housing Agency Plan consisting of two parts: the Five-Year Plan and the Annual Plan. This year the Administrative Plan is proposed to be amended to incorporate various policy changes aimed at removing administrative burdens and increasing management efficiencies. For example, it is proposed that landlord rent increase requests be processed just once per year at the time of the annual reexamination, and that tenants be limited to moving their voucher just once during a twelve month period. The City Council and CDC are asked to approve these and other proposed policy amendments described in the attached Amendment to the FY 2009 Administrative Plan.

Proposed Transfer of Sec. 8 Program to HACoLA

The Community Development Commission of the City of Santa Fe Springs ("CDC") is a Public Housing Authority that provides housing assistance under the federal Section 8 Program. Since 1984, the CDC has contracted with the Housing Authority for the County of Los Angeles ("HACoLA") to administer the 224 Section 8 units assigned to the CDC. In recent years, HACoLA has found that it is no longer able to administer the Housing Choice Voucher Program on behalf of the CDC in exchange for the Administrative Fee compensation allowed by HUD. (However, due to the economy of scale, if the SFS CDC Sec. 8 units are transferred to and combined with HACoLA's Sec. 8 units, then the allowed Administrative fee is sufficient.) As a result, the CDC is left with the decision to either take over administrative responsibility for the 224 Sec. 8 units (for the insufficient Administrative fee allowed by HUD) or transfer the 224 Sec. 8 units to HACoLA.

STAFF COMMENTS

City staff has reviewed the proposed policy amendments to the FY 2009 Administrative Plan and found that the amendments conform to the housing goals established by the City Council of the City of Santa Fe Springs.

Regarding the proposed transfer of the CDC's 224 Sec. 8 units to HACoLA, staff believes that this action is reasonable considering the high cost associated with administering a relatively small number of units. And because HACoLA has been administering these units for the CDC since 1984, the transfer of the 224 Sec. 8 units to HACoLA is a technical formality that will have no noticeable difference to either tenants or landlords.



Frederick W. Latham
City Manager



Paul Ashworth
Executive Director

Attachments:

Resolution No. 248-2009

Proposed Amendments to FY 2009 Sec. 8 Administrative Plan

HACoLA Notification letter

RESOLUTION NO. 248-2009

A RESOLUTION OF THE COMMUNITY DEVELOPMENT COMMISSION OF THE CITY OF SANTA FE SPRINGS APPROVING THE VOLUNTARY TRANSFER OF THE BUDGET AUTHORITY AND THE 224 BASELINE UNITS OF THE HOUSING CHOICE VOUCHER PROGRAM OVER TO THE HOUSING AUTHORITY OF THE COUNTY OF LOS ANGELES

WHEREAS, As a Public Housing Agency, the Community Development Commission of the City of Santa Fe Springs (CDC) receives an allocation of Housing Choice Vouchers offered through the United States Department of Housing and Urban Development; and

WHEREAS, Since 1984, the CDC has contracted with the Housing Authority of the County of Los Angeles (HACoLA) to administer the Housing Choice Voucher (HCV) program offered through the United States Department of Housing and Urban Development; and

WHEREAS, HACoLA notified the CDC indicating that HACoLA could no longer administer the HCV program in accordance with the contractual rate of Administrative Fee compensation, which is an amount compensated through a formula devised by the United States Department of Housing and Urban Development; and

WHEREAS, The United States Department of Housing and Urban Development issued Notice PIH 2007-6, outlining a process for Public Housing Agencies to voluntarily transfer the budget authority and corresponding baseline units of the Housing Choice Voucher program; and

WHEREAS, The United States Department of Housing and Urban Development issued Notice PIH 2008-19, extending the effectiveness of PIH 2007-6 which remains in effect until further notice from HUD; and

WHEREAS, the CDC considered this matter at its meeting of December 17, 2009;

NOW, THEREFORE, the Community Development Commission of the City of Santa Fe Springs does resolve the following:

Section 1: That the Community Development Commission of the City of Santa FE Springs, upon considering the request from the Housing Authority of the County of Los Angeles, hereby approves and adopts the voluntary transfer of the budget authority and the 224 baseline units of the Housing Choice Voucher program over to the Housing Authority of the County of Los Angeles contingent upon approval of the transfer from the United States Department of Housing and Urban and Development; and

Section 2: That the Community Development Commission of the City of Santa Fe Springs shall submit a letter to the United States Department of Housing and Urban and Development, as per Notice PIH 2007-6 and PIH 2008-19, requesting the voluntary transfer be approved by the United States Department of Housing and Urban and Development (As per Notice PIH 2007-6 and PIH 2008-19, the voluntary transfer effective date must be a minimum of 90 days after the submittal of the letter and the resolution, and must take place on the 15 of the month selected, and that October shall not be selected); and

Section 3: That the Community Development Commission direct the Executive Director to transmit a copy of this Resolution to HACoLA.

PASSED, APPROVED, AND ADOPTED, this 17th day of December, 2009.

Louie M. Gonzalez, Chairman

Attest:

Adria Jimenez, Deputy City Clerk

HACoLA PROPOSED POLICY CHANGES – AMENDMENT TO THE FY 2009 ADMINISTRATIVE PLAN

- August 26, 2009 Housing Commission Agenda
- September 22, 2009 Board Agenda
- Changes do no require a public hearing since there are no changes to the Annual Plan

CURRENT POLICY	PROPOSED POLICY	CHANGE/JUSTIFICATION
<p>1. Housing Quality Standards (HQS) dictate that the site and neighborhood of an assisted unit may not be subject to adverse environmental conditions, such as excessive noise and vibration.</p> <p>2. 10 days notice period to return documents, attend appointments and request hearings</p> <p>3. Owners are allowed to appeal rent reasonableness determinations by providing three comparable listings. Staff must verify listings to approve the appealed rent reasonableness.</p>	<p>1. Site and immediate neighborhood be reasonably free from dangers to the health, safety and general welfare of the family.</p> <p>2. 15 days notice period to return documents, attend appointments and request hearings</p> <p>2. Owners are not allowed to appeal rent reasonableness determinations.</p>	<ul style="list-style-type: none"> ➤ Allows discretion to not approve units located in buildings with a high level of criminal activity. ➤ The Housing Authority will use this discretion judiciously and only under extraordinary circumstances. <p>Increased notification to tenants from 10 to 15 days to allow time for mailing and assure better compliance rate.</p> <ul style="list-style-type: none"> ➤ The Housing Authority will not process rent reasonableness appeals. ➤ Appeals are not required by HUD and are an administrative burden. ➤ Rent reasonableness is determined by a private vendor, Rentellect, which utilizes continually refreshed market data and a reliable, commonly-accepted statistical methodology.
<p>3. Tenants may move after the initial term of the lease, and may even move during the term of the lease if the owner agrees. There is no limit on the</p>	<p>3. Tenants may not move more than once during a 12-month period.</p> <p>The Housing Authority may not</p>	<ul style="list-style-type: none"> ➤ Processing multiple moves for participants during the year is an administrative burden, requiring considerable staff time to update income, issue vouchers, conduct

CURRENT POLICY	PROPOSED POLICY	CHANGE/JUSTIFICATION
<p>number of times a participant may move.</p>	<p>process requests to move if there is insufficient funding to move with continued assistance.</p> <p>Exceptions: Owner termination, abatement, foreclosure, domestic violence, life-threatening situations.</p>	<p>inspections, and execute contracts.</p> <ul style="list-style-type: none"> ➤ Limiting moves will allow for improved tracking of Housing Assistance Payment (HAP) expenses to better project future expenses.
<p>4. Housing Authority obtains 1500 credit reports from a random sample and for all zero income families.</p>	<p>4. Housing Authority will obtain credit reports only on an as-needed basis.</p>	<p>Housing Authority uses:</p> <ul style="list-style-type: none"> ➤ EIV – HUD computer matching program ➤ LEADER – County computer matching program ➤ Third party verification <p>Credit reports only necessary on a case-by-case basis with available resources.</p>
<p>5. Housing Authority allows two missed inspections before proposing termination of assistance.</p>	<p>5. Housing Authority will propose termination of assistance after one missed inspection appointment without good cause.</p>	<ul style="list-style-type: none"> ➤ Families are given the opportunity to have a representative, 18 years and over, attend the inspection appointment. ➤ Inspections will be scheduled 15 days in advance, plenty of time to allow the family to make arrangements. ➤ Reduce staff costs ➤ Assure timely inspection to reduce risk to assisted families.
<p>6. Housing Authority receives and processes multiple rent increase requests each year from each landlord.</p>	<p>6. Housing Authority will process a rent increase only at the time of the annual reexamination.</p>	<ul style="list-style-type: none"> ➤ Reduce the number of times staff change information on each file ➤ Reduce administrative burden ➤ Free resources for other required program activities

CURRENT POLICY	PROPOSED POLICY	CHANGE/JUSTIFICATION
		<ul style="list-style-type: none"> ➤ Limiting processing of rent increases will allow for improved tracking of HAP expenses to better project future expenses. ➤ <i>Fewer rent increases will result in stabilized per unit cost</i>
<p>7. Housing Authority allows HAP contracts to continue uninterrupted when leases expire and roll over to a month to month tenancy.</p>	<p>7. Housing Authority will now require 12-month lease extensions at the time of the annual reexamination.</p>	<ul style="list-style-type: none"> ➤ HAP contracts and leases run coterminously. ➤ Lease extensions will assure contracts remain valid, strengthening program compliance.
<p>8. Administrative Plan contains no policies for Veterans Affairs Supportive Housing (VASH) Program</p>	<p>8. Addition of VASH policies to include regulatory differences between VASH and regular Section 8:</p> <ul style="list-style-type: none"> a. Homeless condition verified by Veterans Affairs Medical Center (VAMC) b. Housing Authority may only review for income eligibility and sex offender status c. Income targeting does not apply d. 120 (rather than 60 day) initial search time on the voucher e. Initial lease term may be less than one year f. Vouchers may be used in a unit owned by the VAMC g. VASH families may use 	<ul style="list-style-type: none"> ➤ Awarded 280 VASH vouchers ➤ Several regulatory differences between VASH and regular Section 8 Program

CURRENT POLICY	PROPOSED POLICY	CHANGE/JUSTIFICATION
	<p>portability without the initial residency requirement</p> <p>h. VASH participants will continue to be assisted if the VA decides they no longer require assistance</p> <p>i. The Housing Authority must send a copy of any denial notice to HUD Headquarters in D.C.</p>	



Sean Rogan
Executive Director

**HOUSING AUTHORITY
of the County of Los Angeles**

ASSISTED HOUSING DIVISION

12131 Telegraph Road • Santa Fe Springs, CA 90670
Tel: 562.347.4663 • TDD: 562.906.4928 • www.hacola.org



Gloria Molina
Mark Ridley-Thomas
Zev Yaroslavsky
Don Knabe
Michael D. Antonovich
Commissioners

October 9, 2009

Paul Ashworth, Director
Planning and Housing Development
City of Santa Fe Springs
11710 Telegraph Rd.
Santa Fe Springs, CA 90670

Dear Mr. Ashworth:


As you know, the Housing Authority of the County of Los Angeles (HACoLA) has administered the City of Santa Fe Springs' Section 8 program for several years. Unfortunately, due to the increased administrative burden that the HACoLA has experienced administering the Section 8 program on behalf of the City of Santa Fe Springs, five other small cities and the County of Los Angeles, we are unable to continue administering your City's program. We strongly urge the City of Santa Fe Springs to consider one of the following:

- Merge the Section 8 program with the HACoLA's program
- Resume Administration of its Section 8 program
- Contract with another Public Housing Agency (PHA) to administer the program on Lakewood's behalf

The HACoLA will temporarily continue to administer Santa Fe Springs' Section 8 program through June 30, 2010, provided all proposed Administrative Plan changes are adopted. (see enclosed)

Please be assured that HACoLA staff is available to discuss these options and assist you with the transition and timeline. We would greatly appreciate a decision on this matter by March 1, 2010. For assistance please contact Darlene Aikens, Administrative Manager at (562) 347-4836.

Sincerely,

for 
DORIAN JENKINS
Assistant Executive Director

MV:my

Enclosures





City of Santa Fe Springs

Community Development Commission Meeting

December 17, 2009

NEW BUSINESS

Authorization to Issue a Change Order to Erickson-Hall Construction Company for the Construction of the Library Reading Gardens Project

RECOMMENDATION

It is recommended that the Community Development Commission take the following actions:

1. Authorize the Director of Public Works to issue a Change Order to Erickson-Hall Construction Company (Erickson-Hall) to construct the Library Reading Gardens Project in the amount of \$507,055; and
2. Appropriate \$637,000 from unobligated 2006 Tax Exempt CDC Bond funds to fund completion of Library Reading Gardens Project.

BACKGROUND

The Community Development Commission (CDC) authorized the Director of Public Works to negotiate a Change Order with Erickson-Hall at their meeting of August 13, 2009 in order to construct the Library Reading Gardens Project. Erickson-Hall is the contractor constructing the Library Renovation and Modernization Project.

Staff provided Erickson-Hall with the Library Reading Gardens Project plans and requested a cost proposal. Pursuant to staff negotiations, including review of the three (3) cost proposals to Erickson-Hall from reputable landscape contractors, staff determined the cost proposal of \$507,055 to be reasonable and acceptable. Based on this determination, staff is recommending that the CDC authorize the Director of Public Works to issue a Change Order to Erickson-Hall to construct the Library Reading Gardens Project. Staff is also recommending an appropriation of \$637,000 to cover the cost of the Change Order, staff time to manage the project and provide a 10% project contingency amount to cover any unforeseen issues that may arise during construction. Funds would come from the unobligated 2006 Tax Exempt CDC Bond funds.

The recommended Change Order for the Library Reading Gardens Project does not include the art component authorized by the CDC. A Subcommittee of the Arts Committee, with the assistance of the Director of Library and Cultural Services and an art consultant, is providing direction to the process of selecting an artist(s) to design, fabricate and install one or more works of art in the Library Reading Gardens. The cost of the Library Reading Gardens artwork is being funded by the City's Art in Public Places Fund.

At the October 8, 2009 meeting, the CDC authorized the Director of Public Works to negotiate and approve a Change Order with Erickson-Hall for the Library

Report Submitted By: Don Jensen Date of Report: December 9, 2009
Director of Public Works

Renovation and Modernization Project to remedy several pre-existing building conditions which were exposed during the early demolition phase of the project and have been determined to be inconsistent with current building codes. Pursuant to the CDC authorization, the Director of Public Works has negotiated and approved two Change Orders for building modifications required to meet current building code standards, including \$82,000 for a 2-hour fire rated occupancy separation wall and mechanical system between the Library's public area and office area, and \$55,000 for structural modifications to the Café Libro area. Staff anticipates that additional change orders needed during the remaining 6 months of the construction period will be minimal. As a result, staff is recommending that any additional fund appropriations be deferred until the entire project, including the Reading Gardens, has been completed.

FISCAL IMPACT

The funding for the Library Renovation and Modernization Project is included in the Six Year Capital Improvement Program FY 200607 through FY 2011-2012.

INFRASTRUCTURE IMPACT

Construction of the Library Reading Gardens will provide patrons, particularly children and young adults, an expanded natural outdoor Library space that is safe, comfortable and inviting.



Frederick W. Latham
City Manager



Paul Ashworth
Executive Director

Attachment(s)

None.



City of Santa Fe Springs

Community Development Commission Meeting

December 17, 2009

AUTHORIZATION TO ADVERTISE

Restroom Renovations – Los Nietos and Santa Fe Springs Parks

RECOMMENDATION

That the Community Development Commission authorize the City Engineer to advertise for construction bids for the Restroom Renovations - Los Nietos and Santa Fe Springs Parks

BACKGROUND

Included in the Six-Year Capital Improvement Program FY 2006-2007 through FY 2001-2012 is the Restroom Renovation at Los Nietos and Santa Fe Springs Parks. This project involves renovating and modernizing the restrooms at Los Nietos and Santa Fe Springs Parks, including installing all new fixtures, partitions, lighting and paint.

The architectural plans and specifications have been prepared by Daniel C. Lawrence Architect and are complete. The Engineer's estimated construction cost is \$115,000.00.

Frederick W. Latham
City Manager

Paul Ashworth
Executive Director

Attachment(s):

None.



City of Santa Fe Springs

Adjourned City Council Meeting

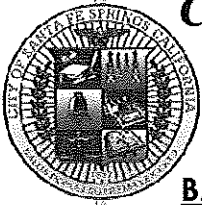
December 17, 2009

PUBLIC HEARING

RESOLUTION No. 9235 - A Public Hearing before the City Council on Approval of an Amendment to Incorporate the Affordable Rental Rehabilitation Assistance Program into the Housing Element of the City General Plan and Making a Finding that the 34 Section 8 Units known as the Villa Verde Apartments are "At Risk" of Converting to Market Rate.

RECOMMENDATION

1. That the City Council open the Public Hearing to hear and consider the comments of persons speaking in regard to the proposed Amendment to incorporate the Affordable Rental Rehabilitation Assistance Program into the Housing Element of the City General Plan.
2. That the City Council hereby approve and adopt the proposed Amendment to incorporate the Affordable Rental rehabilitation Assistance Program into the Housing Element of the City General Plan.
3. That the City Council find that the 34 Section 8 units known as the Villa Verde Apartment are "At Risk" because these units are reasonably expected to convert to market rate during the next 5 years due to the possible termination of federal rent subsidies.
4. That the City Council find that, pursuant to Section 15168(c)(2) of the CEQA Guidelines, the proposed Amendment to incorporate the Affordable Rental Rehabilitation Assistance Program into the Housing Element of the City General Plan is consistent with the previously approved Negative Declaration prepared for the Housing Element Update 2008-2014 and, therefore, no new environmental documentation or mitigation measures are required.
5. That the City Council adopt Resolution No. 9235 making the necessary findings to approve and adopt the proposed Amendment to incorporate the Affordable Rental Rehabilitation Program into the Housing Element of the City General Plan.



City of Santa Fe Springs

Adjourned City Council Meeting

December 17, 2009

BACKGROUND

On December 11, 2008 the City Council approved and adopted Housing Element Update 2008-2014 that was subsequently certified by HCD in January 2009. On July 23, 2009, the City Council approved the establishment of the Affordable Rental Rehabilitation Assistance Program (ARRAP) to both facilitate the rehabilitation of aging affordable rental housing and prevent the conversion of these "At Risk" affordable rental housing units to market rate.

The ARRAP provides the owner of an affordable rental project with rehabilitation assistance in exchange for the owner agreeing to deed restrict those assisted units for very low income housing purposes for the required 55-year period (H&S Code Sec. 33334.3). By protecting and preserving these "At Risk" affordable rental units, the City can receive credit against its Regional Housing Needs Allocation (RHNA). However, to be eligible to claim RHNA credit for these preserved affordable rental units, the City must formally incorporate the ARRAP into the Housing Element and it must make a formal finding that the assisted units are "At Risk" of conversion to market rate.

"AT RISK" FINDING

The City Council will note that the 34 Section 8 units known as the Villa Verde Apartments are identified in the Housing Element Update 2008-2014 as "At Risk" of converting to market rate during the next five (5) year period because federal Section 8 funding is not guaranteed into the future. In the event federal Section 8 rent subsidies are terminated, the 34 Section 8 units at the Villa Verde Apartments would be at considerable risk of converting to market rate. Through the ARRAP, the rental affordability of these assisted units is guaranteed for the next 55 years, thereby resolving the "At Risk" condition.

REVIEW BY CA DEPT. OF HOUSING AND COMMUNITY DEVELOPMENT (HCD)

The Affordable Rental Rehabilitation Assistance Program was submitted for review to HCD on August 31, 2009. On October 30, 2009 the City received a letter from HCD (copy attached) confirming that the proposed Amendment to incorporate the ARRAP into the Housing Element 2008-2014 is consistent with State law provided that a public hearing is conducted by the City Council on the "At Risk" issue. Specifically, HCD requires that the City Council hold a public hearing and find that the units to be assisted under the ARRAP are income eligible and reasonably expected to convert to market rate during the next 5 years due to the termination of rent subsidies, prepayment,



City of Santa Fe Springs

Adjourned City Council Meeting

December 17, 2009

or expiration of use. The HCD letter also states that, "the (housing) element as proposed to be revised would remain in compliance with State housing law."

PUBLIC HEARING NOTIFICATION

As required by State law, a Notice of Public Hearing was published in the Whittier Daily News on Monday, December 7, 2009 to advise the public of the date, time and location that the City Council will conduct a Public Hearing on the proposed Amendment to incorporate the Affordable Rental Rehabilitation Assistance Program into the Housing Element of the City General Plan and that the City Council would be making a finding that those affordable units assisted through the ARRAP are "At Risk" due to the possible termination of federal rent subsidies during the next 5-year period. In addition to being published in the newspaper, said Notice was posted in the City Hall Lobby and at the Public Counter in the Planning Department.

Frederick W. Latham
City Manager

Attachment:
Resolution No. 9235
HCD letter

CITY OF SANTA FE SPRINGS

RESOLUTION NO. 9235

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA FE SPRINGS APPROVING AND ADOPTING AN AMENDMENT TO INCORPORATE THE AFFORDABLE RENTAL REHABILITATION PROGRAM INTO THE HOUSING ELEMENT OF THE CITY GENERAL PLAN, AND MAKING A FINDING THAT THE 34 SECTION 8 UNITS KNOWN AS THE VILLA VERDE APARTMENTS ARE "AT RISK" OF CONVERTING TO MARKET RATE.

WHEREAS, Section 65588(a) of the California Government Code requires that each city periodically review its housing element and revise it to reflect the results of this review, and

WHEREAS, on December 11, 2008 the City Council approved and adopted "Housing Element Update 2008-2014" that was subsequently certified by HCD in January 2009, and

WHEREAS, on July 23, 2009 the City Council approved the establishment of the Affordable Rental Rehabilitation Assistance Program with the purpose of incorporating this program into the approved Housing Element Update 2008-2014 in order to both facilitate the rehabilitation of aging affordable rental housing and prevent the conversion of "At Risk" affordable rental housing to market rate, and

WHEREAS, the City Planning Commission heard a presentation on this matter at its meeting of December 14, 2009, and

WHEREAS, the proposed Amendment to incorporate the Affordable Rental Rehabilitation Assistance Program into the approved Housing Element Update 2008-2014 was submitted to the State Department of Housing and Community Development for review as required by law and the Department subsequently submitted a letter confirming that said Amendment would not impact the current compliance status of the Housing Element provided that a public hearing is conducted to find that the 34 Section 8 units known as the Villa Verde Apartments are reasonably expected to convert to market rate during the next 5 years due to the termination of federal rent subsidies, and

WHEREAS, the City Council held a Public Hearing on December 17, 2009 on the proposed Amendment to incorporate the Affordable Rental Rehabilitation Program into the Housing Element 2008-2014, and

WHEREAS, the City Council, during the Public Hearing, also reviewed and considered the facts concerning the "At Risk" status of the 34 Section 8 units known as the Villa Verde Apartments and found that these units are reasonably expected to convert to market rate during the next 5 years due to the uncertain future of federal rent subsidies, and

WHEREAS, adequate notice of the Public Hearing was given as required by law, and

WHEREAS, the City Council, at its meeting of December 11, 2008 when it approved and adopted Housing Element Update 2008-2014, the City Council also approved and certified a Negative Declaration for the project, and

WHEREAS, the proposed Amendment to incorporate the Affordable Rental Rehabilitation Assistance Program into the Housing Element Update 2008-2014 will not result in any new or increased environmental effects, and no new mitigation measures are required, and

WHEREAS, pursuant to Section 15168(c)(2) of the CEQA Guidelines, no new environmental documentation is required for adoption of the proposed Amendment to the Housing Element Update 2008-2014, and

WHEREAS, the proposed Amendment to incorporate the Affordable Rental Rehabilitation Assistance Program into the Housing Element Update 2008-2014 will not facilitate the creation of any additional housing units beyond those anticipated and accounted for by current land use policy.

NOW, THEREFORE, be it RESOLVED, that the CITY COUNCIL of the CITY OF SANTA FE SPRINGS does hereby RESOLVE, DETERMINE and ORDER as follows:

SECTION 1. That the City Council hereby approves the Amendment to incorporate the Affordable Rental Rehabilitation Assistance program into the Housing Element Update 2008-2014.

SECTION 2. That the City Council does find that the 34 Section 8 units known as the Villa Verde Apartments are "At Risk" of conversion to market rate during the next 5 years due to the uncertainty of federal rent subsidies.

SECTION 3. That the City Council shall certify the adoption of this Resolution and shall forward a certified copy thereof to the agencies as might be affected by this action.

APPROVED and ADOPTED this 17th day of December, 2009.

Louie M. Gonzalez, Mayor

ATTEST:

Adria Jimenez, Deputy City Clerk

**DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT
DIVISION OF HOUSING POLICY DEVELOPMENT**

1800 Third Street, Suite 430
P. O. Box 952053
Sacramento, CA 94252-2053
(916) 323-3177 / FAX (916) 327-2643
www.hcd.ca.gov



October 30, 2009

Mr. Paul Ashworth, Director
Department of Planning and Development
City of Santa Fe Springs
11710 Telegraph Road
Santa Fe Springs, CA 90670

Dear Mr. Ashworth:

**RE: Review of the Draft Amendment to the City of Santa Fe Springs' Adopted
Housing Element**

Thank you for submitting a draft amendment to the City of Santa Fe Springs' housing element received for review on August 31, 2009 along with additional revisions on October 23 and 30, 2009. The Department is required to review draft housing elements and report the findings to the locality pursuant to Government Code Section 65585(b).

As you know, the Department found the City's housing element in compliance on January 21, 2009. Among other things, this finding was based on the identification of adequate sites, including rezoning over 6 acres at a minimum density of 20 units per acre. The draft amendment proposes to assist in the preservation of subsidized units in the Villa Verde development. The draft amendment includes an adequate analysis and program pursuant to Government Code Section 65583.1. This finding is based on, among other things, the City's commitment to hold a public hearing by the end of 2009 to find the units are eligible and are reasonably expected to convert to market rate during the next 5 years, due to termination of subsidies, prepayment, or expiration of use. Adoption of the draft amendment would not impact the current compliance status of the element. The element as proposed to be revised would remain in compliance with State housing element law (Article 10.6 of the Government Code). The revised adopted housing element should be submitted to the Department, pursuant to Government Code Section 65585(g).

The Department looks forward to following Santa Fe Springs' progress in implementing the policies and programs set forth in the element, pursuant to Government Code Section 65400. If we can be of assistance in implementing the element, please contact Ken Holder, of our staff, at (916) 323-3180.

Sincerely,

Handwritten signature of Cathy E. Creswell in cursive.

Cathy E. Creswell
Deputy Director

RECEIVED

NOV 02 2009

Planning Dept.



City of Santa Fe Springs

Adjourned City Council Meeting

December 17, 2009

ORDINANCE FOR INTRODUCTION

Ordinance No. 1007– Prohibiting Certain Uses of Public Property and Railroad Track Right-of-way.

RECOMMENDATION

That the City Council waive further reading and introduce Ordinance No. 1007, an ordinance adopting Santa Fe Springs Municipal Code Title XIII, Chapter 136, prohibiting certain uses of public property and railroad track right-of-way.

BACKGROUND

For several months now, Staff, the City Attorney and the City Prosecutor have been working on a draft ordinance to deal with the illegal encampment issue along railroad track right-of-ways, freeway right-of-ways, and public property.

These encampments have created numerous issues for the property owners, surrounding businesses, railroad companies, the City, and the State (Caltrans). The encampments have resulted in the accumulation of trash, debris, junk, health hazard issues, construction of unsightly structures, and an increase in crime. Currently, the Santa Fe Springs Municipal Code does not specifically address the encampment issue, and relies solely on the cooperation of the railroad companies, private parties, and other agencies to work with City personnel to resolve the problem.

Unfortunately, this process can be quite lengthy in that the locations are not always posted for "No Trespassing" and the individuals trespassing must be notified prior to cleaning up the areas. This sometime can be extremely difficult in that the individuals are not always around, and will tend to avoid the area if City officials or the property owners are present. Ultimately, the cost of the clean-up ends up falling on the property owners or the City with no consequences to the individuals constructing the encampment.



City of Santa Fe Springs

Adjourned City Council Meeting

December 17, 2009

In addition to the encampment issue, Staff has been dealing with an increase number of sex registrants living in vehicles and RV's on private property and City streets. Primarily in the south end of the City in the industrial area. Many of these sex registrants living on City streets are currently under the supervision of the State of California Department of Corrections and Rehabilitation.

Those sex registrants that are not under the supervision of the Department of Corrections and Rehabilitation have elected to stay in the industrial area for fear of violation Proposition 83 also known as "Jessica's Law."

Jessica's Law states "That it is unlawful for any person for whom registration is required pursuant to Section 290 to reside within 2000 feet of any public or private school, or park where children regularly gather."

For these reasons, Staff is recommending that the City Council adopt Ordinance No. 1007, prohibiting certain uses of public property and railroad track right-of-way for habitation.

Frederick W. Latham
City Manager

Attachment(s)

Ordinance No. 1007

ORDINANCE NO: 1007

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF SANTA FE SPRINGS ADOPTING SANTA FE
SPRINGS MUNICIPAL CODE TITLE XIII, CHAPTER
136, PROHIBITING CERTAIN USES OF PUBLIC
PROPERTY.

The City Council of the City of Santa Fe Springs, California does ordain as follows:

Section 1. Title XIII, Chapter 136, of the Santa Fe Springs City Code is hereby adopted.

Section 2. Title XIII, Chapter 136 states:

“136. PROHIBITED USES OF PUBLIC PROPERTY.”

§136. 01 Definitions

For the purpose of this Chapter the following definitions shall apply unless the context clearly indicates or requires a different meaning.

Camp means to erect or occupy camp facilities or to use camp paraphernalia.

Camp facilities means, but is not limited to, structures such as tents, huts, or other temporary shelters.

Camp paraphernalia means, but is not limited to, tarpaulins, cots, beds, sleeping bags, hammocks, outdoor cooking facilities and equipment, and similar equipment for living.

Habitation and **reside** mean the permanent or temporary occupancy by a person of a vehicle or structure for the purpose of providing permanent or temporary living quarters or sleeping quarters.

Public property means real property owned by the City of Santa Fe Springs, real property in which the City of Santa Fe Springs has a possessory interest and real property owned or controlled by the State of California as freeway right-of-way. Public property includes, but is not limited to, public streets, public alleys, parkways as defined in §96-001 of this code, bridges, culverts, drains, public parks, city-owned parking structures, city-owned parking lots, and city-owned lots and yards whether landscaped or not.

Railroad property means railroad track right-of-way.

Store means to place or leave material things of any kind at a location.

Structure means that which is constructed, built, erected, or formed from any material. Structure includes, but is not limited to, buildings, huts, lean-tos, and tents. Structure does not include vehicles or motorized equipment.

Vehicle means a device by which any person or property may be propelled, moved, or drawn, including a device moved by human or animal power. Vehicle includes, but is not limited to, automobiles as defined in §155.03 of this code, carts, trucks, trailers, truck tractors, truck trailers, wagons, campers as defined in §155.03 of this code, house cars as defined in §155.003 of this code, recreational vehicles, and buses.

§136.02 Prohibited Uses of Public Property

- A. No person shall use public property or railroad property for habitation. No person shall reside in a vehicle or structure on public property except as part of a City of Santa Fe Springs-sponsored event.
- B. No person shall camp on public property or railroad property, except for camping that is part of a City of Santa Fe Springs-sponsored event.
- C. No person shall store personal property on public property. The City of Santa Fe Springs may store personal property on its public property.
- D. No person shall place a structure on public property. The City of Santa Fe Springs may place structures on its public property.

Section 3. Severability

The City Council declares that it would have adopted each remaining paragraph, sentence, clause, phrase and word of this ordinance if any part of it is found by a court to be invalid. If any part of this ordinance is found by a court to be invalid, the remainder of the ordinance is severable and remains in effect.

Section 4: The City Clerk shall certify to the adoption of this Ordinance, and shall cause the same to be posted in at least three (3) public places in the City, such posting to be completed not later than fifteen (15) days after the passage hereof.

PASSED, APPROVED AND ADOPTED THIS ____ DAY OF ____ 2010.

AYES:
NOES:
ABSENT:

Mayor

ATTEST:

City Clerk



City of Santa Fe Springs

City Council Meeting

December 17, 2009

NEW BUSINESS

Amendment of the Implementation Agreement for the SR 91/605/405 Major Corridor Study

RECOMMENDATION

That the City Council Approve the Amended Implementation Agreement for the 91/605/405 Major Corridor Study and authorize the Mayor to execute said Agreement.

BACKGROUND

Since 2004, the City of Santa Fe Springs and twelve other agencies have been working with the Gateway Cities Council of Governments on a series of studies regarding current and future traffic congestion on the I-605 and SR-91.

A Comprehensive Needs Assessment Study was completed in September 2005 and recommended that a Major Corridor Study (MCS) be developed to address the freeway corridors in Southeast Los Angeles County, namely, the I-605 and SR-91. The MCS is needed to address the increased traffic congestion within these freeway corridors that is anticipated to occur during the next 10-20 years. The thirteen participating agencies are each levied an annual amount of \$20,000 to help support the work being done by the GCOG.

On November 4, 2009 the GCOG Board of Directors approved certain amendments in the Implementation Agreement. The attached Amended Agreement retains the basic structure of the existing Agreement, but reflects the following modifications:

1. All references to the "91/605 Corridor" have been changed to "91/605/405 Corridor" to reflect the expanded scope and limits of the studies being done.
2. The Agreement now recognizes the studies that have been completed since the initiation of the corridor study in 2004 and includes the feasibility analysis and strategic plan that are now part of the overall project.
3. The language regarding compensation and expense reimbursement for the Corridor Cities Committee has been amended to be consistent with the language regarding the same subject in the I-710 EIR/EIS Implementation Agreement.

Participating agencies have been asked to approve the Amended Implementation Agreement. Staff has reviewed the changes and is recommending approval.

Report Submitted By:

Don Jensen, Director
Department of Public Works

Date of Report: December 8, 2009

FISCAL IMPACT

The City's participation in the Study is an appropriate investment given the benefits to be achieved through the improvement of the I-605 Freeway and a small section of the I-5 Freeway.

INFRASTRUCTURE IMPACT

The Study will not directly impact City infrastructure, but would be useful in planning for future improvements along the I-605 Freeway and at access points within the City that would be beneficial to the City of Santa Fe Springs.



Frederick W. Latham
City Manager

Attachment(s)

Amended Implementation Agreement

AMENDED
SR-91/I-605/I-405 MAJOR CORRIDOR STUDY
IMPLEMENTATION AGREEMENT
BY AND BETWEEN
GATEWAY CITIES COUNCIL OF GOVERNMENTS
AND
CITY OF _____

THIS AMENDED SR-91/I-605/I-405 MAJOR CORRIDOR STUDY IMPLEMENTATION AGREEMENT (this "Agreement"), is made and entered as of the ____ day of ___, 2009, by and between the Gateway Cities Council of Governments ("Gateway") and the City of _____ a municipal corporation ("City") collectively the "parties";

WITNESSETH:

In consideration of the mutual covenants and conditions set forth herein, the parties hereto do agree as follows:

Section 1. Recitals. This Agreement is made and entered into with respect to the following facts:

- (a) The cities along the SR-91, I-605 and I-405 Corridors ("91/605/405 Corridors") continue to experience a tremendous increase in traffic congestion within these freeway corridors along with the other Southeast Los Angeles County freeway corridors (I-105) as well; and
- (b) The increasing traffic congestion continues to tax the capacity of the freeways and arterial roads in Southeast Los Angeles County; and
- (c) Actual and projected growth in population and the movement of goods through the Southeast Los Angeles County corridors and arterial highways to and from the region's ports significantly continue to impact the safety, economic viability and quality of life in cities and communities in Southeast Los Angeles County; and
- (d) A Comprehensive Needs Assessment prepared at the request of the local cities that identified that significant transportation (and other environmental impacts) will occur now and in the future to the freeway corridors and arterial highways in Southeast Los Angeles County; and

- (e) The recommendation following the acceptance of the Needs Assessment was to proceed with a Major Corridor Study that would address the freeway corridors in Southeast Los Angeles County; and
- (f) Pursuant to the original 91/605 Major Corridor Study Implementation Agreement, which is amended and restated by this Agreement, an Initial Corridor Study was prepared as requested and identified "Congestion Hot-Spots" that can be addressed to solve the major freeway problem. This also led to the adoption of guiding principles for these freeway corridors to contain freeway widenings within existing state right-of-way.
- (g) Additional studies are (or will be in the near future) underway in the vicinity of Southeast Los Angeles County that will affect its transportation system, including, but not limited to:
 - (1) I-710 EIR/EIS
 - (2) OCTA/MTA Transportation Coordination Study
 - (3) Multi-County Goods Movement Action Plan and SCAG Comprehensive Goods Movement Study
 - (4) I-5 EIR/EIS's
 - (5) OCTA Freeway Improvement Projects (SR-91, SR-22 and I-405)
 - (6) Alternative Goods Movement Technology Studies
 - (7) Various Transit studies by MTA and others
- (h) At the request of the local cities, the GCCOG has submitted a request to SCAG to initiate a Regionally Significant Transportation Investment Study (RSTIS) Peer Review, which is the first step toward a Major Corridor Study for Southeast Los Angeles County and inclusion of this area in the Regional Transportation Plan; and
- (i) The Initial Corridor Study will be used to address the transportation system in Southeast Los Angeles County, including initial coordination and feasibility studies that will be required in advance of the RSTIS and an additional corridor study to provide the necessary coordination with all the previously listed studies; and
- (j) The recommendation of the Initial Corridor Study was to proceed with a Feasibility Analysis using Measure R funds to develop and analyze all transportation projects and improvements that affect the study area, determine relationships and costs, and define projects and set priorities.
- (k) The parties hereto are each a governmental entity established by law with full powers of government in legislative, administrative, financial, and other related fields; and

Section 4. Assessment for Proportional Costs of Study. The City agrees to pay to Gateway upon execution of this Agreement an annual assessment in the amount of \$20,000 for City's proportional share of the projected costs of the Studies and Analyses.

Section 5. Termination of Agreement. Either party may terminate this Agreement for any reason, in whole or in part, by giving the other party thirty (30) days written notice thereof.

Section 6. Meetings. All regular, adjourned and special meetings of such committees shall be called and conducted in accordance with the Ralph M. Brown Act, Government Code Section 54950 et. seq., as amended from time to time, the judicial interpretation thereof, specifically including but not limited to Section 54952.3, and all other applicable laws regulating the conduct of meetings of the legislative body of a local public agency.

Section 7. Miscellaneous.

(a) Compensation and Expense Reimbursement. Subject to City's compliance with the terms of this Agreement, the representative of the City to the 91/605/405 Corridor Cities Committee shall receive a stipend of one hundred dollars (\$100) for attendance at each meeting. Each member of the Board shall be reimbursed for reasonable and necessary expenses actually incurred by such member in the conduct of business related to the purposes of this Agreement, pursuant to an expense reimbursement policy established by the Gateway Cities COG prior to such expenses being incurred.

(b) Amendments. This Agreement may be amended by written agreement of the Parties hereto.

(c) Hold Harmless and Indemnification. To the fullest extent permitted by law, City and Gateway agree to save, indemnify, defend and hold harmless each other from any and all liability, claims, suits, actions, arbitration proceedings, administrative proceedings, regulatory proceedings, losses, expenses, or any injury or damage of any kind whatsoever, whether actual, alleged or threatened, actual attorney fees, court costs, interest, defense costs and expenses associated therewith including the use of experts, and any other costs of any nature without restriction incurred in relation to, as a consequence of, or arising out of, the performance of this agreement, and attributable to the fault of the other. Following a determination of the percentage of fault and or liability by agreement between the parties or a court of competent jurisdiction, the party responsible for liability to the other will indemnify the other party to this Agreement for the percentage of liability determined as set forth in this section.

(d) Party Action. Unless otherwise provided in this Agreement, any action of a Party required or authorized in this Agreement shall be by appropriate legislative action of the governing body of such Party.

(e) Notice. Any notice required to be given or delivered by any provision of this Agreement shall be deposited in any United States Post Office, registered or certified, postage prepaid, addressed to the Members, and shall be deemed to have been received by the Member to

whom the same is addressed at the expiration of seventy-two (72) hours thereafter. Written notice shall be sent in the aforesaid manner:

To Gateway: Gateway Cities Council of Governments
16401 Paramount Boulevard
Paramount, CA 90723
Attention: Richard Powers

To City: _____

(f) Waiver. Waiver by a party to this Agreement of any term, condition, or covenant of this Agreement shall not constitute a waiver of any other term, condition, or covenant. Waiver by any party of any breach of the provisions of this Agreement shall not constitute a waiver of any other provision, or a waiver of any subsequent breach or violation of any provision of this Agreement.

(g) Law to Govern; Venue. This Agreement shall be interpreted, construed and governed according to the laws of the State of California. In the event of litigation between the parties, venue in state trial courts shall lie exclusively in the County of Los Angeles.

(h) No Presumption in Drafting. The parties to this Agreement agree that the general rule that an Agreement is to be interpreted against the party drafting it or causing it to be prepared shall not apply.

(i) Entire Agreement. This Agreement constitutes the entire agreement of the parties with respect to the subject matter hereof and supersedes all prior or contemporaneous agreements, whether written or oral, with respect thereto.

(j) Severability. If any term, provision, condition or covenant of this Agreement is declared or determined by any court of competent jurisdiction to be invalid, void or unenforceable, the remaining provisions of this Agreement shall not be affected thereby and the Agreement shall be read and construed without the invalid, void or unenforceable provision(s).

(k) Litigation/Proceeding Fees. In the event litigation or other proceeding is required to enforce or interpret any provision of this Agreement, the prevailing party in such litigation or other proceeding shall be entitled to an award of reasonable fees, costs and expenses, in addition to any other relief to which it may be entitled.

(l) Successors. This Agreement shall be binding upon and inure to the benefit of any successor of a Member.

IN WITNESS WHEREOF, the parties hereto have caused the Agreement to be executed the day and year first written above.

CITY OF _____

By: _____
Mayor

ATTEST:
City Clerk

By: _____

APPROVED AS TO FORM:

City Attorney

**GATEWAY CITIES COUNCIL OF
GOVERNMENTS**

Gordon Stefenhagen....., President

ATTEST:

Richard Powers, Secretary

APPROVED AS TO FORM

Richard D. Jones, Legal Counsel



City of Santa Fe Springs

City Council Meeting

December 17, 2009

NEW BUSINESS

Resolution No. 9237 – Rescinding Resolution of Necessity No. 9226 of the City of Santa Fe Springs with Respect to the Valley View Grade Separation Project

RECOMMENDATION

That the City Council adopt Resolution No. 9237, rescinding Resolution No. 9226.

BACKGROUND

On November 9, 2009 the City Council adopted Resolution No. 9226 in order to acquire certain real property interests from 15015 Valley View Avenue in connection with the Valley View Avenue Grade Separation Project. At that time the City needed to acquire a 368 square foot permanent subsurface utility easement across this particular property.

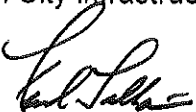
Subsequent to the adoption of Resolution No. 9226, the Project engineers determined that the Project design could be modified to eliminate the need to acquire this particular easement. This has rendered the acquisition of the Subject Property Interest unnecessary.

FISCAL IMPACT

Rescinding Resolution No. 9226 will nullify the need to pay \$6,380 for the easement. Additionally, approximately \$60,000 in related mitigation costs will no longer be incurred. Collectively, the change with respect to this property will save the Project almost \$67,000.

INFRASTRUCTURE IMPACT

This action does not have a direct impact on City infrastructure.


Frederick W. Latham
City Manager

Attachment(s):
Resolution No. 9237

Report Submitted By: Don Jensen
Director of Public Works

Date of Report: December 8, 2009

RESOLUTION NO. 9237

A RESOLUTION RESCINDING RESOLUTION OF NECESSITY NO. 9226 OF THE CITY OF SANTA FE SPRINGS WITH RESPECT TO THE VALLEY VIEW GRADE SEPARATION PROJECT

THE CITY OF SANTA FE SPRINGS DOES HEREBY RESOLVE, FIND, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. The City of Santa Fe Springs is a municipal corporation, in the County of Los Angeles, State of California.

SECTION 2. On November 9, 2009 the City Council adopted Resolution No. 9226, a Resolution of Necessity of the City of Santa Fe Springs Declaring Certain Real Property Interests Necessary for Public Purposes and Authorizing the Acquisition Thereof, in Connection with the Valley View Grade Separation Project. The real property interests described in Section 3 of Resolution No. 9226 were to be taken for a public use, namely for the construction and maintenance of a grade separation, also known as the Valley View Grade Separation Project, and all purposes necessary and convenient thereto. The real property interests were to be taken from property located at 15015 Valley View Avenue (Assessor's Parcel Number 8069-008-025 and 035), (referred to below as "Subject Property") in connection with the construction and maintenance of the Valley View Grade Separation Project ("proposed Project"). The City had the authority to acquire the property interests for the proposed Project pursuant to the authority conferred upon the city of Santa Fe Springs to acquire real property eminent domain by California Constitution, Article I, Section 19, California Government Code Sections 37350, 37350.5, 37351, 40401, and 40404, California Code of Civil Procedure Section 1230.010 *et seq.* (Eminent Domain Law), including, but not limited to Sections 1240.010, 1240.020, 1240.110, 1240.120, 1240.510, 1240.610, 1240.650, 1245.250, and other provisions of law.

SECTION 3. The City sought to acquire the following property interests from the Subject Property:

- The acquisition of a 368 square foot permanent subsurface utility easement and all uses necessary or convenient thereto.

The 368 square foot permanent subsurface utility easement was legally described in Exhibit "1A" and depicted in Exhibit "1B" to the Resolution of Necessity. The aforementioned property interests will be referred to collectively as Subject Property Interests.

SECTION 4. Subsequent to the adoption of Resolution No. 9226, the Project engineers determined that the Subject Property Interests were no longer required. Specifically, the Project engineers were able to modify the location of the temporary detour road so that it would not impact the Subject Property. This has rendered the acquisition of the Subject Property Interest unnecessary.

SECTION 5. The City Council of the City of Santa Fe Springs hereby finds and determines that the Subject Property Interests are no longer necessary for the proposed Project and Resolution No. 9226 is hereby rescinded.

SECTION 6. This Resolution shall take effect upon adoption.

ADOPTED AND APPROVED by the City Council of the City of Santa Fe Springs this 17th day of December, 2009.

AYES:	COUNCIL MEMBERS:
NOES:	COUNCIL MEMBERS:
ABSENT:	COUNCIL MEMBERS:
ABSTAIN:	COUNCIL MEMBERS:

Luis M. González
Mayor

ATTEST:

Adria M. Jimenez, CMC
Deputy City Clerk



NEW BUSINESS

Resolution No. 9238 Making Certain Revisions to Park Facility Use Policy, And Related Amendment to City Fee Schedule

RECOMMENDATION – That the City Council:

1. Adopt Resolution No. 9238 making certain changes to City Park Use policy; and,
2. Approve the attached amendment to the City Fee Schedule, which reflects the change to the Adult Sports Softball fees, which in effect eliminates the separate non-resident fee of \$590 and creates one fee of \$520 for both resident and non-resident teams.

BACKGROUND

Recently, the City received a correspondence from the Los Angeles County Regional Park and Open Space District ("District") indicating that the City's policy of only allowing residents, inclusive of business residents, to rent facilities at Little Lake Park and the Betty Wilson Center was in violation of the City's contractual obligation, vis-à-vis State-provided grant funding, to provide equal access on a non-discriminatory basis as it relates to park patrons' resident status. The Letter also indicated that the City's practice of charging a higher fee for non-resident teams in comparison to resident teams in the City's Adult Sport Softball League was a similar violation of the equal access/non-discrimination provisions of the agreement.

Specifically, Section 16, Subsection (a) Paragraph (3) of the 1992 State Park Bond Proposition and Section 10, Subsection (c) of the 1996 State Park Bond Proposition both state:

"Any beach, park or other public facility acquired, developed, rehabilitated or restored with funds derived under this resolution shall be open and accessible to the public without discrimination as to race, color, sex, sexual orientation, age, religious belief, national origin, marital status, physical or medical handicap, medical condition, or place of residence...The recipient shall not discriminate against, or grant preferential treatment to, any person or organization seeking to use such facility based upon the place of residence of such person or the members of such organization."

Additionally, the City received another correspondence from the District informing the City of its failure to uphold its obligation through State Law to provide equal access to all residents of the County as a result of accepting

the conveyance of Little Lake Park from the County through the Quitclaim Deed executed on July 20, 2004.

The District has requested that the City show proof of remediating the above outlined issues by officially reversing the City policies and practices that have been called into question.

Accordingly, Staff is recommending that the City Council:

- 1) adopt the attached Resolution No. 9328, which revises City policy to now allow rentals of the Betty Wilson Senior Center and picnic facilities at Little Lake Park to non-residents at the same rate as is charged to residents; and
- 2) Approve an amendment to the FY 2009-10 Fee Schedule to eliminate the separate "non-resident" Fee for participants in the City's Adult Softball League, such that all participants will now pay the same fee of \$520.



Frederick W. Latham
City Manager

ATTACHMENTS
Resolution No. 9238
Amendment to Fee Schedule

RESOLUTION NO. 9238

A RESOLUTION OF THE SANTA FE SPRINGS CITY COUNCIL,
MAKING CHANGES TO PARK FACILITY USE POLICIES

THE CITY COUNCIL OF THE CITY OF SANTA FE SPRINGS HEREBY
RESOLVES AS FOLLOWS:

WHEREAS, the City accepted funds from the Safe Neighborhood Parks Propositions of 1992 and 1996 to complete certain projects; and

WHEREAS, those projects included the design and development of two new softball diamonds and resurfacing of existing basketball courts, including the installation of new poles to support backboards at Little Lake Park and the modification of and an addition to the Betty Wilson Senior Center at Lake Center Athletic Park; and

WHEREAS, on July 24, 2004, the City accepted the conveyance of Little Lake Park from the County of Los Angeles through a Quitclaim Deed, which imparted upon the City the obligation to provide equal access to all residents of the County to the park; and

WHEREAS, it has been brought to the City's attention that, the City 1) offers rentals of the Betty Wilson Senior Center to City residents and businesses only; 2) offers rentals of the picnic facilities at Little Lake Park to Santa Fe Springs and Norwalk cities residents and businesses only; and, 3) charges differential fees to non-resident participants in its Adult Softball League, all of which has been deemed to constitute discrimination and preferential treatment by the Los Angeles County Regional Park and Open Space District.

NOW, THEREFORE, BE IT RESOLVED by the City of Santa Fe Springs City Council as follows:

Section 1. The City will change its policy to now allow rentals of the Betty Wilson Senior Center and picnic facilities at Little Lake Park to non-residents at the same rate as is charged to residents.

Section 2. The City will change its policy to now charge the same rate for both resident and non-resident participants in the City's Adult Softball League.

Section 3. This resolution shall take effect immediately.

Section 5. The City Clerk shall certify to the adoption of this resolution and thenceforth and thereafter the same shall be in full force and effect,

PASSED and ADOPTED this 17th day of December, 2009.

MAYOR

ATTEST:

DEPUTY CITY CLERK

**CITY OF SANTA FE SPRINGS
COMPREHENSIVE FEE SCHEDULE
FISCAL YEAR 2009/2010**

DEPARTMENT FEE	LAST YEAR INCREASED	CURRENT FEE \$ (Unless otherwise noted)
<u>COMMUNITY SERVICES (RECREATION)</u>		
Recreation Programs		
Adult Sports		
Softball		520/team
Resident	2009/10	520/team
Non Resident	2009/10	590/team
Basketball		
Resident	2009/10	525/team
Non Resident	2009/10	550/team
Field Rental	2009/10	40/hr.
Drag, water, and chalk line	2009/10	20/Field
Light fee	New	10/Hour per field
Youth Sports		
Basketball, Flag Football	2009/10	33/child
Volleyball, Soccer (Res/Nonres)	2009/10	60/75
Lake Center Sports		
Basketball, Flag Football		
Volleyball, Soccer	2009/10	41/child
Aquatics		
Open Swim/Youth	2007/08	1.00
Open Swim/ Adult	2007/08	2.00
Swim Team/Resident	2009/10	65 (quarterly)
Swim Team/Nonresident	2009/10	105 (quarterly)
Water Exercise	1997/98	2/class
Swim Lessons		
Resident	2009/10	35
Nonresident	2009/10	60
Saturday /Resident	2009/10	48
Saturday /Nonresident	2009/10	65
Private /Resident	2009/10	75
Private/Nonresident	2009/10	90
Jr. Life Guard/Resident	2009/10	95
Jr. Life Guard/Nonresident	2009/10	115



City of Santa Fe Springs

Adjourned City Council Meeting

December 17, 2009

NEW BUSINESS

Presentation and Consideration of the Community Development Commission's Annual Financial Report, State Controller's Financial Transactions Report, Housing and Community Development (HCD) Financial Report and the City's Comprehensive Annual Financial Report (CAFR) for the Fiscal Year ending June 30, 2009

RECOMMENDATION

That the legislative body, City Council, receive and file the attached annual reports of the City and Community Development Commission.

BACKGROUND

California Redevelopment law requires that Community Development Commissions annually prepare three reports: 1) an audited financial report, 2) a State Controller's financial transactions report, and 3) a Housing and Community Development (HCD) financial report.

State law specifically requires that the annual financial report include an independent financial audit, with an opinion of the Commission's compliance with redevelopment law, regulations and administrative requirements governing redevelopment activities of the Commission. The State Controller's financial transactions report summarizes the Commission's financial activity for the year. The HCD report focuses on the financial transaction related to the Commission's use of the Low and Moderate Income (20% Set-Aside) Fund. The City Council is required to formally receive all three reports (copies available through the Deputy City Clerk). Under separate cover, staff will be providing a copy of the City's Comprehensive Annual Financial Report (CAFR). While there is no formal Council receipt requirement of this report, the CAFR is a critical document for government funding, grant entities, and bond rating agencies.

While staff prepared the State Controller's and HCD Reports, the auditors (Macias, Gini, & O'Connell – formerly Moreland and Associates) prepared the City CAFR and CDC annual financial report. As part of the relatively new auditing standards requirements, the City Council Audit Subcommittee and staff met with the auditors and discussed upcoming requirements. Periodic subcommittee meetings are expected to resume after the Council makes formal appointments in January 2010.



Frederick W. Latham
City Manager



City of Santa Fe Springs

City Council Meeting

December 17, 2009

NEW BUSINESS

Approval of Early Retirement Incentive Program

RECOMMENDATION

That the City Council approve the Early Retirement Incentive Program and authorize the City Manager to implement the program, structure separation agreements, and reorganize divisions and departments to maximize operational efficiencies and budget savings.

Background

As part of the adoption of the FY 2009-10 Budget, the City Council authorized Staff to develop cost containment ideas as a method to cope with the current economic conditions. One such idea that materialized is the Early Retirement Incentive Program. This type of program is a common tool utilized by many organizations to trim costs without having to lay off employees. With input from the two employee associations, Staff developed the proposed program that not only may attract employees who are near or of retirement age (50 years or older) but also employees not yet of retirement age who may wish to simply leave City service.

Early Retirement Incentive Program

The proposed program is completely voluntary and provides a lump sum payment to all participating full-time employees and part-time benefitted employees who, as approved by the City Manager, would separate from the City between December 18, 2009 and June 30, 2010 (end of the fiscal year). The payment amount depends on the employee's date of separation from the City, with an earlier date providing a higher amount. The amounts range from \$15,000 to \$25,000 for full-time employees and \$7,500 to \$12,500 for part-time benefitted employees. Interested employees will be asked to submit their application to participate in the program no later than January 31, 2010. Complete program information is included in the attached fact sheet.

Staff is requesting that the City Council authorize the City Manager to implement the program, reorganize divisions and departments (as is feasible), and enter into agreements with employees who voluntarily apply for the incentives. The City Manager will consider applications based on the operational needs of the City and its ability to leave vacant, under fill or defund the same or another position within the department. The City Manager's approval decision will be final and not subject to appeal. In



City of Santa Fe Springs

City Council Meeting

December 17, 2009

implementing the program and transitioning the organization, it may be necessary for the City Manager to consider various short-term staffing solutions that could include retaining retirees on a contract basis.

FISCAL IMPACT

The FY 2009-10 Budget includes a transitional fund that provides for one-time costs that will subsequently help position the City for long-term financial stability and savings. Staff is recommending the use of this fund for the program. Because it is not known how many employees will participate in the program and the related costs and savings, Staff will provide a subsequent report for Council action if additional budget appropriations are necessary.

Frederick W. Latham
City Manager

Attachments:

Early Retirement Incentive Program Fact Sheet
Application for Early Retirement Incentive

City of Santa Fe Springs

EARLY RETIREMENT INCENTIVE PROGRAM FACT SHEET

Full-Time Employees:

Eligibility: 50 years old. Consideration will be given on a case-by-case basis for applications received from those who are under 50.

Incentives:

1. Waive 10-year requirement of service to City of Santa Fe Springs for medical benefits upon retirement, for those who are retiring with CalPERS.

2. Lump sum amount, payable according to the table below:

<u>Separation Date from the City</u>	<u>Incentive Amount</u>
Through 01/31/10	\$25,000
02/01/10 – 03/31/10	\$20,000
04/01/10 – 06/30/10	\$15,000

Requirements for Eligibility:

1. Employee submits "Application for Early Retirement Incentive" form to Human Resources by January 31, 2010.
2. The award of the incentive is subject to City Manager approval, but not subject to appeal. The City Manager, in his sole discretion, will determine whether to approve the application. In doing so, the City Manager will consider if budget savings can be realized by eliminating, freezing, underfilling the position with staff or contract services, or, if it will result in the elimination, freezing or underfilling of another position in the section, division or department.
3. Employee will review and sign a separation agreement that includes an irrevocable date of severance of City employment.
4. The incentive will be paid when all time requirements of the separation agreement have been fulfilled, or upon separation, whichever date is later.

Part-Time Benefitted Employees:

Eligibility: Same as described above for full-time employees.

Incentive:

1. Continue City-paid medical coverage until 06/30/10 OR equivalent medical rebate value if not used.

2. Lump sum amount, payable according to the table below:

<u>Separation Date from the City</u>	<u>Incentive Amount</u>
Through 01/31/10	\$12,500
02/01/10 – 03/31/10	\$10,000
04/01/10 – 06/30/10	\$ 7,500

Requirements for Eligibility: Same as described above for full-time employees.



APPLICATION FOR EARLY RETIREMENT INCENTIVE

Fiscal Year 2009-2010

This form must be completed by the employee and submitted to Human Resources no later than January 31, 2010.

I, _____, hereby apply for participation in the Early Retirement Incentive Program for Fiscal Year 2009-2010. My proposed separation date from the City is: _____.

I am aware that my participation in the Early Retirement Incentive Program for Fiscal Year 2009-2010 is subject to the approval by the City Manager, whose decision is final and is not subject to appeal.

I am also aware that I will be required to sign a Release and Waiver agreement in order to receive the Early Retirement Incentive.

Employee's Signature

Date



City of Santa Fe Springs

City Council Meeting

December 17, 2009

NEW BUSINESS

Amend Personnel Policies and Procedure Section 7-8.1 – Electronic Media and Records Retention Schedule (Section CW-031)

RECOMMENDATIONS

That the City Council approve an amended personnel policy as it relates to Electronic Media. The amended policy will:

- 1) Set the retention schedule of 180 days for electronic correspondence stored on the City's email system

That the City Council approve an amended Records Retention Schedule (Section CW-031) as it relates to transitory correspondence. The amended policy will:

- 1) State that all electronic correspondence will be deleted from the City's information system after 180 days have passed from the date it was received or sent.

BACKGROUND

The City's existing policy and practice as it relates to email records management needs to be updated to address storage capacity issues and public records requests. Over the last three years, we have seen a tremendous growth in the storage of emails. The existing policy does not address the length of time an email should be stored and it allows users to create Microsoft Exchange Personal Storage Tables (PST) in the email system where emails can be archived. Since there is no defined length of time specified in the policy, storage space has grown 200% since 2007.

Although the current system can handle today's capacity, if unchecked the City is sure to experience a capacity issue in the future. In addition, the growth of the system has had a negative impact on the backup process. Technology Services has already modified the backup schedule from daily backups to every other day to compensate for the increased time necessary to backup the email system. In January of 2008, backup of the email system would take approximately 12 hours to complete. Today the backup is taking almost 23 hours to complete.

By amending the existing policies and procedures staff will be better able to respond to requests under the California Public Records Act. The Act requires that, upon a public request, staff provide copies of most types of City records (paper or email). We routinely comply with such requests, however this can



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be complicated and quite an onerous task when large volumes of emails are retained and subject to this search. As a result, most organizations view their email systems as effective communication tools rather than long-term filing and storage mechanisms. It is generally recommended that staff print and file any email communication and related electronic documents that are important to keep.

PROPOSED SOLUTION

The Director of Technology Services is recommending that we modify the City's Personnel Policies and Procedures manual to allow Technology Services to properly manage the email storage size. He is recommending to Council that emails (whether sent or received) be stored through a two-tier process. First, initially emails are stored in the email system for up to 90 days. After 90 days, the archiving system will remove the emails from the user's inbox and sent folder and store them separately in an archival storage database for an additional 90 days. The archiving system will then permanently delete any emails that are older than 180 days from the original date. Effectively, this change in policy will be setting the retention schedule for all emails to a maximum of 180 days. Included in the proposed policy, the users will no longer be able to store their emails on Microsoft Exchange Personal Storage Table (PST) files.

In conjunction with changing the Personnel Policies and Procedures Manual, the Director of Technology Services is also recommending that the City change the Records Retention Schedule (Section CW-031) as it relates to transitory correspondence. The revised schedule should show that all emails will be kept by the City for a maximum of 180 days from the original sent or received date.

The proposed policy change will become effective on April 19, 2010.

FISCAL IMPACT – None

A handwritten signature in black ink, appearing to read "Fred Latham".

Frederick W. Latham
City Manager



City of Santa Fe Springs

City Council Meeting

December 17, 2009

NEW BUSINESS

Supplemental Right-of-Way Acquisition Support Services for the Valley View Avenue Grade Separation Project

RECOMMENDATION

That the City Council take the following actions:

1. Approve an extension of the contract with Epic Land Solutions, Inc. in the amount of \$361,899 to cover supplemental right-of-way acquisition support services for the Valley View Avenue grade separation project.
2. Authorize the Director of Public Works to execute the work order in order to incorporate these supplemental services into the contract.

BACKGROUND

Epic Land Solutions, Inc. (ELS) was retained in 2006 to provide right-of-way acquisition support services for the Valley View Grade Separation Project. The initial contract with ELS assumed that right-of-way acquisition would be completed by April 2007. Subsequently, in June 2007 the City Council authorized an extension of the contract with ELS based on the assumption that all property acquisition would be completed by the end of 2008. Acquisition services will now be needed through mid-2010.

Due to changes in the project design and delays in the schedule, additional time and effort will be required to acquire the property needed to complete the Project. On November 9 the City Council authorized the acquisition of property needed to complete the Project through condemnation, thereby providing more certainty to the right-of-way acquisition schedule.

Based on an updated timeline, right-of-way acquisition services will be needed through mid-2010. An agreement has been negotiated with ELS and staff is recommending that the contract with Epic Land Solutions, Inc. be extended by \$362,000 to cover the supplemental services described in Attachments 1 and 2. With this extension, the total contract amount for right-of-way acquisition support services to be provided by ELS would be as follows:

▪ Original Contract Authorization	\$ 243,000
▪ Contract Extension Authorized in June 2007	\$ 356,348
▪ Total Authorized Contract Amount	\$ 599,348
▪ Contract Extension Requested by ELS	\$ 361,899
	\$ 961,247

Report Submitted By:

Don Jensen, Director
Department of Public Works

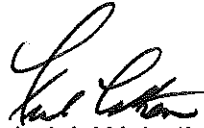
Date of Report: December 9, 2009

FISCAL IMPACT

Project costs, including the cost of right-of-way acquisition support services, will be reimbursed from State and County funds that have been allocated to the project. Sufficient funds are available to cover the increased cost of the contract with ELS. Local funds will be needed only to make initial payments.

INFRASTRUCTURE IMPACT

This action does not have a direct impact on City infrastructure.



Frederick W. Latham
City Manager

Attachment(s)

1. Summary of Supplemental Right-of-Way Support Costs
2. Work Order for Authorizing Supplemental Services

Attachment 1
Summary of Changes in Budget for Right-of-Way Services
Epic Land Solutions, Inc. (City Consultant)
Valley View Grade Separation Project

Description of Task	Current Budget	Budget Amendment	Revised Budget
Advisory/Project Management	\$105,794.00	\$150,638.00	\$256,432.00
Utility Relocation	\$46,126.00	\$40,247.00	\$86,373.00
Right of Way Certification	\$19,031.00	-\$425.00	\$18,606.00
Environmental	\$182,603.00	-\$17,375.00	\$165,228.00
Preliminary Title Reports	\$13,860.00	\$5,630.00	\$19,490.00
Appraisals	\$91,190.00	\$54,735.00	\$145,925.00
Appraisal Review	\$10,500.00	\$58,328.00	\$68,828.00
Negotiations	\$31,763.00	\$35,505.00	\$67,268.00
Resolution Hearings/Eminent Domain	\$3,780.00	\$14,597.00	\$18,377.00
Public Meetings	\$14,950.00	-\$2,159.00	\$12,791.00
Goodwill Support	\$25,200.00	\$4,480.00	\$29,680.00
Value Engineering	\$5,145.00	\$0.00	\$5,145.00
Aerial Mapping	\$2,651.00	\$0.00	\$2,651.00
Surveillance Camera	\$16,853.00	\$4,895.00	\$21,748.00
Goodwill Analysis	\$21,090.00	\$8,183.00	\$29,273.00
Other Direct Costs	\$8,812.00	\$4,620.00	\$13,432.00
Total - Right of Way Services	\$599,348.00	\$361,899.00	\$961,247.00

**EXHIBIT 1
TIME AND MATERIALS WORK ORDER NO. 3**

In accordance with the Agreement for Professional Services between **City of Santa Fe Springs** ("CITY"), a municipal corporation and **Epic Land Solutions, Inc.**, ("EPIC"), a California corporation, dated December 17, 2009, this Work Order describes the Services, Schedule and Payment Conditions or additional work on **utility relocation, right-of-way certification, environmental, preliminary title reports, appraisal, appraisal reviews, negotiations, public meetings, goodwill support services, value engineering and aerial mapping** on the Valley View Avenue Grade Separation Project.

CITY OF SANTA FE SPRINGS:

Authorized Representative: Donald K. Jensen, Director of Public Works/City Engineer
Address: 11710 Telegraph Road
City of Santa Fe Springs, California 90670
Telephone No: (562) 409-7541

HWI & COMPANY,, INC:

Authorized Representative: Holly Rockwell, President
Lynette Overcamp, SR/WA, Vice President
Address: 24050 Madison Street
Suite 205
Torrance, CA 90505
Telephone No: (310) 378-1178

SERVICES. The Services are described in Attachment 1 to this Work Order.

SCHEDULE. Services shall commence no earlier than the date on which this Task Order is signed by CITY and shall continue through the pre-construction phase of the Project as shown in the current project schedule.

PAYMENT. EPIC charges shall be on a "time and materials" basis and shall be in accordance with the EPIC Schedule of Fees and Charges in effect at the time the Services are performed. Payment provisions and the EPIC current Schedule of Fees and Charges are attached to this Work Order as Attachment 2. The total cost of services provided pursuant to this Work Order shall not exceed \$361,899.

TERMS AND CONDITIONS. The terms and conditions of the Agreement referenced above shall apply to this Work Order, except as expressly modified herein.

ACCEPTANCE of the terms of this Work Order is acknowledged by the following signatures of the Authorized Representatives.

CITY OF SANTA FE SPRINGS

Signature

Donald K. Jensen, Director of Public Works
Typed Name/Title

Date of Signature

EPIC LAND SOLUTIONS, INC.

Signature

Holly Rockwell, President
Typed Name/Title

Date of Signature



City of Santa Fe Springs

Adjourned City Council Meeting

December 17, 2009

NEW BUSINESS

Clarification of Fireworks Ordinance Relating to the Eligibility of School Groups for Fireworks Booth Lottery

RECOMMENDATION

That the City Council clarify that Section 93.23 Subsection (A) of the City Code excludes schools from the types of organizations that are eligible to participate in the Fireworks Booth Lottery.

BACKGROUND

Recently, multiple local schools have asked the City if they can apply for a fireworks booth through the City's Fireworks Lottery process. As the Council knows, the section of the City Code relating to the sale of fireworks (Chapter 93) does grant dedicated booths to organizations affiliated with and providing programs for both Santa Fe and St. Paul high schools. With the exception of these two institutions, schools by and large have not been granted permits to sell fireworks in the past. This is primarily due to Staff's reading of the City Code, in particular the section that defines which groups are eligible to participate in the Lottery process. Section 93.23 Subsection (A) states:

"No permit shall be issued to any organization except a nonprofit corporation or association...organized primarily for veteran, patriotic, welfare, civic betterment, religious or charitable purposes..."

This language has been interpreted as making school groups, other than the aforementioned high schools, ineligible, due to the absence of "education" in the list of qualifying purposes. It should be noted that, in the past, groups associated with religious institutions that also operate schools have been allowed to participate, so long as the applying group is not the school itself, but instead a specific organization whose primary function satisfies the language in Subsection (A), and who otherwise meets the eligibility criteria set forth in the Code.

Another reason for excluding schools from the Fireworks Lottery is the significant financial and in-kind contributions that the City makes annually to the various schools within the City, which other community based organizations cannot avail themselves of. The Fireworks Lottery is seen as a fair and equitable way of providing fundraising opportunities for community based and civic organizations in the City, who, generally speaking, compete against one another for the precious few grant opportunities available to

them. This is not to suggest that schools are not now facing significant fiscal challenges. In fact, the current State Budget crisis has sent school administrators looking for any bit of outside funding that they can find, which is likely why we are now for the first time receiving requests from schools to participate in the Fireworks Booth Lottery. This is why the City has worked closely with the schools to make sure that we are providing as much support as we can to mutually get through these tough economic times. Unfortunately, if schools were allowed to participate in the Fireworks Lottery, it would be at the expense of other community based and civic organizations, which often depend on the fireworks booths as their main source of funding.

In order to provide clarity for the upcoming 4th of July Season, applications for fireworks booths which become available in January 2010, Staff is seeking clarification and confirmation as to its interpretation of Section 93.23 Subsection (A) as it relates to the eligibility of schools. Staff is requesting that the Council confirm the staff interpretation outlined above and be allowed to communicate to those schools that have requested to participate in the Fireworks Lottery that they are not eligible to do so. In so doing, staff would work with those schools, as we do with all the schools in Santa Fe Springs, to identify areas where the City and schools can partner together, as well as areas where funding can be provided to assist with school programs.


Frederick W. Latham
City Manager



City of Santa Fe Springs

City Council Meeting

December 17, 2009

NEW BUSINESS

Traffic Study at Orr and Day Road/Longworth Avenue

RECOMMENDATION

That the City Council approve the installation of a regulatory sign prohibiting left-turn vehicle movements for northbound Orr and Day Road traffic onto westbound Longworth Avenue.

BACKGROUND


The Traffic Commission at their meeting of November 19, 2009 reviewed the attached report for restricting left-turn vehicle movements. The Commission voted unanimously to recommend to the City Council for consideration and approval of the proposed installation of a prohibited left-turn regulatory sign at the intersection of Orr and Day Road and Longworth Avenue.

Staff recommends the proposed turning restriction to be implemented in order to facilitate enforcement and reduce the potential for traffic collisions.

Frederick W. Latham
City Manager

Attachment(s)

Traffic Commission Report

Report Submitted By: Don Jensen, Director 
Department of Public Works

Date of Report: December 9, 2009



City of Santa Fe Springs

Traffic Commission Meeting

November 19, 2009

TRAFFIC ENGINEER'S REPORT

Traffic Study at Orr and Day Road/Longworth Avenue

RECOMMENDATION

That the Traffic Commission recommend to the City Council that left turns be prohibited on Orr and Day Road at Longworth Avenue.

DISCUSSION

At the Traffic Commission meeting of October 15, 2009, Commissioner Valenzuela asked staff to study the impact of northbound left turns at the intersection of Orr and Day Road and Longworth Avenue. This report will present a review of the existing conditions including roadway geometrics, collision history and field observations.

Orr and Day Road is classified as a major arterial highway and runs in a north/south orientation between Florence Avenue and Pioneer Boulevard. Orr and Day Road is a divided highway with raised medians and striped for two lanes in each direction. The street is 80 feet wide curb to curb and the speed limit is a posted 35 miles per hour. Parking is generally restricted along the segment of Orr and Day Road between Florence Avenue and Otto Street. The development along Orr and Day Road in this area is non-fronting residential and fronting residential separated by service road on the west side and a Mobil service station and a parking lot for the Florence Avenue Foursquare Church on the east side.

Longworth Avenue is a residential collector street that begins at Davenrich Street on the north and runs southerly and then curves easterly and terminates at Orr and Day Road to form a T-intersection. Longworth is 36 feet wide curb to curb and the speed limit is a prima facie 25 miles per hour. Parking is allowed on Longworth Avenue.

The subject intersection is located approximately 200 feet north of the intersection of Florence Avenue and Orr and Day. The current signing and striping conditions for northbound traffic are such that Orr and Day Road is striped for two through lanes and there is an R3-4 sign that prohibits



City of Santa Fe Springs

Traffic Commission Meeting

November 19, 2009

northbound U-turns at the location. On the east side of the intersection there is a driveway into the Florence Avenue Foursquare Church parking lot. There is also a southbound left turn lane for motorists wanting to turn into the aforementioned driveway to the Church parking lot. There is a raised median that separates northbound Orr and Day Road from southbound between Florence Avenue and Longworth Street.

AM and PM peak hour intersection turning movement counts were done at the subject on Wednesday November 4, 2009. The results of the turning movement counts are shown on Figure A (AM Peak) and Figure B (PM Peak).

A review of the collision history at the subject intersection indicates that there have been seven collisions at this intersection since the year 2000. These collisions are depicted on the attached Figure C which is a collision diagram that was prepared for the subject intersection. Only the collision that occurred on December 3, 2003 involved a northbound left turning vehicle.

Note that there is a dual-left turn lane from eastbound Florence Avenue onto northbound Orr and Day Road that can directly be impacted by any northbound turning movements at the subject intersection. The concern is that there is no left turn lane or pocket available for northbound motorists to turn left from Orr and Day Road onto Longworth Avenue. When a northbound motorist does attempt a left turn at this location during peak hours, their vehicle is stopped in the number one northbound lane of Orr and Day Road and blocks any vehicle movement in this lane. Due to the proximity of the subject intersection to the intersection of Florence Avenue and Orr and Day Road there is a high potential for the left turning traffic from Orr and Day Road to be backed up onto Florence Avenue when a motorist is attempting a left turn from Orr and Day Road onto Longworth Avenue. There is also a potential for rear end-type collisions as motorists turning from Florence Avenue onto Orr and Day may not be expecting the number one lane to be stopping in that area.

Staff investigated the possibility of providing a striped northbound left turn lane but it was determined not to be feasible for the following reasons:

1. The majority of left turn lanes are designed to be directly opposite each



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other and this positioning aides in each of the motorist's ability to see around the opposing left turning vehicle without having to encroach into the path of opposing thru traffic. Due to the horizontal offset that exists between the southbound left turn lane and northbound number one lane on Orr and Day Road at this location, it would very difficult for left turning motorists to see around each other without encroaching into an opposing thru lane. This is especially the case for southbound left turning vehicles.

2. The proximity of the subject intersection to the intersection of Florence Avenue and Orr and Day Road is such that a left turn lane at Longworth Avenue would be of substandard length and might encourage more vehicles to attempt left turns and u-turns at this location.

Staff recommends that the Traffic Commission recommend to the City Council that northbound left turns be prohibited on Orr and Day Road at Longworth Avenue. The prohibition of left turns at Longworth Avenue and Orr and Day Road would mean that northbound motorists would have to travel to Clarkman Street to execute a left turn to enter the residential area on the west side of Orr and Day Road. The intersection of Clarkman Street and Orr and Day Road is signalized with left turn lanes that are located directly across from each other,

Tom R. Lopez

Tom R. Lopez
Assistant Director of Public Works

Rafael O. Casillas

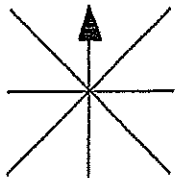
Rafael O. Casillas
Principal Civil Engineer

Attachment(s)
Figures A, B, and C

CITY OF SANTA FE SPRINGS INTERSECTION VEHICLE TURN COUNT

LOCATION: Orr & Day Road/Longworth Avenue

DATE: 11/4/09



INDICATE NORTH
BY ARROW

Longworth Ave.
STREET NAME

TIME: 7:30 TO: 8:30 A.M.

WEATHER: Clear & Sunny

OBSERVERS: S.M-C.

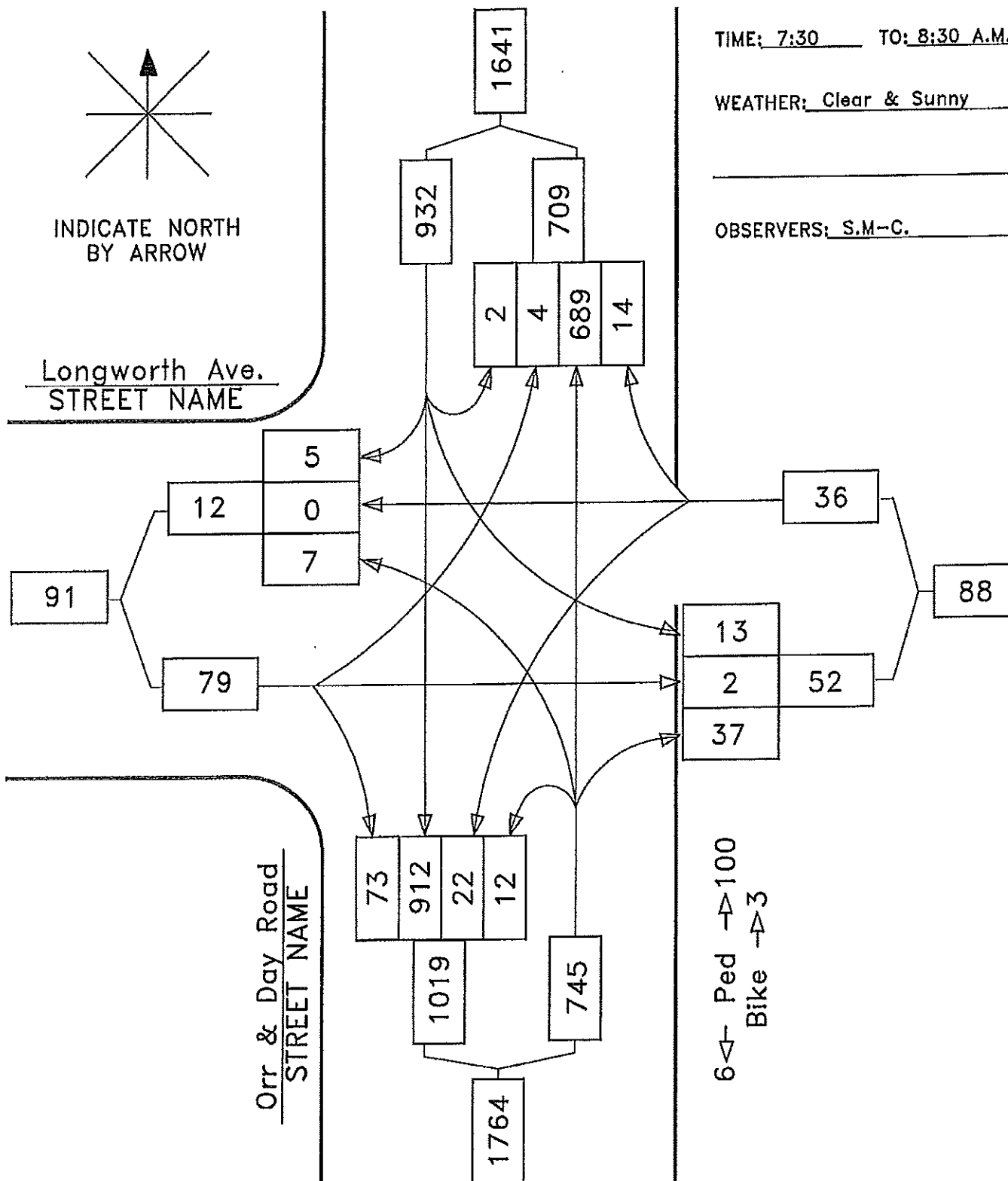
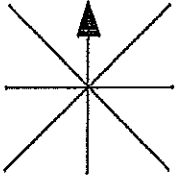


FIGURE A

CITY OF SANTA FE SPRINGS INTERSECTION VEHICLE TURN COUNT

LOCATION: Orr & Day Road/Longworth Avenue

DATE: 11/4/09



INDICATE NORTH
BY ARROW

Longworth Ave.
STREET NAME

TIME: 4:30 TO: 5:30 P.M.

WEATHER: Clear & Sunny

OBSERVERS: S.M-C.

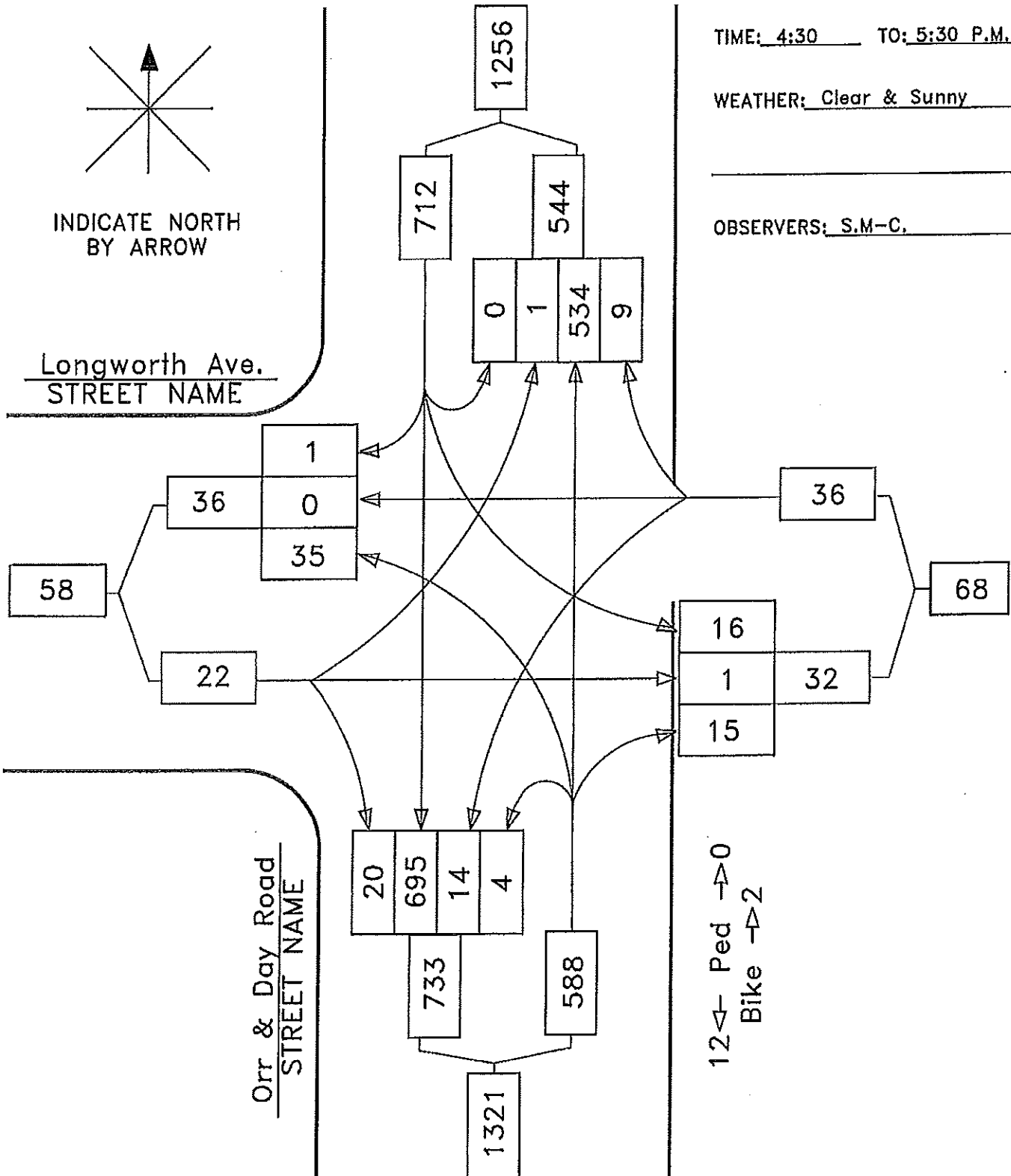


FIGURE B

COLLISION DIAGRAM

CITY OF SANTA FE SPRINGS

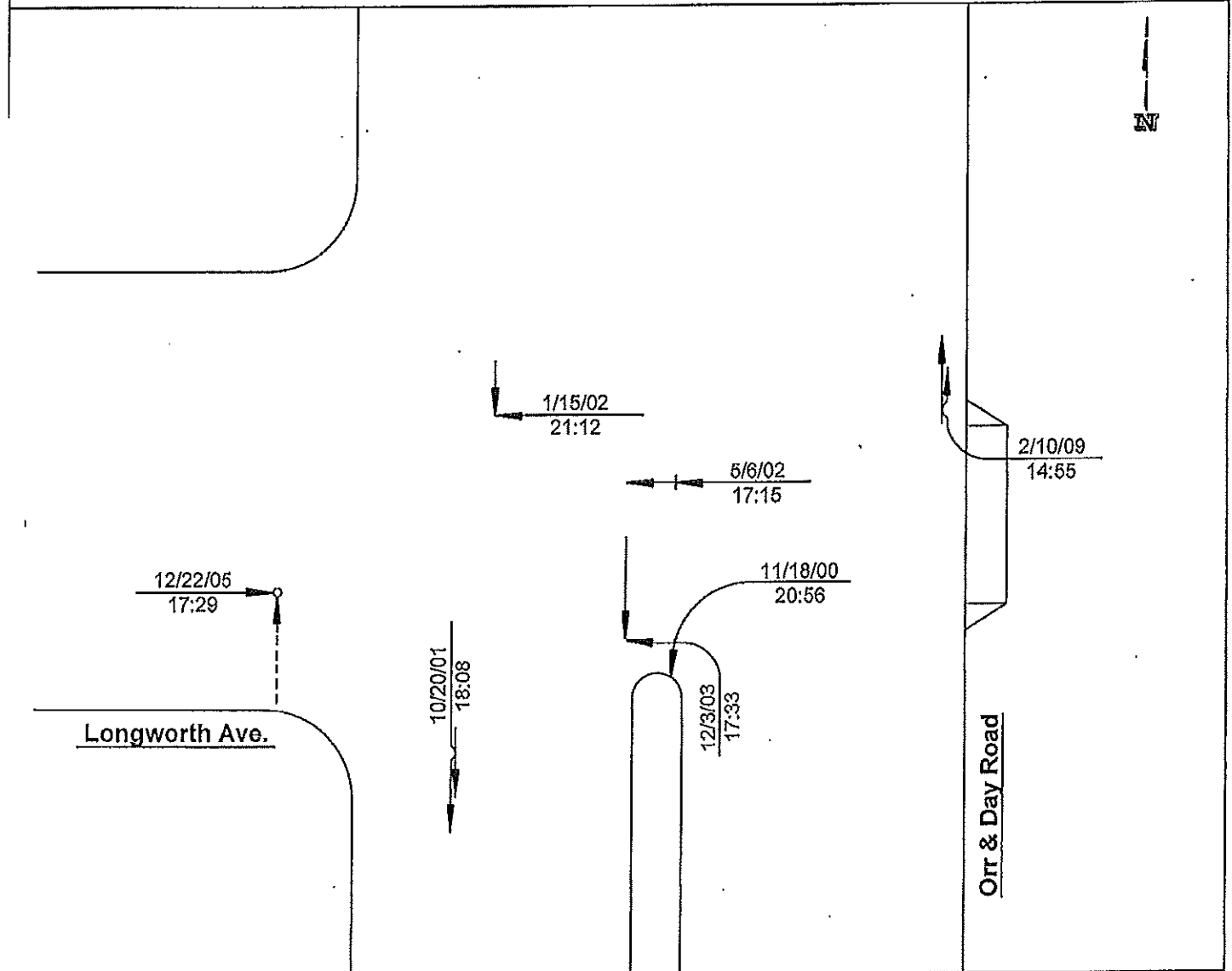
INTERSECTION: Longworth Avenue and Orr & Day Road

PERIOD: NINE YEARS AND TEN MONTHS

FROM 1/1/00 TO 10/30/09

PREPARED BY: S. MORALES-CHOATE

DATE PREPARED: 11/5/09



LEGEND

- PATH OF MOVING MOTOR VEHICLES
- PEDESTRIAN PATH
- FATAL
- INJURY
- REAR-END COLLISION
- PARKED VEHICLE
- FIXED OBJECT
- OVERTURNED
- OUT OF CONTROL
- SIDESWIRE
- HEAD-ON

TYPE	DAY	NIGHT	TOTAL
FATAL	0	0	0
PED. INJURY	0	1	1
OTHER INJURY	0	0	0
PROPERTY DAMAGE ONLY	2	4	6
TOTAL	2	5	7

FIGURE C



City of Santa Fe Springs

City Council Meeting

December 17, 2009

NEW BUSINESS

Resolution No. 9239 – A Resolution Authorizing Submission of a Grant Application for Energy Efficiency and Conservation Block Grant Funds (EECBG)

RECOMMENDATION

That the City Council:

1. Approve Resolution No. 9239 authorizing staff to complete and submit a grant application to the California Energy Commission for funds under the EECBG program.
2. Authorize the City Manager to sign and submit all documents required by the State.

BACKGROUND

The American Recovery and Reinvestment Act is providing \$787 billion nationally to economic investment to stimulate the economy and provide jobs to Americans. Included in these funds are nearly \$300 million that have been released for energy efficiency to the following programs: the State Energy Program (\$226 million), the Energy Efficiency and Conservation Block Grant (\$49.6 million), the State Energy Efficiency Appliance Rebate Program (\$35 million), and the Energy Reliability, Research, Development and Analysis Program (\$3.6 million).

The City of Santa Fe Springs is among the 265 California cities and 44 counties eligible for funds under the EECBG. The Block Grant funds are distributed on a formula basis based on population. Specifically, Santa Fe Springs is eligible for \$95,064 of these funds, which are to be used for a project that will result in increased energy efficiency. The application must be received by the California Energy Commission by Jan. 12, 2010. Unlike competitive grants, this money is guaranteed to the City as long as all application guidelines are met.

One of the prime requirements of the EECBG program is for the applicant to be able to show that the expenditure of the funds will result in quantifiable energy savings. Given the rather minimal amount of funds that the City is entitled to, staff set out to find projects that would meet the grant requirements and make a positive impact.

Finding the right project that will meet the federal guidelines has proven to be a challenging task; especially since the City is entitled to only \$95,064. Initially, staff was prepared to recommend that the City Council approve a project calling for the changing of light fixtures in several parks throughout the community. Unfortunately, the energy savings presented by the changing of the fixtures did not meet the grant requirements. The Public Works Department staff is now looking at the possibility of changing out several heating ventilation and air conditioning (HVAC) units within City buildings. Staff is gathering the information now on the energy savings that replacing the HVAC units will garner. This information will be available before the grant deadline along with a list of the units that will be replaced. In the meantime, it is recommended that the City Council approve the submission of the EECBG grant application to the State. As soon as the details are available, they will be provided to the Council.

The EECBG guidelines require the City Council to adopt a resolution endorsing the application and authorizing the city manager to sign on behalf of the City. Such a resolution has been prepared for consideration by the Council.

FISCAL IMPACT

By changing the HVAC units at the various locations, the end result will be a savings in energy and an ongoing annual reduction in the amount that the City spends for electricity at the selected locations. In the long-term there will be a net savings for the City.

INFRASTRUCTURE IMPACT

The proposed improvements to the public facilities are intended to upgrade the buildings and provide a better environment for the public. These upgrades will result in better infrastructure at the selected locations.



Frederick W. Latham
City Manager

Attachment: Resolution No. 9239

RESOLUTION NO. 9239

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA FE SPRINGS APPROVING THE APPLICATION FOR ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANTS AND AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS ON BEHALF OF THE CITY

WHEREAS, the City of Santa Fe Springs recognizes that it is in the interest of the region, State and Nation to stimulate the economy; create and retain jobs, reduce fossil fuel emissions; and reduce total energy usage and improve energy efficiency within every jurisdiction; and

WHEREAS, Energy Efficiency and Conservation Block Grants (EECBG) funds are available through the California Energy Commission's EECBG Program for grants to eligible local governments for cost-effective energy efficiency projects; and

WHEREAS, the City of Santa Fe Springs is eligible for EECBG funding under the California Energy Commission's EECBG Program; and

WHEREAS, the City of Santa Fe Springs is proposing to implement an energy efficiency project of upgrading the electrical components including but not limited to the heating, ventilation, and air conditioning system at selected public facilities, which will qualify for EECBG funds from the California Energy Commission, and

WHEREAS, the City of Santa Fe Springs has considered the applicability of the California Environmental Quality Act (CEQA) to the submission of a grant application under the EECBG Program.

NOW, THEREFORE, the City Council of the City of Santa Fe Springs does resolve as follows:

Section 1: The City Council hereby authorizes the submittal of the application to the California Energy Commission's EECBG Program for Block Grant funds to implement energy efficient improvements in several public facilities within the community.

Section 2: The City Council hereby finds that the submission of the grant application under the Energy Efficiency and Conservation Block Grant program is not a project under CEQA and, therefore, it is not necessary for the City to prepare an environmental assessment at this time.

Section 3: If recommended for funding by the California Energy Commission, the City Council hereby authorizes the City of Santa Fe Springs to accept the grant award projected to be \$95,064.

Section 4: The City Manger is hereby authorized and empowered to execute in the name of the City of Santa Fe Springs all necessary contracts and agreements, and amendments hereto, to implement and carry out the purposes specified in the EECBG application.

Section 4: The City Clerk shall certify to the adoption of the resolution.

PASSED, APPROVED, AND ADOPTED this 17th day of December 2009.

MAYOR

ATTEST:

CITY CLERK



City of Santa Fe Springs

Adjourned City Council Meeting

December 17, 2009

NEW BUSINESS

Reconsideration of Alcohol Sales Conditional Use Permit Case No. 19

Request for approval to allow the continued operation and maintenance of an alcoholic beverage sales use for off-site consumption by Wal-Mart Inc. located at 13310 Telegraph Road and within the Gateway Plaza shopping center. (Alicen Wong for Wal-Mart Inc.)

RECOMMENDATION

Staff recommends that the City Council take the following actions:

1. Approve Alcohol Sales Conditional Use Permit Case No. 19 for a period of five years until December 17, 2014, subject to the listed conditions of approval as contained in this staff report.

BACKGROUND

Wal-Mart Inc., the applicant and owner, has operated and maintained Store #2948 at 13310 Telegraph Road for approximately eight years. In 2002, Wal-Mart Inc. made a corporate decision to stock and sell alcoholic beverages (including beer, wine, and spirits) to its customers for off-site consumption.

In compliance with Section 155.628 of the City Zoning Code, Wal-Mart requested and was granted Alcohol Sales Conditional Use Permit (ASCUP) Case No. 19 to allow the sale of alcoholic beverages for off-site consumption on September 9, 2002 for a period of two years.

Since the initial expiration date on September 9, 2004, the Applicant has not been issued an extension due to a filing error among Police Services staff. As a result, the applicant has operated from 2004 to 2009 with an expired ASCUP; however, they have operated with the current Alcohol Beverage Control Licenses (Type 20 & Type 21, Off-site Beer/Wine, Off-site General) during the entire time period.

Since the initial approval of this permit, Wal-Mart Inc. has worked very cooperatively with City Staff to ensure the safety of customers and employees and has maintained proper business practices involving the sale of alcohol. At this time, Wal-Mart Inc. is requesting a renewal of their original ASCUP to allow

the continued alcohol sales use.

CALLS FOR SERVICE

Within the past twelve (12) months, there have been 177 calls for service associated with 13310 Telegraph Rd. In 2008, there were 142 reported calls for service at the location. It should be noted that Wal-Mart Inc. manages its own security and loss prevention division that oversees the surveillance and apprehension of shoplifting suspects. The call for service history is associated with the entire Wal-Mart property including the parking lot area surrounding the store. After viewing the crime data information, the high volume of calls is not a result of the alcoholic beverage sales.

ZONING ORDINANCE REQUIREMENTS

Section 155.628 (B), regarding the sale or service of alcoholic beverages, states the following:

"A Conditional Use Permit shall be required for the establishment, continuation or enlargement of any retail, commercial, wholesale, warehousing or manufacturing business engaged in the sale, storage or manufacture of any type of alcoholic beverage meant for on or off-site consumption. In establishing the requirements for such uses, the City Planning Commission and City Council shall consider, among other criteria, the following:

- a. **Conformance with parking regulations.**
Wal-Mart Inc. is part of the Gateway Plaza shopping center which provided more than adequate parking for all of its tenants. Parking is available in front of the subject store and on the south side of the store.
- b. **Control of vehicle traffic and circulation.**
Wal-Mart Inc. is part of the Gateway Plaza Shopping center which provides on-site traffic circulation and street access to Carmenita Road, Telegraph Road and Laurel Avenue.
- c. **Hours and days of operation.**
The store hours are 6:00 a.m. to 11:00 p.m., seven days a week.
- d. **Security and/or law enforcement plans.**
The applicant is required to submit and maintain a current Security

Plan to the Department of Police Services.

- e. Proximity to sensitive and/or incompatible land uses, such as schools, religious facilities, recreational or other public facilities attended or utilized by minors.**

Wal-Mart has approximately three public schools within 1,700' to 2,300' of it. Staff is not concerned about its proximity to these schools considering that alcohol beverage sales are minimal.

- f. Proximity to other alcoholic beverage uses to prevent the incompatible and undesirable concentration of such uses in an area.**

There are two additional alcoholic beverage uses with in the immediate area of Wal-Mart. Arco Gas Station (ASCUP#29) is located approximately 250 feet southeast of the property, and Target (ASCUP#33) is located within the same shopping center, approximately 950 feet northwest of the store. Staff does not believe that there is an undesirable concentration of alcohol sales uses in the immediate area.

- g. Control of noise, including noise mitigation measures.**

The subject store does not generate any audible noises out of character with other businesses in the area.

- h. Control of littering, including litter mitigation measures.**

As a condition of approval, the Applicant is required to keep the property free of litter and debris.

- i. Property maintenance.**

Staff found that the property is in compliance with the Property Maintenance Ordinance.

- j. Control of public nuisance activities, including, but not limited to, disturbance of the peace, illegal controlled substances activity, public drunkenness, drinking in public, harassment of passersby, gambling, prostitution, sale of stolen goods, public urination, theft, assaults, batteries, acts of vandalism, loitering, curfew violations, sale of alcoholic beverages to a minor, lewd conduct or excessive police incident responses resulting from the use."**

As a condition of approval, the Applicant is required to maintain a Security Plan which details how the business will prevent and/or abate any of the listed public nuisances.

SURROUNDNG ZONING AND LAND USE

Wal-Mart is within the Gateway Plaza shopping center. The center and the property to the north is zoned C-4, Community Commercial. The properties to the west are within the M-2, Heavy Manufacturing, Zone, and developed with warehouse and industrial type buildings with incidental office uses. The properties to the east and south are in the Los Angeles unincorporated area and developed with single family units and a neighborhood community government office.

STAFF CONSIDERATIONS

As part of the alcohol sales conditional use permit process, staff conducted a review of the applicant's operation and the site to ensure compliance with the conditions of approval as set forth in the initial approval of this Permit. Staff also investigated the use in light of its proximity to other risk considerations such as schools, religious facilities, recreation or other public facilities attended or utilized by minors. After conducting the said investigation, Staff found that the establishment is being maintained and operated in full compliance with the City's Zoning Regulations and does not see any reasons to believe there will be any incompatible and undesirable concentration of alcoholic beverage uses in the area.

Based on its findings, staff is recommending approval for a period of five (5) years until December 17, 2014.

CONDITIONS OF APPROVAL

1. That all graffiti directly on the property located at 13310 Telegraph Road shall be removed within 24 hours of the graffiti being reported. This includes surrounding walls and light poles that are part of the property.
2. That the sale of alcoholic beverages shall be permitted only during business hours or as indicated by the Alcoholic Beverage Control.
3. That the Type 20 Alcoholic Beverage Control license allowing offsite sale of general sales of beer, wine and liquor shall be restricted to the sale for consumption of alcoholic beverages off the subject site only.

4. That it shall be the responsibility of the ownership and/or its employees to assure that no alcoholic beverages purchased on the subject site shall be consumed on the subject site or any adjacent property within the applicant's control.
5. That the applicant and/or his employees shall be responsible for maintaining control of litter on the subject property.
6. That the applicant and/or his employees shall not allow any person who is obviously intoxicated or under the influence of any drug to enter, be at, or remain upon the licensed premises as set forth in Section 25602(a) of the State Business and Professions Code.
7. That the applicant and/or his employees shall not sell, furnish or give any alcohol to any habitual drunkard or to any obviously-intoxicated person, as set forth in Section 25602 (a) of the State Business and Professions Code.
8. That the applicant shall not have upon the subject premises any alcoholic beverage(s) other than the alcoholic beverage(s) which the licensee is authorized to sell under the licensee's license as set forth in Section 25607 (a) of the State Business and Professions Code.
9. That the applicant and/or his employees shall not sell, furnish or give any alcoholic beverage to any person under 21 years of age as set forth in Section 25658 (a) of the State Business and Professions Code.
10. That the applicant and/or his employees shall not permit any person under 18 years of age to sell alcoholic beverages.
11. That there will be a corporate officer or manager on the licensed premises during all public business hours that will be responsible for alcohol sales activities.
12. That the applicant and/or his employees shall not allow any person to loiter on the subject premises, shall report all such instances to the City's Police Services Center and shall post signs, approved by the Department of Police Services, prohibiting loitering.
13. That the applicant must receive approval from the Department of Police Services for any installation of pay telephones outside of the premise, and such phones shall not be capable of receiving incoming calls.
14. That this permit is contingent upon the approval by the Department of

Police Services of an updated security plan which shall address the following for the purposes of minimizing risks to the public's health, welfare and safety:

- (A) A description of the storage and accessibility of alcoholic beverages on display as well as surplus alcoholic beverages in storage;
 - (B) A description of crime prevention barriers in place at the subject premises, including, but not limited to, placement of signage, landscaping, ingress and egress controls, security systems and site plan layouts;
 - (C) A description of how the permittee plans to educate employees on their responsibilities and the actions required of them with respect to enforcement of laws dealing with the sale of alcohol to minors and the conditions of approval set forth herein;
 - (D) A business policy requiring employees to notify the Police Services Center of any potential violations of law or this Conditional Use Permit occurring on the subject premises and the procedures for such notifications.
- 15. The City's Director of Police Services may, at his discretion, require amendments to the Security Plan to assure the protection of the public's health, welfare and safety.
 - 16. That the owner, corporate officers and managers shall cooperate fully with all city officials, law enforcement personnel and code enforcement officers and shall not obstruct or impede their entrance into the licensed premises while in the course of their official duties.
 - 17. That vending machines, water machines, soda machines and other similar equipment shall not be placed outdoors visible from the street, parking lot or adjacent properties.
 - 18. That a copy of these conditions be maintained with a copy of the City Business License and Fire Department Permits in a place conspicuous to all employees of the location.
 - 19. That in the event the owner(s) intend to sell, lease or sublease the subject business operation or transfer the subject Permit to another owner/applicant or licensee, the Director of Police Services shall be notified in writing of said intention not less than (60) days prior to signing of the agreement to sell

lease or sublease.

20. **That this Permit will be valid for a period of five (5) years, until December 17, 2014**, at which time the applicant may request an extension of the privileges granted herein, provided that the use has been continuously maintained in strict compliance with these conditions of approval.
21. That all other applicable requirements of the City Zoning Ordinance, Uniform Building Code, Uniform Fire Code, the determinations of the City and State Fire Marshall, the security plan as submitted under Condition No. 14 and all other applicable regulations shall be strictly complied with.
22. That failure to comply with the foregoing conditions shall be cause for suspension and/or revocation of this Permit.
23. That Alcohol Sales Conditional Use Permit Case No. 19 shall not be valid until approved by the City Council and shall be subject to any other conditions the City Council may deem necessary to impose.
24. That this Permit shall not be effective for any purpose until the applicant has filed with the City of Santa Fe Springs an affidavit stating that he is aware of and accepts all the conditions of this Permit.
25. It is hereby declared to be the intent that if any provision of this permit is violated or held to be invalid, or if any law, statute or ordinance is violated, the Permit shall be void and the privileges granted hereunder shall lapse.
26. That the property owner(s) and/or corporate officers, agree to defend, indemnify and hold harmless the City of Santa Fe Springs its agents, officers and employees from any claim, action or proceeding against the City or its agents, officers or employees to attack, set aside, void or annul an approval of the City or any of its councils, commissions, committees or boards concerning Alcohol Sales Conditional Use Permit Case No. 19, when action is brought within the time period provided for in the City's Zoning Ordinance, Section 155.865. Should the City, its agents, officers or employees receive notice of any such claim, action or proceeding, the City shall promptly notify the owner/developer of such claim, action or proceeding, and shall cooperate fully in the defense thereof.
27. That the applicant shall submit a floor plan for Director of Police Services review and approval for any alteration, modification, or enlargement of the alcohol use and/or storage area 30 days prior to implementation.

28. That the applicant shall notify in writing the Director of Police Services regarding any changes in the applicants store hours prior to implementation.

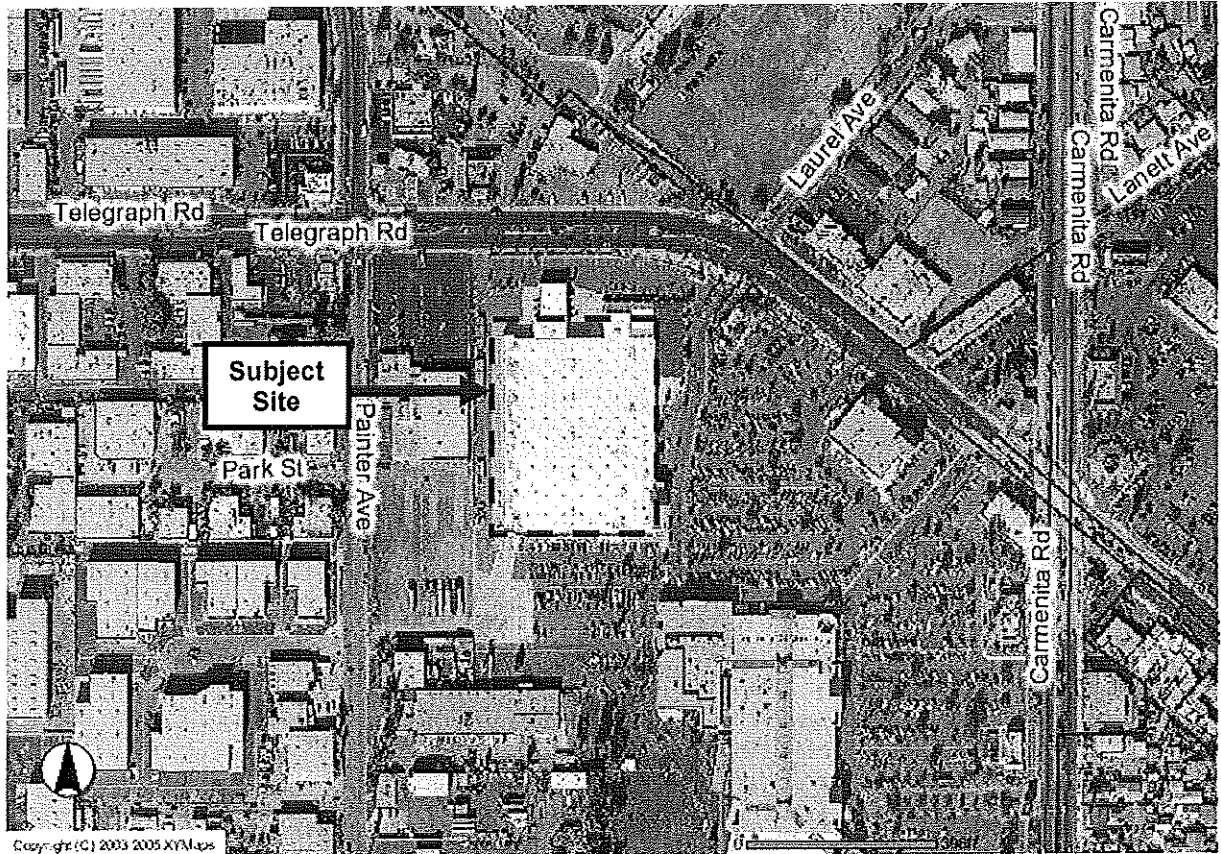


Frederick W. Latham
City Manager

Attachment(s)

1. Vicinity Map

Location Map



Alcohol Sales Conditional Use Permit Case No. 19
Located at:
Wal-Mart Inc.
13310 Telegraph Road
Santa Fe Springs



City of Santa Fe Springs

Adjourned City Council Meeting

December 17, 2009

NEW BUSINESS

Request for approval of a Recyclable Materials Dealer Permit for Waste Management Collection & Recycling Inc. (Mark Olver, Applicant)

RECOMMENDATION

That the City Council approve the issuance of Recyclable Materials Dealer Permit No.19 to Waste Management Collection & Recycling Inc. for an annual renewal period set to expire on June 30, 2010, subject to the conditions of approval as contained within this report.

BACKGROUND

City Ordinance No. 892 approved by the City Council on April 22, 1999, added section 119.02 to the code that requires all persons engaged in the business of purchasing or collecting recyclable materials within the city must first obtain from the City Council a permit as a "Recyclable Materials Dealer."

In accordance with section 119.02, the applicant, Mark Olver of Waste Management Collection & Recycling Inc., based in the city of Commerce, has applied for a Recyclable Materials Dealers Permit in order to collect recyclable material within the City, and transport these materials to various recycling plants located outside the City.

STAFF CONSIDERATIONS

As part of the permit process, staff has conducted a review of the applicant's request for a Recyclable Materials Dealers Permit. It is staff's opinion that if the recycling activity is conducted in accordance with the conditions of approval contained within this report, then the use will not pose a risk or nuisance to the public.

Consequently, staff is recommending approval of the Recyclable Materials Dealer Permit request by the applicant subject to the conditions of approval set forth herein.

RECYCLABLE MATERIALS HAULING-PURCHASE OF MATERIAL

Section 119.05, regarding the purchasing and hauling of recyclable materials, states the following:

"Permitted recyclable materials dealers shall be allowed to purchase and haul recyclable materials, as defined under Section 119.01, from any business location within the city, provided not less than 90% of the materials removed is recycled,

reused, or taken to a certified recycling center, except in the case of construction debris, where the requirements shall be 75% recyclable."

CONDITIONS OF APPROVAL

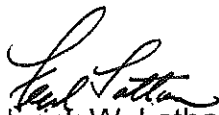
1. That, in accordance with Section 119.09 of the City Code, the applicant understands that the Recyclable Materials Dealer Permit shall not be assigned or otherwise referred without the prior written approval of the City Council. Any transfer or assignment made without such approval shall be treated as null and void.
2. That Waste Management will be required to complete the enclosed tracking form that will: 1). confirm the amount of recyclable material being recycled from the City; 2). indicate any charges to customers; and 3). include any payments due to the City. This tracking form will be submitted to the City on a monthly basis unless no fees for service are collected under which circumstances the form will be submitted quarterly. Failure to submit the required tracking form may result in the permit being null and void.
3. That Waste Management maintains a current Santa Fe Springs Business License. This license can be obtained through the Finance Department, City Hall, 11710 Telegraph Road. Business Licensing is required annually beginning July 1 of each year.
4. That said Waste Management does not collect, haul, or purchase recycled material, as defined under Section 119.01, from any business location within the City, containing less than 90% materials that will be recycled, reused, or taken to a certified recycling center, except in the case of construction debris, where the requirement shall be 75% recyclable material.
5. That Waste Management agrees to abide by all requirements in Section 119 of the City Code.
6. That any vehicles used in conjunction with the recycling operation shall not be stored or parked in the R-1, Single Family Residential Zone.
7. That all equipment used in the collection of recyclable materials shall conform to the highest industry standards, shall be maintained in a clean and efficient condition, and shall comply with all measures and procedures promulgated by all agencies with jurisdiction.
8. That any vehicles used in conjunction with the recycling operation must be inspected by the City Department of Public Works and Department of Police Services on an annual basis. Contact Phillip De Rousse, Department of Police Services at (562) 409-1850 to arrange for vehicle inspections.

9. That all vehicles used by a Recyclable Materials Dealer shall be maintained in compliance with all applicable State and local laws, and shall abide by the following:
- (a) The name of the dealer or firm name, together with the phone number of the company, shall be printed or painted in legible letters, not less than three inches in height, on both sides of all trucks and conveyances used to collect or transport recyclable materials within the city;
 - (b) Each vehicle shall be constructed and used so that no material will block, fall, or leak out of the vehicle. Any material dropped or spilled in collection or transfer shall immediately be cleaned up by the operator. A broom, shovel, and spill kit shall be carried at all times on each vehicle for this purpose; and
 - (c) Should the City Manager, or designee, at any time give notification in writing to a permittee that any vehicle does not comply with the standards set forth herein, the vehicle shall immediately be removed from service in the City and shall not be used again until approved in writing by the City manager, or designee.
10. All equipment used to collect recyclable materials, including vehicles and containers, shall be kept free of graffiti.
11. That the vehicles used in picking up recycling goods shall be clearly marked with the "Waste Management" company name. Should the Applicant sub-contract the pick-up services, written approval shall first be obtained by the Director of Police Services.
12. That the recycling bins shall not be located within required parking, loading, or driveway areas.
13. That the recycling bins shall be located in an area where they will not be visible from the street; alternatively, an enclosure may be constructed to help screen the recycling bins.
14. That Waste Management shall not allow their vehicles/trucks to queue on the streets, use streets as a waiting area, or to backup onto the street from the subject property.
15. That the pickup of recycling goods shall not be performed within the residential areas between the hours of 7 p.m. and 7 a.m. the day thereafter.

16. That all company drivers shall be fully licensed with the appropriate classification as required by the California Department of Motor Vehicles.
17. That in the event the owner(s) intend to sell, lease, or sublease the subject business operation or transfer the subject permit to another owner/applicant or licensee, both the Director of Police Services and Director of Planning and Development shall be notified in writing of said intention not less than 60 (sixty) days prior to signing of the agreement to sell, lease or sublease.
18. It is hereby declared to the intent that if any provision of this permit is violated or held to be invalid, or if any law, statute, or ordinance is violated the permit shall be void and the privileges granted hereunder shall lapse.
19. That all recycling activities shall comply with Section 155.420 of the City's Zoning Ordinance regarding the generation of objectionable odors. If there is a violation of this aforementioned Section, the property owner/applicant shall take whatever measures necessary to eliminate the objectionable odors from the operation in a timely manner.
20. That the owner, corporate officers and managers shall cooperate fully with all city officials, law enforcement personnel, and code enforcement officers and shall not obstruct or impede their entrance into the premises while in the course of their official duties, and shall allow law enforcement personnel access to digital surveillance footage for investigative purposes.
21. That the applicant shall comply with all of the Federal, State, and local regulations, ordinances, and reporting requirements pertaining to recycling operations.
22. That the Director of Police Services, at his discretion, shall have the authority to include additional conditions of approval that he may deem necessary, prior to the termination of the licensing period.
23. That Recyclable Dealer Permit No.19 shall not be valid until approved by the City Council and shall be subject to any other conditions the City Council may deem necessary to impose.
24. That this permit be valid through June 30, 2010, at which time the applicant shall request an annual extension of the privileges granted herein, provided that the use has been continuously maintained in strict compliance with these conditions of approval.
25. That this permit shall not be effective for any purpose until the applicant has filed with the City of Santa Fe Springs an affidavit stating that he is aware of and accepts all the conditions of this permit. The signed affidavit shall be submitted to Phillip DeRousse, Department of Police Services (562-409-1850) within thirty (30)

days of the approval of this permit.

26. That failure to comply with the foregoing conditions of approval shall be cause for procedures to suspend and/or revoke this permit.



Frederick W. Latham
City Manager



City of Santa Fe Springs

City Council Meeting

December 17, 2009

NEW BUSINESS

Authorization for Position Title Change from Secretary to Administrative Clerk II

RECOMMENDATION

That the City Council authorize the position title change and conversion of the full-time Secretary position in the Police Services Department to a full-time Administrative Clerk II.

BACKGROUND

In response to Council's direction to develop cost containment ideas as a method to cope with the current economic conditions, Staff reviews and analyzes all vacated positions as a possible source of salary savings.

Among the positions reviewed is the Secretary position in the Police Services Division that has remained unfilled since May 2009. While it has been determined that the position cannot remain vacant, it has been determined that the position may be downgraded to an Administrative Clerk II with minimum effect on office efficiencies.

Staff therefore recommends that Council authorize the position title change from Secretary to Administrative Clerk II.

FISCAL IMPACT

It is anticipated that authorizing this position title change will result in a salary savings of between \$4,152 to \$5,124 per year, plus any benefit savings.

Frederick W. Latham
City Manager



City of Santa Fe Springs

City Council Meeting

December 17, 2009

PRESENTATION

To Jose Tovar upon His Retirement

BACKGROUND

Jose Tovar retired on October 31, 2009 after over 33 years of employment with the City. Jose worked in the Fire Rescue Department. Jose and his family have been invited to tonight's Council meeting to be recognized for his years of service to this community. The Mayor may wish to call upon Alex Rodriguez, Fire Chief, to assist with this presentation.

Frederick W. Latham
City Manager



City of Santa Fe Springs

Adjourned City Council Meeting

December 17, 2009

PRESENTATION

Presentation of Fiscal Year 2007-08 Certificate of Achievement for Excellence in Financial Reporting (CAFR Award) to the City Council

RECOMMENDATION

The Mayor may wish to call upon Jose Gomez, Director of Finance and Administrative Services, to assist with this presentation.

BACKGROUND

The Government Finance Officers Association (GFOA) is a professional association of state/provincial and local finance officers in the United States and Canada, and has served the public finance profession since 1906. With more than 17,300 members, the GFOA provides leadership to the government finance profession through research, education, and recommended practices.

The GFOA established the CAFR award program in 1945 to encourage and assist state and local governments to go beyond the minimum requirements and prepare comprehensive annual financial reports that illustrate the spirit of transparency and full disclosure. Annually, the GFOA recognize individual governments that succeed in achieving that goal. The City of Santa Fe Springs has received this distinguished award for a number of consecutive years.

Ms. Linda Hurley, Director with Macias, Gini, & O'Connell (auditors – formerly Moreland & Associates), will present the award to the City Council on behalf of GFOA.

Frederick W. Latham
City Manager



City of Santa Fe Springs

Adjourned City Council Meeting

December 17, 2009

COUNCIL APPOINTMENTS

Appointment of City Trustee to the Greater Los Angeles County Vector Control District

RECOMMENDATIONS

That the City Council appoint a Trustee to the Greater Los Angeles County Vector Control District to serve as the City's representative.

BACKGROUND

The Greater Los Angeles County Vector Control District has notified us that the term of office for the City's representative on its Board of Trustees will be expiring on January 4, 2010.

Cities have the option of appointing Trustees for two or four-year terms.

Fredrick W. Latham
City Manager



City of Santa Fe Springs

Adjourned City Council Meeting

December 17, 2009

COUNCIL APPOINTMENTS

Appointment of City Councilmember Representatives to City Planning and Traffic Commissions

BACKGROUND

It would be appropriate at this time for Councilmembers to appoint new or re-appoint current representatives to the City Planning and Traffic Commissions.

Fredrick W. Latham
City Manager



City of Santa Fe Springs

City Council Meeting

December 17, 2009

APPOINTMENT TO BOARDS, COMMITTEES, COMMISSIONS

Committee Appointments

Attached is a roster for each active committee, and listed below are current vacancies. Also included for your review is the list of prospective members.

Committee	Vacancy	Councilmember
Beautification	1	Putnam
Beautification	3	Rounds
Beautification	3	Serrano
Community Program	4	Gonzalez
Community Program	2	Serrano
Community Program	1	Velasco
Historical	3	Putnam
Historical	2	Serrano
Parks & Recreation	1	Gonzalez
Parks & Recreation	1	Velasco
Senior Citizens Advisory	1	Gonzalez
Senior Citizens Advisory	2	Putnam
Senior Citizens Advisory	2	Rounds
Sister City	1	Gonzalez
Sister City	1	Serrano
Sister City	1	Velasco
Youth Leadership	1	Putnam

An application from Gilbert Aguirre was received for the Family & Human Services Committee; and, Gabriela Rodriguez turned in an application for the Youth Leadership Committee.

Please direct any questions regarding this report to the Deputy City Clerk.


Frederick W. Latham
City Manager

Attachments:

Application for Appointment
Active Committee Lists

PROSPECTIVE MEMBERS FOR VARIOUS COMMITTEES/COMMISSIONS

Beautification

Henrietta Abajian

Community Program

Henrietta Abajian

Family & Human Services

A.J. Hayes

Jimmy Mendoza

Jose Avila

Berta Sera

Heritage Arts

Marlene Vernava

Historical

Personnel Advisory Board

Parks & Recreation

Cecilia Uribe Gonzalez

Planning Commission

Art Escobedo

Lynda Short

Hector Renteria

Senior Citizens Advisory

Berta Sera

Sister City

Frank Carbajal, Sr.

Michele Carbajal

Cecilia Uribe Gonzalez

Traffic Commission

Art Escobedo

Jose Zamora

Hector Renteria

Youth Leadership

Veronica Cruz

BEAUTIFICATION COMMITTEE

Membership: 25

() indicates term expiration date

<u>Appointed by:</u>	<u>Name</u>
Gonzalez	Juanita Montes (10) Irene Pasillas (10) May Sharp (11) _____ (10) Marlene Vernava (11)
Putnam	Lupe Lopez (11) Guadalupe Placencia (11) Juliet Ray (10) Ruth Gray (11) _____ (10)
Rounds	Annette Ledesma* (11) _____ (11) _____ (10) _____ (10) Paula Minnehan * (11)
Serrano	_____ (10) Vada Conrad (11) Martha Ohanesian (10) _____ (11) _____ (10)
Velasco	Rosalie Miller (11) Sylvia Takata (10) Eleanor Connelly (10) Margaret Bustos* (10) A. J. Hayes (11)

The Beautification Committee meets the fourth Wednesday of each month, except in the months of July, August and December, at 9:30 a.m. at Town Center Hall.

*Asterisk indicates person serves on three committees

COMMUNITY PROGRAM COMMITTEE

Membership: 25

() indicates term expiration date

<u>Appointed by:</u>	<u>Name</u>
Gonzalez	_____ (11)
	_____ (11)
	A.J. Hayes (10)
	_____ (11)
	_____ (10)
Putnam	Mary Jo Haller (11)
	Rosalie Miller (10)
	Lynda Short (11)
	Jose Zamora (11)
	Luigi Trujillo* (10)
Rounds	Mark Scoggins* (10)
	Denise Vega (11)
	Marlene Vernava (10)
	Sylvia Takata (10)
	Annette Rodriguez (11)
Serrano	_____ (11)
	Mary Anderson (11)
	Dolores H. Romero * (11)
	_____ (11)
	Ruth Gray (10)
Velasco	Eleanor Connelly (10)
	_____ (11)
	Hilda Zamora (10)
	Lisa Sanchez (11)
	Naomi Torres (10)

The Community Program Committee meets the third Wednesday of every other month beginning in January at 7:00 p.m. in City Hall. The committee is dark during the months of June, July and August.

*Asterisk indicates person serves on three committees

FAMILY & HUMAN SERVICES ADVISORY COMMITTEE

Membership: 15 residents appointed by Council
5 social service agency representatives appointed by the Committee

() indicates term expiration date

Appointed by:

Name:

González

Mercedes Diaz (10)
Toni Vallejo (11)
Josephine Santa-Anna (10)

Putnam

Laurie Rios* (11)
Arcelia Miranda (10)
Margaret Bustos* (11)

Rounds

Annette Rodriguez (10)
Janie Aguirre (11)
Michele Carbajal (11)

Serrano

Lydia Gonzales (10)
Francis Carbajal (11)
Modesta Viero (11)

Velasco

Alicia Mora (11)
Dolores Romero* (10)
Gloria Duran (10)

Organizational
Representatives:

Nancy Stowe
Evelyn Castro-Guillen
Irene Redondo Churchward/
SPIRRIT Family Services

The Family & Human Services Advisory Committee meets the third Wednesday of every month at 5:30 p.m. at the Neighborhood Center.

*Asterisk indicates person serves on three committees

HERITAGE ARTS ADVISORY COMMITTEE

Membership: 9 voting and 6 non-voting members

Appointed by:

Gonzalez

Putnam

Rounds

Serrano

Velasco

Name:

Laurie Rios *

May Sharp

Gustavo Velasco

Paula Minnehan *

Amparo Oblea

Beautification Committee

Historical Committee

Planning Commission

Chamber of Commerce

Sylvia Takata

Larry Oblea

Richard Moore

Tom Summerfield

Betty Putnam, Councilmember

Frederick W. Latham, City Manager

Hilary Keith, Director of Library & Cultural Services

Paul Ashworth, Director of Planning and Development

The Heritage Arts Advisory Committee meets the last Tuesday of the month, except in November and December, at 9:30 a.m. at the Train Depot.

*Asterisk indicates person serves on three committees

HISTORICAL COMMITTEE

Membership: 20

() indicates term expiration date

Appointed by:

Name:

Gonzalez

Gilbert Aguirre (11)
Janie Aguirre (11)
Sally Gaitan* (11)
Richard Moore (10)

Putnam

Astrid Gonzalez (10)
____ (10)
____ (11)
____ (11)

Rounds

Art Escobedo (10)
Mark Scoggins (11)
Janice Smith (11)
Paula Minnehan * (10)

Serrano

Gloria Duran (10)
____ (10)
Larry Oblea (11)
____ (10)

Velasco

Merrie Hathaway (11)
Marv Clegg (10)
Susan Johnston (11)
Alma Martinez (10)

The Historical Committee meets quarterly (the first Tuesday of the month in the months of April, July, October and January) at 5:30 p.m. at the Train Depot (during the library renovation, at the Carriage Barn).

***Asterisk indicates person serves on three committees**

PARKS & RECREATION ADVISORY COMMITTEE

Membership: 25

() indicates term expiration date

Appointed by:

Name

Gonzalez

Ruben Madrid (11)
Jennie Carlos (10)
Frank Leader (10)
Michael Madrigal (11)
_____ (10)

Putnam

Frank Regalado (11)
Carlene Zamora (11)
Jimmy Mendoza (10)
Hilda Zamora (11)
Michele Carbajal (10)

Rounds

Kenneth Arnold (10)
Richard Legarreta, Sr. (10)
Don Mette (11)
Luigi Trujillo* (10)
Mark Scoggins* (11)

Serrano

Lynda Short (10)
Juanita Trujillo (11)
Joe Avila (10)
Sally Gaitan* (11)
Bernie Landin (10)

Velasco

Art Escobedo (11)
Hector Renteria (10)
_____ (10)
Jose Zamora (11)
Arcelia Miranda (11)

The Parks and Recreation Committee meets the first Wednesday of the month, except for July, August and December. The subcommittee meets at 6:00 p.m. and the regular committee at 7:00 p.m. in Council Chambers.

*Asterisk indicates person serves on three committees

PERSONNEL ADVISORY BOARD

Membership: 5 (2 appointed by Council, 1 by Board, 1 by Firemen's Association, 1 by Employees' Association)

Appointed by:

Name:

Personnel Advisory Board

Jim Contreras

Council

Angel Munoz

Council

Ron Biggs

Firemen's Association

Wayne Tomlinson

Employees' Association

Donn Ramirez

The Personnel Advisory Board meets quarterly on an as-needed basis.

PLANNING COMMISSION

Membership: 5 residents appointed by Council

Appointed by:

Name:

Gonzalez

Laurie Rios

Putnam

Larry Oblea

Rounds

Richard Moore

Serrano

Michael Madrigal

Velasco

Lillian Puentes

The Planning Commission meets the second and fourth Mondays of every month at 4:30 p.m. in Council Chambers.

SENIOR CITIZENS ADVISORY COMMITTEE

Membership: 25

() indicates term expiration date

Appointed by:

Name:

González

_____ (11)
Gloria Duran* (10)
Toni Vallejo (11)
Josephine Santa-Anna (10)
Janie Aguirre (11)

Putnam

_____ (10)
Pete Vallejo (11)
Jennie Valli (10)
_____ (10)
Martha Ohanesian (10)

Rounds

_____ (10)
Josephine G. Ramirez (10)
Gloria Vasquez (11)
_____ (11)
Lorena Huitron (11)

Serrano

Gusta Vicuna (10)
Amelia Acosta (11)
Louis Serrano (10)
Mary Bravo (10)
Jessie Serrano (11)

Velasco

Modesta Viero (11)
Gilbert Aguirre (11)
Julia Butler (10)
Margaret Bustos* (11)
James Hogan (10)

The Senior Citizens Advisory Committee meets the second Wednesday of every month at 10:00 a.m. at the Neighborhood Center.

*Asterisk indicates person serves on three committees

SISTER CITY COMMITTEE

Membership: 25 appointed by Council

() indicates year term expires year

<u>Appointed By:</u>	<u>Name</u>		<u>Expiration</u>
González	Luigi	Trujillo*	(10)
	Hank	Hanh Ly	(11)
	Jimmy	Mendoza	(11)
	Kimberly	Mette	(10)
			(10)
Putnam	Mary K.	Reed	(11)
	Peggy Jo	Radoumis	(11)
	Jeannette	Wolfe	(11)
	Martha	Villanueva	(10)
	Gloria	Duran	(10)
Rounds	Manny	Zevallos	(10)
	Ted	Radoumis	(11)
	Jose	Avila	(11)
	Susan	Johnston	(10)
	Francis	Carbajal	(10)
Serrano	Laurie	Rios*	(11)
	Doris	Yarwood	(11)
	Charlotte	Zevallos	(10)
	Juanita	Trujillo	(11)
			(10)
Velasco	Hector	Renteria	(11)
	Dolores	Romero*	(11)
	Alicia	Mora*	(10)
			(10)
	Marcella	Obregon	(11)

The Sister City Committee meets the first Monday of every month at 6:30 p.m. in Town Center Hall, Meeting Room #1. When the meeting falls on a Monday holiday, the meeting is held on the second Monday of the month. No meeting is held in the month of December.

*Asterisk indicates person serves on three committees

TRAFFIC COMMISSION

Membership: 5 residents appointed by Council

Appointed by:

Name:

Gonzalez

Arcelia Valenzuela

Putnam

Manny Zevallos

Rounds

Ted Radoumis

Serrano

Sally Gaitan

Velasco

Sarah Garcia

The Traffic Commission meets the third Thursday of every month at 7:00 p.m. in Council Chambers.

YOUTH LEADERSHIP COMMITTEE

Membership: 20 **residents** of Santa Fe Springs between the ages of 13 and 18

Appointed by:

Name:

Gonzalez

Marilyn Llanos (2012)
Victor Becerra (2011)
Jessica Aguilar (2011)
Jeanneth Guerrero (2011)

Putnam

Ashley Ortiz (2010)
Wendy Pasillas (2013)
Lupe Pasillas (2010)

Rounds

Carina Gonzalez (2011)
Lisa Baeza (2013)
Stephanie Gilbert (2011)
Karina Saucedo (2012)

Serrano

Kimberly Romero (2011)
Alyssa Trujillo (2011)
Alyssa Berg (2011)
Ariana Gonzalez (2013)

Velasco

Omar Rodriguez (2012)
Madalin Marquez (2011)
Martin Guerrero (2013)
Jose Rocha (2012)

The Youth Leadership Committee meets the first Monday of every month at 6:00 p.m. in Council Chambers.