



# AGENDA

FOR THE REGULAR MEETINGS OF THE:

PUBLIC FINANCING AUTHORITY  
WATER UTILITY AUTHORITY  
COMMUNITY DEVELOPMENT COMMISSION  
CITY COUNCIL

Council Chambers  
11710 Telegraph Road  
Santa Fe Springs, CA 90670

JULY 22, 2010  
6:00 P.M.

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

**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.

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.

**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.

# ***City of Santa Fe Springs***

Public Financing Authority/Water Utility Authority/CDC/City Council

July 22, 2010

1. **CALL TO ORDER**

2. **ROLL CALL**

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

## **PUBLIC FINANCING AUTHORITY**

**APPROVAL OF MINUTES**

3. Minutes of the Regular Public Financing Authority Meeting of June 21, 2010

**Recommendation:** That the Public Financing 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 Public Financing Authority receive and file the report.

## **WATER UTILITY AUTHORITY**

**APPROVAL OF MINUTES**

5. Minutes of the Regular Water Utility Authority Meeting of June 21, 2010

**Recommendation:** That the Water Utility Authority approve the minutes as submitted.

**NEW BUSINESS**

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

**Recommendation:** That the Water Utility Authority receive and file the report.

**COMMUNITY DEVELOPMENT COMMISSION**

7. **REPORT OF THE CITY MANAGER AND EXECUTIVE DIRECTOR**

8. **CONSENT AGENDA**

*Consent Agenda items are considered routine matters which may be enacted by one motion and roll call vote. Any item may be removed from the Consent Agenda and considered separately by the City Council.*

**Approval of Minutes**

- A. Minutes of the Adjourned Community Development Commission Meeting of July 6, 2010

**Recommendation:** That the Commission approve the minutes as submitted.

**Final Payment**

- B. Los Nietos Park & Santa Fe Springs Park Restroom Renovations – Final Progress Payment (Less 5% Retention)

**Recommendation:** That the Community Development Commission take the following actions: 1. Appropriate \$30,000 from unallocated CDC Bond Funds to complete funding for the project; and 2. Approve the Final Progress Payment (less 5% Retention) to Simgel Company, Inc. of Los Angeles, California in the amount of \$17,060.85 for the subject project.

**Final Payment**

- C. Demolition of the Premiere Lanes Bowling Alley (13210 Telegraph Road) – Final Progress Payment (Less 10% Retention)

**Recommendation:** That the Community Development Commission approve the Final Progress Payment (less 10% Retention) to Dakeno Demolition of Riverside, CA in the amount of \$43,990.04 for the subject project.

**CITY COUNCIL**

9.

**CONSENT AGENDA**

*Consent Agenda items are considered routine matters which may be enacted by one motion and roll call vote. Any item may be removed from the Consent Agenda and considered separately by the City Council.*

**Approval of Minutes**

- A. Minutes of the Adjourned City Council Meeting of July 6, 2010

**Recommendation:** That the City Council approve the minutes as submitted.

**Approval of Minutes**

- B. Minutes of the Adjourned City Council Meeting of July 12, 2010

**Recommendation:** That the City Council approve the minutes as submitted.

**Extension of Contract**

- C. Additional Engineering 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 Hanson Wilson, Inc. in the amount of \$199,121 to cover the cost of additional engineering 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 additional services into the contract.

**Authorization to Advertise**

- D. Pumice Street, Spring Avenue and Freeway Drive Street Improvements (Projects 200A)

**Recommendation:** That the City Council authorize the City Engineer to advertise for construction bids for the Pumice Street, Spring Avenue and Freeway Drive Street Improvements (Project 200A).

**New Business**

- E. Approval of Café Libro Concession Agreement

**Recommendation:** Authorize the Director of Purchasing Services to execute a Café Libro Concession Agreement with Tierra Mia Coffee Company for a one-year term and at no cost to the Concessionaire.



**Conference and Meeting Report**

- F. Councilmember González Attendance at the Independent Cities Association – "How Do Cities Move Into the Next Decade"

**Recommendation:** That the City Council receive and file the report.

**PUBLIC HEARING**

10. Confirmation of 2009/2010 Weed Abatement Charges

**Recommendation:** That the City Council confirm the charges listed in the Los Angeles County Agricultural Commissioners 2009/2010 Weed Abatement Assessment Roll and instruct the County Auditor to enter the amounts of said assessments against the respective parcels of land as they appear on the current Assessment Roll.

**NEW BUSINESS**

11. Endorsement of the 2010-2014 Strategic Plan for Economic Development Prepared by the Los Angeles Economic Development Commission

**Recommendation:** It is recommended that the City Council endorse the principles contained in the 2010-2014 Strategic Plan for Economic Development prepared by the Los Angeles County Economic Development Commission as a demonstration of support for this consensus plan on regional economic development.

**NEW BUSINESS – APPEAL OF PLANNING COMMISSION ACTION**

12. Appeal of Planning Commission Action Involving Conditional Use Permit Case No. 711 – Street Parking Prohibition

**Recommendation:** It is recommended that the City Council refer this matter back to the City Planning Commission with instructions to approve revised wording to Condition No. 7 of CUP 711 to restrict heavy vehicle parking along the curb fronting 13013 Molette Street, but allow the curbside parking of personal and delivery vehicles provided that a "No Parking/No Stopping" zone is created leading up to the intersection of Molette Street and Shoemaker Avenue and adjacent to the driveway on Molette Street.

13. Adoption of Resolution No. 9273 to Place a Utility User's Tax Ballot Measure on the November 2, 2010 Special Election; Resolution No. 9274 Providing for City Council Written Arguments; and Resolution No. 9275 Providing for Filing Rebuttal Arguments

**Recommendation:** That the City Council adopt: 1) Resolution No. 9273 to place a Utility User's Tax Ballot Measure on the November 2, 2010 Special Election; 2) Resolution No. 9274 providing for City Council written arguments for or against the ballot measure and a City Attorney impartial analysis; 3) Resolution No. 9275 providing for filing rebuttal arguments;

**NEW BUSINESS**

14. Resolution No. 9276 – Request for Parking Restrictions on Norwalk Boulevard

**Recommendation:** That the City Council adopt Resolution No. 9276 to implement a parking restriction between the hours of 12:00 p.m. and 6:00 p.m., Monday through Friday on the west side of Norwalk Boulevard from a point 635 feet south of Florence Avenue to a point 990 feet southerly.

**CLOSED SESSION**

15. Public Employment (Section 54957)

**Title:** City Manager

**Please note: Item Nos. 16 – 25 will commence in the 7:00 p.m. hour.**

16. **INVOCATION**

17. **PLEDGE OF ALLEGIANCE - Youth Leadership Committee**

**INTRODUCTIONS**

18. Representatives from the Youth Leadership Committee

19. Representatives from the Chamber of Commerce

20. **ANNOUNCEMENTS**

**PRESENTATIONS**

21. 2010 Beautification Awards Program Recipients

22. **APPOINTMENTS TO BOARDS, COMMITTEES, COMMISSIONS**

23. **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.

24. **EXECUTIVE TEAM REPORTS**

# *City of Santa Fe Springs*

Public Financing Authority/Water Utility Authority/CDC/City Council

July 22, 2010

## 25. 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.

  
\_\_\_\_\_  
Vivian J. De León  
Deputy City Clerk

July 16, 2010  
\_\_\_\_\_  
Date



**CITY OF SANTA FE SPRINGS**  
**MINUTES**  
**FOR THE ADJOURNED MEETING OF THE**  
**PUBLIC FINANCE AUTHORITY**  
**WATER UTILITY AUTHORITY**  
**COMMUNITY DEVELOPMENT COMMISSION**  
**CITY COUNCIL**

**June 21, 2010**

**1. CALL TO ORDER**

Chairperson/Mayor Putnam called the Community Development Commission and City Council Meetings to order at 5:10 p.m.

**2. ROLL CALL**

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

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

**UNFINISHED BUSINESS**

**3. Study Session – Review of FY 2010-11 City Budget Status and Approval of Related Recommended Actions**

City Manager Fred Latham provided the framework for the Study Session and reviewed the proposed recommendations with City Council. Risk Sklarz of Fairbank, Maslin, Maullin, Metz & Associates gave a PowerPoint presentation regarding the results of the UUT polling.

**CLOSED SESSION**

**4. CONFERENCE WITH LABOR NEGOTIATOR**

Agency Negotiator: City Manager  
Employee Organizations: Santa Fe Springs Firemen's Association  
Santa Fe Springs Employees' Association

The Closed Session item was deferred to the end of the meeting.

At 6:15 p.m., Mayor Putnam reconvened the Public Finance Authority and Water Utility Authority with all Commissioners present.

## PUBLIC FINANCING AUTHORITY

### **APPROVAL OF MINUTES**

3. Minutes of the Regular Public Financing Authority Meeting of May 27, 2010

**Recommendation:** That the Public Financing Authority approve the minutes as submitted.

Vice-Chairperson Serrano moved to approve the Minutes of the Public Financing Authority Item No. 3 and Director Rounds seconded the motion, which carried unanimously.

### **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 Public Financing Authority receive and file the report.

Vice-Chairperson Serrano moved to approve the Public Financing Authority Item No. 4 and Director Rounds seconded the motion, which carried unanimously.

## **WATER UTILITY AUTHORITY**

### **APPROVAL OF MINUTES**

5. Minutes of the Regular Water Utility Authority Meeting of May 27, 2010

**Recommendation:** That the Water Utility Authority approve the minutes as submitted.

Vice-Chairperson Serrano moved to approve the Water Utility Authority minutes; Director González seconded the motion, which carried unanimously.

### **NEW BUSINESS**

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

**Recommendation:** That the Water Utility Authority receive and file the report.

Vice-Chairperson Serrano moved to approve Water Utility Authority Item #6; Director González seconded the motion, which carried unanimously.

## COMMUNITY DEVELOPMENT COMMISSION

### 7. REPORT OF THE CITY MANAGER AND EXECUTIVE DIRECTOR

City Manager Fred Latham had nothing to report. Steve Masura, Redevelopment Manager had nothing to report.

### 8. CONSENT AGENDA

*Consent Agenda items are considered routine matters which may be enacted by one motion and roll call vote. Any item may be removed from the Consent Agenda and considered separately by the City Council.*

#### **Approval of Minutes**

- A. Minutes of the Regular Community Development Commission Meeting of June 10, 2010

**Recommendation:** That the Commission approve the minutes as submitted.

#### **Final Payment**

- B. Villages Fountain (Southwest Corner of Telegraph Road and Bloomfield Avenue) (Less 5% Retention)

**Recommendation:** That the Community Development Commission take the following actions: 1) Appropriate \$44,000 from unallocated CDC bond funds to complete the funding for this project; and 2) Approve the Final Progress Payment (Less 5% Retention) to Hondo Company, Inc. of Santa Ana, California, in the amount of \$11,045.60.

Commissioner Rounds moved to approve Community Development Commission Consent Agenda items 8A and 8B. Mayor Pro Tem Serrano seconded the motion, which carried unanimously.

### **New Business**

9. Appropriation of Housing Setaside Funds for the Purpose of Acquiring the Single Family Residential Property at 9257 Millergrove Drive for Affordable Housing Purposes Under the City's HARP Program

**Recommendation:** That the Community Development Commission 1) Accept the property owner's offer to sell the existing two-bedroom, one bathroom home in "As Is" condition at 9257 Millergrove Drive. 2) Authorize and appropriation of not more than \$465,000 from the Housing Setaside Fund (482) for the purpose of property acquisition and related relocation assistance to facilitate the development of two new dwellings for sale under the City's HARP Program, in furtherance of the Low and Moderate Income Housing goals of the Commission; 3) Authorize the Executive Director to execute the Escrow Instructions and other related documents necessary to facilitate this transaction.

Mayor Pro Tem Serrano moved to approved Community Development Commission

Agenda item 9, Councilmember González seconded the motion which carried by the following roll call vote:

AYES: Councilmembers Trujillo, Rounds, Gonzalez, Serrano, Mayor Putnam

NOES:

ABSENT:

ABSTAIN:

### CITY COUNCIL

#### 10. **CONSENT AGENDA**

*Consent Agenda items are considered routine matters which may be enacted by one motion and roll call vote. Any item may be removed from the Consent Agenda and considered separately by the City Council.*

##### **Approval of Minutes**

##### A. Minutes of the Regular City Council Meeting of June 10, 2010

**Recommendation:** That the City Council approve the minutes as submitted.

##### **Final Payment**

##### B. Villages Fountain (Southwest Corner of Telegraph Road and Bloomfield Avenue) (Less 5% Retention)

**Recommendation:** That the City Council take the following actions: 1) Appropriate \$36,000 from unallocated Art Funds to complete the funding for this project; and 2) Approve the Final Progress Payment (Less 5% Retention) to Hondo Company, Inc. of Santa Ana, California, in the amount of \$11,045.60.

Councilmember González moved to approve City Council Consent Agenda Items 10A and 10B; Councilmember Rounds seconded the motion which carried unanimously.

#### **PUBLIC HEARING**

#### 11. Ordinance No. 1014 – Public Hearing for Granting a Franchise to Park Water Company for Maintenance and Operation of Pipelines in City Streets

**Recommendation:** That the City Council conduct the Public Hearing noted in Resolution No. 9248, and introduce Ordinance No. 1014, which would grant a franchise to Park Water Company.

City Attorney Steve Skolnik read the ordinance by title.

Mayor Putnam opened the public hearing and invited interested parties to come forward and address the council. There being no one wishing to speak, Mayor Putnam closed the public hearing.

Councilmember Rounds moved to waive further reading and approve the



recommendations. Councilmember Trujillo seconded the motion which carried unanimously.

12. Resolution No. 9262 – Public Hearing for City of Santa Fe Springs Lighting District No. 1 (FY 2010/2011)

**Recommendation:** That the City Council conduct the Public Hearing and if protests of less than 50% of the area of assessable land within the lighting district are received, adopt Resolution No. 9262 confirming the diagram and assessment, and providing for annual assessment levy.

Mayor Putnam opened the public hearing at 6:26 p.m. and invited interested parties to come forward and address the council. Staff reported that the City had not received any protests.

There being no one wishing to speak, Mayor Putnam closed the public hearing 6:26 p.m.

Councilmember Rounds moved to approve the recommendations. Councilmember González seconded the motion which carried unanimously.

**NEW BUSINESS**

13. Resolution No. 9263 - A Resolution Adoption of Annual Appropriation (GANN) Limit for Fiscal Year 2010-11

**Recommendation:** That the City Council adopt Resolution No. 9263 setting the appropriation limit for Fiscal Year 2010-11 (roll call vote required).

14. Resolution No. 9264 – Request for Parking Restriction on Best Avenue

**Recommendation:** That the City Council adopt Resolution No. 9264, which would prohibit parking of vehicles weighing over 6,000 pounds on the west side of Best Avenue beginning at a point 1,080 feet south of the centerline of Rosecrans Avenue to a point 1,320 feet south of the centerline of Rosecrans Avenue and implement a tow-away zone for vehicles that violate the restriction.

Mayor Pro Tem Serrano made the motion to adopt City Council Items 13 and 14. Councilmember González seconded the motion, which carried by the following vote:

AYES: Councilmembers Trujillo, Rounds, Gonzalez, Serrano, Mayor Putnam

NOES:

ABSENT:

ABSTAIN:

15. Approval of Agreement to Provide Construction Management and Inspection Services for the Norwalk/Santa Fe Springs Transportation Center Parking Lot Improvement Project

**Recommendation:** That the City Council authorize the City Engineer to enter into an agreement with Coory Engineering to provide Construction Management and Inspection Services for the Norwalk/Santa Fe Springs Transportation Center Parking Lot Improvement Project.

Councilmember Rounds moved to approve the recommendations for City Council Item 15. Councilmember Trujillo seconded the motion which carried unanimously.

16. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Section 54956.9(b)(1))

**One:** Earl vs. City

17. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

**One:** City of Santa Fe Springs vs.  
Valley View Santa Fe Springs, LLC,  
A Nevada Limited Liability Company: et al.  
Case No. BC 425701

18. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

**Property:** Heritage Corporate Center and  
10349 Heritage Park Drive, Suite 1  
(Family Center)

**Negotiating Parties:** Staff and Ground Lessee

**Under Negotiation:** Terms of Agreement

19. CONFERENCE WITH LABOR NEGOTIATOR

**Agency Negotiator:** City Manager

**Employee Organizations:** Santa Fe Springs Firemen's Association  
Santa Fe Springs Employees' Association

Mayor Putnam deferred the Closed Session Budget Study Item 5 and City Council Closed Session Items 16, 17, 18 and 19 until the conclusion of the meeting.

City Council concluded with Budget Study Session Item 4, with a discussion of 32 Specific Recommended Actions and three exhibits.

Councilmember González asked for clarification to the amount sponsored by the City for day care and the approximate total number of kids it would affect. Carole Joseph indicated that the approximate amount sponsored is \$5,000, and that it would affect approximately 10-15 kids.

City Manager Fred Latham clarified that the State funding reductions could impact the child home care centers. The City has a total of six such home sites.

Mayor Pro Tem requested that Maricela Balderas, Director of Family and Human

Services continue to search other possible funding alternatives in order to keep the child care program.

Maricela Balderas confirmed that child home care sites serve 27 children from birth to 5 years of age, and 118 children ages 3 to 5 years of age.

Fred Latham referred to Budget Study Session, Exhibit A - Reductions of Maintenance and Operations Expenditures - City Manager's Office. Mayor Pro Tem Serrano wanted clarification on Exhibit A, Item 4 – Consolidate Chavez and Diversity Summit, which Fred Latham provided.

Councilmember Rounds recommended that Library and Cultural Services Division Item 2 – First Friday Program be held on a quarterly basis.

Fred Latham indicated that the Family and Human Services Item 1 - Projected Savings for the Family and Center Lease of \$200,000 was all but assured.

Councilmember Rounds recommended that the Parks and Recreation Item 7 - Modify/Close Community Gardens not be eliminated and to look for other options or alternatives to save the program.

Councilmember Trujillo requested clarification from Carole Joseph about Item 9 - Reduce Hours of Operation Weekdays – 2 to 10 pm. Carole noted that use of the facility has dropped due to the enforcement of the usage fee for non-residents; the non-resident fee is \$50 and is free to SFS High School students. Councilmember Gonzalez inquired on the estimated number of users for the weigh room facility in the morning, to which Carole replied that it was down to about 20.

Councilmember Rounds wanted clarification of Item 12 – Apply CATV Franchise Fee to Programming. Fred Latham indicated that both Verizon and Time Warner each pay fees for a combined total of \$85,000. From this \$25,000 will be used for the Fiestas Patrias. Part of the restriction being that the fund has to be tied to a form of entertainment.

Councilmember Rounds and Councilmember Gonzalez wanted clarification on Police Services Department – Item 9, Eliminate T1 Line to Sculpture Garden, and Item 10, Eliminate Homeland Security T-1 Line. Fred indicated that there may be other options for funding these two items. Included was a recommendation to have businesses fund a portion of Item 10.

Fred Latham explained that for Police Services Department Item 12 – Eliminate School Resource Officer – the City funds 35% of the total. Mayor Putnam recommended that item 12 not be defunded.

Councilmember Rounds inquired about Public Works Department – Item 4, Reduce Day Porter Facility Maintenance Contract. Fred Latham explained that due to the number of facilities that are under renovation and modifications to the Betty Wilson Center, uses to the current contract could be made.

Fred Latham recommended that the Study Session - Specific Recommend Actions 1 – 38 be approved.

Councilmember González expressed concerned about the City's financial status and the current rate of pay and benefit pay for City employees. Mayor Pro Tem concurred.

Councilmember Rounds moved to approval of the revised recommendations for the Budget Study Session Items 1- 38. Councilmember Trujillo seconded the motion which carried unanimously.

### **INVOCATION**

20. Mayor Pro Tem called on Councilmember Gonzalez for the evening's invocation.

21. **PLEDGE OF ALLEGIANCE** The Pledge of Allegiance was led by Mayor Betty Putnam.

### **INTRODUCTIONS**

22. Members from the Youth Leadership Committee were not present.

23. Representatives from the Chamber of Commerce  
Cheryl Romero – Preferred Bank  
Liz Buckingham – Friendly Hills Bank  
Kathie Fink – Chamber of Commerce, CEO  
Dan Stepanian – Chamber Board of Directors

24. **ANNOUNCEMENTS**

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

Steve Masura gave a brief presentation on the results for the Bike-to-Work Week held during the week of May 17-21.

Fred Latham announced that Mayor Putnam would be celebrating her 80<sup>th</sup> birthday on July 4. Everyone in attendance was invited to sing Happy Birthday. Cake and pictures followed.

### **PRESENTATIONS**

25. **APPOINTMENTS TO BOARDS, COMMITTEES, COMMISSIONS**

#### Committee Re-Appointments

Mayor Pro Tem Serrano re-appointed all committee members up for re-appointment.

Councilmember González appointed Mercedes Diaz to the Family and Human Services Advisory Committee.

26.

**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.

Mayor Putnam opened Oral Communications at 7:40 p.m.

Gilbert Aguirre announced that he is a member on three City committees and is concerned with the absenteeism occurring in the committees.

Fred Latham acknowledged that Mayor Pro Tem Serrano and Councilmember Rounds are aware of the situation and that the Council had directed staff to study the issue and report back to the Council as to possible solutions, however at this point in time the focal point for staff at the moment is the City's budget.

Mayor Putnam closed Oral Communications 7:44 p.m.

27.

**EXECUTIVE TEAM REPORTS**

There were no reports from the executive team given.

Mayor Pro Tem Serrano wished Mayor Putnam a Happy Birthday.

Councilmember González announced that he was going river rafting on his vacation and wished Mayor Putnam a Happy Birthday.

28.

**ADJOURNMENT**

Mayor Putnam at 7:49 p.m. recessed the Community Development Commission and City Council Meetings to go into Closed Session.

**RECONVENE/ADJOURNMENT**

At 9:16 p.m. Mayor Putnam adjourned the Public Finance Authority and Water Utility Authority meetings. The Community Development Commission and City Council meeting were adjourned to 5:00 p.m. on July 6, 2010.

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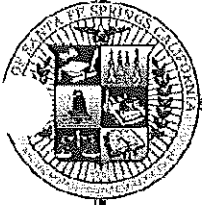
Betty Putnam  
Mayor

ATTEST:

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Vivian De Leon, Deputy City Clerk





# City of Santa Fe Springs

Santa Fe Springs Public Financing Authority Meeting

July 22, 2010

## 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 5/31/10	None
Outstanding principal at 5/31/10	\$22,475,000

#### Consolidated Redevelopment Project 2002 Tax Allocation Refunding Bonds

Financing proceeds available for appropriation at 5/31/10	None
Outstanding principal at 5/31/10	\$23,535,000

#### Consolidated Redevelopment Project 2003 Taxable Tax Allocation Refunding Bonds

Financing proceeds available for appropriation at 5/31/10	None
Outstanding principal at 5/31/10	\$4,965,000

#### Water Revenue Bonds, 2003 Series A

Financing proceeds available for appropriation at 5/31/10	None
Outstanding principal at 5/31/10	\$4,420,000

#### Water Revenue Bonds, 2005 Series A

Financing proceeds available for appropriation at 5/31/10	None
Outstanding principal at 5/31/10	\$3,200,000

#### Consolidated Redevelopment Project 2006-A Tax Allocation Bonds

Financing proceeds available for appropriation at 5/31/10	\$ 1,435,408*
Outstanding principal at 5/31/10	\$27,563,493

Consolidated Redevelopment Project 2006-B Taxable Tax Allocation Bonds

Financing proceeds available for appropriation at 5/31/10

None\*\*

Outstanding principal at 5/31/10

\$16,280,000

Consolidated Redevelopment Project 2007-A Tax Allocation Refunding Bonds

Financing proceeds available for appropriation at 5/31/10

None

Outstanding principal at 5/31/10

\$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 2010-11 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.

\*\* \$10,654,000 of 2006-B taxable bond funds are not included and were reserved to pay SERAF (State take-away) on May 10, 2010. The Community Redevelopment Association lost the lawsuit declaring this take-away illegal, but is still pursuing legal action to reverse the decision.



**PLEASE REFER TO ITEM 3A**





# City of Santa Fe Springs

Water Utility Authority Meeting

July 22, 2010

## NEW BUSINESS

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

#### RECOMMENDATION

That the Water Utility Authority receive and file the report.

#### BACKGROUND

This report is for informational purposes only. The following is a listing of current active water projects along with a current status:

#### New Water Well—Zone 2

With the shut down of Well No. 2 in the southern section of the City there is a need for a replacement well. The City has completed the purchase a .30 acre site on Borate Street east of Marquardt Avenue. A consultant will next be retained to design the well and its related appurtenances. The installation of this new well will allow the City to pump its entire allocation of groundwater and reduce the amount of imported groundwater that must be purchased to meet water demands.

#### FISCAL IMPACT

This project has been budgeted and is included in the City's FY 2006-07 through FY 2011-12 Capital Improvement Program.

#### INFRASTRUCTURE IMPACT

The completion of this improvement will improve the integrity of the City's water system and enhance the ability of the City to deliver potable water to its residents.

Frederick W. Latham  
Executive Director

#### Attachment(s):

None.

( )

## **CITY OF SANTA FE SPRINGS**

### **MINUTES FOR THE ADJOURNED MEETINGS OF THE COMMUNITY DEVELOPMENT COMMISSION AND CITY COUNCIL JULY 6, 2010**

**1. CALL TO ORDER**

Chairperson/Mayor Putnam called the Community Development Commission and City Council Meetings to order at 5:05 p.m.

**2. ROLL CALL**

Present: Commissioners/Councilmembers González, Rounds, Trujillo  
Vice-Chairperson/Mayor Pro Tem Serrano, Chairperson/Mayor Putnam

Also present: Fred Latham, City Manager; Thaddeus McCormack, Assistant City Manager; Steve Skolnik, City Attorney; Paul Ashworth, Director of Planning & Development; Don Jensen, Director of Public Works; Fernando Tarin, Director of Police Services; Carole Joseph, Director of Parks & Recreation; Jose Gomez, Director of Finance & Administrative Services; Alex Rodriguez, Fire Chief; and Anita Jimenez, Deputy City Clerk.

#### **BUDGET STUDY SESSION**

City Manager Fred Latham gave an overview of the City's budget.

Gloria Duran, who resides at 11203 Roxabel, Santa Fe Springs, addressed the Council regarding her concerns about the Family & Human Services budget cuts.

Mayor Putnam recessed the Community Development Commission and City Council Meetings at 5:40 p.m. to go into Closed Session.

#### **CLOSED SESSION**

Mayor Putnam reconvened the Community Development Commission and City Council Meetings at 6:15 p.m.

The City Attorney reported on Closed Session Item #18 – Conference with Real Property Negotiator. Following a motion by Councilmember Gonzalez and a second by Councilmember Serrano, the Council voted unanimously to approve a ten-year extension of the Heritage Corporate Center Lease with tenant Legacy Partners and approve a two-year lease renewal of the Family Center, 10349 Heritage Park Drive, Suite 1, in accordance with the Letter of Intent dated June 30, 2010, and to authorize the City Manager to execute documents after approval as to form by the City Attorney.

3. **UNFINISHED BUSINESS**

Adoption of the Fiscal Year 2010-11 City Budget and Related Action Recommendations

**Recommendation:** That the Honorable City Council complete its review of the Proposed City Budget for FY 2010-11, receive community comment on the Proposed Budget, approve the "Supplemental Budget Recommendations" contained herein, and adopt the FY 2010-11 City Budget, as presented.

City Manager Fred Latham stated that the 2010-11 Budget would only be balanced if and when both Employees' Associations ratified their respective proposed contracts. At such time, the Budget Gap would be measurable and addressed. Mr. Latham also stated that No. 2 of the Supplemental Budget Recommendations will be acted upon at the July 22 meeting of the Water Authority.

Councilmember Rounds moved the approval of Nos. 1, 3, and 4 of the Supplemental Budget Recommendations. Mayor Pro-Tem Serrano seconded the motion which carried with the following vote:

AYES: Councilmembers González, Rounds, Trujillo, Mayor Pro-Tem Serrano, Mayor Putnam

NOES:

ABSENT:

ABSTAIN:

Fred Latham thanked the City Council for the long hours and hard work they put into addressing the budget needs while maintaining City services.

Councilmember González thanked the City employees for their help in achieving the budget goals and meeting the needs of the City.

**NEW BUSINESS**

4. Adoption of Resolution No. 9267 Declaring a Fiscal Emergency

**Recommendation:** That the City Council adopt Resolution No. 9267 which declares the existence of a fiscal emergency in compliance with California Constitutional requirements and for the purpose of calling a Special Municipal Election for November 2, 2010, and submitting to the electorate a general tax.

Mayor Pro-Tem Serrano moved the adoption of Resolution No. 9267. Councilmember Rounds seconded the motion which carried with the following vote:

AYES: Councilmembers González, Rounds, Trujillo, Mayor Pro-Tem Serrano, Mayor Putnam

NOES:

ABSENT:

ABSTAIN:

5. Approval of Contracts with Lew Edwards Group for Communications Consulting Services and Martin & Chapman Company for Election Services

**Recommendation:** That the City Council: **1)** Authorize the Director of Finance & Administrative Services to sign a Contract with the Lew Edwards Group to provide Communications Consulting Services in the amount of \$26,500 to develop materials that will disseminate factual information about the City's financial needs; **2)** Approve an additional \$26,500 for the Community Promotion budget to print and disseminate factual public information materials about the City's financial needs; **3)** Authorize the Director of Finance & Administrative Services to sign an Agreement with Martin & Chapman Company for Election Services in the amount of \$500 to assist the City with filing documents in compliance with Los Angeles County Registrar/Recorder's guidelines and schedule; and **4)** Approve a total Appropriation in the amount of \$53,500 for communications consulting services, election services, and producing and disseminating factual information materials.

Mayor Pro-Tem Serrano moved the approval of the recommendations contained in Item #5. Councilmember Trujillo seconded the motion. Councilmember González stated that he felt the amount of the contracts was excessive.

The motion carried with the following vote:

AYES: Councilmembers Rounds, Trujillo, Mayor Pro-Tem Serrano,  
Mayor Putnam

NOES: Councilmember González

ABSENT:

ABSTAIN:

City Manager Fred Latham announced to the audience that a City Council Meeting will be held on Monday, July 12, at 4:00 p.m. at which time the Council will consider the actions taken by the Employees' Associations in regards to their contract ratifications. Mr. Latham announced that a meeting regarding the Utility Users' Tax will be held on Thursday, July 15, with community business members. Mr. Latham stated that at the Regular Meeting of July 22, the Council will consider any budget "cleanup" items. Mr. Latham also stated that the Council will consider a ballot measure on the November General statewide ballot for the Utility Users' Tax.

**COMMUNITY DEVELOPMENT COMMISSION**

6. **REPORT OF THE CITY MANAGER AND EXECUTIVE DIRECTOR**

Fred Latham, City Manager, had nothing to report. Paul Ashworth, Director of Planning & Development, reported that the new industrial building involving DPA 849 will be the first "spec" industrial building to be built in the region in over the past twelve months.

7. **CONSENT AGENDA**

- A. Minutes of the Adjourned Community Development Commission Meeting of June 21, 2010

**Recommendation:** That the Community Development Commission approve the minutes of the Adjourned Community Development Commission Meeting of June 21, 2010.

- B. Development Plan approval Case No. 849

**Recommendation:** That the Community Development Commission take the following actions: **1)** Find that: **a.** the proposed development is consistent with the goals, policies, and programs of the City's General Plan; **b.** the architectural design of the proposed structures is such that it will enhance the general appearance of the area; **c.** the proposed structures be considered on the basis of the suitability for their intended purpose and on the appropriate use of materials and on the principles of proportion and harmony of the various elements of the building; and, **d.** the landscaping, fencing, and other elements of the proposed development are in harmony with the objectives of the Zoning Regulations. **2)** Find that the proposed development will be harmonious with the adjoining properties and surrounding uses in the area and that the use will be in conformance with the overall purposes and objectives of the Zoning Regulations and consistent with the goals, policies, and programs of the City's General Plan. **3)** Approve Development Plan Approval Case No. 849, subject to the conditions of approval as stated in the staff report.

Commissioner González moved the approval of the Consent Agenda. Commissioner Rounds seconded the motion, which carried unanimously.

**CITY COUNCIL**

9. **CONSENT AGENDA**

- A. Minutes of the Adjourned City Council Meeting of June 21, 2010

**Recommendation:** That the City Council approve the minutes of the Adjourned City Council Meeting of June 21, 2010.

Mayor Pro-Tem Serrano moved the approval of the minutes. Councilmember González seconded the motion which carried unanimously.

**NEW BUSINESS**

10. Reconsideration of Alcohol Sales Conditional Use Permit Case No. 2

**Recommendation:** That the City Council take the following action: **1)** Approve the Reconsideration of Alcohol Sales Conditional Use Permit Case No. 2 for a period of five (5) years until July 6, 2015, subject to the listed conditions of approval contained within this staff report.

11. Adoption of Resolutions No. 9265 and 9266 and the Approval of Two Contracts with the State Department of Education



**Recommendation:** That the City Council approve Resolution Nos. 9265 and 9266 authorizing the renewal of Contract Nos. CSPP-0177 and CSPP-0009 with the State Department of Education for Fiscal Year 2010/2011 for the purpose of providing child care and development services for children from birth through 5 years of age.

12. Resolution No. 9268 Approving and Authorizing an Application for the 2010/2011 Used Oil Payment Program (1<sup>st</sup> Cycle)

**Recommendation:** That the City Council adopt Resolution No. 9268 approving participation through CalRecycle, formerly the California Integrated Waste Management Board, for the 2010/2011 1<sup>st</sup> Cycle Used Oil Payment Program, and designate the City Manager to execute all necessary applications, contracts, payment requests, agreements, and amendments for the Grant.

13. Resolution No. 9269 Approval of Pre-qualification of Contractors for General Contractor Services for the Valley View Avenue Grade Separation Project

**Recommendation:** That the City Council adopt Resolution No. 9269 authorizing the approval and adoption of the documents and procedures for the pre-qualification for general contractor services for the Valley View Avenue Grade Separation Project.

14. Amendment of Water Rates and Related Charges for FY 2010-2011

**Recommendation:** That the City Council direct staff to initiate proceedings in accordance with Proposition 218 to consider implementing a 12.0% increase in water rates and 5.0% increase in service charges as of October 1, 2010.

15. Approval to Lease Water Rights to the Sativa – Los Angeles County Water District

**Recommendation:** That the City Council approve the Water Rights and License Agreement with the Sativa-L.A. County Water District and authorize the Director of Public Works to execute the agreement.

Mayor Pro-Tem Serrano moved the approval of Items 10, 11, 12, 13, 14, and 15. Councilmember González seconded the motion which carried unanimously.

#### **UNFINISHED BUSINESS**

16. City Council Sub-committee on Medical Marijuana Collective Ordinance

**Recommendation:** That the City Council appoint two Councilmembers to a Council Sub-committee that will work with staff on the development of the recently proposed Medical Marijuana Collective Ordinance.

Councilmember González nominated Mayor Pro-Tem Serrano and Councilmember Trujillo to the Sub-committee. Councilmember Rounds concurred. Mayor Putnam appointed members as nominated.

#### **ORDINANCE FOR PASSAGE**

17. Ordinance No. 1014 - Granting a Franchise to Park Water Company for Maintenance

and Operation of Pipelines in City Streets

Mayor Putnam called on City Attorney Steve Skolnik. Mr. Skolnik read the Ordinance for Passage by title. Councilmember González moved to waive further reading and adopt Ordinance No. 1014. Councilmember Rounds seconded the motion which carried by the following vote:

AYES: Councilmembers González, Rounds, Trujillo, Mayor Pro-Tem Serrano,  
Mayor Putnam

NOES:

ABSENT:

ABSTAIN:

**SUBSEQUENT NEED ITEM – PUBLIC HEARING**

Resolution No. 9271 – Heritage Springs Assessment District No. 2001-1 (Hawkins Street and Palm Drive) Update for Fiscal Year 2010/11

City Manager Latham stated that this item came to his attention too late to be placed on the posted agenda, and Mr. Jensen stated that it required immediate action due to the timeline for the County's tax roll. Councilmember González moved to add the Subsequent Need Item to the Agenda. Mayor Pro-Tem Serrano seconded the motion which carried unanimously.

Mayor Putnam opened the Public Hearing at 6:53 p.m. There being no one wishing to speak on the matter, Mayor Putnam closed the Public Hearing at 6:54 p.m.

The City Manager read the title of the Resolution.

Councilmember González moved to adopt Resolution No. 9271 approving the Engineer's Report, confirming the Assessment, ordering the work and acquisitions, and directing actions with respect thereto. Mayor Pro-Tem Serrano seconded the motion which carried unanimously.

Mayor Putnam recessed the City Council Meeting at 6:55 p.m.

Mayor Putnam reconvened the City Council Meeting at 7:02 p.m.

20. **INVOCATION**

Councilmember González gave the Invocation.

21. **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by the Mayor Putnam.

**INTRODUCTIONS**

22. Representatives from the Youth Leadership Committee  
No representatives were in attendance.

23. Representatives from the Chamber of Commerce  
Dan Stepanian, CR&R, Inc.  
Sylvia Southerland, Southern California Edison  
Kathie Fink, Chamber of Commerce Chief Executive Officer

24. **ANNOUNCEMENTS**

Carole Joseph, Director of Parks & Recreation, updated the Community Calendar.

City Manager Fred Latham gave a slide presentation of the City's new Directional Signs that have recently been installed and thanked the Director of Public Works, Don Jensen, the Assistant City Manager, Thaddeus McCormack, and the City's Publicity Specialist, Julie Herrera, for their collaborative effort on the project.

**PRESENTATIONS**

Teacher of Year Awards

Mayor Putnam called on Assistant City Manager Thaddeus McCormack to assist with the presentation.

Mr. McCormack introduced Little Lake City School District Superintendent Dr. Phil Pérez.

Dr. Pérez introduced School Board President Lynn Berg, Board Vice President Richard Martinez, and the Vice Principal of Lakeside Middle School, Lauren Hernandez. Dr. Pérez thanked the City Council for their support to the schools and recognized the Teacher of the Year for the Little Lake City School District, Nikki McLean.

Ms. McLean thanked the City Council for recognizing the Teachers of the Year.

Mayor Putnam presented an award to Ms. McLean. Photos with Council were taken.

Mr. McCormack introduced the Los Nietos School District Assistant Superintendent, Mary Martinez.

Ms. Martinez introduced School Board President Art Escobedo who thanked the City Council for supporting the Los Nietos School District. Ms. Martinez recognized the Teacher of the Year from the Los Nietos School District, Patty Blasnick. Ms. Blasnick thanked the City Council for their recognition.

Mayor Putnam presented an award to Ms. Blasnick. Photos with Council were taken.

Mr. McCormack introduced the Principal of St. Paul High School, Kate Aceves. Mrs. Aceves thanked the City Council for sharing the opportunity to recognize the Teachers of the Year. Mrs. Aceves recognized the Teacher of the Year for St. Paul High School, Patrick Cappasolo.

Mayor Putnam presented an award to Mr. Cappasolo. Photos with Council were taken.

**APPOINTMENTS TO BOARDS, COMMITTEES, COMMISSIONS**

25. Designation of Voting Delegate/Alternate for the League of California Cities Annual Conference – September 15 through 17 – San Diego

**Recommendation:** That the City Council appoint a voting delegate or, alternatively, up to two alternate voting delegates for purposes of voting at the League of California Cities Annual Business Meeting.

Councilmember González moved the appointment of Councilmember Trujillo as the voting delegate. Councilmember Rounds seconded the motion which carried unanimously. Mayor Putnam appointed Councilmember Trujillo as the voting delegate and City Manager Fred Latham as the alternate.

General City Committee Appointments by Councilmembers

Mayor Pro-Tem Serrano nominated Manny Zevallos to be appointed to the Family & Human Services Committee. Councilmember González nominated Jeanne Teran to be appointed to the Community Program Committee. Councilmember Trujillo nominated Kevin Ramirez to be appointed to the Youth Leadership Committee. Councilmember Rounds nominated Ted Radoumis to be appointed to the Family & Human Services Committee. Mayor Putnam appointed all those nominated to the respective committees.

26. **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.

Mayor Putnam opened Oral Communications at 7:35 p.m. There being no one wishing to speak Mayor Putnam closed Oral Communications at 7:36 p.m.

27. **EXECUTIVE TEAM REPORTS**

Paul Ashworth, Director of Planning & Development, reported that a new Building Inspector, Tom Milton, began working with the City as of this day.

City Manager Fred Latham reported that the adoption of the City Budget by the City Council was a significant fete that took months to complete, cutting \$12 million over two years and maintaining City services.

At 7:38 pm, Mayor Putnam adjourned the City Council Meeting to Monday, July 12, at 4:00 pm.

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Betty Putnam  
Mayor

ATTEST:

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Anita Jimenez, Deputy City Clerk



# City of Santa Fe Springs

Community Development Commission Meeting

July 22, 2010

## FINAL PAYMENT

Los Nietos Park and Santa Fe Springs Park Restroom Renovations - Final Progress Payment (Less 5% Retention)

### RECOMMENDATION

That the Community Development Commission take the following actions:


1. Appropriate \$30,000.00 from unallocated CDC Bond Funds to complete funding for this project; and
2. Approve the Final Progress Payment (less 5% Retention) to Singel Company, Inc. of Los Angeles, California in the amount of \$17,060.85 for the subject project.

### BACKGROUND

At the Community Development Commission meeting of February 25, 2010, the Commission awarded a contract to Singel Company, Inc. of Los Angeles, California, in the amount of \$74,230.00 for the construction of the subject project.

The following payment detail represents the Final Progress Payment (less 5% Retention) due per terms of the contract for the work which has been completed and found to be satisfactory.

An amount of \$155,000 was originally allocated for this project to fund construction costs only. An additional appropriation of \$30,000 is required from unallocated CDC Bond Funds. The additional funding is necessary to cover additional work (lighting and doorways) and engineering and inspection.

  
Frederick W. Latham  
City Manager

Paul Ashworth  
Executive Director

Attachmentment  
Progress Payment Detail

Payment Detail  
Los Nietos Park & Santa Fe Springs Park Restroom Renovations

Contractor: Simgel Company, Inc.  
2035 Westwood Boulevard, Suite 212  
Los Angeles, CA 90025

Item No.	Description	Contract				Completed This Period		Completed To Date	
		Quantity	Units	Unit Price	Total	Quantity	Amount	Quantity	Amount
Base Bid Schedule									
	Furnish all materials, equipment, and labor necessary to construct the Los Nietos Park Restroom Renovation as per Plans, Specifications, and Bid Documents, complete in place at:								
1		1	L.S.	\$37,230.00	\$37,230.00	5%	\$ 1,861.50	100%	\$37,230.00
	Furnish all materials, equipment, and labor necessary to construct the Santa Fe Springs Park Restroom Renovation as per Plans, Specifications, and Bid Documents, complete in place at:								
2		1	L.S.	\$37,000.00	\$37,000.00	5%	\$ 1,850.00	100%	\$37,000.00
					Bid Total	\$ 74,230.00	\$ 3,711.50	\$74,230.00	

**CONTRACT PAYMENTS**

Total Items Completed to Date \$101,980.00  
Less Retention Withheld (10%) \$ 10,198.00  
Less Progress Payment No. 1 \$ 14,607.00  
Less Progress Payment No. 2 \$ 47,268.00  
Less Progress Payment No. 3 \$ 12,846.15  
**Final Progress Payment \$17,060.85**

W.O. #: 484-397-R503-4800

APPROVED BY:



# City of Santa Fe Springs

Community Development Commission Meeting

July 22, 2010

## FINAL PAYMENT

Demolition of the Premiere Lanes Bowling Alley (13210 Telegraph Road) - Final Progress Payment (Less 10% Retention)

## RECOMMENDATION

That the Community Development Commission approve the Final Progress Payment (less 10% Retention) to Dakeno Demolition of Riverside, CA in the amount of \$43,990.04 for the subject project.

## BACKGROUND

At the Community Development Commission meeting of March 25, 2010 the Commission awarded a contract to Dakeno Demolition of Riverside, CA, in the amount of \$118,340.00 for the construction of the subject project.

The following payment detail represents the Final Progress Payment (less 10% Retention) due per terms of the contract for the work which has been completed and found to be satisfactory. This project is financed by the Community Development Commission and funds are available.

Frederick W. Latham  
City Manager

Paul Ashworth  
Executive Director

## Attachments:

Progress Payment Detail

8C

Payment Detail  
Demolition of the Premiere Lanes Bowling Alley


Contractor: Dakeno Demolition  
6021 Tarragona Street  
Riverside, CA 92509

Item No.	Description	Contract			Completed This Period		Completed To Date		
		Quantity	Units	Unit Price	Total	Quantity	Amount	Quantity	Amount
Base Bid									
1	Building demolition, removal of parking lot light standards and abandon site utilities.	1	L.S.	\$ 58,580.00	\$58,580.00	50%	\$ 29,290.00	100%	\$ 58,580.00
2	Lead and asbestos abatement	1	L.S.	\$ 30,690.00	\$30,690.00	0%	\$ -	100%	\$ 30,690.00
Bid Alternate									
1	Site Clearing (pavement removal and erosion control)	1	L.S.	\$ 29,070.00	\$29,070.00	50%	\$ 14,535.00	100%	\$ 29,070.00
Contract Change Order									
1	Contract Change Order No. 1	1	L.S.	\$ 5,052.82	\$5,052.82	100%	\$ 5,052.82	100%	\$ 5,052.82
					\$123,392.82		\$ 48,877.82		\$ 123,392.82

Total Completed Items to Date: \$ 123,392.82  
\$ 43,825.00

CONTRACT PAYMENTS

Total Items Completed to Date	\$ 123,392.82
Less Retention Withheld (10%)	\$ 12,339.28
Less Progress Payment No. 1	\$ 15,266.16
Less Progress Payment No. 2	\$ 51,797.34
Final Progress Payment	\$ 43,990.04

W.O. #: 489-397-R556-4800  
APPROVED BY: 



**PLEASE REFER TO ITEM 8A**



## CITY OF SANTA FE SPRINGS

### MINUTES FOR THE ADJOURNED CITY COUNCIL MEETING JULY 12, 2010

1. **CALL TO ORDER**

Mayor Putnam called the Adjourned City Council meeting to order at 4:02 p.m.

2. **ROLL CALL**

Luis M. González, Commissioner/Councilmember

Juanita A. Trujillo, Commissioner/Councilmember

Joseph D. Serrano, Sr., Vice-Chairperson/Mayor Pro Tem

Betty Putnam, Chairperson/Mayor

Teleconference Participation by Councilmember Rounds at 2887 Jasper Drive, Lake Havasu, AZ 86404

### CITY COUNCIL

3. **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.

**NEW BUSINESS**

4. Approval of Memorandum of Understanding between the City of Santa Fe Springs and the Santa Fe Springs Employees Association

Mayor Pro Tem Serrano moved to approve the recommendation; Councilmember González seconded the motion which carried unanimously.

5. Approval of Amendment to the Memorandum of Understanding between the City of Santa Fe Springs and the Santa Fe Springs Firefighters Association, Inc.

Councilmember González moved to recommendation. Councilmember Trujillo seconded the motion which carried unanimously.

6. Approval of Management, Confidential and Part-Time Non-Benefitted Compensation Package for Fiscal Year 2010/11

Mayor Pro Tem Serrano moved to approve the recommendation; Councilmember González seconded the motion which carried unanimously.

**RESOLUTION FOR INTRODUCTION**

7. Resolution No. 9272 – Establishing the City Contribution to the Public Employees' Retirement System for Safety and General Employees

Mayor Pro Tem Serrano moved to approve as recommended Resolution No. 9272; Councilmember Trujillo seconded the motion which carried unanimously.

**ADJOURNEMENT**

Mayor Putnam adjourned the meeting at 4:10 p.m.

\_\_\_\_\_  
Vivian De León  
Deputy City Clerk

July 15, 2010  
Date



# City of Santa Fe Springs

City Council Meeting

July 22, 2010

## **EXTENSION OF CONTRACT**

### Additional Engineering 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 Hanson Wilson, Inc. in the amount of \$199,121 to cover the cost of additional engineering 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 additional services into the contract.

#### BACKGROUND

Hanson-Wilson, Inc. (HWI) is the engineer-of-record for the Valley View Grade Separation Project. On December 21, 2006 a contract was awarded to HWI to provide certain design-related engineering services. Subsequently, staff has determined that the original contract scope did not cover all of the engineering services that need to be completed by HWI.

An agreement has been negotiated and staff is now recommending that the contract with Hanson-Wilson, Inc. be extended by \$199,121 to cover the additional engineering services described in Attachment 1. These services are needed to finalize project design and support property acquisition. With this extension, total engineering costs would be as follows:

▪ Original Contract Amount	\$ 350,311
▪ Contract Extensions Approved Previously	\$ 911,676
▪ Additional Engineering Services	\$ 199,121
▪ Total Authorized Engineering Contract Amount	\$ 1,461,108

#### FISCAL IMPACT

Project costs, including the cost of engineering support services, will be reimbursed from State and County funds that have been allocated to the project. Local funds will be needed only to make initial payments.

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INFRASTRUCTURE IMPACT

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



Frederick W. Latham  
City Manager

Attachment(s)

1. Summary of Additional Engineering Costs
2. Proposal from HWI for Additional Engineering Services
3. Work Order for Authorizing Additional Engineering Services

**Attachment 1**  
**Summary of Additional Engineering Services**  
**Hanson-Wilson, Inc. (Design Engineering Consultant)**  
**Valley View Grade Separation Project**  
**Task Order No. 4**  
**January 1, 2010 - September 24, 2010**

<u>Task #</u>	<u>Additional Engineering Services</u>	<u>Cost</u>
A	Project Management / Project Meetings	\$106,194
B	Utility, Agency & BNSF Coordination	\$0
C	Final Format Specifications and Special Provisions	\$0
D	Plats & Legals	\$0
E	Modifications to Final PS&E - Revised Design	\$0
F	Site Plans	\$0
G	Revisions - Project Cost estimate	\$0
H	Preparation of Bid Documents	\$0
I	Miscellaneous Tasks Assigned as Needed	\$0
J	Revisions - Landscape Plans	\$6,044
K	Revisions - Retaining Wall Plans	\$6,130
L	Shoring Requirement Changes	\$5,011
M	Rivisions - Bridge Design	\$33,400
N	Depositions	\$32,342
O	Stake and Exhibits for PPF and Roski	\$10,000
Total - Additional Engineering Services		<u>\$199,121</u>



625 E. Carnegie Drive, Ste. 100  
San Bernardino, CA 92408  
909-806-8000 phone  
909-806-8099 fax

Albuquerque  
Aztec  
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Fort Worth  
Houston  
Kansas City  
Lawrence  
Monterey Park  
Omaha  
Overland Park  
Phoenix  
Rio Rancho  
Salina  
Salt Lake City  
San Bernardino  
San Diego  
Santa Fe

June 1, 2010

Mr. Donald K. Jensen, P.E.  
Director of Public Works  
City of Santa Fe Springs  
11710 Telegraph Road  
Santa Fe Springs, CA 90670-3658

**Subject: Extended and Additional Design Services for the Valley View Avenue Grade Separation for the Period: January 1, 2010 through September 24, 2010 – Task Order 4**  
**WCEA - 0840018900**

Dear Mr. Jensen,

Per our conversation after the last project meeting held on April 14, 2010, Wilson & Company hereby requests a contract amendment for the following extended and additional services for the period January 1, 2010 through September 24, 2010 for ongoing work on the project and other work that was not previously included under Work Orders Nos. 1, 2 and 3 of the project Agreement for Professional Services for the Valley View Avenue Grade Separation Project. This request covers work as outlined below in the work narrative and expires September 24, 2010 as the project goes out to bid as outlined in the latest project schedule provided by URS at the May 25, 2010 meeting. I am also asking that this amendment be issued to Wilson & Company Inc. Engineers & Architects (WCI) a member of the Joint Venture of Hanson-Wilson, Inc. As of the end of Year 2009 the insurance for the HWI joint venture is only set up to cover existing work under existing contracts. We appreciate your understanding of this situation. WCI will use our former joint venture partner Hanson Professional Engineers (HPE) who prepared the original bridge structure plans as a sub-consultant to complete the comments and additional work recently requested by BNSF. WCI will direct all engineering services for this amended contract. The following is an outline of the services being requested by City of Santa Fe Springs (client) for WCI to perform:

A. Project Administration/ Project Meetings - Additional project management efforts for the referenced period for preparation of the project bid documents and attendance of additional project status and technical review meetings. WCI will continue to attend the monthly project review meetings and participate in project management activities until September 24, 2010.

J. Changes and Updates for the Landscaping plan set requested by the City.

K. Notch out modifications to the existing retaining wall plans to accommodate the final SCE poles. These locations were recently identified by the submittal of SCE of final plans.

L. Review and evaluation of shoring requirements for the walls adjoining the BNSF right of way. BNSF has changed their shoring guidelines since the design of these walls.

M. Bridge plan revisions as requested by BNSF. This also includes the addition of communication conduit as requested by BNSF.



SHARED OWNERSHIP • COLLABORATION  
INTENSITY • DISCIPLINE • SOLUTIONS

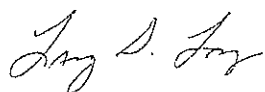


N. Request to depose the Engineer of Record – Steven Metro to be deposed for potential litigation on improvements and changes shown on the plans for the Roski property. This request also has additional hours for potential testimony for additional properties based on our best estimate at this time.

O. Stake and paint the TCE / PE in the southwest quadrant for the PPF property. WCI is also being asked to develop a cross section and plan view at the corner of their building for a future meeting. WCI has also been asked to develop the same type of exhibit drawing for the Roski property.

An itemized cost estimate of the extended and additional services requested to be authorized from January 1, 2010 to September 24, 2010 is attached in spreadsheet format. Wilson & Company's request is for a total not to exceed amount of \$199,121. If there are any questions regarding the contents of this correspondence please fill free to call me at 909-806-8002.

Sincerely,  
Wilson & Company, Inc., Engineers & Architects



Larry Long  
Vice President

Attachments: (2)

CC: Steven Metro, WCI  
Gary Plunkett, URS

## VALLEY VIEW GRADE SEPARATION

[illegible]



# City of Santa Fe Springs

City Council Meeting

July 22, 2010

## Authorization to Advertise

Pumice Street, Spring Avenue and Freeway Drive Street Improvements (Project 200A)

### RECOMMENDATION

That the City Council authorize the City Engineer to advertise for construction bids for the Pumice Street, Spring Avenue and Freeway Drive Street Improvements (Project 200A).

### BACKGROUND

The City Council, at their meeting of May 27, 2010, approved the subrecipient agreement with the I-5 Consortium City Joint Powers Authority for the use of Prop C Local Return Funds on behalf of the City. The I-5 Consortium Cities Joint Powers Authority had previously entered into a Memorandum of Understanding (Grant Agreement) with the Los Angeles County Metropolitan Transportation Authority for the use of \$6,645,000 of certain Proposition C funds to be used for the funding of specified I-5 pre-construction mitigation projects to be completed within the Cities of Santa Fe Springs, Norwalk and La Mirada. The projects in Santa Fe Springs are Project 200 (street rehabilitation and median modification) and Project 400 (signal modifications). Project 200 includes Rosecrans Avenue, Pumice Street, Spring Avenue and Freeway Drive). Project 200 has been split into Project 200A (Pumice Street, Spring Street and Freeway Drive) and Project 200B (Rosecrans Avenue). The design of Project 200B has been delayed by the design of the Section 130 project to be done at Rosecrans Avenue/Marquardt Avenue.

Project 200A involves the rehabilitation and reconstruction of three local collector streets. The existing conditions of these streets have deteriorated over time due to truck traffic, age of the streets, and wear and tear. The proposed project will restore these streets to an acceptable condition and enable the streets to carry the additional traffic that will be detoured onto these streets as a result of work along and adjacent to the I-5 freeway. The following three locations are to be reconstructed:

1. Pumice Street from Carmenita Road to Spring Avenue
2. Spring Avenue from Freeway Drive to Pumice Street
3. Freeway Drive from Marquardt Avenue to Spring Avenue

The plans and specifications are complete, and the Public Works Department is ready to advertise for construction bids for this project.

The total estimated cost of the project including engineering, inspection overhead and contingency is \$716,700. The project is funded from MTA Funds that will be reimbursed to the City via the I-5 Consortium Cities Joint Power Authority

Report Submitted By:

Don Jensen, Director  
Department of Public Works

Date of Report: July 15, 2010

9D

FISCAL IMPACT

Rehabilitation of the commercial and industrial streets will reduce routine maintenance costs and preserve important segments of the transportation system.

INFRASTRUCTURE IMPACT

This project will increase the service life of the streets.



Frederick W. Latham  
City Manager

Attachment(s)

None.



# *City of Santa Fe Springs*

City Council Meeting

July 22, 2010

## **NEW BUSINESS**

### Approval of Café Libro Concession Agreement

**RECOMMENDATION:** Authorize the Director of Purchasing Services to execute a Café Libro Concession Agreement with Tierra Mia Coffee Company for a one-year term and at no cost to the Concessionaire.

### BACKGROUND

The renovation and modernization of the City Library includes the architectural design feature of providing Library patrons the Café Libro experience within the Library. In connection with this feature, and with the objective of maximizing limited Library staff resources being available to the community, staff has solicited proposals from local concessionaires to operate Café Libro.

After reviewing several proposals, staff is recommending that the City enter into a one-year Concession Agreement with Tierra Mia Coffee Company. Tierra Mia Coffee is a high quality Latin-inspired coffeehouse company. They operate two full-service coffeehouses in the cities of South Gate and Huntington Park. Tierra Mia Coffee takes a culinary approach to coffee, utilizing coffee and preparation methods that are higher in quality than those offered by large chain concepts. They have a menu that offers original signature drinks such as the Mocha Mexicano, Horchata Frappe, and Cubano con Leche. They attribute their success to their focus on quality and a unique coffee house menu.

Staff is proposing an Agreement with a one-year term in order to establish a revenue base to determine a mutually agreed upon rent fee beginning the second year of operation.

Tierra Mia Coffee Company is scheduled to begin Café Libro concession services the week of July 26, 2010.

### FISCAL IMPACT

The cost to the City is the infrastructure and equipment cost of the Café Libro kitchen area. There is no concession operating costs to the City.

QE

Submitted By:

Al Fuentes  
Planning and Development

Date of Report: July 15, 2010

INFRASTRUCTURE IMPACT

A professional Concessionaire operating Café Libro will bring benefit to the Library patrons and the community in general.



Frederick W. Latham  
City Manager

Attachment(s)

Café Libro Concession Agreement

**City of Santa Fe Springs Library  
Café Libro**

**CONCESSION AGREEMENT**

This Concession Agreement is made and entered into this 26 day of July, 2010, by and between the CITY OF SANTA FE SPRINGS, a body corporate and politic, hereinafter referred to as the "City," and TIERRA MIA COFFEE COMPANY, A CALIFORNIA CORPORATION, hereinafter referred to as the "Concessionaire."

**WITNESSETH THAT:**

WHEREAS, the City owns a café concession at its Library, 11700 Telegraph Road, Santa Fe Springs, California and,

WHEREAS, the City has determined that the best interest and welfare of the City would be served by the granting of a café concession to the Concessionaire for the purpose of operating a café service located in said Library, and

WHEREAS, the Concessionaire is desirous of receiving a grant of concession from the City upon the terms and conditions hereinafter contained.

NOW, THEREFORE, in consideration of the mutual covenants, agreements and conditions hereinafter contained, the parties do hereby agree as follows:

1. The City hereby grants to the Concessionaire the right to the use and operation of a cafe service concession in the Café Libro service area at Library located at 11700 Telegraph Road, Santa Fe Springs, California, including the use and operation of the City's facilities and equipment listed and described on Exhibit "A" attached hereto and by reference incorporated herein as a part hereof.
2. The Concessionaire shall have the privilege of operating a cafe and refreshment concession at said café, conditional to compliance by Concessionaire with all rules and regulations of the City concerning the operation thereof and the provisions of this Agreement.
3. For the purpose of this Agreement, the "cafe and refreshment concession" shall be deemed to include coffee, pastries, candy and beverages, and other items expressly approved by the City.
4. The Concessionaire agrees that the sale, use of or possession of beer or other alcoholic beverages during service hours or otherwise on the premises is expressly prohibited.
5. The term of this Agreement shall be for a one-year period, **July 26, 2010 through July 25, 2011**. This Agreement may be renewed if both parties agree to mutually acceptable changes to the terms and conditions of this agreement.

7. The Concessionaire hereby agrees that all items offered for sale by the Concessionaire shall first be approved by the City or its Director of Library and Cultural Services or other duly authorized representatives, and that thereafter the Concessionaire shall not alter the price of any item sold without the prior approval of the City or its Director of Library and Cultural Services.
11. The Concessionaire agrees to keep said concession open during the dates and hours of opening and closing specified by the City and its Director of Library and Cultural Services.
12. The Concessionaire agrees to pay the cost of a phone line necessary to the operation of the concession.
13. The Concessionaire will market and promote the business at its own expense.
14. The Concessionaire agrees it will maintain the premises in a neat, clean and sanitary condition, in accordance with guidelines specified in Exhibit "B" attached hereto and by reference incorporated herein as a party hereof. The Concessionaire further agrees that said premises shall at all times be open to inspection by the proper public authorities and the Director of Library and Cultural Services or other duly authorized representatives of the City. The City retains the right to close the concession if the Concessionaire receives less than an "A" rating from the Los Angeles Health Department in its annual inspection or if the City or its Director of Library and Cultural Services determines that the Concessionaire has not maintained the premises as stipulated in Exhibit "B."
15. The use of profane or indecent language is strictly prohibited, and boisterous, loud or unsuitable conduct on the part of the Concessionaire, his agents or employees, is likewise strictly prohibited. Any violation of the rules and regulations of the City or its Director of Library and Cultural Services shall be sufficient cause for termination of this Agreement without compensation or payment of damages to the Concessionaire.
16. The Concessionaire agrees to comply with all City and County laws, rules and regulations, laws of the State of California, and laws of the United States of America, insofar as the same or any of them are applicable hereto.
17. The Concessionaire agrees that competent persons will be in attendance on the premises at all times, and that one person will at all times be in charge of the concession, and the Director of Library and Cultural Services shall be notified of the person in charge of the concession.
18. The Concessionaire agrees that it will not, in the operation of said concession, interfere in any way with the general use of the Library or other facilities provided by the City, and the Concessionaire agrees that neither it nor its employees or agents will interfere with the public use and enjoyment of the Library.



19. The Concessionaire agrees that it will not permit disorderly persons to loiter about the premises used by him in the operation of this concession.
20. The City shall maintain the premises as set forth and described in Exhibit "A."
21. The Concessionaire agrees to provide all necessary equipment needed in the operation of said concession not otherwise furnished by the City as set forth and described in Exhibit "A."
22. The Concessionaire acknowledges that it has thoroughly examined the premises to be operated by him under this Agreement, and that he knows the conditions thereof. The Concessionaire further agrees to accept said premises in the condition in which they are upon the commencement of the term hereof, hereby waiving any claim or right on account thereof, and agrees that the City shall not be required at any time to make any improvements, alterations, changes, repairs or replacements of any of the structures or facilities to be used by the Concessionaire, except as provided in Exhibit "A." The Concessionaire further agrees that it will not make any changes, additions, or alterations of any kind in the premises used or occupied by him without the written consent of the City or its Director of Library and Cultural Services. The Concessionaire further waives any right to require the City to make repairs at the cost of the City, which the Concessionaire might otherwise have under the laws of the State of California, or otherwise, except as provided in Exhibit "A."
23. If the premises operated by the Concessionaire shall be so damaged by fire, earthquake, casualty, war, insurrection, riot or public disorder, or any other cause or happening, as to be substantially destroyed to such an extent that the same cannot be used or operated by the Concessionaire, then this Agreement, at the option of either party, shall immediately cease and terminate. However, at the option of the City, if the premises shall be only partially destroyed, the City may restore the premises to their prior condition, and the Concessionaire shall be obligated to continue operation of the concession upon completion of necessary repairs.
24. The Concessionaire shall, at its sole cost and expense, purchase and maintain throughout the term of this Agreement, the following insurance policies:
  - A. Automobile insurance covering all bodily injury and property damage incurred during the performance of this Agreement, with a minimum coverage of \$1,000,000 combined single limit per accident. Such automobile insurance shall include all vehicles used during the performance of this agreement whether or not owned by Concessionaire. The Concessionaire also agrees to name the City as a Certificate Holder on his auto insurance policy during the term of this Agreement.
  - B. Comprehensive general liability insurance, naming the City as "Additional Insured" with a certificate naming such forwarded to the City; the policy shall maintain minimum limits of \$2,000,000 general aggregate, and \$1,000,000 combined single limit per occurrence, covering all bodily injury and property damage arising out of its

operation under this Agreement. Maintain a liquor liability policy of \$1,000,000 aggregate and \$500,000 per occurrence. Such insurance shall also protect against claims arising out of allegations of food poisoning and similar claims.

C. Workers' compensation insurance covering the Concessionaire and all his employees as required by the State of California.

The aforesaid policies shall constitute primary insurance as to the City, its officers, employees, and volunteers, so that any other policies held by the City shall not contribute to any loss under said insurance. Said policies shall provide for thirty (30) days prior written notice to the City of cancellation or material change.

Any aggregate insurance limits must apply solely to this Agreement.

Insurance shall be written with only California admitted companies which hold a current policy holder's alphabetic and financial size category rating of not less than A VIII according to the current Best's Key Rating Guide, or a company with equal financial stability that is approved by the City's Risk Manager.

This Agreement shall not take effect until certificate(s) or other sufficient proof that these insurance provisions have been complied with, are filed with and approved by the City's Risk Manager. If the Concessionaire does not keep all of such insurance policies in full force and effect at all times during the terms of this Agreement, the City may elect to treat the failure to maintain the requisite insurance as a breach of this Agreement and terminate the Agreement as provided herein.

25. The Concessionaire agrees to save, keep and hold harmless the City and all of its officers, agents and employees, from all damage, costs or expense in law or in equity (including costs of suit and expenses for legal services), that may at any time arise or be set up because of damage to property or death or injury to persons received or suffered by reason of the operations of the Concessionaire hereunder, or which may be occasioned by any negligent act or omission to act which amounts to negligence on the part of the Concessionaire, or any of his agents or employees, or any act of omission to act on the part of said Concessionaire, his agents or employees, including breach of implied warranties of fitness or merchantability or food and beverages sold by the Concessionaire, and including the maintenance by the Concessionaire of any defective or dangerous condition of the premises.
26. The Concessionaire agrees to pay all taxes, including sales taxes, excise taxes, personal property taxes, business operations tax certificate, and taxes on the Concessionaire's property or facilities use upon and located upon the premises of the City, and the Concessionaire shall pay any and all taxes which may be levied on the Concessionaire in said real property upon which the concession facilities are located.

27. The Concessionaire agrees that no sign or advertising matter of any kind shall be displayed on or near the outside of the building used and occupied by the Concessionaire, unless first approved by the Director of Library and Cultural Services.
28. The Concessionaire agrees that upon the expiration of the term hereof, it will peaceably vacate the premises occupied by his operations, and deliver up the same to the City in good condition, ordinary wear and tear, damage by disaster and the element excepted.
29. The Concessionaire agrees that it will not, without the prior written consent of the City, sublet the premises, or any part thereof, nor assign, hypothecate or mortgage this Agreement.
30. This Agreement shall terminate immediately upon the occurrence of any of the following conditions:
  - (a) Upon the death of the Concessionaire's principal owner;
  - (b) Upon the filing of a voluntary petition in bankruptcy by the Concessionaire;
  - (c) Upon any court taking jurisdiction of the Concessionaire and its assets pursuant to proceedings brought under any Federal reorganization act or any receiver of the Concessionaire's assets who may be appointed for said purpose;
  - (d) Upon the Concessionaire's making any general assignment of its assets for the benefit of creditors;
  - (e) Upon the nonperformance by the Concessionaire of any of the covenants, conditions or agreements herein above contained, and after written notice of the grounds for said termination has been delivered by the City to the Concessionaire.
31. In the event the City wishes to terminate this Agreement because of breach of any of the obligations, covenants, conditions or agreement herein contained, the City will give the Concessionaire 30 days notice to correct the deficiency. If such corrections are not satisfactorily made within 30 days then the City may take possession of the premises at the end of 30 days.
32. The parties hereby agree that in the event the Concessionaire shall be prevented from occupying or using the said premises, or shall be prevented from conduction or operating his business or said premises by any final action, order of ruling of Federal or State authorities, then the Concessionaire may, at its option, cancel this agreement by written notice to the City, and said agreement shall become canceled and terminated 30 days after the mailing or delivery thereof.
33. Notice desired or required to be given hereunder or under any law now or hereafter in effect may, at the option of the party giving the same, be given by enclosing the same in a sealed envelope addressed to the party for whom intended, and by depositing such envelope, with postage prepaid, in the United States Post Office, or any substation thereof, or any public letter box and any such notice and the envelope containing the same shall be addressed to the Concessionaire at 11700 Telegraph Road, Santa Fe Springs, CA 90670 or such other place as may here after be designated in writing by the

Concessionaire, and notices and the envelope containing the same to the City shall be addressed or delivered to the Director of Library and Cultural Services, City of Santa Fe Springs, 11710 East Telegraph Road, Santa Fe Springs, CA 90670. All such notices so given shall have the same force and effect as if delivered personally, and shall be deemed to have been given on the date when the same are delivered or are so deposited in a post office, substation, or public letter box, as aforesaid.

34. The contents of Exhibits "A" and "B" are incorporated by reference as though fully set forth herein.

IN WITNESS WHEREOF, the parties have executed this Agreement, below, as of the date first set forth above.

CITY OF SANTA FE SPRINGS

By \_\_\_\_\_  
Director of Finance and Administrative Services

CONCESSIONAIRE

By \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Deputy City Clerk

## EXHIBIT "A"

### LIBRARY CAFÉ LIBRO CONCESSION TERMS SUMMARY OF CITY RESPONSIBILITIES

The City will:

1. Maintain the plumbing, electrical system, roof, exterior wall, interior walls, exterior doors, exterior door hardware and kitchen appliances owned by the City. Said appliances include:
  - (a) Espresso Machine and (2) Coffee Grinders
  - (b) Blenders
  - (c) Microwave
  - (d) Ice Machine
  - (e) Reach-in Refrigerator/Freezer
  - (f) Under-Counter Refrigerator
  - (g) Front Service Counter with Display Case
  - (h) Cup Dispenser, Scullery Sink, Faucets, Overhead Cabinets, Wall Shelf, Service counter with Sink, Trash Receptacle.
2. Provide access to the café and its equipment, as well as overnight and weekend storage.
3. Provide utilities except for phone.

## EXHIBIT "B"

## SUMMARY OF CONCESSIONAIRE'S RESPONSIBILITIES

1. Use of high quality coffee and pastries. Maintain cafe facility and its appliances at the highest level of cleanliness, and in accordance with County of Los Angeles Health Dept. Codes. Strive for fast and friendly service.
2. Submit to the City a menu plan and prices for approval.
3. Provide a telephone line, separate from the Library phone service, for use in the concession by Concessionaire's representatives.
4. Operate a café service concession during Library open hours.
5. Submit to the City for approval all plans for graphics, advertisements or signs that relate to the café food concession.
6. Provide and supervise employees in the concession who are acceptable to the Director of Library and Cultural Services or her designated representatives.
7. Keep the kitchen area and eating area (tables and chairs) clean and in compliance with City and County sanitation and safety regulations. Remove trash from the area when maintenance staff is on duty.
8. Provide the City with County inspection notices and rating information.
9. The Concessionaire will be responsible for routine supervision, cleaning and trash removal with the Café Libro seating area within the Library.
10. The Concessionaire is required to maintain a City business license, Los Angeles County Department of Health Permit and all required compliance documentation for this type of service.



# City of Santa Fe Springs

City Council Meeting

July 22, 2010


## CONFERENCE AND MEETING REPORT

Councilmember González Attendance at the Independent Cities Association – "How Do Cities Move Into the Next Decade"

### RECOMMENDATION

That the City Council receive and file the report.

I attended the Independent Cities Association Fiftieth Annual Seminar July 8-11. The Seminar was held at Rancho Bernardo Inn in San Diego. I participated in the various sessions offered.

  
Louie González  
Councilmember

Attachment

None

Submitted By:

Vivian De Leon  
Deputy City Clerk

Date of Report: July 16, 2010

9F







## *City of Santa Fe Springs*

City Council Meeting

July 22, 2010

### **PUBLIC HEARING**

#### Confirmation of 2009/2010 Weed Abatement Charges

#### RECOMMENDATION

That the City Council confirm the charges listed in the Los Angeles County Agricultural Commissioners 2009/2010 Weed Abatement Assessment Roll and instruct the County Auditor to enter the amounts of said assessments against the respective parcels of land as they appear on the current Assessment Roll.

#### BACKGROUND

The City Council is being asked to confirm assessments against property for weed abatement charges. A copy of the Los Angeles County Agricultural Commissioner's 2009/2010 Weed Abatement Assessment Roll has been posted in City Hall since July 19, 2010.

The attached notice of charges was sent by the County to all Santa Fe Springs property owners listed on the roll.

The Council should hear from anyone who wants to speak on this item. A representative of the County of Los Angeles Agricultural Commission will be in attendance to answer any questions you might have.

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

Frederick W. Latham  
City Manager

#### Attachment(s)

Los Angeles County Weed Abatement Charge List

REPORT ON THE COST OF WEED ABATEMENT

TO THE CITY COUNCIL OF  
THE CITY OF SANTA FE SPRINGS

Council Member:

Pursuant to an order heretofore made by your Honorable Body instructing this Department to abate noxious or dangerous weeds and rubbish under the provisions of the Government Code, we respectfully submit the following report on the cost of abating such noxious weeds or dangerous weeds and rubbish on each separate lot or parcel of land, showing the cost of removing such weeds on each separate lot or parcel of land, or in front thereof, or both, to-wit:

(see attached)

STATE OF CALIFORNIA       )  
                                          )  
COUNTY OF LOS ANGELES    ) SS  
                                          )  
CITY OF SANTA FE SPRINGS   )

Raymond B. Smith, Deputy Director, Weed Hazard and Pest Management  
Bureau of the Agricultural Commissioner/Weights and Measures Department, of the  
County of Los Angeles, being duly sworn, affirms:

That on or before July 19, 2010, he posted or caused to be posted, on or near  
the chamber door of the City Council of the City of Santa Fe Springs, a copy of his  
report of the cost of noxious weed abatement on each and all of the properties  
described in the list hereto attached, of which the annexed is a true copy thereof, setting  
the 22nd day of July, 2010, as the date upon which said report is to be submitted to the  
City Council of the City of Santa Fe Springs for confirmation.

\_\_\_\_\_  
  
SUBSCRIBED AND SWORN TO BEFORE ME

July 19, 2010

\_\_\_\_\_  
City Clerk of City of Santa Fe Springs  
State of California

CITY OF SANTA FE SPRINGS  
WEED ABATEMENT CHARGES

JULY 8, 2010

KEY	MAPBOOK	PAGE	PARCEL	ZONE	CITY CODE	TOTAL CHARGES
8	8002	019	042	04	623	45.33
8	8005	012	047	04	623	45.33
8	8005	015	011	04	623	45.33
8	8005	015	024	04	623	45.33
8	8005	015	027	04	623	45.33
8	8009	001	081	04	623	45.33
8	8009	001	084	04	623	45.33
8	8009	001	089	04	623	45.33
8	8009	001	091	04	623	45.33
8	8009	001	093	04	623	45.33
8	8009	001	095	04	623	45.33
8	8009	001	096	04	623	45.33
8	8009	001	097	04	623	45.33
8	8009	001	098	04	623	45.33
8	8009	001	099	04	623	45.33
8	8009	001	101	04	623	45.33
8	8009	001	103	04	623	45.33
8	8009	001	104	04	623	45.33
8	8009	001	105	04	623	45.33
8	8009	001	106	04	623	45.33
8	8009	001	107	04	623	45.33
8	8009	001	108	04	623	45.33
8	8009	001	109	04	623	45.33
8	8009	001	110	04	623	45.33
8	8009	001	111	04	623	45.33
8	8009	001	112	04	623	45.33
8	8009	001	113	04	623	45.33
8	8009	001	114	04	623	45.33
8	8009	001	115	04	623	45.33
8	8009	001	116	04	623	45.33
8	8009	001	117	04	623	45.33
8	8009	001	118	04	623	45.33
8	8009	001	119	04	623	45.33
8	8009	001	120	04	623	45.33
8	8009	001	121	04	623	45.33
8	8009	001	122	04	623	45.33
8	8009	001	123	04	623	45.33
8	8009	001	124	04	623	45.33
8	8009	001	125	04	623	45.33
8	8009	001	126	04	623	45.33
8	8009	001	127	04	623	45.33
8	8009	001	128	04	623	45.33
8	8009	001	129	04	623	45.33
8	8009	001	130	04	623	45.33
8	8009	001	131	04	623	45.33
8	8009	001	132	04	623	45.33
8	8009	001	133	04	623	45.33
8	8009	001	134	04	623	45.33
8	8009	001	135	04	623	45.33

CITY OF SANTA FE SPRINGS  
WEED ABATEMENT CHARGES

JULY 8, 2010

KEY	MAPBOOK	PAGE	PARCEL	ZONE	CITY CODE	TOTAL CHARGES
8	8009	001	136	04	623	45.33
8	8009	001	137	04	623	45.33
8	8009	001	138	04	623	45.33
8	8009	001	139	04	623	45.33
8	8009	001	140	04	623	45.33
8	8009	001	141	04	623	45.33
8	8009	002	068	04	623	45.33
8	8009	002	069	04	623	45.33
8	8009	002	071	04	623	45.33
8	8009	002	072	04	623	45.33
8	8009	002	074	04	623	45.33
8	8009	004	070	04	623	45.33
8	8009	004	071	04	623	45.33
8	8009	004	072	04	623	45.33
8	8009	004	073	04	623	45.33
8	8009	004	074	04	623	45.33
8	8009	004	075	04	623	45.33
8	8009	004	076	04	623	45.33
8	8009	004	077	04	623	45.33
8	8009	004	078	04	623	45.33
8	8009	004	079	04	623	45.33
8	8009	004	080	04	623	45.33
8	8009	004	081	04	623	45.33
8	8009	004	082	04	623	45.33
8	8009	004	083	04	623	45.33
8	8009	004	084	04	623	45.33
8	8009	004	085	04	623	45.33
8	8009	004	086	04	623	45.33
8	8009	004	087	04	623	45.33
8	8009	004	088	04	623	45.33
8	8009	004	089	04	623	45.33
8	8009	004	090	04	623	45.33
8	8009	004	091	04	623	45.33
8	8009	004	092	04	623	45.33
8	8009	004	093	04	623	45.33
8	8009	004	094	04	623	45.33
8	8009	004	095	04	623	45.33
8	8009	004	096	04	623	45.33
8	8009	004	097	04	623	45.33
8	8009	004	098	04	623	45.33
8	8009	004	099	04	623	45.33
8	8009	004	100	04	623	45.33
8	8009	004	101	04	623	45.33
8	8009	004	102	04	623	45.33
8	8009	004	103	04	623	45.33
8	8009	004	104	04	623	45.33
8	8009	004	105	04	623	45.33
8	8009	004	106	04	623	45.33
8	8009	004	107	04	623	45.33

CITY OF SANTA FE SPRINGS  
WEED ABATEMENT CHARGES

JULY 8, 2010

KEY	MAPBOOK	PAGE	PARCEL	ZONE	CITY CODE	TOTAL CHARGES
8	8009	004	108	04	623	45.33
8	8009	004	109	04	623	45.33
8	8009	004	110	04	623	45.33
8	8009	004	111	04	623	45.33
8	8009	004	112	04	623	45.33
8	8009	004	113	04	623	45.33
8	8009	004	114	04	623	45.33
8	8009	004	115	04	623	45.33
8	8009	004	116	04	623	45.33
8	8009	004	117	04	623	45.33
8	8009	004	118	04	623	45.33
8	8009	004	119	04	623	45.33
8	8009	004	120	04	623	45.33
8	8009	004	121	04	623	45.33
8	8009	004	122	04	623	45.33
8	8009	004	123	04	623	45.33
8	8009	004	124	04	623	45.33
8	8009	004	125	04	623	45.33
8	8009	004	126	04	623	45.33
8	8009	004	127	04	623	45.33
8	8009	004	128	04	623	45.33
8	8009	004	129	04	623	45.33
8	8011	004	031	04	623	45.33
8	8011	004	058	04	623	45.33
8	8011	004	064	04	623	45.33
8	8011	005	013	04	623	45.33
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8	8011	007	047	04	623	45.33
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8	8011	017	037	04	623	45.33
8	8011	017	064	04	623	45.33
8	8059	001	017	04	623	903.13
8	8069	006	044	04	623	45.33
8	8167	002	025	04	623	45.33
8	8167	002	026	04	623	45.33
8	8167	002	049	04	623	45.33
8	8167	002	051	04	623	45.33

CITY OF SANTA FE SPRINGS  
WEED ABATEMENT CHARGES

JULY 8, 2010

KEY	MAPBOOK	PAGE	PARCEL	ZONE	CITY CODE	TOTAL CHARGES
8	8168	001	010	04	623	45.33
8	8168	023	048	04	623	45.33
8	8169	002	003	04	623	45.33
8	8169	002	004	04	623	45.33
8	8169	002	006	04	623	45.33
8	8169	002	024	04	623	45.33
8	8169	020	028	04	623	45.33
8	8178	004	065	04	623	45.33
TOTAL IMPROVED PARCELS =			0		TOTAL CHARGES	\$0.00
TOTAL UNIMPROVED PARCELS =			1		TOTAL CHARGES	\$903.13
TOTAL INSPECTION FEE ONLY PCLS =			154		TOTAL CHARGES	\$6,980.82
TOTAL PARCELS			155		TOTAL CHARGES	\$7,883.95

July 22, 2010

The foregoing report was submitted to the City Council of the City of Santa Fe Springs on the 22nd day of July, 2010, for confirmation and was with all objections thereto duly received and considered, and was by said City Council confirmed, and the County Auditor is hereby ordered and instructed to enter the amounts of the respective assessment against the respective parcels of land as they appear on the current assessment roll.

CITY COUNCIL OF THE  
CITY OF SANTA FE SPRINGS

By \_\_\_\_\_  
Mayor

ATTEST:

By \_\_\_\_\_  
City Clerk





# *City of Santa Fe Springs*

City Council Meeting

July 22, 2010

## **NEW BUSINESS**

Endorsement of the 2010-2014 Strategic Plan for Economic Development prepared by the Los Angeles County Economic Development Commission.

### **RECOMMENDATION:**

It is recommended that the City Council endorse the principles contained in the 2010-2014 Strategic Plan for Economic Development prepared by the Los Angeles County Economic Development Commission as a demonstration of support for this consensus plan on regional economic development.

### **BACKGROUND**

Last year, the Los Angeles Economic Development Commission (LAEDC) completed the preparation of the 2010-2014 Strategic Plan for Economic Development, a comprehensive plan to identify and build a set of economic development priorities to strengthen the economy, improve the environment and promote shared prosperity across the region. On December 22, 2009, the LA County Board of Supervisors approved the five-year LA County Strategic Plan prepared by LAEDC, beginning the effort to obtain endorsement of this Plan from all stakeholders in the county. Accordingly, the LAEDC, and specifically Sen. Ron Calderon, is asking that the City Council endorse the 2010-2014 Strategic Plan and study how the economic strategies contained in the Plan can be implemented in our community.

The 2010-2014 Strategic Plan is the culmination of more than two dozen public forum meetings conducted by the LAEDC involving more than 1,000 stakeholders representing public, private, business, government, labor, education, environmental and community-based organizations. Together, these stakeholders developed five key goals, 12 objectives and 52 strategies for economic development in LA County. The major goals are:

- Preparing an educated workforce
- Creating a business-friendly environment
- Enhancing our Quality of Life
- Implementing smart land use
- Creating 21<sup>st</sup> Century infrastructure

The City Council can be proud that its economic development strategies over the past several years have already pursued these goals in a variety of different ways. Most notably, the City has a long history of partnering with local schools to prepare and educated workforce, the City was distinguished last November 2009 as the Most Business Friendly City in LA County, the city's parks, streetscapes and pleasing blend of business and residential uses has created a high quality of life for both



## *City of Santa Fe Springs*

City Council Meeting

July 22, 2010

residents and those that work in our community, these qualities have been achieved through smart land use planning and practices, and the City is constantly maintaining and improving its infrastructure to meet the demands and expectations of the 21<sup>st</sup> Century.

Attached is a copy of the 2010-2014 Strategic Plan for Economic Development prepared by the LAEDC describing the various goals, objectives and strategies.

Frederick W. Latham  
City Manager

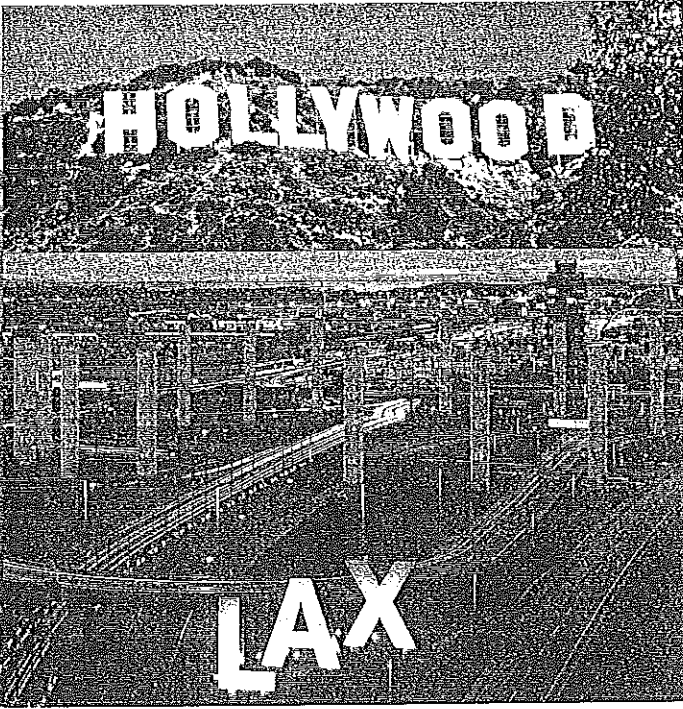
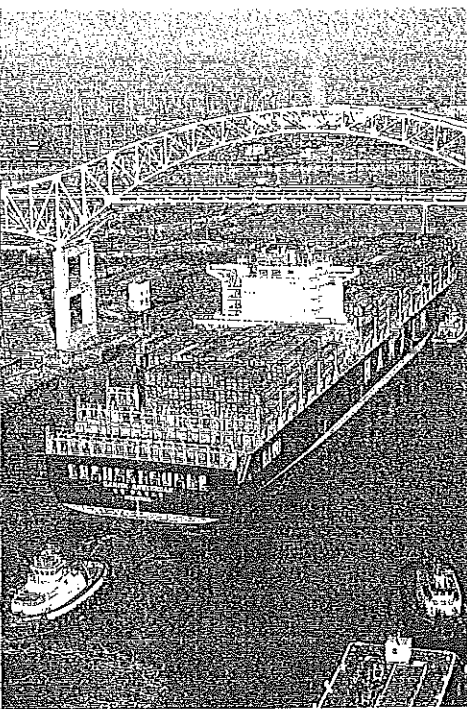
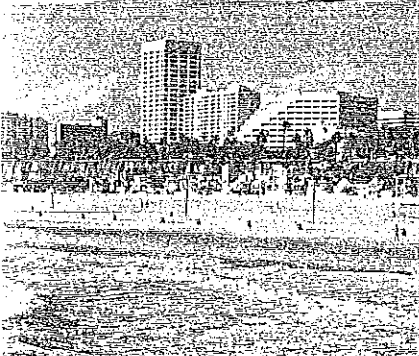
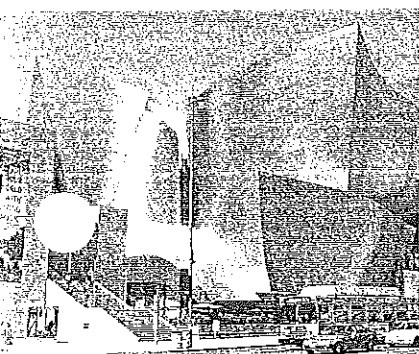
Attachment:

LA County 2010-2014 Strategic Plan for Economic Development



# LOS ANGELES COUNTY

## Strategic Plan for Economic Development



ENSURING A STRONG, DIVERSE AND SUSTAINABLE ECONOMY  
FOR L.A. COUNTY'S RESIDENTS AND COMMUNITIES

2010-2014



# MAKING LOS ANGELES MORE COMPETITIVE

Los Angeles County and its 88 cities have underperformed in job creation in recent decades, due in part to the lack of a strategic plan for economic development to guide decision making.

There are many risks associated with not having a proactive strategic plan for future economic development, including reduced quality of life, social inequity, disinvestment and a corroding economic environment that undermines job growth, impairs business attraction and retention, and depresses overall economic well-being and wealth creation. In the age of globalization, a strategic plan is an essential guide to long-term regional prosperity.

A better connected world will bring greater demands for resources and products and increase location options for companies seeking a competitive advantage. Rapid development will unleash a flood of qualified and educated workers, increasing the need for local workers to attain higher skill levels and improve productivity in order to maintain and improve current living standards. Our response to these competitive pressures must be shaped by a clear, comprehensive, collaborative strategy that guides job and business retention, expansion and attraction. Having good quality, stable jobs is the only path to a stronger, more sustainable economy and a better quality of life for our current and future residents.

## A MESSAGE FROM THE L.A. COUNTY BOARD OF SUPERVISORS

*Los Angeles County covers over 4,000 square miles and is the nation's most diverse and populous county with more than 10.4 million residents representing more than 220 languages and cultures from around the world. Home to some of the world's leading consumer markets, the largest labor force of any county in the United States, three world-class research universities and 117 other college and university campuses, the two largest seaports in America, and one of the busiest origin and destination airports anywhere, Los Angeles County has one of the world's largest and most dynamic economies with annual economic activity in excess of \$500 billion in 2008.*

*To guide job and business retention, expansion and attraction in this nation-sized economy, the Los Angeles County Board of Supervisors wholeheartedly endorses this first-ever, ground-up, consensus strategic plan for economic development in Los Angeles County.*

*The Los Angeles County Economic Development Corporation facilitated the creation of the plan through a series of public meetings with a diverse array of participants from education, labor, business, government, and the environmental and environmental justice communities. This distinctive group of leaders from regions throughout the County was united in their commitment to a brighter economy, a cleaner environment, and a more broadly shared prosperity.*

*Now it's time for all of us to come together, carry out and realize what's contained in the "four corners" of this plan. To do so, we need champions to help implement the plan; and, there are roles for everyone in the public, private and non-profit sectors to play. We invite local residents and the best and brightest leaders from the most creative firms from around the world to participate and help us reach our goals.*



Gloria Molina  
1st District



Mark Ridley-Thomas  
2nd District



Zev Yaroslavy  
3rd District

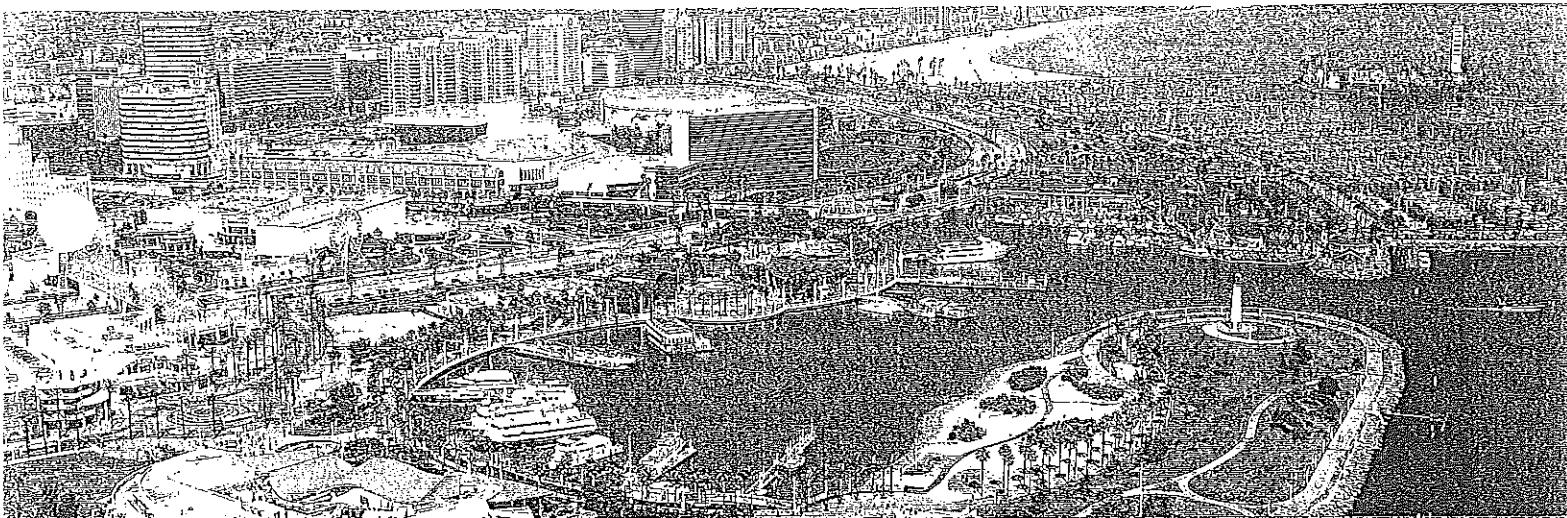


Don Knabe  
4th District



Michael D. Antonovich  
5th District





## INTRODUCTION

The Los Angeles County Economic Development Corporation (LAEDC), a private, non-profit public benefit organization with more than 200 members representing leading private sector employers in the County, two dozen academic institutions, more than 20 cities from across L.A. County, six regional economic development corporations, the County CEO and appointed representatives of all five County Supervisors, identified, assembled and mobilized a diverse group of public, private, business, education, labor, environmental and other community-based participants to shape, build support around and help implement the first-ever comprehensive, consensus strategic plan for economic development in L.A. County.

## CONSENSUS STRATEGIC PLANNING PROCESS

The strategic planning process was conceived to design and build consensus around the need to implement a comprehensive, collaborative plan for economic development to strengthen the economy, improve the environment and invigorate communities. With generous support from the Morgan Family Foundation, this strategic planning effort differs markedly from other outwardly similar plans in the high level of stakeholder involvement at each step of the process. The animating idea has been to develop consensus around a common vision that serves the community's long-term interests and encourages broad community participation, engagement and ownership to help guarantee the plan's success.

Research began with a survey of more than 5,000 businesses operating in Los Angeles County to determine the health and concerns of industry. Next, we conducted an in-depth study of major industry clusters driving the Los Angeles County economy. This was followed by a series of focus groups

with industry leaders to confirm the needs, opportunities and growth potential in key sectors. Then, we surveyed and cataloged best economic development planning practices and strategies among selected U.S. cities and counties, as well as major international cities. From these different research inputs, we identified **five key components** central to economic development success: **Educated Workforce, Business-Friendly Environment, Attractive Quality of Life, Smart Land Use and 21st Century Infrastructure.** We prepared a "straw-man" document complete with a key aspirational goal for each component, and a series of sample objectives and strategies for meeting each goal.

Public input was a central element of the plan's development. While the "straw-man" document served as a critical starting point, it was during 26 public workshops held across L.A. County that the plan was molded and its consensus vision was developed. We solicited input from 1,070 individual stakeholders (see back cover)

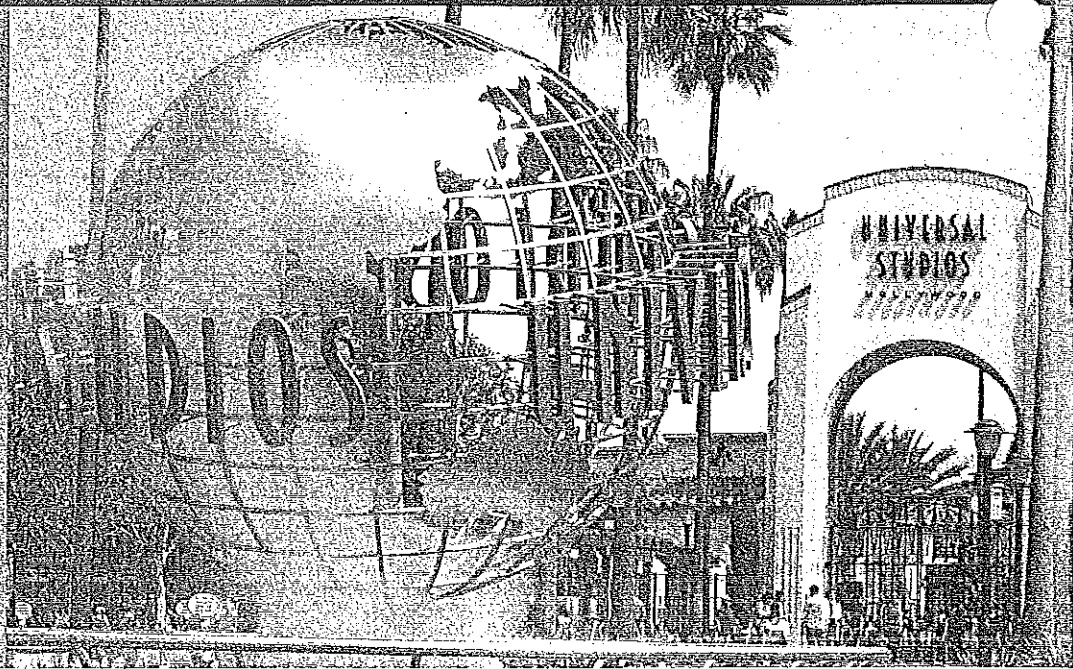
representing government, education, business, environment, non-profits, community and labor organizations. Their feedback was used to shape, refine and continuously advance the general plan from an outline to a consensus-driven blueprint for economic development.

Implementation and delivery on the strategies is ultimately what will make this plan dynamic, purposeful and relevant versus one that merely "sits on the shelf." During this phase, we will identify champions to guide implementation of the plan. In particular, the champions will develop an action list of specific implementation tasks, decide on appropriate measurements of success and delineate performance-based timelines. Many of the stakeholders will be drawn from among the participants at the 26 public forums. We also invite the broader public and other key civic stakeholders to join us in committing to implement these strategies in the years ahead to sustain and expand our region's economic prosperity.



# LOS ANGELES COUNTY - BUILDING ON OUR STRENGTHS

Los Angeles County is made up of 88 vibrant and diverse cities whose population of over 10.4 million would make it the 8th largest state in the United States. As the **entertainment, manufacturing and international trade** capital of America, and with over \$500 billion in annual economic activity spread across these and other key areas of expertise, L.A. County's gross domestic product is larger than Taiwan or Hong Kong.



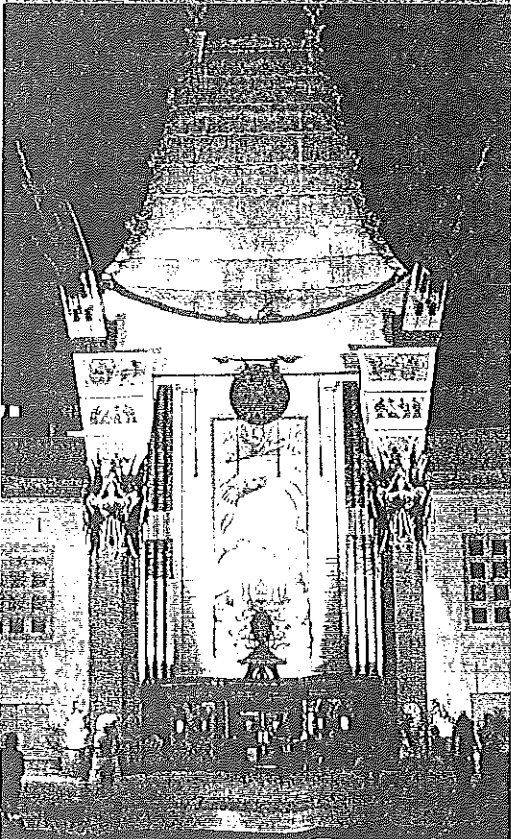
L.A. County is most famously known for its entertainment industry. Billions of people around the world enjoy the films, television shows, music and new media created here. Entertainment, in turn, is a major draw for one of the area's primary imports—tourists. Each year, millions of people flock to the County to visit famed studios, enjoy the attractions, relax on one of the region's popular warm water beaches and browse the chic shops along Rodeo Drive and other famous streets in the region.

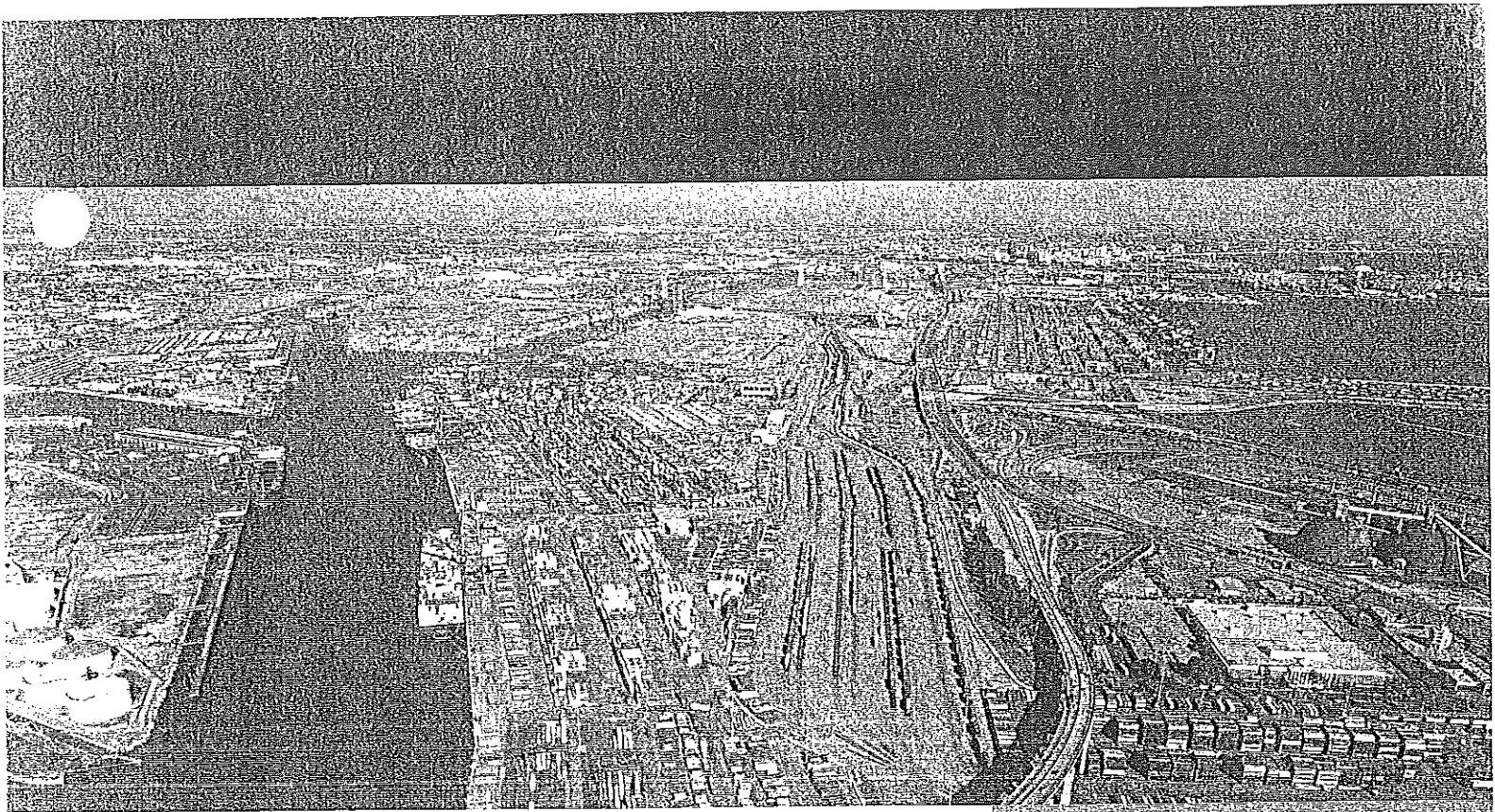
But there is more to the County than its sunny skies and movie stars. Los Angeles County is also the creative capital of the world and home to 15 dynamic export-oriented industry clusters, ranging from fashion and automotive design to materials and machinery to technology, health services and biomedical. With 120 institutions of higher learning and an abundance of well-educated workers, it should come as no surprise

that technology-based businesses are big here, as are engineering, financial, and professional services. The County's major research universities (Caltech, UCLA and USC) have also spawned great growth in the life sciences, engineering and digital technology.

Home to the nation's largest port complex, municipally-owned power utility, and many leading export-oriented industries transitioning to environmental sustainability, L.A. County has also been a leader in advancing environmental innovation, in applying new clean technologies and products to "green" its more established industries such as manufacturing and international trade, and in the creation of green jobs, especially in the areas of renewable energy generation, energy efficiency and green transportation.

As the nation's #1 gateway to the global economy, via the Ports of Los Angeles and Long Beach and Los Angeles





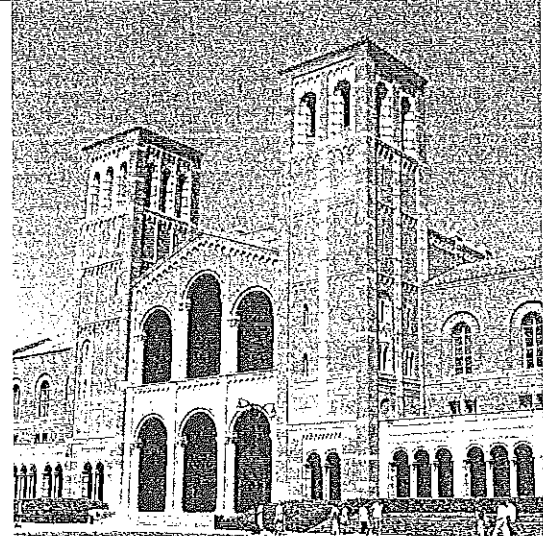
International Airport (LAX), one of the world's busiest origin and destination airports, international trade is the force behind much of the region's vitality. The continuous stream of goods flowing into and out of the region's ports sustains other key segments including warehousing and logistics, materials and machinery, and business and financial services.

L.A. County has also been a leader in advancing environmental innovation. As the foremost market for alternative fuel vehicles, energy efficiency and clean air initiatives, L.A. County offers abundant opportunities for green growth. In fact, California invested over \$3.3 billion in clean technologies in 2008 and ranks first in the nation in new energy patents.

With a larger consular corp than any American city outside Washington, D.C. and more than 220 languages and cultures represented across the County, Los Angeles is increasingly being

recognized as the Capital of the Pacific Rim. The County's cultural and economic diversity, educational opportunities, extensive infrastructure and thriving industry clusters have created unparalleled opportunities for all its residents and helped to establish L.A. County's growth and economic success.

Building on our strengths to ensure our region's continued economic health, we believe that it is critical that we implement this consensus strategic plan for economic development. On the following pages, we have identified five aspirational goals and 12 objectives that have been developed to ensure our region's continued success.





# I. PREPARE AN EDUCATED WORKFORCE

Los Angeles County is home to numerous highly educated workers and businesses in the area benefit from an industrious, talented and diverse workforce. To stay competitive in the global economy, Los Angeles County will need to maintain and expand its educated workforce and entrepreneurial class. Higher education provided by Caltech, UCLA and USC, numerous California State University campuses, private universities and colleges and community colleges is superb, but there is still substantial room for improvement in K-12 education where student performance and dropout rates are both major areas of concern. The Educated Workforce component aims to improve educational outcomes, align education and training programs with business needs, and ensure that all potential workers are prepared to participate in the dynamic L.A. County economy.



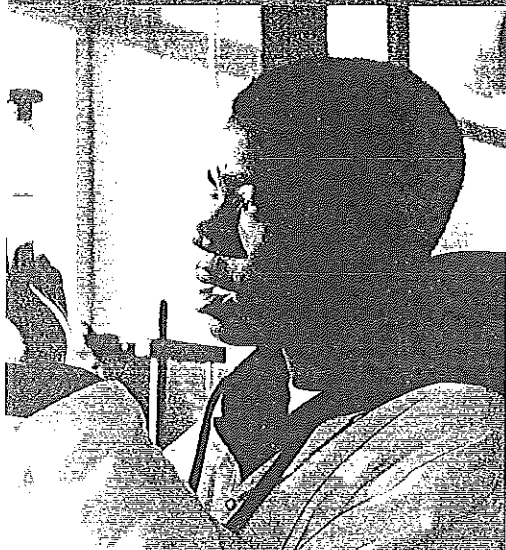
## OBJECTIVE ONE:

**Ensure successful education outcomes at every level, i.e., all students should, at a minimum, achieve grade-level proficiency and graduate.**

Make schools better by tracking, assessing and reporting student performance outcomes; increasing the number of charter schools and small schools/learning communities in schools; increasing the use of technology at all levels; increasing arts, language, STEM education and preparation for employment opportunities in key industries; improving teacher quality and accountability through enhanced training, recruitment and incentives; implementing multiple pathway approaches which prepare students from diverse backgrounds for college, careers and entrepreneurship; and creating and strengthening linkages among K-12 schools, community colleges and universities.

Connect schools and communities by linking local community organizations, non-profits, businesses and corporate leaders with schools through formal partnerships, and implementing family education programs and after-school programs.

Increase student access and engagement by teaching and motivating parents to be meaningfully engaged in their children's educational success; educating parents and students on career opportunities and readiness requirements; and increasing access to scholarships, loans and grants for education.





## OBJECTIVE TWO:

**Ensure that businesses have enough workers with the right skill sets to meet their needs.**

Conduct and publish research on workforce shortages, skill gaps and required proficiencies; and evaluate existing education, training and placement programs for continuous improvement.

Fund workforce intermediaries to bring together stakeholders in targeted industry sectors to address existing and projected future workforce gaps by facilitating more opportunities for public-private collaboration between individual businesses, community colleges and universities, and promoting industry-driven curricula and technical education based on employer-recognized certification.

Integrate workforce training activities and higher education (from entry to college/university-based to enhanced professional education) to create seamless career pathways leading to high-value jobs in target industries (e.g., aerospace engineers).

Expand customized, sector-based programs to train larger numbers of people and market them better to job seekers.

Retain and attract highly-skilled workers and develop the next generation of managerial talent.

Co-locate public services such as WorkSource/OneSource centers on college campuses.

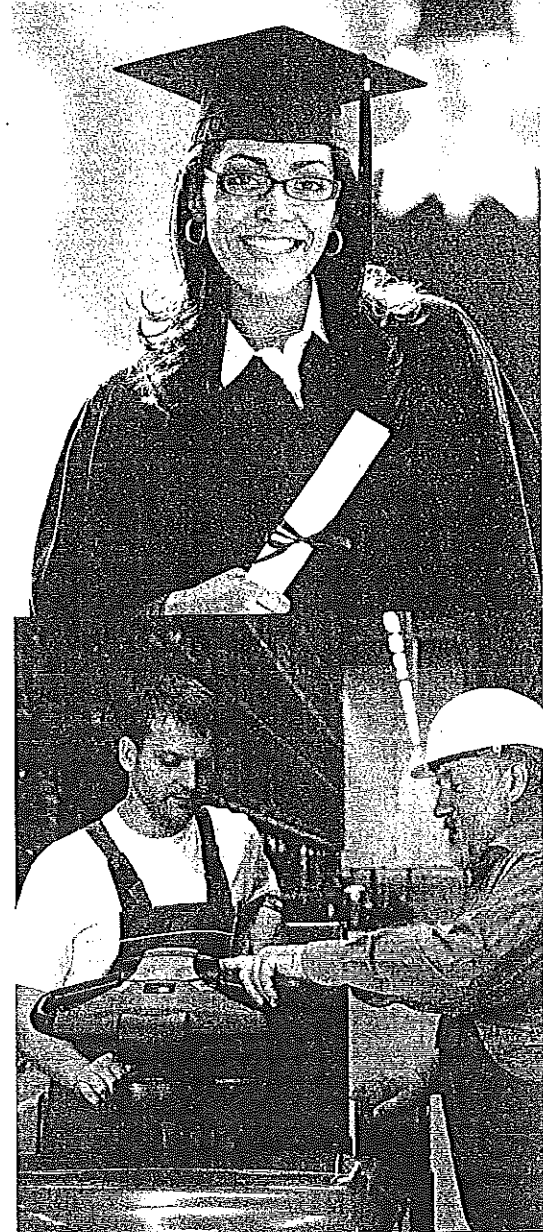
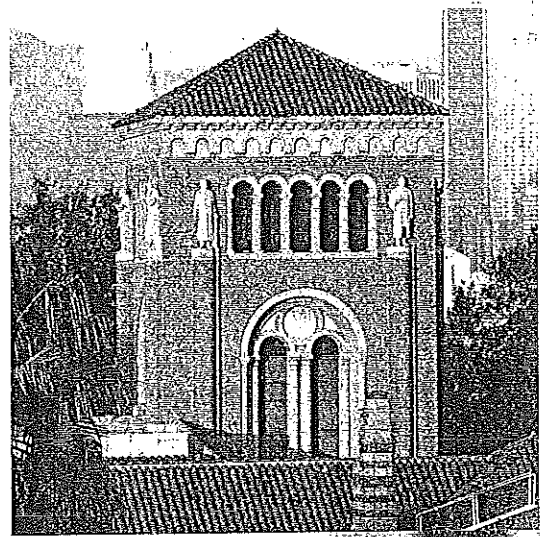
## OBJECTIVE THREE:

**Prepare job seekers and incumbent workers to enter sectors with high-value jobs - as measured by wages, benefits and additional income attracted into the County - and built-in career ladders.**

Create programs that expand the workforce by reconnecting high school dropouts to educational and training opportunities.

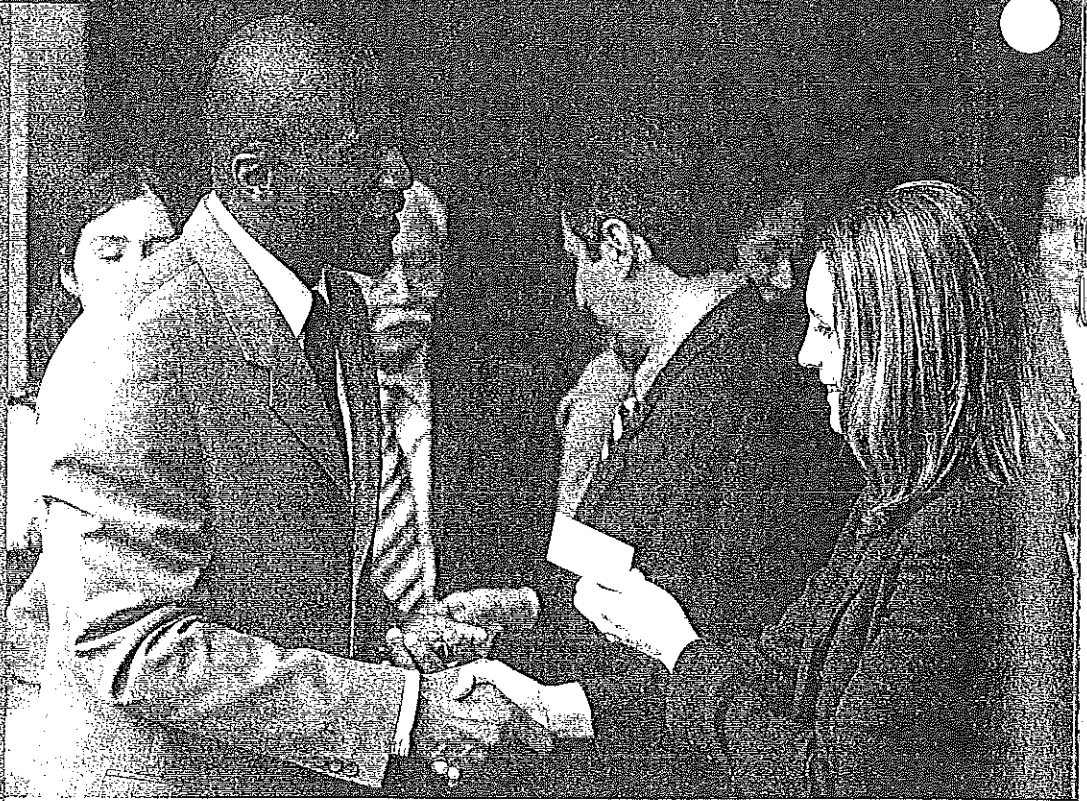
Develop, expand and upgrade the skills of the existing workforce.

Begin career awareness programs in middle school. Offer student internships, job shadowing, apprenticeships, concurrent enrollment programs, soft skills training, improved career counseling, youth employment and more parent education on careers to provide students with career awareness and work experience.



## II. CREATE A BUSINESS-FRIENDLY ENVIRONMENT

Los Angeles County is a great place to do business, but so are many other locations. In today's globally competitive economy where businesses have flexibility in their location decisions, Los Angeles must be as welcoming as possible to businesses of all sizes. All firms, and particularly smaller ones with fewer resources, need to be able to focus their energies on serving their customers rather than interacting with government. Being business-friendly means state, county and city governments are customer-driven in their interactions with businesses; government processes are rational, predictable, understandable and timely; and public and private economic development agencies help businesses thrive and create good quality jobs.



### OBJECTIVE ONE:

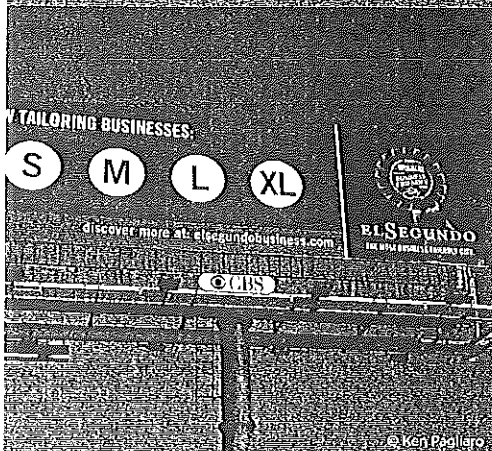
**Establish and promote a business-friendly environment to create and retain good quality jobs.**

Educate local and statewide stakeholders on the value of private sector businesses as generators of jobs, tax revenue and regional prosperity, and encourage government officials to evaluate the economic impact of regulations and policies that affect overall competitiveness and to play a more active role in courting private sector employers.

Create a sample template and encourage cities to include an economic development element in their general plans; then, encourage L.A. County and our 88 cities to update their economic development elements regularly.

Facilitate private sector job creation by helping the state of California, L.A. County, and our 88 cities develop for their business-facing activities more efficient processes, more affordable pricing and a stronger customer service ethic.

Adopt clear, reasonable and predictable processes for the development of land to facilitate job creation and implement policies, plans and procedures to streamline review and approval processes.



## OBJECTIVE TWO:

**Retain and expand the existing job base while pro-actively attracting new businesses, industries, jobs and investment.**

Develop and promote a compelling, consistent value proposition and brand for L.A. County, incorporating existing and aspirational strengths (e.g., size, diversity, creativity, climate, culture and commitment to green).

Increase proactive outreach to help retain and expand businesses of all sizes, with emphasis on those that are at risk of closing, leaving or being wooed away.

Align local and statewide tax incentive policies with local and regional economic development priorities.

Develop sector-specific value propositions and strategies to attract firms including incentives for businesses seeking to capitalize on opportunities

created by the greening of the local, state and world economies.

Create employment and business opportunities for local firms by supporting the development of international trade, tourism, and by promoting Los Angeles County as a destination for foreign direct investment.

Ensure access to capital by expanding outreach and marketing efforts to capital sources and attracting capital investors and lenders for all stages of development; exploring creative new sources of capital such as the EB-5 Immigrant Investor Program; and creating and augmenting channels/networks to connect capital to entrepreneurs, with emphasis on small, minority or women-owned businesses.

## OBJECTIVE THREE:

**Leverage the County's research and development facilities for the commercialization of research, technology and similar opportunities.**

Aggressively seek more research funding and activity for L.A. County-based institutions.

Create a more supportive infrastructure and stronger networks to facilitate the commercialization of local research and provide needed services to

entrepreneurs (venture capital, research parks, entrepreneurial management teams and mentors, etc.), focusing in particular on industries where L.A. County holds a competitive advantage (e.g., port tech, digital media, entertainment technology, etc.).





### III. ENHANCE OUR QUALITY OF LIFE



Quality of life is important to everyone. We all want safe neighborhoods, improved mobility, plentiful and affordable housing, clean air and water, and healthy, vibrant communities. A high quality of life also includes promoting social equity to ensure all residents in Los Angeles County have an opportunity to live a healthy life as full participants in the larger community. From an economic development standpoint, quality of life is critical to a healthy and productive workforce. Moreover, many businesses and workers have options about where to locate, and a healthy environment and high quality of life can help attract and retain them.

#### OBJECTIVE ONE:

**Make our communities more desirable places to live.**

Ensure public safety by supporting programs that reduce crime (such as Business Watch, Neighborhood Watch, volunteer patrols, anti-gang programs and rapid response to “broken window” problems).

Improve mobility and reduce traffic congestion and its environmental impacts by employing technology and traffic management strategies to reduce demand and optimize system efficiency; making transit easier and more desirable to use; improving walkability and bicycling; encouraging transit-oriented development and densification where appropriate; offering incentives for carpooling and transit; and improving the jobs/housing balance.

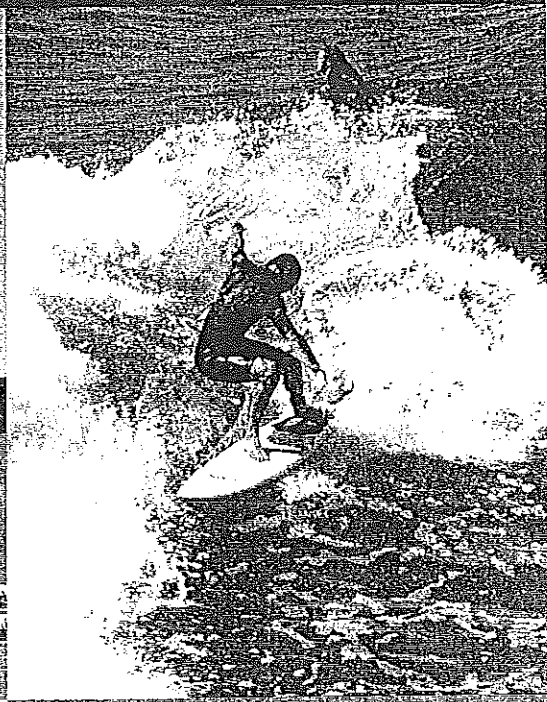
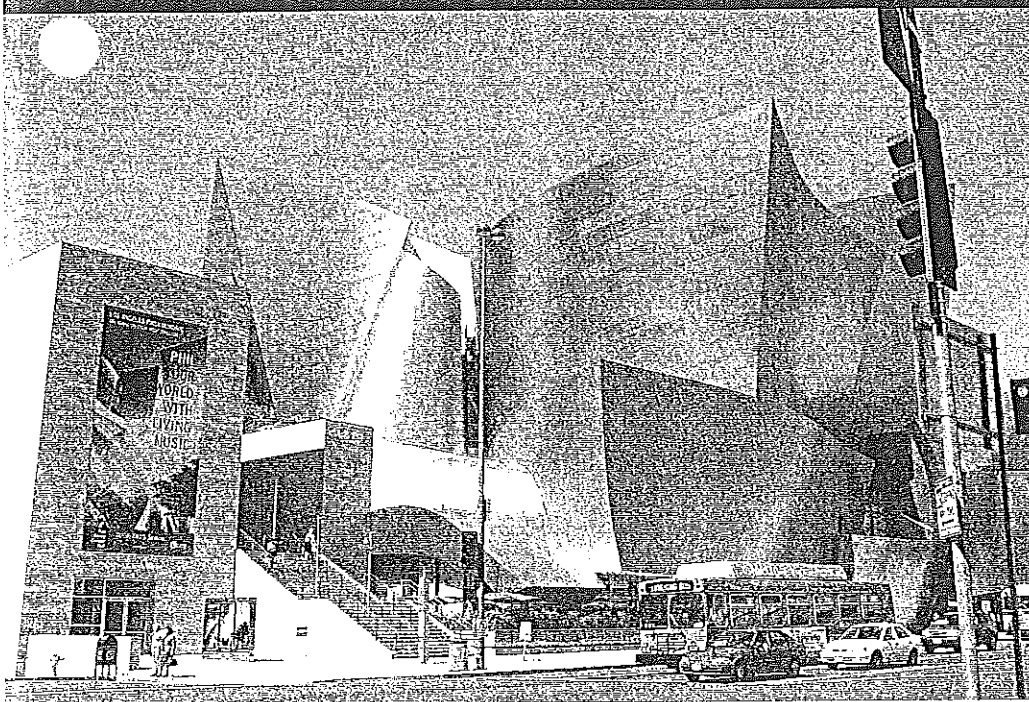
Remove obstacles and create incentives to encourage the construction of a large quantity and wide range of housing

of all types (i.e., condos, apartments, townhouses, single-family homes, etc.), with a particular emphasis on adding affordable and workforce housing units.

Promote healthy living by building more parks and expanding recreational activities, and encouraging healthy living through active lifestyles, wellness programs and locally-sourced nutritious food supplies (e.g., community gardens and farmers markets).

Encourage and expand cultural and artistic amenities that celebrate our diversity and attract local and global patrons.

Create healthy, vibrant and strong communities by balancing land use, transportation, economic development, housing and environmental improvement objectives.



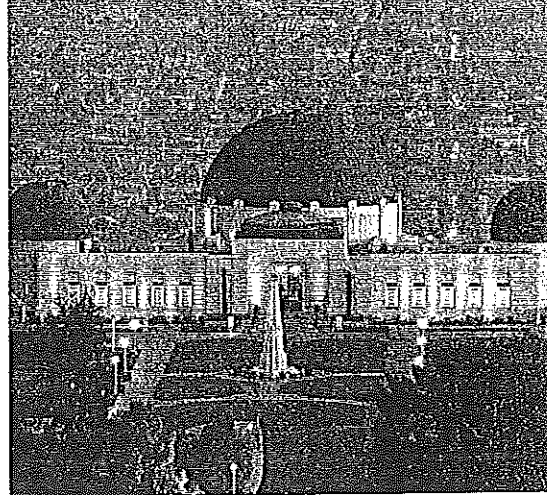
## OBJECTIVE TWO:

Use all available resources (i.e., Hope VI funding, etc.) and adopt new approaches to revitalize low-income communities.

Increase community participation in the planning and jobs creation process.

Use smart growth principles to economically integrate communities,

maximize the creation of new affordable and workforce housing units, and create more open space for residents.



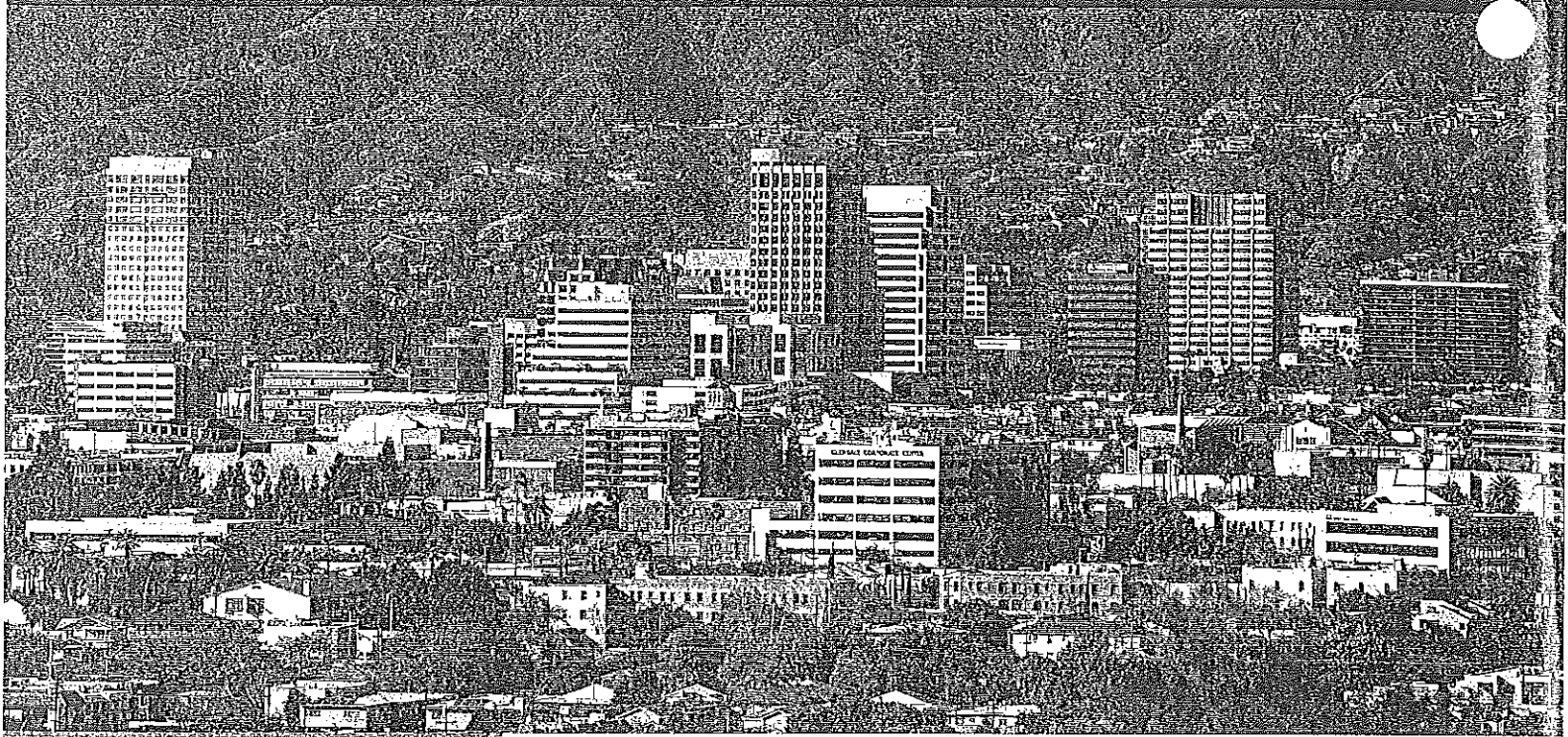
*“In today’s global economy, the places that attract and retain talent will win, and those who don’t will lose.”*

—Richard Florida, Author of *The Flight of the Creative Class*.





## IV. IMPLEMENT SMART LAND USE



Los Angeles County must preserve an adequate supply of jobs-creating land so that current residents and their children will have a place to work and earn a decent living. The population density in the County is among the highest in the nation, placing a premium on the efficient use of the limited supply of land, particularly in urban areas. Smart land use provides adequate space for both employment uses and housing through strategies such as by-right development, infill development, redevelopment, and reuse of obsolete industrial land.

### OBJECTIVE ONE:

#### **Maintain an adequate supply of jobs-creating land.**

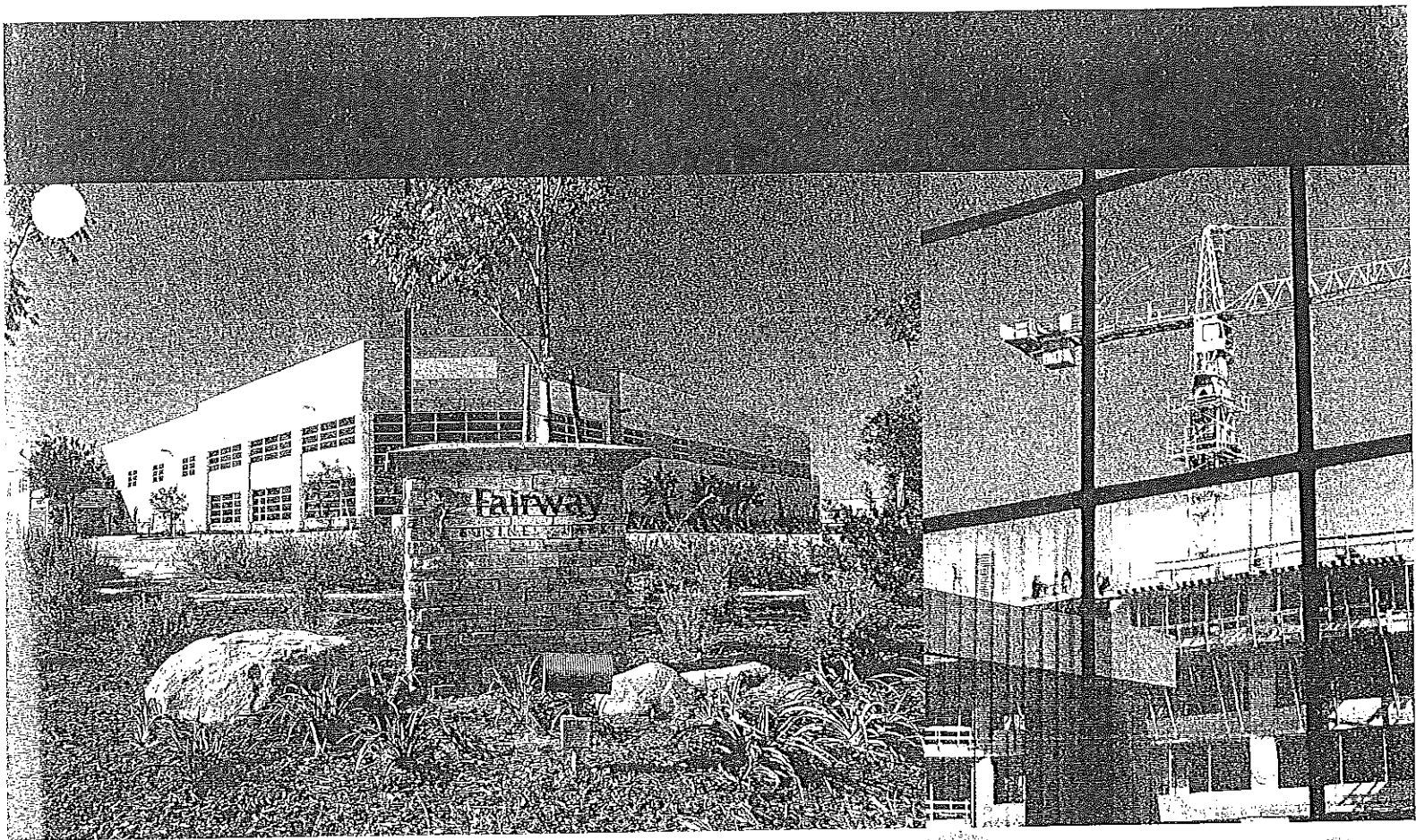
Create and maintain a database of County-wide, jobs-creating land to facilitate the retention and expansion of local companies as well as the attraction of new companies to the County.

Implement an employment land preservation policy that restricts rezoning of industrially-zoned land to other uses without formal consideration and recognition of: the need for adequate buffering between industrial land and incompatible uses; how and where that industrial land will be replaced elsewhere in the County; whether the proposed change-of-use development will increase land values of surrounding industrial land and/or encroach on

nearby viable industries; and whether the new use will produce more high-value jobs than alternative industrial uses.

Make better use of the public sector's real estate portfolio to facilitate jobs-producing projects.

Reserve employment land (existing and vacant) for research and development uses, especially land located near research institutions and universities, using strategies such as creating community land trusts, land banking, and/or through the creation of business, industrial, manufacturing or research and development zones.



## OBJECTIVE TWO:

**Develop and rehabilitate land to meet strategic economic development objectives.**

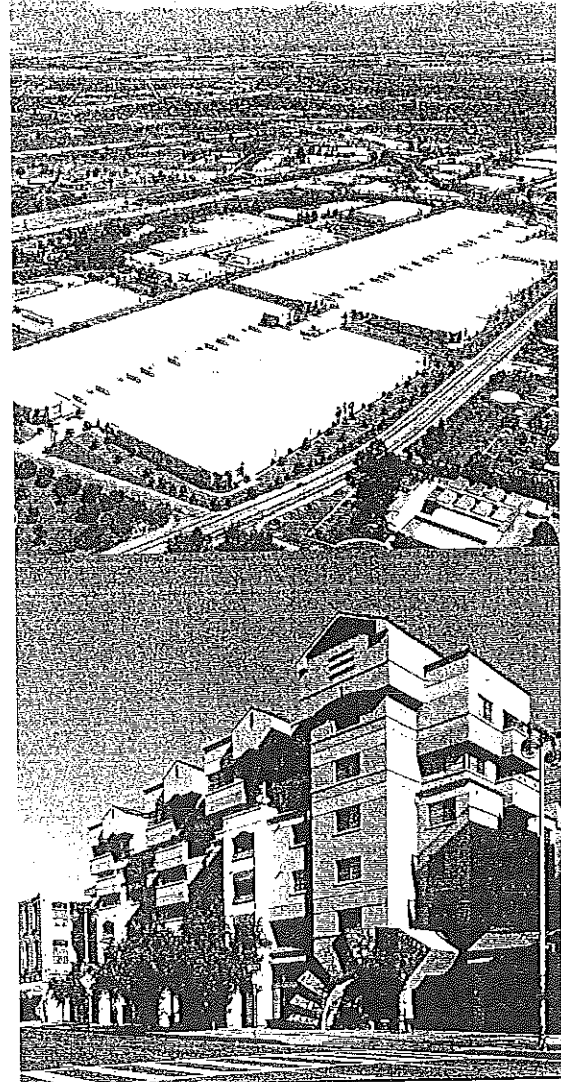
Update general, community and specific plans to enable by-right development and rectify weaknesses in the existing zoning classifications and remedy the reactive, case-by-case, spot zoning approach focused on individual parcels.

Develop, adopt and implement an incentive program to retain commercial and industrial activities and revitalize obsolete industrial land.

Create and promote public/private collaboration programs to facilitate infill development and redevelopment of brownfield sites, underutilized industrial and commercial properties and functionally obsolete buildings.

Collaborate on securing state and federal grants, other public financing vehicles, and tax incentive programs such as the establishment, renewal, implementation, management and/or expansion of Enterprise Zones, Recycling Market Development Zones, Business Improvement Zones, Redevelopment Agencies, as well as other innovative programs that facilitate community development and rehabilitation.

Reform the California Environmental Quality Act (CEQA) to eliminate abusive uses of the statute for non-environmental purposes, such as an existing business seeking to block competitors.





## V. BUILD 21ST CENTURY INFRASTRUCTURE



World-class infrastructure, notably the freeways, ports, airport and water system, underpinned the rise of the Los Angeles County economy to the 19th largest in the world, ranking it ahead of Taiwan. The key infrastructure investments were made a generation or more ago and have served the County well. To maintain its competitive edge in today's global economy, the region must fix the infrastructure development process and invest in upgrading its critical infrastructure.

### OBJECTIVE ONE:

#### **Fix the broken infrastructure development process.**

Restore the balance between local and regional interests in considering approval of infrastructure projects.

Promote enabling legislation allowing for best practices (e.g., design/build, public-private partnerships, and performance

contracting) to expedite infrastructure development.

Advocate for our fair share of public infrastructure dollars and support programs that create opportunities for local contractors from under-served communities.

### OBJECTIVE TWO:

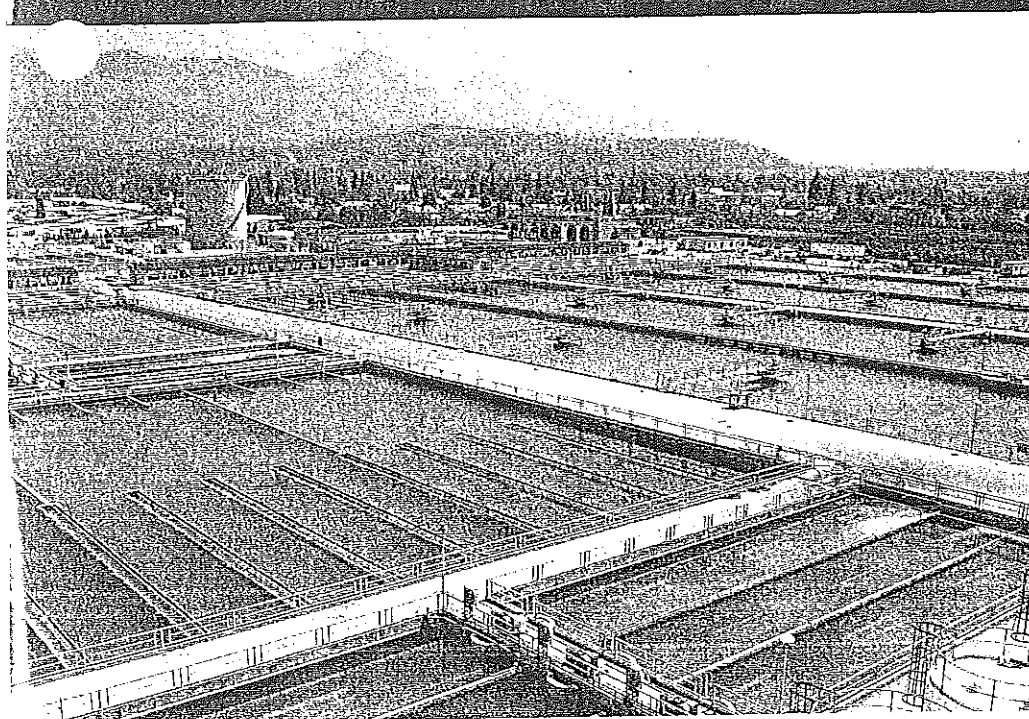
#### **Build and maintain critical infrastructure for L.A. County.**

Expedite green growth at the Ports of L.A. and Long Beach by speeding implementation of the Clean Air Action Plan, developing and deploying locally-sourced and driven green technology solutions, and adding infrastructure to shift container traffic from road to rail or other cleaner modes.

Modernize Los Angeles International Airport by improving domestic and international terminals, airfield safety and efficiency, passenger experience and accessibility into and out of LAX, while also encouraging the further development and improvement of other airports throughout Southern California.







Ensure a reliable supply of clean and affordable energy by encouraging green energy production from public and private sources, building necessary transmission lines to access clean energy, improving network efficiency and reducing demand (e.g., through energy efficiency programs).

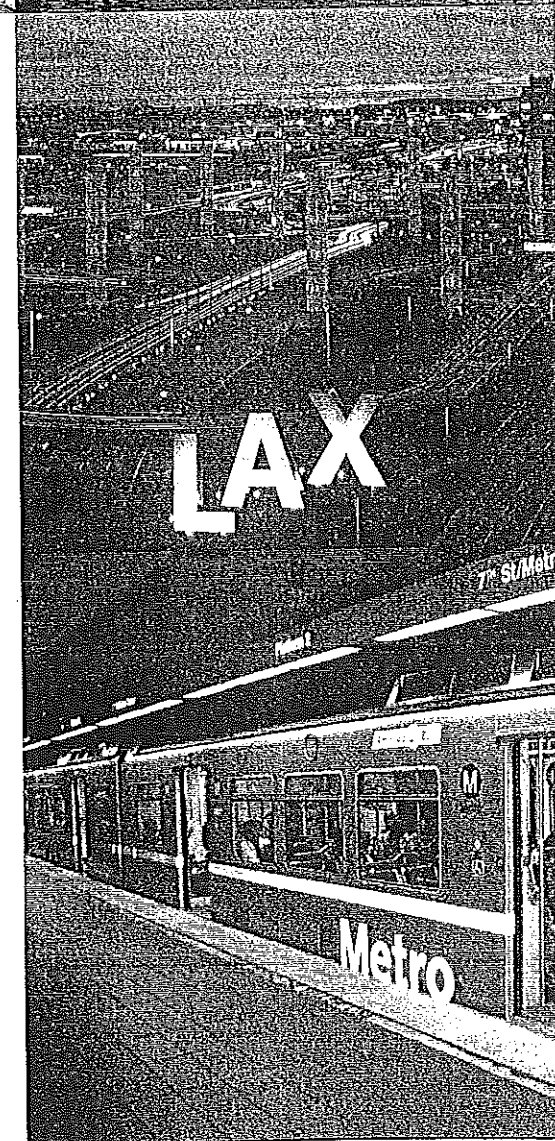
Ensure a reliable supply of clean and affordable water by implementing strategies such as urban water conservation, local stormwater capture, water recycling, and groundwater storage while also pursuing an environmentally-sound solution for the Sacramento Delta that protects Southern California water supplies.

Create a world-class ground transportation network by expanding and improving the quality and user experience of mass transit and alternative modes (such as bike paths/lanes and

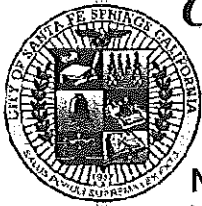
community/company buses), improving highway and road capacity, and investing in goods movement infrastructure (such as truck lanes, near-dock intermodal rail yards, and grade-separated rail corridors).

Improve waste-handling capabilities by expanding recycling efforts, finding environmentally-friendly means of disposal for non-recyclables, and upgrading the region's sewage treatment system, while reducing the waste stream to landfills by encouraging the use of locally-manufactured products that are recyclable, have long life cycles and use less packaging.

Support public and private efforts to continuously improve wired and wireless communications networks in the County to match or exceed the highest global standards for speed and reliability.







# *City of Santa Fe Springs*

City Council Meeting

July 22, 2010

## **NEW BUSINESS – APPEAL OF PLANNING COMMISSION ACTION**

Appeal of Planning Commission Action Involving Conditional Use Permit Case No. 711 – Street Parking Prohibition.

### **RECOMMENDATION:**

It is recommended that the City Council refer this matter back to the City Planning Commission with instructions to approve revised wording to Condition No. 7 of CUP 711 to restrict heavy vehicle parking along the curb fronting 13013 Molette Street, but allow the curbside parking of personal and delivery vehicles provided that a "No Parking/No Stopping" zone is created leading up to the intersection of Molette Street and Shoemaker Avenue and adjacent to the driveway on Molette Street.

### **BACKGROUND**

At its meeting of June 28, 2010, the Planning Commission approved Conditional Use Permit Case No. 711 to allow the establishment, operation and maintenance of a meat (food) processing use on the subject property. One of the conditions of approval, Condition No. 7, requires that Molette Street be posted "No Stopping Any Time". The applicant, MCI Foods, Inc., requested that the Planning Commission consider modifying this condition to restrict heavy vehicles, but allow personal and delivery vehicles to park along the curb. After some discussion between Planning Commissioners, the applicant, and staff, the Planning Commission moved to approve CUP 711 with the "No Stopping Any Time" condition as written.

On July 6, 2010, the City Clerk received the letter requesting to appeal the action of the Planning Commission concerning the street parking prohibition contained in Condition No.7 of CUP 711. As a result, and consistent with the requirements of Section 155.866, this matter was scheduled for consideration by the City Council.

### **ZONING ORDINANCE**

As excerpted below, Zoning Ordinance Section 155.865(B) provides that an appeal of a Planning Commission action must be made in writing and filed with the City Clerk within 14 days of said Planning Commission action, and that said appeal will be considered by the City Council.

### **§ 155.865 APPEAL AND EFFECTIVE DATE.**

(A) Unless otherwise specified in the resolution or motion of the Planning Commission in acting upon a request for a variance, modification, conditional use permit, approval for relocation of a building or development plan approval, the Commission's action shall become effective 14 days after receipt by the applicant of written notice of the Commission's action.



# *City of Santa Fe Springs*

City Council Meeting

July 22, 2010

(B) Said 14 day period shall be for the purpose of allowing for an appeal to the City Council, either by the applicant or any other interested party. Said appeal shall be made in writing and filed with the City Clerk. The filing of an appeal within the prescribed time limit shall have the effect of staying the effective date of the Commission's action until such time as the City Council has acted on the appeal.

Upon the filing of an appeal from any Planning Commission action, Section 155.866, as excerpted below, lists the three action options available to the City Council.

## **§ 155.866 COUNCIL TO HEAR APPEAL.**

Upon receipt of an appeal from any Planning Commission determination, the City Council shall choose one of the following courses of action:

- (A) Approve and ratify the action of the Planning Commission.
- (B) Refer the matter back to the Planning Commission with or without instructions for further proceedings.
- (C) Set the matter for hearing before itself. Notice of said hearing shall be given in accordance with the provisions of this subchapter for all matters which have previously been subject to a public hearing before the Planning Commission. If no public hearing has previously been held, the City Council shall give such notice as it deems appropriate. At such hearing, the City Council shall hear and decide the matter as if it were sitting as the Planning Commission, and shall make the same findings and consider the same criteria as required of the Planning Commission. The decision of the City Council shall be final.

## **RECOMMENDED CITY COUNCIL ACTION**

Staff recommends that this matter be referred back to the Planning Commission with instructions to approved the recommended revised wording to Condition No. 7 that will restrict heavy vehicle parking along the curb fronting the subject property, but will permit the parking of personal and delivery vehicles provided that a "No Parking/No Stopping" zone is created leading up to the intersection of Molette Street and Shoemaker Avenue and adjacent to the driveway on Molette Street.

## **STAFF CONSIDERATIONS**

Condition No. 7, as approved by the Planning Commission, was intended to maintain traffic safety along that portion of Molette Street approaching the Shoemaker Avenue intersection. Staff was not aware at the time the original Staff Report was written that the applicant desired to modify Condition No. 7 to allow personal and delivery vehicle parking along the Molette Street curb. As a result of both the applicant's comments at the Planning Commission meeting and in the appeal letter filed by the applicant's counsel (copy attached), staff has learned in



## *City of Santa Fe Springs*

City Council Meeting

July 22, 2010

greater detail the applicant's desire for the subject parking request and the implications on traffic safety in the area. Based upon these circumstances, city Staff (Planning and City Engineer) have reviewed the applicant's request and believes that traffic safety will be maintained if the recommended modified language is approved to restrict heavy vehicle parking along the curb fronting 13013 Molette Street, but allow the curbside parking of personal and delivery vehicles provided that a "No Parking/No Stopping" zone is created leading up to the intersection of Molette Street and Shoemaker Avenue and adjacent to the driveway on Molette Street.

A handwritten signature in black ink, appearing to read "F. Latham", is positioned above the printed name of the City Manager.

Frederick W. Latham  
City Manager

**Attachment:**

Staff Report – CUP 711

Letter of Appeal of Conditional Use Permit Case No. 711



# *City of Santa Fe Springs*

Planning Commission Meeting

June 28, 2010

## **NEW BUSINESS**

### **Conditional Use Permit Case No. 711**

Request for approval to allow the establishment, operation, and maintenance of a meat processing facility at 13013 Molette Street in the M-2, Heavy Manufacturing, Zone. (MCI Foods, Inc.)

## **RECOMMENDATIONS**

Staff recommends that the Planning Commission take the following actions:

1. Find that the establishment, operation, and maintenance of a meat processing facility, if conducted in strict compliance with the conditions of approval, will be harmonious with adjoining properties and surrounding uses in the area and will be in conformance with the overall purposes and objectives of the Zoning Regulations and consistent with the goals, policies, and programs of the City's General Plan.
2. Find that the proposed project is categorically exempt, pursuant to Section 15301, Class 1 (Existing Facilities) of the California Environmental Quality Act (CEQA); subsequently, a Notice of Exemption (NOE) shall be filed with the County Clerk within five (5) days following the Planning Commission action.
3. Approve Conditional Use Permit Case No. 711 for an initial period of one (1) year, until June 28, 2011, subject to the conditions of approval as contained within this staff report.

## **BACKGROUND**

The subject site is located on the northeast corner of Molette Street and Shoemaker Avenue at 13013 Molette Street, in the M-2, Heavy Manufacturing, Zone. The 72,675 sq. ft. (1.66 acre) site is currently developed with a 34,037 sq. ft. building.

The site was previously home to Real Mex Foods, Inc., who operated their meat processing use for approximately 32 years on the subject site. The applicant, MCI Foods, Inc. is proposing to occupy the subject site and utilize the existing building for their food manufacturing operations. However, since the site has remained vacant and the existing Conditional Use Permit (CUP) has not been utilized for

more than 12 months, the existing CUP became null and void. The applicant is therefore requesting approval of this new CUP to allow them to establish, operate, and maintain their meat processing activities on the subject site.

MCI Foods, Inc. has been in operation for over 50 years, establishing itself in 1957. The company now has several lines of Mexican food products (The Los Cabos, Cabos Classics, and Cabo Primo) that are sold in schools nationwide. Their mission is to provide healthy, nutritious products at a fair price to school children all over the United States.

Since the existing facility was previously utilized for a meat processing use, the building layout is already designed to meet their needs. MCI Foods, Inc. therefore is planning to occupy the facility as is, with the exception of minor improvements to meet County of Los Angeles Health Department and USDA codes and inspection requirements.

Operation: Operations will consist of the assembly and packaging of Mexican food items such as burritos, enchiladas, quesadillas, tamales, flautas, and tacos. MCI uses fully cooked ingredients such as beef and poultry fillings as well as non-meat fillings. The facility will operate 7 days a week, 24 hours per day with a combined staff of 120. According to the applicant, approximately twelve inbound trucks and four outbound trucks will access the facility per day.

As noted previously, MCI is planning to utilize the existing facility since it was previously utilized for a similar operation. The existing building contains rooms for: delivery, cooling, food processing, warehouse area, and offices. The proposed improvements will include: quality control office, maintenance area, and an additional employee break room. The site plan and floor plan are provided as attachments within this report.

### **STREETS AND HIGHWAYS**

The subject site is located on the northeast corner of Molette Street and Shoemaker Avenue at 13013 Molette Street. Shoemaker Avenue is designated as a "Secondary Highway" within the Circulation Element of the City's General Plan. Molette Street is a local industrial street.

### **ZONING DESIGNATION**

The subject site and all surrounding properties to the north, south, and east are zoned M-2, Heavy Manufacturing. Properties to the west are in the City of Norwalk and are also zoned M-2, Heavy Manufacturing, and developed with industrial uses.

### **GENERAL PLAN LAND USE DESIGNATION**

The subject site and the properties immediately to the north, south, and west have a General Plan Land Use designation of "Industrial" and are developed with manufacturing, professional offices, and warehouse/distribution uses. As previously stated, properties to the west are in the City of Norwalk and developed with industrial uses.

### **ZONING CODE REQUIREMENTS**

Section 155.243(D)(5) of the City's Zoning Regulations allows for the establishment of "*meat or fish products packaging, canning or processing uses*" in the M-2 (Heavy Manufacturing) Zone, provided that a CUP is first obtained to control and/or mitigate the potential for noise and odor normally associated with the use (see Staff Considerations); consequently, MCI Foods, Inc. is requesting approval of this CUP to allow the establishment, operation, and maintenance of their meat processing use on the subject site.

### **ENVIRONMENTAL DOCUMENTS**

Staff finds that the proposed project meets the criteria for a categorical exemption pursuant to the California Environmental Quality Act (CEQA), Section 15301-Class 1 (Existing Facilities). Consequently, no further environmental documents are required. If the Planning Commission agrees, Staff intends to file a Notice of Exemption (NOE) with the County Clerk within five (5) days following the Planning Commission action.

### **STAFF CONSIDERATIONS**

Per Section, 155.716 of the City's Zoning Regulations, before granting a Conditional Use Permit, the Commission shall:

- 1) *Satisfy itself that the proposed use will not be detrimental to persons or property in the immediate vicinity and will not adversely affect the city in general.*

Staff finds that the proposed use will not be detrimental for the following reasons:

- The site has been utilized for meat processing for over 32 years without any adverse consequence. MCI Foods, Inc. is simply proposing to continue utilizing the property for the same type of activity.



- MCI Foods, Inc. is bound by several conditions of approval to make certain that their operations will not conflict with regulation set forth by regulatory agencies and not to pose a public nuisance to adjacent property owners and tenants.
- Food processing uses, particularly those involving meat, poultry, and fish, are strictly regulated and closely monitored by several government agencies. These agencies include: Department of Food and Agriculture, Los Angeles County Health Department, Los Angeles County Sanitation Department, the City of Santa Fe Springs CUPA, South Coast Air Quality Management District, and the United States Food and Drug Administration. These agencies are responsible for ensuring public safety and food security for public consumption.

2) *Give due consideration to the appearance of any proposed structure and may require revised architectural treatment if deemed necessary to preserve the general appearance and welfare of the community.*

Staff finds that the general appearance and welfare of the community will be preserved for the following reasons:

- MCI Foods, Inc. intends to make minor improvements to the interior of the building to meet County of Los Angeles Health Department and USDA codes and inspection requirements. There will be no modifications to the exterior portion of the building; the site, therefore, will appear unchanged.

Based on the aforementioned reasons, staff finds that approval of Conditional Use Permit Case No. 711, if conducted in strict compliance with the conditions of approval will be compatible with the surrounding developments and not pose a nuisance or risk to the public or environment. As a result, Staff is recommending approval of Conditional Use Permit Case No. 711 for one (1) year, until June 28, 2011.

### **CONDITIONS OF APPROVAL**

#### **DEPARTMENT OF FIRE-RESCUE /ENVIRONMENTAL DIVISION** **(Contact: Tom Hall 562-868-0511 x3715)**

1. That the applicant shall comply with all Federal, State and local requirements and regulations included, but not limited to, the Santa Fe Springs City Municipal Code, California Fire Code, Certified Unified Program Agency (CUPA) programs, the Air Quality Management District's Rules and Regulations and all other applicable codes and regulations.

2. Permits and approvals. That the owner/developer shall, at its own expense, secure or cause to be secured any and all permits or other approvals which may be required by the City and any other governmental agency having jurisdiction as to the environmental condition of the Property. Permits shall be secured prior to beginning work related to the permitted activity
3. That the owner/operator shall obtain an Industrial Wastewater Discharge Permit before generating and disposing industrial wastewater to the sanitary sewer system.

**POLICE SERVICES DEPARTMENT**

**(Contact: Phillip De Rousse 562-868-0511 Ext. 3319)**

4. That the applicant shall provide an emergency phone number and a contact person to the Department of Police Services and the Fire Department. The name, telephone number, fax number and e-mail address of that person shall be provided to the Director of Police Services and the Fire Chief no later than 60 days from the date of approval by the Planning Commission. Emergency information shall allow emergency service to reach the applicant or their representative any time, 24 hours a day.
5. That in order to facilitate the removal of unauthorized vehicles parked on the property, the applicant shall post, in plain view and at each entry to the property, a sign not less than 17" wide by 22" long. The sign shall prohibit the public parking of vehicles and indicate that vehicles will be removed at the owner's expense and also contain the California Vehicle Code that permits this action. The sign shall also contain the telephone number of the local law enforcement agency (Police Services Center (562) 409-1850). The lettering within the sign shall not be less than one inch in height. The applicant shall contact the Police Services Center for an inspection no later than 30 days after the project has been completed and prior to the occupancy permit being issued.
6. That the subject building, including any lighting, fences, walls, cabinets, and poles shall be maintained in good repair, free from trash, debris, litter and graffiti and other forms of vandalism. Any litter, graffiti, and or/damage caused from other forms of vandalism shall be repaired within 72 hours of occurrence, weather permitting, to minimize occurrences of dangerous conditions or visual blight. Paint utilized in covering graffiti shall be a color that matches, as closely possible, the color of the existing and/or adjacent surfaces.

**ENGINEERING / PUBLIC WORKS DEPARTMENT****(Contact: Noe Negrete 562-868-0511 x7611)**

7. That adequate "on-site" parking shall be provided per City requirements and all streets (Molette Street and Shoemaker Avenue) abutting the development shall be posted "No Stopping Any Time." The City will install the offsite signs and the owner shall pay the actual cost of sign installation.
8. Remove and reconstruct existing driveway on Molette Street to comply with the latest City of Santa Fe Springs standard for Special Commercial Driveway (standard plan R-6.4C). In addition, remove and reconstruct asphalt concrete pavement adjacent to the driveway on Molette Street (three foot wide).

**PLANNING AND DEPARTMENT DEVELOPMENT****(Contact: Paul Garcia 562-868-0511 Ext. 7357)**

9. That outdoor storage activity shall require prior approval from the Director of Planning and Development or his/her designee. Any approval shall require a fully dimensioned and scaled site plan showing the proposed area of storage and is required as part of the approval process. Required parking and access shall not be impacted nor shall the outdoor storage activity be visible from the street.
10. That all fences, walls, and similar improvements (interior and/or exterior) to the property shall be subject to the approval of the Director of Planning and Development.
11. That the meat processing use shall only be conducted in designated processing areas as shown on the floor plan submitted by the applicant and on file with this case.
12. That the meat processing use shall comply with Section 155.420 of the City Zoning Regulations regarding the generation of objectionable odors. If a violation occurs, the property owner/applicant shall take the necessary measures to eliminate the objectionable odors from the operation immediately or shut down the processing until the matter is remedied. This includes, but is not limited to, the modification of the meat processing procedures, installation of new processing equipment, scrubber equipment and so forth.

13. That any waste generated by the use shall be disposed of in an approved manner on a regular basis, and shall not be stored outdoors on the property.
14. That the meat processing use shall comply with all requirements of the City's Zoning Regulations, Building Code, Property Maintenance Ordinance, City Fire Code and all other applicable Local, State, and Federal regulations and any other codes regarding the meat processing use.
15. That any proposed roof-mounted mechanical equipment and/or duct work which projects above the roof or roof parapet of the proposed meat processing facility and is visible from adjacent property or a public street at ground level shall be screened by an enclosure which is consistent with the architecture of the building and approved by the Director of Planning and Development. A contractor shall provide a line-of-sight drawing showing the equipment will not be visible at a height of 6 feet from a distance of 300 feet or a building cross-section drawing which shows the proposed equipment and its relation to the roof and parapet lines.
16. That prior to submitting plans to the Building Division for plan check, the owner/developer shall submit Mechanical plans that include a roof plan that shows the location of all proposed roof mounted equipment, if any, and elevations of all mechanical equipment.
17. That prior to occupancy of the applicant shall submit a business license application to the Planning and Finance Departments for consideration of a Business Operations Tax Certificate (BOTC). A Statement of Intended Use form shall also be submitted to the Building and Fire Department for their approval.
18. That the Department of Planning and Development shall first review and approve all future sign proposals for the property. The sign proposal (plan) shall include a site plan, building elevation on which the sign will be located, size, style and color of the proposed sign. All drawings shall be properly dimensioned and drawn to scale on 24" x 26" maximum-size paper. All signs shall be installed in accordance with the sign standards of the Zoning Regulations and the Sign Guidelines of the City.
19. That Conditional Use Permit Case No. 711 shall be reviewed after a period of one (1) year, on June 28, 2011. Approximately three (3) months before June 28, 2011, the applicant, and/or the then operator or owner shall request, in writing, an extension of the privileges granted herein, provided

that the use has been continuously maintained in strict compliance with these conditions of approval.

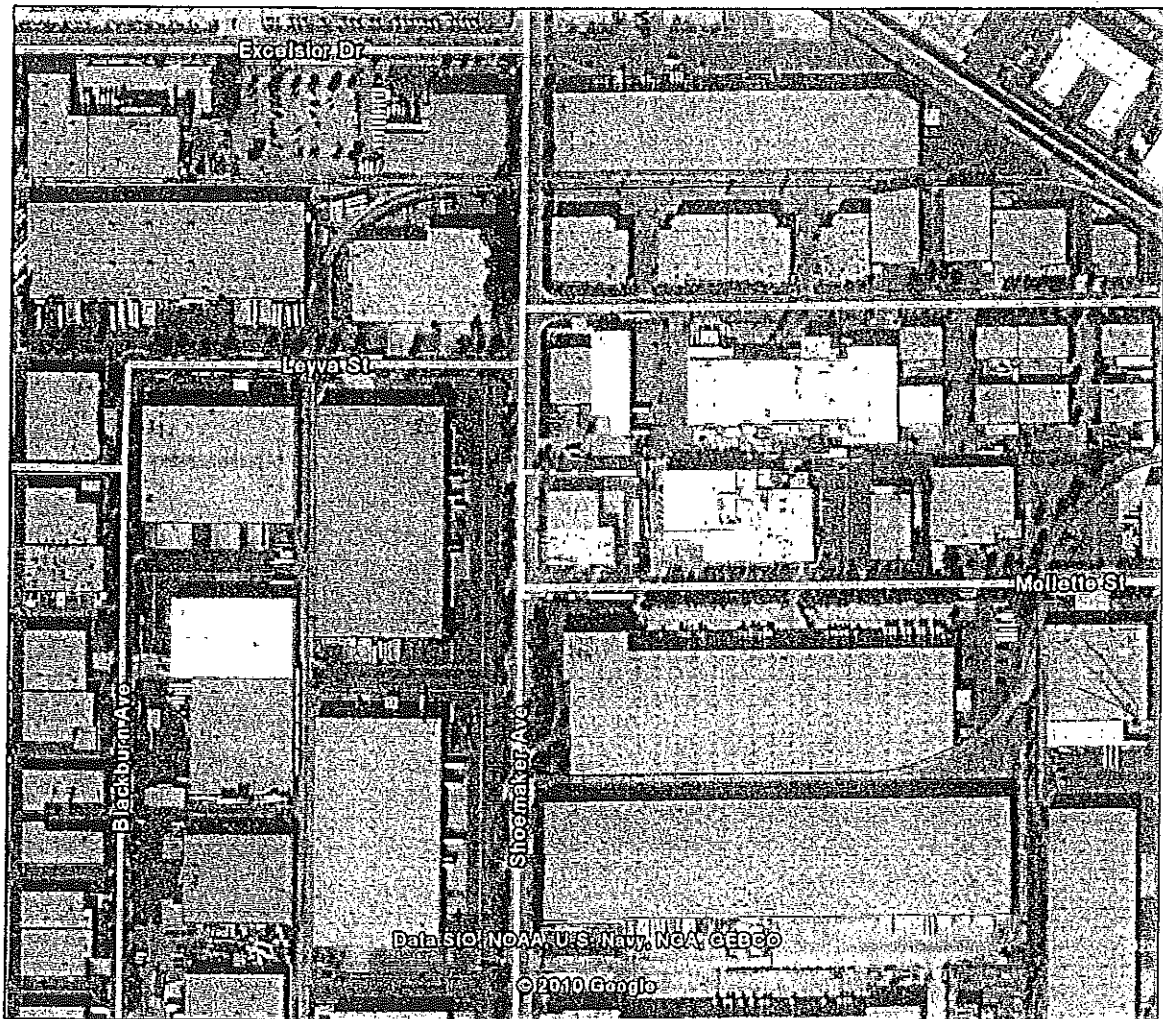
20. That Conditional Use Permit Case No. 711 shall not be effective for any purpose until the applicant has filed with the City of Santa Fe Springs an affidavit stating he/she is aware of and accepts all of the required conditions of approval.
21. That the applicant, MCI Foods, Inc., agrees to defend, 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 Conditional Use Permit Case No. 711, when action is brought within the time period provided for in the City's Zoning Regulations, 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.
22. That it is hereby declared to be the intent that if any provision of this approval is violated or held to be invalid, or if any law, statute or ordinance is violated, this approval shall be void and the privileges granted hereunder shall lapse.



Paul R. Ashworth  
Director of Planning and Development

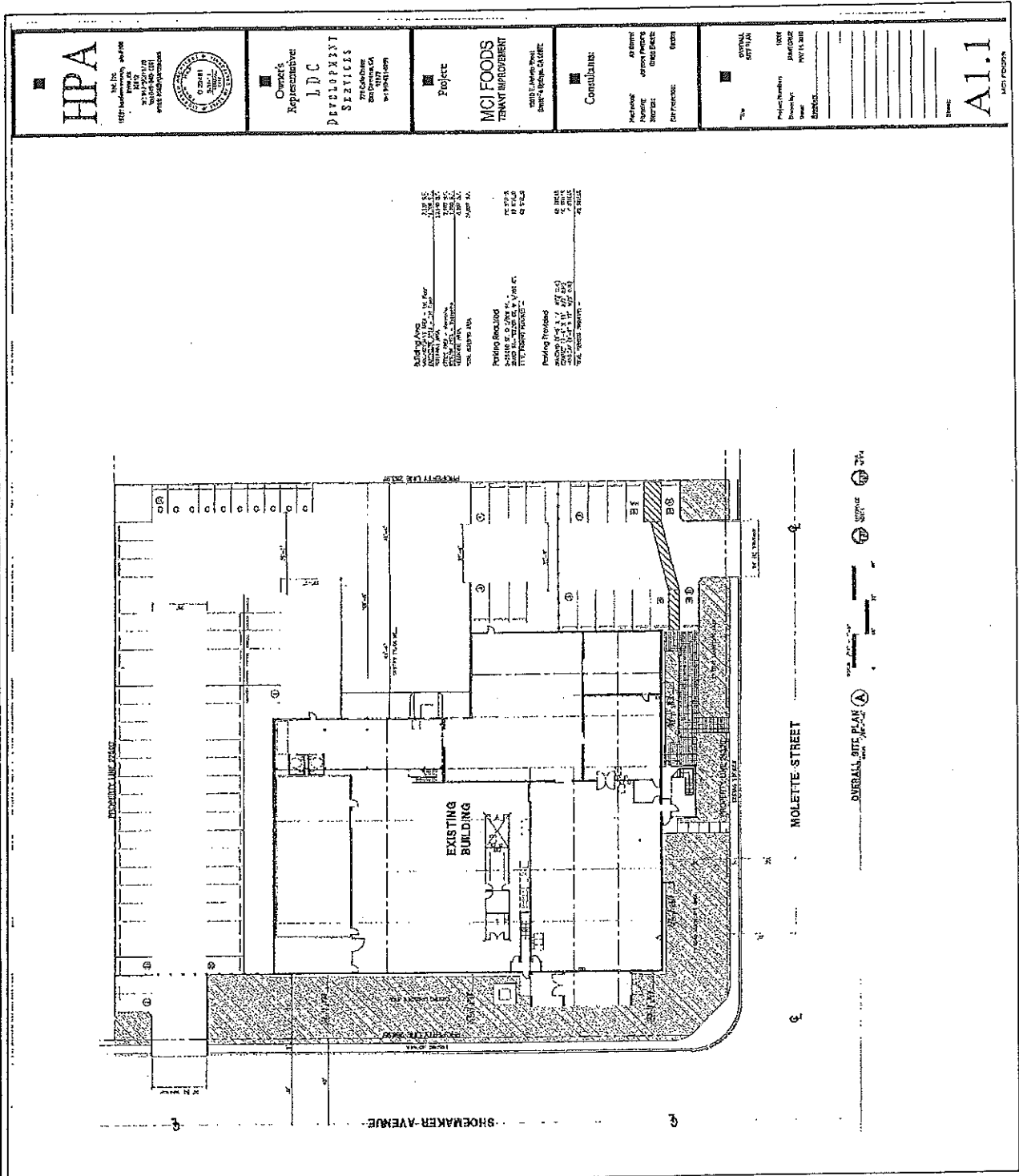
Attachment(s)

1. Aerial Photograph
2. Site Plan
3. Floor Plan
4. CUP Application



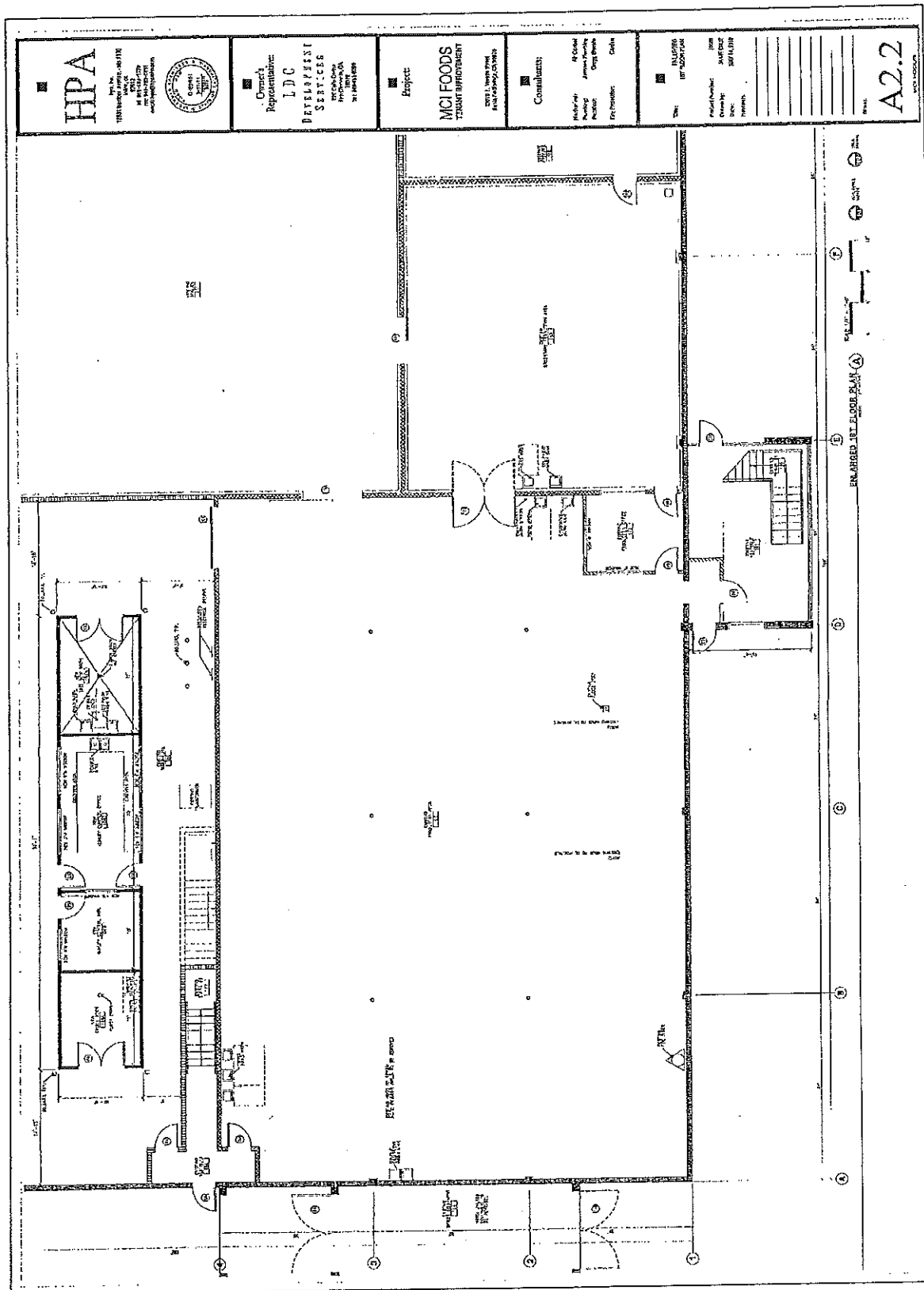
**Conditional Use Permit Case No. 711**  
**MCI Foods, Inc.**  
**13013 Molette Street**

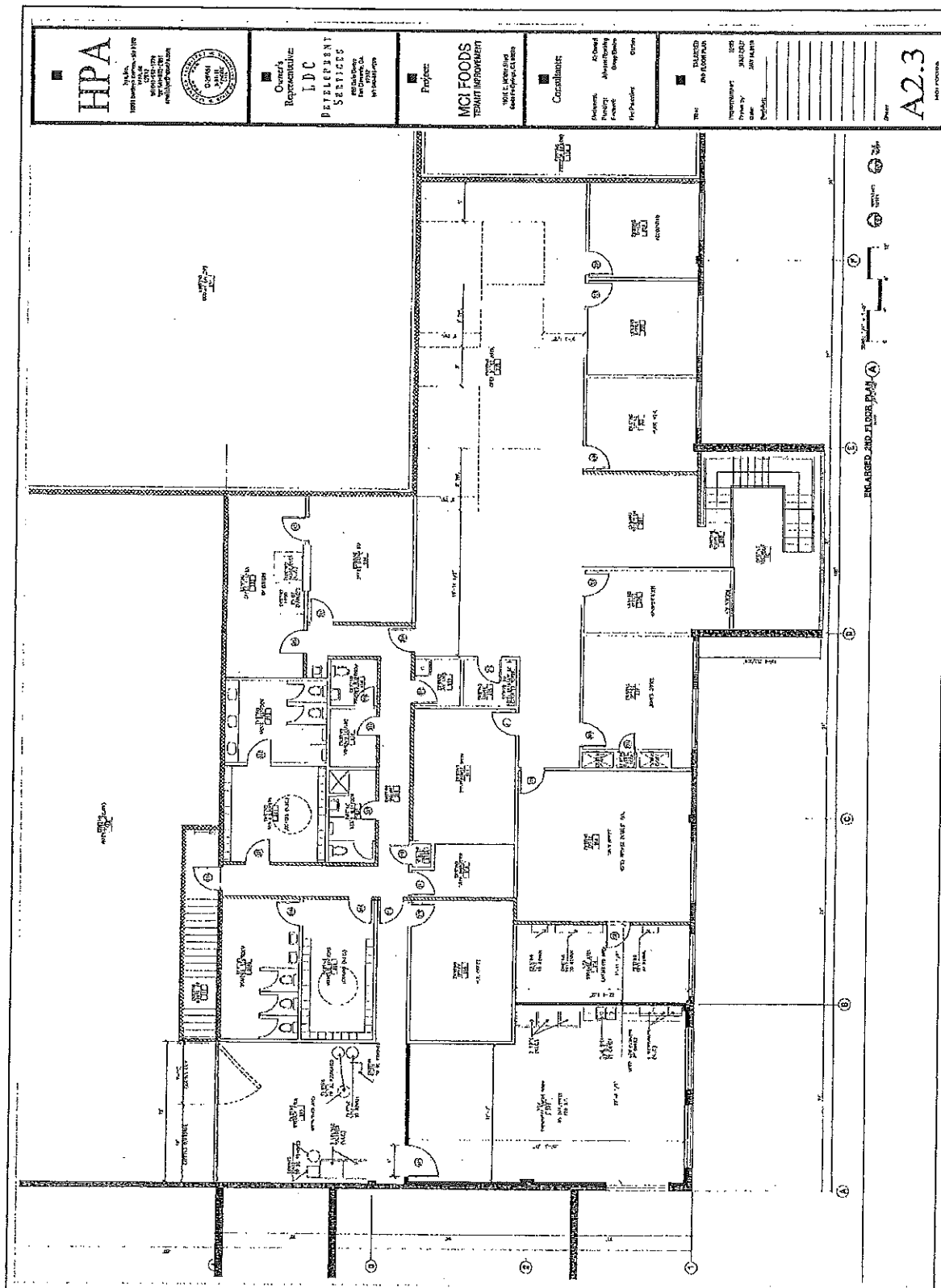




Date of Report: June 24, 2010









City of Santa Fe Springs  
Application for  
**CONDITIONAL USE PERMIT (CUP)**

Application is hereby made by the undersigned for a Conditional Use Permit on the property located at (Provide street address or, if no address, give distance from nearest cross street): **13013 Molette Street, Santa Fe Springs, Ca. 90670**

Give the correct legal description of the property involved (include only the portion to be utilized for the Conditional Use Permit. If description is lengthy, attach supplemental sheet if necessary): **APN # 7005-007-053 Lot: 53 Tract No: 23067 Abbreviated Description: Lot: 53 City: REGION/CLUSTER: 26/26811 TR# 23067 LOTS 50 THRU 52 AND W 25 FT OF LOT 53. IMP1=33685SF, YB: 1977, 1STY;IMP2=IND**

Record Owner of the property: **Samuel Goldwyn Foundation**

Name: **Meyer Gottlieb** Phone No: \_\_\_\_\_  
Mailing Address: **9570 West Pico #400 Los Angeles, Ca. 90035** Date of Purchase: \_\_\_\_\_  
Fax No: \_\_\_\_\_ E-mail: **Meyergott@aol.com**  
Is this application being filed by the Record Owner? **No, see attached authorization letter.**

(If filed by anyone *other than the Record Owner*, written authorization signed by the Owner must be attached to the application.)

Representative authorized by the Record Owner to file this application: Name: **John Southard & Dan Southard.** Phone No: **310-635-5664**  
Mailing Address: **12835 Atlantic Ave. Compton, Ca. 90221**  
Fax No: **310-635-0916** E-mail: **dan@mcifoods.com** and **john@mcifoods.com**

Describe any easements, covenants or deed restrictions controlling the use of the property: **N/A**

The Conditional Use Permit is requested for the following use (*Describe in detail the nature of the proposed use, the building and other improvements proposed*): **Consistent with the previous occupier of the location, MCI foods, Inc. will be processing and distributing frozen Mexican foods. MCI will be utilizing the facility in its existing condition making only minor improvements.**

**NOTE**

This application must be accompanied by the filing fee, map and other data specified in the form entitled "Checklist for Conditional Use Permits."

CUP Application  
Page 2 of 3

### JUSTIFICATION STATEMENT

ANSWERS TO THE FOLLOWING QUESTIONS MUST BE CLEAR AND COMPLETE. THEY SHOULD JUSTIFY YOUR REQUEST FOR A CONDITIONAL USE PERMIT

1. Explain why the proposed use is essential or desirable in the location requested.

1a. The site is desirable to M.C.I. Foods Inc. (MCI) because the location has been a food processing and distribution facility since 1977. Due to this fact the existing improvements and infrastructure are in place allowing MCI to move into the building by only adding minor improvements.

2. Explain why the proposed use will not be detrimental to persons and properties in the vicinity, nor to the welfare of the community in general.

2a. The proposed use will not be detrimental to the community because it is consistent with the adjacent and existing uses. Additionally, MCI has been operating in Los Angeles county for 50 years and is good standing with the City of Compton, the County of Los Angeles and the United States Department of Agriculture.

3. What steps will be taken to ensure that there will be no harmful noise, dust, odors or other undesirable features that might affect adjoining properties?

3a. All processing and storage will take place inside the building muting the noise and odors. Dust is not a byproduct of this operation.

4. Explain why the proposed use will not in the future become a hindrance to quality development or redevelopment of adjoining properties.

**4a. The use will not hinder quality development or redevelopment because it is consistent with the uses in the adjacent area.**

5. Explain what measures will be taken to ensure that the proposed use will not impose traffic burdens or cause traffic hazards on adjoining streets.

**5a. In coming trucks must make dock appointments and check in on site, reducing congestion on the streets. Additionally, MCI's use as a food processor will have less truck traffic than a typical M-2 use and will reduce truck congestion.**

6. If the operator of the requested conditional use will be someone other than the property owner, state name and address of the operator.

**6a. M.C.I. Foods, Inc. 12835 Atlantic Ave. Compton, Ca. 90221 310-635-5664**

CUP Application  
Page 3 of 3

### PROPERTY OWNERS STATEMENT

We, the undersigned, state that we are the owners of all of the property involved in this petition (Attach a supplemental sheet if necessary):

Name (please print): **Samuel Goldwyn Foundation c/o Meyer Gottlieb**  
Mailing Address: **9570 West Pico #400, Los Angeles, Ca. 90035**

Phone No: 310-860-3111

Fax No: 310-860-3198 E-mail: **Meyergott@aol.com**

Signature: \_\_\_\_\_

Name (please print): Daniel J. Southard

Mailing Address: 12835 Atlantic Ave Compton CA 90221

Phone No: 310 635-5664

F a x 310 635-5664 E - m a i l : dansouthard@aol.com

Signature: 0416

CERTIFICATION

STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES

) ss.

\_\_\_\_\_, being duly sworn, depose and say that I am the petitioner in this application for a Conditional Use Permit, and I hereby certify under penalty of law that the foregoing statements and all statements, maps, plans, drawings and other data made a part of this application are in all respects true and correct to the best of my knowledge and belief.

Signed: \_\_\_\_\_

(If signed by other than the Record Owner, written authorization must be attached to this application)

(seal)

On \_\_\_\_\_ before me, \_\_\_\_\_  
Personally appeared \_\_\_\_\_  
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument, the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

See Attached  
California All-Purpose Notary Public  
Certificate of Acknowledgment

FOR DEPARTMENT USE ONLY	
CASE NO.	RCUP 235
DATE FILED	05/28/2010
FILING FEE	\$ 1118.00
RECEIPT NO.	1011598
APPLICATION COMPLETE?	

05-20-10 1011598

CHECK 1118.00

## CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

State of California

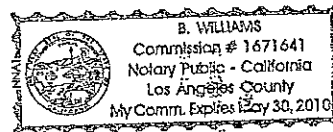
County of Los AngelesOn May 19, 2010 before me, B. Williams, Notary Public  
(Here insert name and title of the officer)personally appeared Daniel A. Burkhead

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

[Signature]  
Signature of Notary Public



(Notary Seal)

### ADDITIONAL OPTIONAL INFORMATION

#### INSTRUCTIONS FOR COMPLETING THIS FORM

Any acknowledgment completed in California must contain verbiage exactly as appears above in the notary section or a separate acknowledgment form must be properly completed and attached to that document. The only exception is if a document is to be recorded outside of California. In such instances, any alternative acknowledgment verbiage as may be printed on such a document so long as the verbiage does not require the notary to do something that is illegal for a notary in California (i.e. certifying the authorized capacity of the signer). Please check the document carefully for proper notarial wording and attach this form if required.

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. he/she/they, is/are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
  - ✦ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
  - ✦ Indicate title or type of attached document, number of pages and date.
  - ✦ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document

#### DESCRIPTION OF THE ATTACHED DOCUMENT

Property Owners Statement  
(Title or description of attached document)

(Title or description of attached document continues)

Number of Pages \_\_\_\_\_ Document Date 5/19/2010

(Additional information)

#### CAPACITY CLAIMED BY THE SIGNER

- ☐ Individual (s)  
☐ Corporate Officer

(Title)

- ☐ Partner(s)  
☐ Attorney-in-Fact  
☐ Trustee(s)  
☐ Other \_\_\_\_\_

# LAW OFFICE OF JAMES J. GREGG

400 OCEANGATE, EIGHTH FLOOR  
LONG BEACH, CA 90802  
TELEPHONE (562) 590-9378 FACSIMILE (562) 590-9379

July 6, 2010

Via Email – paulashworth@santafesprings.org  
ORIGINAL MAILED

Received  
JUL 08 2010  
Planning Dept.

Mr. Paul Ashworth  
City Planner  
11710 Telegraph Road  
Santa Fe Springs, CA 90670

Re: Appeal of Conditional Use Permit ("CUP") Case No. 711  
13013 Molette Street

Dear Mr. Ashworth:

I want to thank you and the entire City staff for their willingness to work with my client, MCI Foods, Inc. ("MCI"), as we relocate our operations into your City.

As indicated during the public hearing, MCI will be investing approximately \$7 million at the proposed location. Additionally, MCI will be creating an additional 120 jobs in the community.

The Planning Commission approved the above entitled CUP at its meeting on June 28, 2010. MCI is in agreement with all the provisions of the CUP with the exception of Condition 7 which provides as follows:

7. *That adequate "on-site" parking shall be provided per City requirements, and all streets (Molette Street and Shoemaker Avenue) abutting the development shall be posted "No Stopping Any Time." The City will install the offsite signs and the owner shall pay the actual cost of sign installation.*

You will recall when CUP 711 was being discussed by the Planning Commission that MCI requested modified wording to Condition 7 to restrict heavy vehicle parking, yet allow personal and delivery vehicle parking along Molette Street. It appeared that City staff was amenable to this modification; however, the Planning Commission moved to approve the "No Parking" condition as written (and without the requested modified wording).

## REQUEST:

It is respectfully requested that the City Council approve the modified wording to Condition 7 that will restrict heavy vehicle parking along Molette Street, but will allow the parking of personal and delivery vehicles. MCI is agreeable to a "No Parking" setback distance from the intersection, and a parking time limit if deemed necessary.



## REASONING:

MCI acknowledges the traffic safety intent of the parking restriction concept, but feels that an absolute "No Parking" restriction on all vehicle types is overreaching, unreasonable and unwarranted. MCI believes that traffic safety is maintained by restricting heavy vehicle parking and creating a "No Parking" zone leading up to the intersection. In addition to the above, MCI asks that the City Council take into consideration the following factors:

1. Placing the absolute "No Parking" restriction on the MCI property decreases the value of the property as compared to neighboring properties that have no such restriction. By instituting the requested modified parking restriction the City will allow MCI to maximize the financial potential of this property enjoyed by neighboring properties.
2. The absolute "No Parking" condition as set forth in the CUP only affects the MCI site. The remainder of the north side of Molette Street is unrestricted with two exceptions. In front of Day-Lee foods to the east of the MCI property, there is a section of curb painted yellow and marked "loading zone -- no parking" encompassing about 5 parking spaces. The remainder of the street frontage in front of Day-Lee is available to park approximately 7 -- 10 vehicles. Also, the property located at the Northeast corner of Molette and Carmenita Road is posted "No Stopping Any Time" affecting about 2 parking spots. The current "No Parking" restriction imposed on the MCI property has not been shown to have any effect -- positive or negative -- on traffic safety in the area.
3. The "No Parking" restriction is pre-mature and assumes that MCI's use of street parking would create a traffic hazard. This pre-judgment is unfair as MCI has not occupied the building yet. Accordingly, MCI believes that any parking restriction should be based on use and history; there is no a history of traffic incidents that warrants the absolute "No Parking" restriction.
4. The City has the authority to adjust/modify the parking restrictions along Molette at any time in the future. Approving MCI's requested modification to allow personal and delivery vehicle parking can be modified or eliminated by the City in the future should circumstances warrant. MCI simply asks that it be given the opportunity to demonstrate that personal and delivery vehicle parking will not create a traffic hazard.

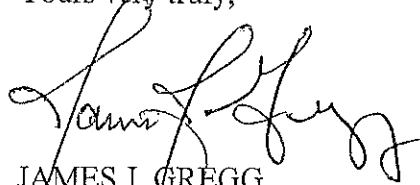
During the public hearing, the Engineering staff raised an issue of site distances and safety as issues on Molette as you approach Studebaker Avenue. MCI is open to discussing these issues with City staff.

For the reasons stated above, MCI respectfully requests that the City Council approve the requested appeal of Condition No. 7 of CUP 771 and allow the parking of personal and delivery vehicles along its portion of the Molette Street frontage, less a reasonable setback from the intersection.

MCI is willing to pay the cost of signage or curb painting as required at the MCI location.

Again, we appreciate time and effort of the staff on this project. We look forward to opening our new facility in the near future and adding 120 jobs to our new community.

Yours very truly,

A handwritten signature in black ink, appearing to read "James J. Gregg". The signature is fluid and cursive, with the first name "James" being more legible than the last name "Gregg".

JAMES J. GREGG  
Counsel for M.C.I. Foods, Inc.



# City of Santa Fe Springs

City Council

July 22, 2010

## NEW BUSINESS

Adoption of Resolution No. 9273 to Place a Utility User's Tax Ballot Measure on the November 2, 2010 Special Election; Resolution No. 9274 Providing for City Council Written Arguments; and Resolution No. 9275 Providing for Filing Rebuttal Arguments

### RECOMMENDATION That the City Council adopts:

- (1) Resolution No. 9273 to place a Utility User's Tax Ballot Measure on the November 2, 2010 Special Election;
- (2) Resolution No. 9274 providing for City Council written arguments for or against the ballot measure and a City Attorney impartial analysis
- (3) Resolution No. 9275 providing for filing rebuttal arguments;

### Background

The City Council adopted Resolution No. 9267 by unanimous vote at the July 2, 2010 meeting. By adopting subject Resolution, the City Council declared the existence of a fiscal emergency. Further, by adopting subject Resolution in compliance with State Constitutional requirements, the City Council is able to call a Special Municipal Election for November 2, 2010, for the purpose of submitting to the electorate a Utility User's Tax.

In order to call for the Special Election and place the Utility User's Tax on the November 2, 2010 ballot, the City Council must adopt the following Resolutions:

- (1) Resolution No. 9273 to place a Utility User's Tax Ballot Measure on the November 2, 2010 Special Election;
- (2) Resolution No. 9274 providing for City Council written arguments for or against the ballot measure and a City Attorney impartial analysis
- (3) Resolution No. 9275 providing for filing rebuttal arguments;

As an Exhibit for Resolution No. 9273, the City Attorney has prepared Ordinance No. 1015 which provides the details and definitions of the proposed User's Utility Tax. The Ordinance is summarized below:

- (a) 5% Communication User's Tax
- (b) 5% Electricity User's Tax
- (c) 5% Gas User's Tax
- (d) Low income seniors and low income residents are exempt if enrolled in

the CARE ("California Alternate Rates for Energy") Program administered by Southern California Edison and Southern California Gas.



Frederick W. Latham  
City Manager

Attachments:

1. Resolution No. 9273 to place a Utility User's Tax Ballot Measure on the November 2, 2010 Special Election, including Ordinance 1015 as Exhibit "A"
2. Resolution No. 9274 providing for City Council written arguments for or against the ballot measure and a City Attorney impartial analysis
3. Resolution No. 9275 providing for filing rebuttal arguments;

## **RESOLUTION NO. 9273**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA FE SPRINGS, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A SPECIAL MUNICIPAL ELECTION TO BE HELD IN SAID CITY ON TUESDAY, NOVEMBER 2, 2010, FOR SUBMITTING TO THE VOTERS A PROPOSED ORDINANCE TO ESTABLISH A UTILITY USERS TAX, AND REQUESTING CONSOLIDATION OF SUCH ELECTION WITH THE STATEWIDE ELECTION, AND REQUESTING THE ASSISTANCE OF THE COUNTY REGISTRAR OF VOTERS IN CONDUCTING SUCH ELECTION**

WHEREAS, by Resolution No. 9267, the City Council, by unanimous vote of its membership, declared that an emergency exists, pursuant to the provisions of Section 2(b) of Article XIII C of the California Constitution; and

WHEREAS, the City Council desires call a Special Municipal Election for November 2, 2010, for the purpose of submitting to the voters an ordinance to establish a Utility Users Tax in response to such emergency; and

WHEREAS, such Utility Users Tax shall be a General tax; and

WHEREAS, the City Council desires to consolidate that Special Municipal Election with the statewide election scheduled for the same date.

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

SECTION 1. The City Council hereby finds and determines that each of the findings set forth above is true and correct.

SECTION 2. Pursuant to the requirements of the laws of the State of California relating to general law cities, there is called and ordered to be held in the City of Santa Fe Springs, California, on Tuesday, November 2, 2010, a Special Municipal Election, to be consolidated with the statewide election scheduled for the same date. The City Council, pursuant to its right and authority, does order submitted to the voters the following question, which question requires the approval of a majority of those casting votes:

<b>Santa Fe Springs Vital City Services Protection and Fiscal Stability Measure.</b> To maintain funding for City services including police officers, firefighters, paramedics, senior programs, youth/gang, drug, and crime prevention programs, street repairs, parks, fields, after school library programs, community centers and other City services, shall an ordinance be adopted to establish a 5% utility users tax, exempting low income seniors/residents, with annual audits, no tax increase without voter approval and no funds for Sacramento?	YES	
	NO	

SECTION 3. The proposed complete text of the ordinance submitted to the voters is attached as Exhibit A, and is incorporated herein by this reference.

SECTION 4. The ballots to be used at said election shall be in form and content as required by law.

SECTION 5. The City Clerk is hereby authorized, instructed and directed to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment, and paraphernalia that may be necessary in order to properly and lawfully conduct said election.

SECTION 6. The polls for said election shall be open at 7:00 a.m. on the day of said election and shall remain open continuously from that time until 8:00 p.m. of the same day when said polls shall be closed, except as provided in Section 14401 of the Elections Code of the State of California.

SECTION 7. In all particulars not recited in this Resolution, said election shall be held and conducted as provided by law for holding municipal elections.

SECTION 8. Notice of the time and place of holding said election is hereby given and the City Clerk is hereby authorized, instructed and directed to give such further or additional notice of said election, in time, form and manner as required by law.

SECTION 9. The City Council hereby requests that the Special Municipal Election be consolidated with the statewide general election and requests the Los Angeles County Registrar of Voters to provide all services necessary to conduct the Special Municipal Election and canvass the results thereof. The City shall reimburse the Registrar for services performed, at the applicable rate, when such work is completed and upon presentation to the City of a properly approved bill.

SECTION 10. The City Clerk shall certify to the adoption of this Resolution, which shall take effect immediately upon adoption.

ADOPTED AND APPROVED THIS 22ND DAY OF JULY, 2010.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Deputy City Clerk

**EXHIBIT "A"**

**ORDINANCE NO. 1015**

**AN ORDINANCE OF THE CITY OF SANTA FE SPRINGS, CALIFORNIA  
AMENDING TITLE III, CHAPTER 35, SECTIONS 35.105 THROUGH 35.128  
WITH RESPECT TO AN ELECTRIC, GAS, AND COMMUNICATION USER'S  
TAX.**

**THE PEOPLE OF THE CITY OF SANTA FE SPRINGS, CALIFORNIA  
DO ORDAIN AS FOLLOWS:**

**SECTION 1.** Chapter 35, Sections 35.105 through 35.128. of the Santa Fe Springs Municipal Code is hereby amended, and it shall read as follows:

Utility Users' Tax

- 35.105 Short Title
- 35.106 Definitions
- 35.107 Constitutional, Statutory, and Other Exemptions
- 35.108 Communication Users' Tax
- 35.109 Electricity Users Tax
- 35.110 Gas Users Tax
- 35.111 Collection of Tax from Service Users Receiving Direct Purchase of Gas or Electricity
- 35.112 Bundling Taxable Items with Nontaxable Items
- 35.113 Substantial Nexus/Minimum Contacts
- 35.114 Duty to Collect – Procedures
- 35.115 Collection Penalties – Service Suppliers
- 35.116 Actions to Collect
- 35.117 Deficiency Determination and Assessment – Tax Application Errors
- 35.118 Administrative Remedy – Nonpaying Service Users
- 35.119 Additional Powers and Duties of the Tax Administrator
- 35.120 Records
- 35.121 Refunds
- 35.122 Appeals
- 35.123 No Injunction/Writ of Mandate
- 35.124 Notice of Changes to Article
- 35.125 Future Amendment to Cited Statute
- 35.126 No Increase in Tax Percentage or Change in Methodology without Voter Approval
- 35.127 Independent Audit of Tax Collection, Exemption, Remittance, and Expenditure
- 35.128 Remedies Cumulative



### **35.105 Short Title**

This Chapter 35, Sections 35.105 through 35.124, shall be known as the "Utility Users' Tax Law" of the City of Santa Fe Springs.

### **35.106 Definitions**

The following words and phrases whenever used in this Section, 35, shall be construed as defined in this Section.

(a) **"Ancillary telecommunication services"** means services that are associated with or incidental to the provision, use or enjoyment of telecommunications services, including but not limited to the following services:

(b) **"Conference bridging service"** means an ancillary service that links two (2) or more participants of an audio or video conference call and may include the provision of a telephone number. Conference bridging service does not include the telecommunications services used to reach the conference bridge.

(c) **"Detailed telecommunications billing service"** means an ancillary service of separately stating information pertaining to individual calls on a customer's billing statement.

(d) **"Directory assistance"** means an ancillary service of providing telephone number information, and/or address information.

(e) **"Vertical service"** means an ancillary service that is offered in connection with one or more telecommunications services, which offers advanced calling features that allow customers to identify callers and to manage multiple calls and call connections, including conference bridging services.

(f) **"Voice mail service"** means an ancillary service that enables the customer to store, send or receive recorded messages. Voice mail service does not include any vertical services that the customer may be required to have in order to utilize the voice mail service

(g) **"Ancillary video services"** means services that are associated with or incidental to the provision or delivery of video services, including but not limited to electronic program guide services, recording services, search functions, or other interactive services or communications that are associated with or incidental to the provision, use or enjoyment of video services.

(h) **"Billing address"** means the mailing address of the service user where the service supplier submits invoices or bills for payment by the customer.

(i) **"City"** means the City of Santa Fe Springs.

(j) **"Communication services"** means "telecommunications services," "ancillary telecommunication services," "video services" and "ancillary video services."

(k) **"Gas"** means natural or manufactured gas or any alternate hydrocarbon fuel which may be substituted therefor.

(l) **"Mobile telecommunications service"** has the meaning and usage as set forth in the Mobile Telecommunications Sourcing Act (4 U.S.C. Section 124) and the regulations thereunder.

(m) **"Month"** means a calendar month.

(n) **"Non-Utility Service Supplier"** means:

(1) a service supplier, other than a supplier of electric distribution services to all or a significant portion of the City, which generates electricity for sale to others, and shall include but is not limited to any publicly-owned electric utility, investor-owned utility, cogenerator, distributed generation provider, exempt wholesale generator (*15 U.S.C. Section 79z-5a*), municipal utility district, federal power marketing agency, electric rural cooperative, or other supplier or seller of electricity;

(2) an electric service provider (ESP), electricity broker, marketer, aggregator, pool operator, or other electricity supplier other than a supplier of electric distribution services to all or a significant portion of the City, which sells or supplies electricity or supplemental services to electricity users within the City; or

(3) a gas service supplier, aggregator, marketer or broker, other than a supplier of gas distribution services to all or a significant portion of the City, which sells or supplies gas or supplemental services to gas users within the City.

(o) **"Paging service"** means a "telecommunications service" that provides transmission of coded radio signals for the purpose of activating specific pagers; such transmissions may include messages and/or sounds.

(p) **"Person"** means, without limitation, any natural individual, firm, trust, common law trust, estate, partnership of any kind, association, syndicate, club, joint stock company, joint venture, limited liability company, corporation (including foreign, domestic, and non-profit), municipal district or municipal corporation (other than the City) cooperative, receiver, trustee, guardian, or other representative appointed by order of any court.

(q) **“Place of primary use”** means the street address representative of where the customer’s use of the communications service primarily occurs, which must be the residential street address or the primary business street address of the customer.

(r) **“Post-paid telecommunication service”** means the telecommunication service obtained by making a payment on a communication-by-communication basis either through the use of a credit card or payment mechanism such as a bank card, travel card, credit card, or debit card, or by charge made to a service number which is not associated with the origination or termination of the telecommunication service.

(s) **“Prepaid telecommunication service”** means the right to access telecommunication services, which must be paid for in advance and which enables the origination of communications using an access number or authorization code, whether manually or electronically dialed, and that is sold in predetermined units or dollars of which the number declines with use in a known amount.

(t) **“Private telecommunication service”** means a telecommunication service that entitles the customer to exclusive or priority use of a communications channel or group of channels between or among termination points, regardless of the manner in which such channel or channels are connected, and includes switching capacity, extension lines, stations, and any other associated services that are provided in connection with the use of such channel or channels. A communications channel is a physical or virtual path of communications over which signals are transmitted between or among customer channel termination points (i. e., the location where the customer either inputs or receives the communications).

(u) **“Service address”** means the residential street address or the business street address of the service user. For a telecommunication or video service user, "service address" means either:

(1) The location of the service user’s communication equipment from which the communication originates or terminates, regardless of where the communication is billed or paid; or,

(2) If the location in subsection (1) of this definition is unknown (e.g., mobile telecommunications service or VoIP service), the service address means the location of the service user’s place of primary use.

(3) For prepaid telecommunication service, “service address” means the location associated with the service number or, if not known, the point of sale of the services.

(v) **“Service supplier”** means any entity or person, including the City, that provides utility service to a user of such service within the City.

(w) **“Service user”** means a person required to pay a tax imposed under the provisions of this Chapter 35, Sections 35.105 through 35.128.

(x) **"State"** means the State of California.

(y) **"Streamlined Sales and Use Tax Agreement"** means the multi-state agreement commonly known and referred to as the Streamlined Sales and Use Tax Agreement, as it is amended from time to time.

(z) **"Tax Administrator"** means the City's Director of Finance and Administrative Services, or his or her designee.

(aa) **"Telecommunications service"** means the transmission, conveyance, or routing of voice, data, audio, video, or any other information or signals to a point, or between or among points, whatever the technology used. The term "telecommunications services" includes such transmission, conveyance, or routing in which computer processing applications are used to act on the form, code or protocol of the content for purposes of transmission, conveyance or routing without regard to whether such services are referred to as voice over internet protocol (VoIP) services or are classified by the Federal Communications Commission as enhanced or value added, and includes video and/or data services that is functionally integrated with "telecommunication services." "Telecommunications services" include, but are not limited to the following services, regardless of the manner or basis on which such services are calculated or billed: ancillary telecommunication services; intrastate, interstate, and international telecommunication services; mobile telecommunications service; prepaid telecommunication service; post-paid telecommunication service; private telecommunication service; paging service; 800 service (or any other toll-free numbers designated by the Federal Communications Commission); 900 service (or any other similar numbers designated by the Federal Communications Commission for services whereby subscribers who call in to pre-recorded or live service).

(bb) **"Video programming"** means those programming services commonly provided to subscribers by a "video service supplier" including but not limited to basic services, premium services, audio services, video games, pay-per-view services, video on demand, origination programming, or any other similar services, regardless of the content of such video programming, or the technology used to deliver such services, and regardless of the manner or basis on which such services are calculated or billed.

(cc) **"Video services"** means "video programming" and any and all services related to the providing, recording, delivering, use or enjoyment of "video programming" (including origination programming and programming using Internet Protocol, e.g., IP-TV and IP-Video) using one or more channels by a "video service supplier," regardless of the technology used to deliver, store or provide such services, and regardless of the manner or basis on which such services are calculated or billed, and includes ancillary video services, data services, "telecommunication services," or interactive communication services that are functionally integrated with "video services."

(dd) **"Video service supplier"** means any person, company, or service which provides or sells one or more channels of video programming, or provides or sells the

capability to receive one or more channels of video programming, including any communications that are ancillary, necessary or common to the provision, use or enjoyment of the video programming, to or from a business or residential address in the City, where some fee is paid, whether directly or included in dues or rental charges for that service, whether or not public rights-of-way are utilized in the delivery of the video programming or communications. A "video service supplier" includes, but is not limited to, multichannel video programming distributors (as defined in 47 U.S.C.A. Section 522(13)); open video systems (OVS) suppliers; and suppliers of cable television; master antenna television; satellite master antenna television; multichannel multipoint distribution services (MMDS); video services using internet protocol (e.g., IP-TV and IP-Video, which provide, among other things, broadcasting and video on demand), direct broadcast satellite to the extent federal law permits taxation of its video services, now or in the future; and other suppliers of video services (including two-way communications), whatever their technology.

(ee) **"VoIP (Voice Over Internet Protocol)"** means the digital process of making and receiving real-time voice transmissions over any Internet Protocol network.

(ff) **"800 Service"** means a "telecommunications service" that allows a caller to dial a toll-free number without incurring a charge for the call. The service is typically marketed under the name "800," "855," "866," "877," and "888" toll-free calling, and any subsequent numbers designated by the Federal Communications Commission.

(gg) **"900 Service"** means an inbound toll "telecommunications service" purchased by a subscriber that allows the subscriber's customers to call in to the subscriber's prerecorded announcement or live service. "900 service" does not include the charge for: collection services provided by the seller of the "telecommunications services" to the subscriber, or service or product sold by the subscriber to the subscriber's customer. The service is typically marketed under the name "900" service, and any subsequent numbers designated by the Federal Communications Commission.

### **35.107 Constitutional, statutory, and other exemptions.**

(a) Nothing in this Section shall be construed as imposing a tax upon: (1) Any person or service when the imposition of such tax upon such person or service would be in violation of a Federal or State statute, the Constitution of the United States or the Constitution of the State; (2) the City; or (3) any Federal or State government entity, including any public school district.

(b) Any service user that is exempt from the tax imposed by this Chapter pursuant to subsection (a) of this Section shall file an application with the Tax Administrator for an exemption; provided, however, this requirement shall not apply to a service user that is a State or Federal agency or subdivision with a commonly recognized name for such service. Said application shall be made upon a form approved by the Tax Administrator and shall state those facts, declared under penalty of perjury, which qualify the applicant for an exemption, and shall include the names of all service suppliers serving that service

user. If deemed exempt by the Tax Administrator, such service user shall give the Tax Administrator timely written notice of any change in service suppliers so that the Tax Administrator can properly notify the new service supplier of the service user's tax exempt status. A service user that fails to comply with this Section shall not be entitled to a refund of a users' tax collected and remitted to the Tax Administrator from such service user as a result of such noncompliance.

The decision of the Tax Administrator may be appealed pursuant to Section 35.122. Filing an application with the Tax Administrator and appeal to the City Manager, or designee, pursuant to Section 35.122 is a prerequisite to a suit thereon.

(c) Any Service User who is enrolled in the CARE ("California Alternate Rates for Energy") Program administered by any Service Supplier shall be exempt from the tax imposed by this Chapter with respect to the charges imposed by such Service Supplier. The Tax Administrator shall request that each Service Supplier that operates a CARE Program refrain from assessing and collecting the tax imposed by this Chapter from such enrolled Service Users.

(d) The City Council may, by resolution, establish one or more classes of persons or one or more classes of utility service otherwise subject to payment of a tax imposed by this Chapter 35, Sections 35.105 through 35.128 and provide that such classes of persons or service shall be exempt, in whole or in part from such tax for a specified period of time.

### **35.108 Communication Users' Tax**

(a) There is hereby imposed a tax upon every person in the City using communication services. The tax imposed by this Section shall be at the rate of five percent (5%) of the charges made for such services and shall be collected from the service user by the communication services supplier or its billing agent. There is a rebuttable presumption that communication services, which are billed to a billing or service address in the City, are used, in whole or in part, within the City's boundaries, and such services are subject to taxation under this Section. There is also a rebuttable presumption that prepaid telecommunication services sold within the city are used, in whole or in part, within the City and are therefore subject to taxation under this Section. If the billing address of the service user is different from the service address, the service address of the service user shall be used for purposes of imposing the tax. As used in this Section, the term "charges" shall include the value of any other services, credits, property of every kind or nature, or other consideration provided by the service user in exchange for the communication services.

(b) "Mobile telecommunications service" shall be sourced in accordance with the sourcing rules set forth in the *Mobile Telecommunications Sourcing Act (4 U.S.C. Section 124)*. The Tax Administrator may issue and disseminate to communication service suppliers, which are subject to the tax collection requirements of this Section, sourcing rules for the taxation of other communication services, including but not limited to post-

paid communication services, prepaid communication services, VoIP, and private communication services, provided that such rules are based upon custom and common practice that further administrative efficiency and minimize multi jurisdictional taxation (e.g., Streamlined Sales and Use Tax Agreement).

(c) The Tax Administrator may issue and disseminate to communication service suppliers, which are subject to the tax collection requirements of this Section, an administrative ruling identifying those communication services, or charges therefore, that are subject to or not subject to the tax of subsection (a) above.

(d) As used in this Section, the term "telecommunication services" shall include, but is not limited to, charges for: connection, reconnection, termination, movement, or change of telecommunication services; late payment fees; detailed billing; central office and custom calling features (including but not limited to call waiting, call forwarding, caller identification and three-way calling); voice mail and other messaging services; directory assistance; access and line charges; universal service charges; regulatory, administrative and other cost recovery charges; local number portability charges; and text and instant messaging. "Telecommunication services" shall not include digital downloads that are not "ancillary telecommunication services," such as music, ringtones, games, and similar digital products.

(e) Charges for communication services (video) shall include, but are not limited to, charges for the following:

1. Regulatory fees and surcharges, franchise fees and access fees (PEG);
2. Initial installation of equipment necessary for provision and receipt of video services;
3. Late fees, collection fees, bad debt recoveries, and return check fees;
4. Activation fees, reactivation fees, and reconnection fees;
5. Video programming and video services;
6. Ancillary video services (e.g., electronic program guide services, recording functions, search functions, or other interactive services or communications that are ancillary, necessary or common to the use or enjoyment of video services);
7. Equipment leases (e.g., remote, recording or search devices, converters, remote devices); and,
8. Service calls, service protection plans, name changes, changes of services, and special services.

(f) To prevent actual multi jurisdictional taxation of communication services subject to tax under this Section, any service user, upon proof to the Tax Administrator that the service user has previously paid the same tax in another state or city on such communication services, shall be allowed a credit against the tax imposed to the extent of the amount of such tax legally imposed in such other state or city; provided, however, the amount of credit shall not exceed the tax owed to the City under this Section.

(g) The tax on communication services imposed by this Section shall be collected from the service user by the service supplier. In the case of video service, the service user shall be deemed to be the purchaser of the bulk video service (e.g., an apartment owner), unless such service is resold to individual users, in which case the service user shall be the ultimate purchaser of the video service. The amount of tax collected in one month shall be remitted to the Tax Administrator, and must be received by the Tax Administrator on or before the twentieth (20th) day of the following month.

### **35.109 Electricity Users Tax.**

(a) There is hereby imposed a tax upon every person using electricity in the City. The tax imposed by this Section shall be at the rate of five percent (5%) of the charges made for such electricity, and for any supplemental services or other associated activities directly related to and/or necessary for the provision of electricity to the service user, which are provided by a service supplier or non-utility service supplier to a service user. The tax shall be collected from the service user by the service supplier or non-utility service supplier, or its billing agent.

(b) As used in this Section, the term "charges" shall apply to all services, components and items that are: i) necessary for or common to the receipt, use or enjoyment of electric service; or, ii) currently are or historically have been included in a single or bundled rate for electric service by a local distribution company to a class of retail customers. The term "charges" shall include, but is not limited to, the following charges:

- (1) energy charges;
- (2) distribution or transmission charges;
- (3) metering charges;
- (4) stand-by, reserves, firming, ramping, voltage support, regulation, emergency, or other similar charges for supplemental services to self-generation service users;
- (5) customer charges, late charges, service establishment or reestablishment charges, demand charges, fuel or other cost adjustments, power exchange charges, independent system operator (ISO) charges, stranded investment or competitive transition charges (CTC), public purpose program charges, nuclear decommissioning charges, trust transfer amounts (bond financing charges), franchise fees, franchise surcharges, annual and monthly charges, and other charges, fees or surcharges which are necessary for or common to the receipt, use or enjoyment of electric service; and,
- (6) charges, fees, or surcharges for electricity services or programs which are mandated by the California Public Utilities Commission or the Federal Energy



Regulatory Commission, whether or not such charges, fees, or surcharges appear on a bundled or line item basis on the customer billing.

(c) As used in this Section, the term "charges" shall include the value of any other services, credits, property of every kind or nature, or other consideration provided by the service user in exchange for the electricity or services related to the provision of such electricity.

(d) The Tax Administrator, from time to time, may survey the electric service suppliers to identify the various unbundled billing components of electric retail service that they commonly provide to residential and commercial/industrial customers in the of the City, and the charges therefor, including those items that are mandated by state or federal regulatory agencies as a condition of providing such electric service. The Tax Administrator, thereafter, may issue and disseminate to such electric service suppliers an administrative ruling identifying those components and items which are: i) necessary for or common to the receipt, use or enjoyment of electric service; or, ii) currently are or historically have been included in a single or bundled rate for electric service by a local distribution company to a class of retail customers. Charges for such components and items shall be subject to the tax of subsection (a) above.

(e) As used in this Section, the term "using electricity" shall not include the mere receiving of such electricity by an electrical corporation or governmental agency at a point within the City for resale.

(f) The tax on electricity provided by self-production or by a non-utility service supplier not under the jurisdiction of this Section shall be collected and remitted in the manner set forth in Section 35.111 of this Section. All other taxes on charges for electricity imposed by this Section shall be collected from the service user by the electric service supplier or its billing agent. The amount of tax collected in one (1) month shall be remitted to the Tax Administrator, and must be received by the Tax Administrator on or before the twentieth (20<sup>th</sup>) day of the following month; or, at the option of the person required to collect and/or remit the tax, such person shall remit an estimated amount of tax measured by the tax billed in the previous month or upon the payment pattern of the service user, which must be received by the Tax Administrator on or before the twentieth (20<sup>th</sup>) day of the following month, provided that such person shall submit an adjusted payment or request for credit, as appropriate, within sixty (60) days following each calendar quarter. The credit, if approved by the Tax Administrator, may be applied against any subsequent remittance that becomes due.

### **35.110 Gas Users Tax.**

(a) There is hereby imposed a tax upon every person using gas in the City, which is transported and delivered through a pipeline or by mobile transport. The tax imposed by this Section shall be at the rate of five percent (5%) of the charges made for such gas, including all services related to the storage, transportation and delivery of such gas. The tax shall be collected from the service user by the service supplier or non-utility service

supplier, or its billing agent, and shall apply to all uses of gas, including but not limited to, heating, electricity generation, and the use of gas as a component of a manufactured product.

(b) As used in this Section, the term "charges" shall apply to all services, components and items for gas service that are: i) necessary for or common to the receipt, use or enjoyment of gas service; or, ii) currently are or historically have been included in a single or bundled rate for gas service by a local distribution company to a class of retail customers. The term "charges" shall include, but is not limited to, the following charges:

(1) the commodity charges for purchased gas, or the cost of gas owned by the service user (including the actual costs attributed to drilling, production, lifting, storage, gathering, trunkline, pipeline, and other operating costs associated with the production and delivery of such gas), which is delivered through a gas pipeline distribution system;

(2) gas transportation charges (including interstate charges to the extent not included in commodity charges);

(3) storage charges; provided, however, that the service supplier shall not be required to apply the tax to any charges for gas storage services when the service supplier cannot, as a practical matter, determine the jurisdiction where such stored gas is ultimately used; but it shall be the obligation of the service user to self-collect the amount of tax not applied to any charge for gas storage by the service supplier and to remit the tax to the appropriate jurisdiction;

(4) capacity or demand charges, late charges, service establishment or reestablishment charges, transition charges, customer charges, minimum charges, annual and monthly charges, and any other charges which are necessary for or common to the receipt, use or enjoyment of gas service; and,

(5) charges, fees, or surcharges for gas services or programs which are mandated by the California Public Utilities Commission or the Federal Energy Regulatory Commission, whether or not such charges, fees, or surcharges appear on a bundled or line item basis on the customer billing.

(c) As used in this Section, the term "charges" shall include the value of any other services, credits, property of every kind or nature, or other consideration provided by the service user in exchange for the gas or services related to the delivery of such gas.

(d) The Tax Administrator, from time to time, may survey the gas service suppliers to identify the various unbundled billing components of gas retail service that they commonly provide to residential and commercial/industrial customers in the City, and the charges therefor, including those items that are mandated by state or federal regulatory agencies as a condition of providing such gas service. The Tax Administrator, thereafter, may issue and disseminate to such gas service suppliers an administrative ruling identifying those components and items which are: i) necessary for or common to the receipt, use or enjoyment of gas service; or, ii) currently are or historically have been included in a single or bundled rate for gas service by a local distribution company to a

class of retail customers. Charges for such components and items shall be subject to the tax of subsection (a) above.

(e) There shall be excluded from the calculation of the tax imposed in this Section, charges made for gas which is to be resold and delivered through a pipeline distribution system.

(f) The tax on gas provided by self-production or by a non-utility service supplier not under the jurisdiction of this Section 35.110 shall be collected and remitted in the manner set forth in Section 35.111. All other taxes on charges for gas imposed by this Section shall be collected from the service user by the gas service supplier or its billing agent. The amount of tax collected in one (1) month shall be remitted to the Tax Administrator, and must be received by the Tax Administrator, on or before the twentieth (20<sup>th</sup>) day of the following month; or, at the option of the person required to collect and/or remit the tax, such person shall remit an estimated amount of tax measured by the tax billed in the previous month or upon the payment pattern of the service user, which must be received by the Tax Administrator on or before the twentieth (20<sup>th</sup>) day of the following month, provided that such person shall submit an adjusted payment or request for credit, as appropriate, within sixty (60) days following each calendar quarter. The credit, if approved by the Tax Administrator, may be applied against any subsequent remittance that becomes due.

#### **35.111 Collection of Tax from Service Users Receiving Direct Purchase of Gas or Electricity.**

(a) Any service user subject to the tax imposed by Section 35.109 or by Section 35.110, which produces gas or electricity for self-use; which receives gas or electricity, including any related supplemental services, directly from a non-utility service supplier not under the jurisdiction of this Section; or which, for any other reason, is not having the full tax collected and remitted by its service supplier, a non-utility service supplier, or its billing agent on the use of gas or electricity in the City, including any related supplemental services, shall report said fact to the Tax Administrator and shall remit the tax due directly to the Tax Administrator within thirty (30) days of such use, based on the charges for, or value of, such gas or electricity, or supplemental services, as provided in subsection (b). In lieu of paying said actual tax, the service user may, at its option, remit to the Tax Administrator within thirty (30) days of such use an estimated amount of tax measured by the tax billed in the previous month, or upon the payment pattern of similar customers of the service supplier using similar amounts of gas or electricity, provided that the service user shall submit an adjusted payment or request for credit, as appropriate, within sixty (60) days following each calendar quarter. The credit, if approved by the Tax Administrator in writing, may be applied against any subsequent tax bill that becomes due.

(b) The Tax Administrator may require said service user to identify its non-utility service supplier, and otherwise provide, subject to audit: invoices; books of account; or other satisfactory evidence documenting the quantity of gas or electricity used, including any

related supplemental services, and the cost or price thereof. If the service user is unable to provide such satisfactory evidence, or if the administrative cost of calculating the tax in the opinion of the Tax Administrator is excessive, the Tax Administrator may determine the tax by applying the tax rate to the equivalent charges the service user would have incurred if the gas or electricity used, including any related supplemental services, had been provided by the service supplier that is the primary supplier of gas or electricity within the City. Rate schedules for this purpose shall be available from the City.

### **35.112 Bundling Taxable Items**

If any nontaxable charges are combined with and not separately stated from taxable service charges on the customer bill or invoice of a service supplier, the combined charge is subject to tax unless the service supplier identifies, by reasonable and verifiable standards, the portions of the combined charge that are nontaxable and taxable through the service supplier's books and records kept in the regular course of business, and in accordance with generally accepted accounting principles, and not created and maintained for tax purposes. If the service supplier offers a combination of taxable and non-taxable services, and the charges are separately stated, then for taxation purposes, the values assigned the taxable and non-taxable services shall be based on its books and records kept in the regular course of business and in accordance with generally accepted accounting principles, and not created and maintained for tax purposes. The service supplier has the burden of proving the proper valuation and apportionment of taxable and non-taxable charges.

### **35.113 Substantial Nexus/Minimum Contacts**

For purposes of imposing a tax or establishing a duty to collect and remit a tax under this Section, "substantial nexus" and "minimum contacts" shall be construed broadly in favor of the imposition, collection and/or remittance of the utility users' tax to the fullest extent permitted by State and Federal law, and as it may change from time to time by judicial interpretation or by statutory enactment. Any communication service (including VoIP) used by a person with a service address in the City, which service is capable of terminating a call to another person on the general telephone network, shall be subject to a rebuttable presumption that "substantial nexus/minimum contacts" exists for purposes of imposing a tax, or establishing a duty to collect and remit a tax, under this Chapter 35, Sections 35.105 through 35.128. A service supplier shall be deemed to have sufficient activity in the City for tax collection and remittance purposes if its activities include, but are not limited to, any of the following: maintains or has within the City, directly or through an agent or subsidiary, a place of business of any nature; solicits business in the City by employees, independent contractors, resellers, agents or other representatives; solicits business in the City on a continuous, regular, seasonal or systematic basis by means of advertising that is broadcast or relayed from a transmitter with the City or distributed from a location with the City; or advertises in newspapers or other periodicals

printed and published within the City or through materials distributed in the City by means other than the United States mail; or if there are activities performed in the City on behalf of the service supplier that are significantly associated with the service supplier's ability to establish and maintain a market in the City for the provision of utility services that are subject to a tax under this Chapter 35, Sections 35.105 through 35.128.

### **35.114 Duty to Collect Procedures**

(a) **Collection by Service Suppliers:** The duty of service suppliers to collect and remit the taxes imposed by the provisions of this Section shall be performed as follows:

(1) The tax shall be collected by service suppliers insofar as practicable at the same time as, and along with, the collection of the charges made in accordance with the regular billing practice of the service supplier. Where the amount paid by a service user to a service supplier is less than the full amount of the charge and tax which was accrued for the billing period, a proportionate share of both the charge and the tax shall be deemed to have been paid. In those cases where a service user has notified the service supplier of refusal to pay the tax imposed on said charges, Section 35.118 shall apply.

(2) The duty of a service supplier to collect the tax from a service user shall commence with the beginning of the first regular billing period applicable to the service user where all charges normally included in such regular billing are subject to the provisions of this Section. Where a service user receives more than one billing, one or more being for different periods than another, the duty to collect shall arise separately for each billing period.

(b) **Filing Return and Payment:** Each person required by this Section to remit a tax shall file a return to the Tax Administrator, on forms approved by the Tax Administrator, on or before the due date. The full amount of the tax collected shall be included with the return and filed with the Tax Administrator. The Tax Administrator is authorized to require such additional information as he or she deems necessary to determine if the tax is being levied, collected, and remitted in accordance with this Section. Returns are due immediately upon cessation of business for any reason. Pursuant to *Revenue and Tax Code Section 7284.6*, the Tax Administrator, and its agents, shall maintain such filing returns as confidential information that is exempt from the disclosure provisions of the Public Records Act.

### **35.115 Collection Penalties-Service Suppliers.**

(a) Taxes collected from a service user are delinquent if not received by the Tax Administrator on or before the due date. Should the due date occur on a weekend or legal holiday, the return must be received by the Tax Administrator on the first regular working day following the weekend or legal holiday. A direct deposit, including electronic fund transfers and other similar methods of electronically exchanging monies between financial accounts, made by a service supplier in satisfaction of its obligations

under this Section shall be considered timely if the transfer is initiated on or before the due date, and the transfer settles into the City's account on the following business day.

(b) If the person required to collect and/or remit the utility users' tax fails to collect the tax (by failing to properly assess the tax on one or more services or charges on the customer's billing) or fails to remit the tax collected on or before the due date, the Tax Administrator shall attach a penalty for such delinquencies or deficiencies at the rate of fifteen percent (15%) of the total tax that is delinquent or deficient in the remittance, and shall pay interest at the rate of seventy-five one-hundredths percent (0.75%) per month, or any fraction thereof, on the amount of the tax, exclusive of penalties, from the date on which the remittance first became delinquent, until paid.

(c) The Tax Administrator shall have the power to impose additional penalties upon persons required to collect and remit taxes pursuant to the provisions of this Section for fraud or gross negligence in reporting or remitting at the rate of fifteen percent (15%) of the amount of the tax collected and/or required to be remitted, or as recomputed by the Tax Administrator.

(d) For collection purposes only, every penalty imposed and such interest that is accrued under the provisions of this Section shall become a part of the tax herein required to be paid.

(e) Notwithstanding the foregoing, the Tax Administrator may, in his or her discretion, modify the due dates of this Section to be consistent with any uniform standards or procedures that are mutually agreed upon by other public agencies imposing a utility users' tax, or otherwise legally established, to create a central payment location or mechanism.

### **35.116 Actions to Collect**

Any tax required to be paid by a service user under the provisions of this Section shall be deemed a debt owed by the service user to the City. Any such tax collected from a service user which has not been remitted to the Tax Administrator shall be deemed a debt owed to the City by the person required to collect and remit and shall no longer be a debt of the service user. Any person owing money to the City under the provisions of this Section shall be liable to an action brought in the name of the City for the recovery of such amount, including penalties and interest as provided for in this Section, along with any collection costs incurred by the City as a result of the person's noncompliance with this Section, including, but not limited to, reasonable attorney's fees. Any tax required to be collected by a service supplier or owed by a service user is an unsecured priority excise tax obligation under *11 U. S. C.A. Section 507(a)(8)(C)*. Service suppliers who seek to collect charges for service in bankruptcy proceedings shall also include in any such claim the amount of taxes due the City for those services, unless the Tax Administrator determines that such duty is in conflict with any federal or state law, rule, or regulation or that such action would be administratively impractical.

### **35.117 Deficiency Determination and Assessment-Tax Application Errors.**

- (a) The Tax Administrator shall make a deficiency determination if he or she determines that any person required to pay or collect taxes pursuant to the provisions of this Section has failed to pay, collect, and/or remit the proper amount of tax by improperly or failing to apply the tax to one or more taxable services or charges. Nothing herein shall require that the Tax Administrator institute proceedings under this Section 35.117 if, in the opinion of the Tax Administrator, the cost of collection or enforcement likely outweighs the tax benefit.
- (b) The Tax Administrator shall mail a notice of such deficiency determination to the person required to pay or remit the tax, which notice shall refer briefly to the amount of the taxes owed, plus interest at the rate of seventy-five one-hundredths percent (0.75%) per month, or any fraction thereof, on the amount of the tax from the date on which the tax should have been received by the City. Within fourteen (14) calendar days after the date of service of such notice, the person may request in writing to the Tax Administrator for a hearing on the matter.
- (c) If the person fails to request a hearing within the prescribed time period, the amount of the deficiency determination shall become a final assessment, and shall immediately be due and owing to the City. If the person requests a hearing, the Tax Administrator shall cause the matter to be set for hearing, which shall be scheduled within thirty (30) days after receipt of the written request for hearing. Notice of the time and place of the hearing shall be mailed by the Tax Administrator to such person at least ten (10) calendar days prior to the hearing, and, if the Tax Administrator desires said person to produce specific records at such hearing, such notice may designate the records requested to be produced.

(d) At the time fixed for the hearing, the Tax Administrator shall hear all relevant testimony and evidence, including that of any other interested parties. At the discretion of the Tax Administrator, the hearing may be continued from time to time for the purpose of allowing the presentation of additional evidence. Within a reasonable time following the conclusion of the hearing, the Tax Administrator shall issue a final assessment (or non-assessment), thereafter, by confirming, modifying or rejecting the original deficiency determination, and shall mail a copy of such final assessment to person owing the tax. The decision of the Tax Administrator may be appealed pursuant to Section 35.122. Filing an application with the Tax Administrator and appeal to the City Administrator, or designee, pursuant to Section 35.122 of this Section is a prerequisite to a suit thereon.

(e) Payment of the final assessment shall become delinquent if not received by the Tax Administrator on or before the thirtieth (30th) day following the date of receipt of the notice of final assessment. The penalty for delinquency shall be fifteen percent (15%) on the total amount of the assessment, along with interest at the rate of seventy-five one-hundredths percent (0.75%) per month, or any fraction thereof, on the amount of the tax, exclusive of penalties, from the date of delinquency, until paid. The applicable statute of limitations regarding a claim by the City seeking payment of a tax assessed under this Section shall commence from the date of delinquency as provided in this subsection (e).

(f) All notices under this Section may be sent by regular mail, postage prepaid, and shall be deemed received on the third calendar day following the date of mailing, as established by a proof of mailing.

### **35.118 Administrative Remedy - Non-Paying Service Users.**

(a) Whenever the Tax Administrator determines that a service user has deliberately withheld the amount of the tax owed by the service user from the amounts remitted to a person required to collect the tax, or whenever the Tax Administrator deems it in the best interest of the City, he or she may relieve such person of the obligation to collect the taxes due under this Section from certain named service users for specific billing periods. To the extent the service user has failed to pay the amount of tax owed for a period of two (2) or more billing periods, the service supplier shall be relieved of the obligation to collect taxes due. The service supplier shall provide the City with the names and addresses of such service users and the amounts of taxes owed under the provisions of this Section. Nothing herein shall require that the Tax Administrator institute proceedings under this Section 35.118 if, in the opinion of the Tax Administrator, the cost of collection or enforcement likely outweighs the tax benefit.

(b) In addition to the tax owed, the service user shall pay a delinquency penalty at the rate of fifteen percent (15%) of the total tax that is owed, and shall pay interest at the rate of seventy-five one-hundredths percent (0.75%) per month, or any fraction thereof, on the amount of the tax, exclusive of penalties, from the due date, until paid.

(c) The Tax Administrator shall notify the non-paying service user that the Tax Administrator has assumed the responsibility to collect the taxes due for the stated



periods and demand payment of such taxes, including penalties and interest. The notice shall be served on the service user by personal delivery or by deposit of the notice in the United States mail, postage prepaid, addressed to the service user at the address to which billing was made by the person required to collect the tax; or, should the service user have a change of address, to his or her last known address.

(d) If the service user fails to remit the tax to the Tax Administrator within thirty (30) days from the date of the service of the notice upon him or her, the Tax Administrator may impose an additional penalty of fifteen percent (15%) of the amount of the total tax that is owed.

### **35.119 Additional Powers and Duties of the Tax Administrator.**

(a) The Tax Administrator shall have the power and duty, and is hereby directed, to enforce each and all of the provisions of this Section.

(b) The Tax Administrator may adopt administrative rules and regulations consistent with provisions of this Section for the purpose of interpreting, clarifying, carrying out and enforcing the payment, collection and remittance of the taxes herein imposed. The administrative ruling shall not impose a new tax, revise an existing tax methodology as stated in this Section, or increase an existing tax, except as allowed by *California Government Code Section 53750(h)(2)*. A copy of such administrative rules and regulations shall be on file in the Tax Administrator's office. To the extent that the Tax Administrator determines that the tax imposed under this Chapter 35, Sections 35.105 through 35.128 shall not be collected in full for any period of time from any particular service supplier or service user, that determination shall be considered an exercise of the Tax Administrator's discretion to settle disputes and shall not constitute a change in taxing methodology for purposes of *California Government Code Section 53750* or otherwise. The Tax Administrator is not authorized to amend the City's methodology for purposes of *California Government Code Section 53750* and the City does not waive or abrogate its ability to impose the utility users' tax in full as a result of promulgating administrative rulings or entering into agreements.

(c) Upon a proper showing of good cause, the Tax Administrator may make administrative agreements, with appropriate conditions, to vary from the strict requirements of this Section and thereby: (1) conform to the billing procedures of a particular service supplier so long as said agreements result in the collection of the tax in conformance with the general purpose and scope of this Section; or, (2) to avoid a hardship where the administrative costs of collection and remittance greatly outweigh the tax benefit. A copy of each such agreement shall be on file in the Tax Administrator's office, and are voidable by the Tax Administrator or the City at any time.

(d) The Tax Administrator may conduct an audit, to ensure proper compliance with the requirements of this Section, of any person required to collect and/or remit a tax pursuant to this Section. The Tax Administrator shall notify said person of the initiation of an audit in writing. In the absence of fraud or other intentional misconduct, the audit

period of review shall not exceed a period of three (3) years next preceding the date of receipt of the written notice by said person from the Tax Administrator. Upon completion of the audit, the Tax Administrator may make a deficiency determination pursuant to Section 35.13 of this Section for all taxes (and applicable penalties and interest) owed and not paid, as evidenced by information provided by such person to the Tax Administrator. If said person is unable or unwilling to provide sufficient records to enable the Tax Administrator to verify compliance with this Section, the Tax Administrator is authorized to make a reasonable estimate of the deficiency. Said reasonable estimate shall be entitled to a rebuttable presumption of correctness.

(e) Upon receipt of a written request of a taxpayer, and for good cause, the Tax Administrator may extend the time for filing any statement required pursuant to this Section for a period of not to exceed forty-five (45) days, provided that the time for filing the required statement has not already passed when the request is received. No penalty for delinquent payment shall accrue by reason of such extension. Interest shall accrue during said extension at the rate of seventy-five one-hundredths percent (0.75%) per month, prorated for any portion thereof.

(f) The Tax Administrator shall determine the eligibility of any person who asserts a right to exemption from, or a refund of, the tax imposed by this Section.

(g) Notwithstanding any provision in this Chapter 35, Sections 35.105 through 35.128 to the contrary, the Tax Administrator may waive any penalty or interest imposed upon a person required to collect and/or remit for failure to collect the tax imposed by this Chapter 35, Sections 35.105 through 35.128 if the non-collection occurred in good faith. In determining whether the non-collection was in good faith, the Tax Administrator shall take into consideration the uniqueness of the product or service, industry practice or other precedence. The Tax Administrator may also participate with other UUT public agencies in conducting coordinated compliance reviews with the goal of achieving administrative efficiency and uniform tax application determinations, where possible. To encourage full disclosure and on-going cooperation on annual compliance reviews, the Tax Administrator, and its agents, may enter into agreements with the tax-collecting service providers and grant prospective only effect on any changes regarding the taxation of services or charges that were previously deemed by the service provider, in good faith and without gross negligence, to be non-taxable. In determining whether the non-collection was in good faith and without gross negligence, the Tax Administrator shall take into consideration the uniqueness of the product or service, industry practice or other precedence.

### **35.120 Records**

(a) It shall be the duty of every person required to collect and/or remit to the City any tax imposed by this Section to keep and preserve, for a period of at least three (3) years, all records as may be necessary to determine the amount of such tax as he/she may have been liable for the collection of and remittance to the Tax Administrator, which records the Tax Administrator shall have the right to inspect at a reasonable time.

(b) The City may issue an administrative subpoena to compel a person to deliver, to the Tax Administrator, copies of all records deemed necessary by the Tax Administrator to establish compliance with this Section, including the delivery of records in a common electronic format on readily available media if such records are kept electronically by the person in the usual and ordinary course of business. As an alternative to delivering the subpoenaed records to the Tax Administrator on or before the due date provided in the administrative subpoena, such person may provide access to such records outside the City on or before the due date, provided that such person shall reimburse the City for all reasonable travel expenses incurred by the City to inspect those records, including travel, lodging, meals, and other similar expenses, but excluding the normal salary or hourly wages of those persons designated by the City to conduct the inspection.

(c) The Tax Administrator is authorized to execute a non-disclosure agreement approved by the City Attorney to protect the confidentiality of customer information pursuant to *California Revenue and Tax Code Sections 7284.6 and 7284.7*.

(d) If a service supplier uses a billing agent or billing aggregator to bill, collect, and/or remit the tax, the service supplier shall: 1) provide to the Tax Administrator the name, address and telephone number of each billing agent and billing aggregator currently authorized by the service supplier to bill, collect, and/or remit the tax to the City; and, 2) upon request of the Tax Administrator, deliver, or effect the delivery of, any information or records in the possession of such billing agent or billing aggregator that, in the opinion of the Tax Administrator, is necessary to verify the proper application, calculation, collection and/or remittance of such tax to the City.

(e) If any person subject to record-keeping under this Section unreasonably denies the Tax Administrator access to such records, or fails to produce the information requested in an administrative subpoena within the time specified, then the Tax Administrator may impose a penalty of Five Hundred Dollars (\$500.00) on such person for each day following: 1) the initial date that the person refuses to provide such access; or, 2) the due date for production of records as set forth in the administrative subpoena. This penalty shall be in addition to any other penalty imposed under this Chapter 35, Sections 35.105 through 35.128.

### **35.121 Refunds**

Whenever the amount of any tax has been overpaid or paid more than once or has been erroneously or illegally collected or received by the Tax Administrator under this Section from a person or service supplier, it may be refunded as provided in this Section as follows:

(a) **Written Claim for Refund:** The Tax Administrator may refund any tax that has been overpaid or paid more than once or has been erroneously or illegally collected or received by the Tax Administrator under this Section from a person or service supplier, provided that no refund shall be paid under the provisions of this Section unless the claimant or his or her guardian, conservator, executor, or administrator has submitted a

written claim to the Tax Administrator within one year of the overpayment or erroneous or illegal collection of said tax. Such claim must clearly establish claimant's right to the refund by written records showing entitlement thereto. Nothing herein shall permit the filing of a claim on behalf of a class or group of taxpayers unless each member of the class has submitted a written claim under penalty of perjury as provided by this Section.

(b) **Compliance with Claims Act:** The filing of a written claim pursuant to *Government Code Section 935* is a prerequisite to any suit thereon. Any action brought against the City pursuant to this Section shall be subject to the provisions of *Government Code Sections 945.6 and 946*. The Tax Administrator, or the City Council where the claim is in excess of Five Thousand Dollars (\$5,000.00), shall act upon the refund claim within the time period set forth in *Government Code Section 912.4*. If the Tax Administrator/City Council fails or refuses to act on a refund claim within the time prescribed by *Government Section 912.4*, the claim shall be deemed to have been rejected by the City Council on the last day of the period within which the City Council was required to act upon the claim as provided in *Government Code Section 912.4*. The Tax Administrator shall give notice of the action in a form which substantially complies with that set forth in *Government Code Section 913*.

(c) **Refunds to Service Suppliers:** Notwithstanding the notice provisions of subsection (a) of this Section, the Tax Administrator may, at his or her discretion, give written permission to a service supplier, who has collected and remitted any amount of tax in excess of the amount of tax imposed by this Section, to claim credit for such overpayment against the amount of tax which is due the City upon a subsequent monthly return(s) to the Tax Administrator, provided that: 1) such credit is claimed in a return dated no later than one year from the date of overpayment or erroneous collection of said tax; 2) the Tax Administrator is satisfied that the underlying basis and amount of such credit has been reasonably established; and, 3) in the case of an overpayment by a service user to the service supplier that has been remitted to the City, the Tax Administrator has received proof, to his or her satisfaction, that the overpayment has been refunded by the service supplier to the service user in an amount equal to the requested credit.

### 35.122 Appeals

(a) The provisions of this Section apply to any decision (other than a decision relating to a refund pursuant to Section 35.121 of this Section), deficiency determination, assessment, or administrative ruling of the Tax Administrator. Any person aggrieved by any decision (other than a decision relating to a refund pursuant to Section 35.121 of this Section), deficiency determination, assessment, or administrative ruling of the Tax Administrator, shall be required to comply with the appeals procedure of this Section. Compliance with this Section shall be a prerequisite to a suit thereon. (*See Government Code Section 935(b)*). Nothing herein shall permit the filing of a claim or action on behalf of a class or group of taxpayers.

(b) If any person is aggrieved by any decision (other than a decision relating to a refund pursuant to Section 35.121 of this Section), deficiency determination, assessment,

or administrative ruling of the Tax Administrator; he or she may appeal to the City Manager, or designee, by filing a notice of appeal with the City Clerk within fourteen (14) days of the date of the decision, deficiency determination, assessment, or administrative ruling of the Tax Administrator which aggrieved the service user or service supplier.

(c) The matter shall be scheduled for hearing before an independent hearing officer selected by the City Manager, or designee, no more than thirty (30) days from the receipt of the appeal. The appellant shall be served with notice of the time and place of the hearing, as well as any relevant materials, at least five (5) calendar days prior to the hearing. The hearing may be continued from time to time upon mutual consent. At the time of the hearing, the appealing party, the Tax Administrator, and any other interested person may present such relevant evidence as he or she may have relating to the determination from which the appeal is taken.

(d) Based upon the submission of such evidence and the review of the City's files, the hearing officer shall issue a written notice and order upholding, modifying or reversing the determination from which the appeal is taken. The notice shall be given within fourteen (14) days after the conclusion of the hearing and shall state the reasons for the decision. The notice shall specify that the decision is final and that any petition for judicial review shall be filed within ninety (90) days from the date of the decision in accordance with *Code of Civil Procedure Section 1094.6*.

(e) All notices under this Section may be sent by regular mail, postage prepaid, and shall be deemed received on the third calendar day following the date of mailing, as established by a proof of mailing.

### **35.123 No Injunction/Writ of Mandate.**

No injunction or writ of mandate or other legal or equitable process shall issue in any suit, action, or proceeding in any court against this City or against any officer of the City to prevent or enjoin the collection under this Section of any tax or any amount of tax required to be collected and/or remitted.

### **35.124 Notice of Changes to Ordinance.**

If a tax under this Chapter is added repealed, increased, reduced, or the tax base is changed, the Tax Administrator shall follow the notice requirements of *California Public Utilities Code Section 799*.

### **35.125 Effect of State and Federal Reference/Authorization.**

Unless specifically provided otherwise, any reference to a State or Federal statute in this Chapter shall mean such statute as it may be amended from time to time, provided that such reference to a statute herein shall not include any subsequent amendment thereto, or to any subsequent change of interpretation thereto by a State or Federal agency or court

of law with the duty to interpret such law, to the extent that such amendment or change of interpretation would require voter approval under California law, or to the extent that such change would result in a tax decrease (as a result of excluding all or a part of a utility service, or charge therefor, from taxation). Only to the extent voter approval would otherwise be required or a tax decrease would result, the prior version of the statute (or interpretation) shall remain applicable; for any application or situation that would not require voter approval or result in a decrease of a tax, provisions of the amended statute (or new interpretation) shall be applicable to the maximum possible extent.

To the extent that the City's authorization to collect or impose any tax imposed under this Chapter is expanded or limited as a result of changes in State or Federal law, no amendment or modification of this Chapter shall be required to conform the tax to those changes, and the tax shall be imposed and collected to the full extent of the authorization up to the full amount of the tax imposed under this Chapter.

#### **35.126 No Increase in Tax Percentage or Change in Methodology Without Voter Approval.**

Sections 35.105 through 35.128 of the Santa Fe Springs Municipal Code may be repealed or amended by the City Council without a vote of the People. However, as required by Article XIIC of the California Constitution, voter approval is required for any amendment provision that would increase the rate of any tax levied pursuant to this Ordinance. The People of the City of Santa Fe Springs affirm that the following actions shall not constitute an increase of the rate of a tax:

- (1) The restoration of the rate of the tax to a rate that is no higher than that set by this Ordinance, if the City Council has acted to reduce the rate of the tax;
- (2) An action that interprets or clarifies the methodology of the tax, or any definition applicable to the tax, so long as such interpretation or clarification (even if contrary to some prior interpretation or clarification) is not inconsistent with the language of this Ordinance;
- (3) The establishment a class of persons that is exempt or excepted from the tax or the discontinuation of any such exemption or exception (other than the discontinuation of an exemption or exception specifically set forth in this Chapter); and
- (4) The collection of the tax imposed by this ordinance, even if the City had, for some period of time, failed to collect the tax.

#### **35.23 Independent Audit of Tax Collection, Exemption, Remittance, and Expenditure.**

The City shall annually verify that the taxes owed under this Chapter have been properly applied, exempted, collected, and remitted in accordance with this Chapter, and properly expended according to applicable municipal law. The annual verification shall be

performed by a qualified independent third party and the review shall employ reasonable, cost-effective steps to assure compliance, including the use of sampling audits. The verification shall not be required of tax remitters where the cost of the verification may exceed the tax revenues to be reviewed.

### **35.24 Remedies Cumulative**

All remedies and penalties prescribed by this Chapter or which are available under any other provision of law or equity, including but not limited to the *California False Claims Act (Government Code Section 12650 et seq.)* and the *California Unfair Practices Act (Business and Professions Code Section 17070 et seq.)*, are cumulative. The use of one or more remedies by the City shall not bar the use of any other remedy for the purpose of enforcing the provisions of this Chapter.

**SECTION 2.** Effective Date. This Chapter 35, Sections 35.105 through 35.128, if approved by the electorate of the City of Santa Fe Springs at the General Municipal Election of November 2, 2010 shall become effective immediately upon the declaration of the results of that election by the City Council of the City of Santa Fe Springs.

**SECTION 3.** Severability. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unenforceable by a court of competent jurisdiction, the remaining portions of this Ordinance shall nonetheless remain in full force and effect. The People hereby declares that they would have adopted each section, subsection, sentence, clause, phrase, or portion of this Ordinance, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions of this Ordinance be declared invalid or unenforceable.

**SECTION 4.** Execution. The Mayor is hereby authorized to attest to the adoption of the Ordinance by the voters of the City by signing where indicated below.

I hereby certify that the foregoing Ordinance was PASSED, APPROVED and ADOPTED by the People of the City of Santa Fe Springs, California voting on the 2<sup>nd</sup> day of November, 2010.

**RESOLUTION NO. 9274**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY  
OF SANTA FE SPRINGS, CALIFORNIA, SETTING  
PRIORITIES FOR FILING A WRITTEN ARGUMENT  
REGARDING A CITY MEASURE AND DIRECTING THE  
CITY ATTORNEY TO PREPARE AN IMPARTIAL  
ANALYSIS**

WHEREAS, a Special Municipal Election is to be held in the City of Santa Fe Springs, California, on November 2, 2010, at which there will be submitted to the voters the following question:

<b>Santa Fe Springs Vital City Services Protection and Fiscal Stability Measure.</b> To maintain funding for City services including police officers, firefighters, paramedics, senior programs, youth/gang, drug, and crime prevention programs, street repairs, parks, fields, after school library programs, community centers and other City services, shall an ordinance be adopted to establish a 5% utility users tax, exempting low income seniors/residents, with annual audits, no tax increase without voter approval and no funds for Sacramento?	YES	
	NO	

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF SANTA FE SPRINGS, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. The City Council authorizes all members of the City Council to file written arguments In Favor of or Against City measures, accompanied by the printed names and signatures of the authors submitting it, in accordance with Article 4, Chapter 3, Division 9 of the Elections Code of the State of California and to change the arguments until and including the date fixed by the City Clerk after which no arguments for or against the City measure may be submitted to the City Clerk.

SECTION 2. The City Council directs the City Clerk to transmit a copy of the measure to the City Attorney. The City Attorney shall prepare an impartial analysis of the measure showing the effect of the measure on the existing law and the operation of the measure. The impartial analysis shall be filed not later than 10 days after the adoption of this resolution.

SECTION 3. The City Clerk shall certify to the passage and adoption of this resolution.



ADOPTED AND APPROVED THIS 22ND DAY OF JULY, 2010.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Deputy City Clerk

**RESOLUTION NO. 9275**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY  
OF SANTA FE SPRINGS, CALIFORNIA, PROVIDING FOR  
THE FILING OF REBUTTAL ARGUMENTS FOR CITY  
MEASURES SUBMITTED AT MUNICIPAL ELECTIONS**

WHEREAS, Section 9285 of the Elections Code of the State of California authorizes the City Council, by majority vote, to adopt provisions to provide for the filing of rebuttal arguments for city measures submitted at municipal elections.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SANTA FE SPRINGS, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

SECTION 1. Pursuant to Section 9285 of the Elections Code of the State of California, when the Clerk has selected the arguments for and against the measure which will be printed and distributed to the voters, the Clerk shall send copies of the argument in favor of the measure to the authors of the argument against, and copies of the argument against to the authors of the argument in favor. The authors may prepare and submit rebuttal arguments not exceeding 250 words. The rebuttal arguments shall be filed with the City Clerk not more than 10 days after the final date for filing direct arguments. Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument which it seeks to rebut.

SECTION 2. All previous resolutions providing for the filing of rebuttal arguments for city measures are repealed.

SECTION 3. The provisions of Section 1 shall apply only to the election to be held on November 2, 2010, and then be repealed.

SECTION 4. The City Clerk shall certify to the passage and adoption of this Resolution.

ADOPTED AND APPROVED THIS 22ND DAY OF JULY, 2010.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Deputy City Clerk



# City of Santa Fe Springs

City Council Meeting

July 22, 2010

## NEW BUSINESS

Resolution No. 9276 – Request for Parking Restrictions on Norwalk Boulevard

### RECOMMENDATION

That the City Council adopt Resolution No. 9276 to implement a parking restriction between the hours of 12:00 p.m. and 6:00 p.m., Monday through Friday on the west side of Norwalk Boulevard from a point 635 feet south of Florence Avenue to a point 990 feet southerly.

### BACKGROUND

The Traffic Commission at their meeting of June 17, 2010 reviewed the attached report for implementing parking restrictions on Norwalk Boulevard south of Florence Avenue. The Commission voted 4 to 0 to recommend to the City Council for consideration and approval of the proposed parking restrictions.

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

Frederick W. Latham  
City Manager

### Attachment(s)

Resolution No. 9276

Traffic Commission Report

RESOLUTION NO. 9276

A RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF SANTA FE SPRINGS, CALIFORNIA  
PROHIBITING PARKING OF VEHICLES AT CERTAIN LOCATIONS DURING  
CERTAIN HOURS

THE CITY COUNCIL OF THE CITY OF SANTA FE SPRINGS DOES RESOLVE AND  
ORDER AS FOLLOWS:

Section 1. Pursuant to the provision of Section 72.21 of the City Code, when authorized signs are in place giving notice thereof, the following location is designated as a place where no person shall stop, stand or park a vehicle for any purpose between the hours of 12:00 p.m. to 6:00 p.m. on Mondays through Fridays:

West side of Norwalk Boulevard from a point 635 feet south of Florence Avenue to a point 990 feet southerly.

APPROVED and ADOPTED this 22<sup>nd</sup> day of July 2010.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK



# City of Santa Fe Springs

Traffic Commission Meeting

June 17, 2010

## NEW BUSINESS

Request for Parking Restriction on Norwalk Boulevard South of Florence Avenue

### RECOMMENDATION

That the Commission recommend to the City Council that a parking restriction between the hours of 12:00 p.m. and 6:00 p.m., Monday through Friday be implemented on the west side of Norwalk Boulevard from a point 635 feet south of Florence Avenue to a point 990 feet southerly.

### BACKGROUND

Chairperson Radoumis received a letter from the property owner at 10915 Norwalk Boulevard requesting a parking restriction on the west side of Norwalk Boulevard in front of his business. The requested restriction would be in effect between the hours of 12:00 noon and 6:00 p.m. Monday through Friday.

Norwalk Boulevard is a major arterial highway with a curb-to-curb width of 80 feet. The street is striped for two lanes in each direction separated by a two-way left-turn lane and parking is generally permitted on both sides of the street. The street has a straight alignment and is flat in this area. The average daily traffic for this section of Norwalk Boulevard is 20,500 vehicles on a typical weekday. The speed limit for Norwalk Boulevard is a posted 45 miles-per-hour. The abutting development along Norwalk Boulevard in this area is a mixture of commercial development on the west side and industrial-type development on the east side.

Staff reviewed the existing conditions at the location and noted that there are two auto repair facilities with limited on-site parking facilities that routinely utilize both sides of Norwalk Boulevard for long-term overflow parking. Staff also noted that due to the proximity of the repair facilities to the subject property there are vehicles constantly parked adjacent to the driveways in front of 10915 Norwalk Boulevard. The parking of passenger vehicles as well as the higher and larger vehicles such as SUV's, pick-up trucks and minivans does impact the ability of motorists existing the businesses driveways to see oncoming southbound traffic on Norwalk Boulevard. Staff recommends that the Traffic Commission concur with the request of the property owner and recommend to the City Council that parking be prohibited in front of 10915 Norwalk Boulevard between the hours of 12:00 noon and 6:00 p.m. Monday through Friday.

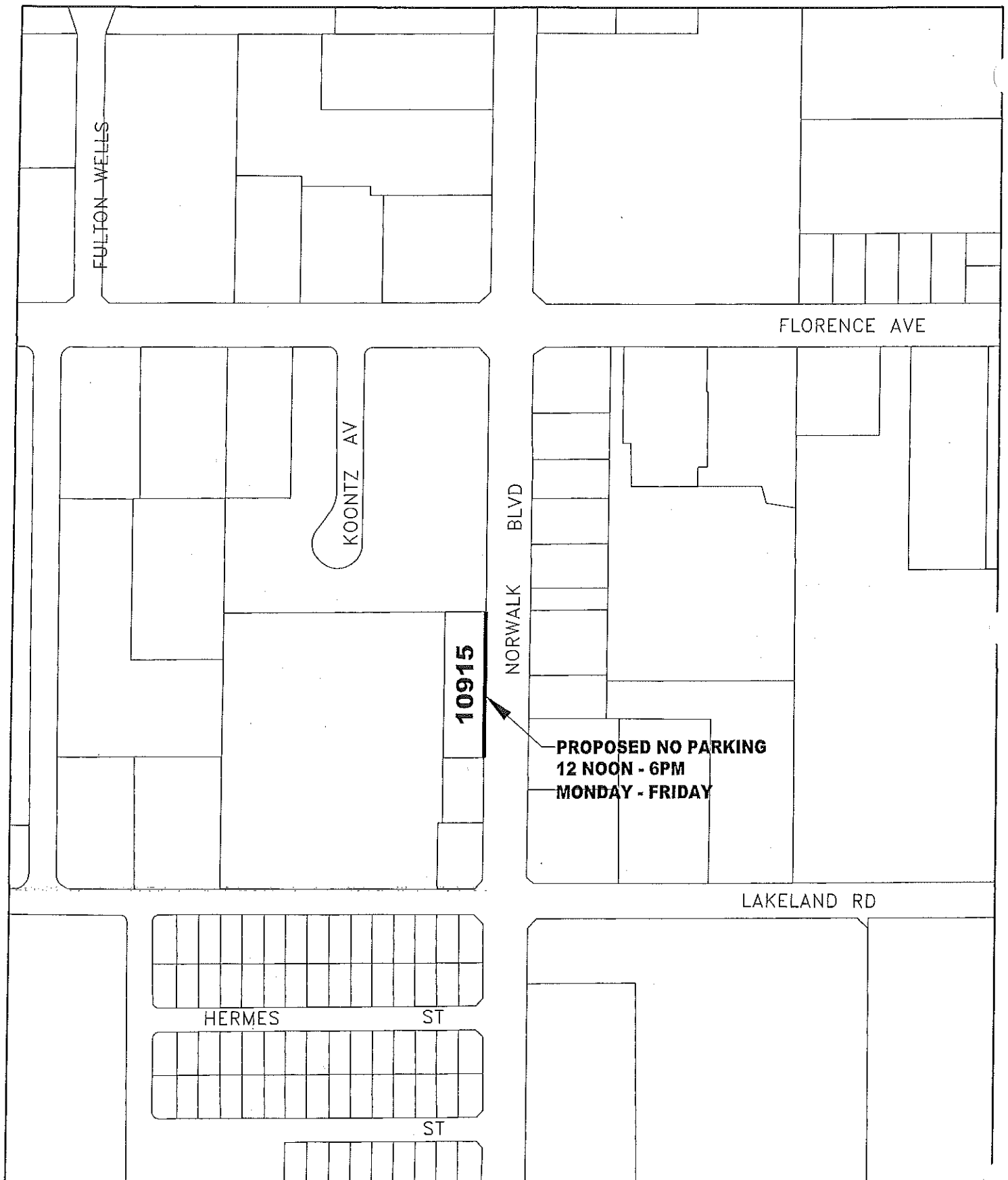
*Rafael Cesille*

For Tom R. Lopez  
Assistant Director of Public Works

### Attachment(s):

Location Map

Letter to DJP Corporation



## LOCATION MAP

**DJP CORPORATION  
THE HOLIDAY  
10915 NORWALK BLVD  
SANTA FE SPRINGS, CA 90670  
(562)9444720**

05/25/10  
Traffic Commission,  
City of Santa fe Springs  
Attention: Ted Radoumis (Chairperson)

Dear Mr. Radoumis

There is a matter of safety of which my letter to Mr. Collazo explained. The letter, I believe was forwarded to you sometime in March, and as of this date I have received no response. I am extremely concerned that there is going to be a horrific accident, because of limited visibility while leaving the parking lot of The Holiday.


Our driveways are set back, and the vehicles that are parked there from the auto repair shops, and other business in the daytime obstruct the view of on- coming traffic while exiting the parking lot. We feel that this is a very serious problem, and a catastrophic accident is just waiting to occur.

We are requesting restricted parking or no parking along the front of The Holiday from noon to 6pm during the week. We feel that this would let the cars exiting our lot see on coming traffic and limit the hazard tremendously.

At this time any solution would be welcomed. We feel that a proactive approach to this problem would be very wise. Why wait until someone is injured or killed?

Thank you for your consideration in this matter,

Sincerely yours,

  
Harold Mike Parson (Pres)

RECEIVED  
CITY OF SANTA FE SPRING  
PUBLIC WORKS  
2010 JUN -2 AM 9:52







# *City of Santa Fe Springs*

City Council Meeting

July 22, 2010

## **PRESENTATION**

### 2010 Beautification Awards Program Recipients

**RECOMMENDATION** The Mayor may wish to call upon Jeannie Madrid, Program Coordinator for the Parks & Recreation Services Division, to assist with the presentation.

## BACKGROUND

For over 40 years, the Beautification Committee, comprised of residents in the City, has toured the community in an effort to locate and recognize homeowners and business owners that exhibit pride in the appearance of their property and a commitment to maintain it through meticulous landscaping. The primary purpose of the Beautification Program is to encourage maintenance of personal and commercial properties in an effort to boost property values throughout the City.

This year, 8 residences and 7 businesses were selected by the Beautification Committee as having met the exceptionally high and demanding standards to receive a Beautification Award. The recipients will receive a plaque with a commemorative photograph of their property, as well as a yard sign to inform neighbors and passersby that their house or business is among the most visually appealing and exquisitely maintained properties in the City of Santa Fe Springs and has earned the right to be called a Beautification Award Recipient.

This year's residential and business recipients of the Beautification Awards have been invited to tonight's meeting to be recognized by the City Council for this prestigious achievement.

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

Frederick W. Latham  
City Manager

## Attachment

List of Residential and Business Recipients of the Beautification Awards

2010 Residential & Industrial Winners

**Residential Winners**

1. 11606 Parkmead (Villanueva Family)
2. 11722 Idalene (Bourdeaux Family)
3. 11548 Lakeland (Lipscomb Family)
3. 10402 Gridley (Endicott Family)
4. 10373 Gridley (Flores Family)
5. 8674 Westman (Regalado Family)
6. 9133 Alburtis (Womack Family)
7. 9516 Houghton (Gamboa Family)

**Industrial Winners**

1. Four Square Church 11437 Florence (Pastor Terry Risser)
2. Westmont 10805 Painter (Diana Henderson)
3. Castle Rock 10040 Painter ((Marty Gonzales)
4. Summit Springs Complex 8728 Dice Rd.  
(Sally Fifarek 12313 Hawkins St. Santa Fe Springs Ca 90670)
5. McMaster Carr Norwalk Blvd. (Andy Walters GM & Drew Kenny)
6. T.L. Fabrics 13727 Excelsior (Ryan Karrigan & Michael Hsu)
7. Global Industries West 12320 Bloomfield  
(Larry Sorenson 1800 E. Imperial Hwy. Suite #205 Brea Ca. 92821 )



# City of Santa Fe Springs

City Council

July 22, 2010

## APPOINTMENT TO BOARDS, COMMITTEES, COMMISSIONS

### Committee Appointments

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

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

For health reasons, Donn Ramirez resigned from the Traffic Commission and Personnel Advisory Board (not City Council appointed).

Martha Ohanesian resigned from the Beautification Committee.

Annette Rodriguez has resigned from the Community Program Committee.

Lupe Pasillas and Ashley Ortiz were removed from the Youth Leadership Committee upon graduation.

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



Frederick W. Latham  
City Manager

## Prospective Members for Various Committees/Commissions

### Beautification

Jeanne Teran

### Community Program

### Family & Human Services

### Heritage Arts

### Historical

### Personnel Advisory Board

### Parks & Recreation

Cecilia Uribe Gonzalez

### Planning Commission

Lynda Short

Jeanne Teran

### Senior Citizens Advisory

### Sister City

### Traffic Commission

Lynda Short

### Youth Leadership

Destiny Cardona

Ignacio Herrera

## BEAUTIFICATION COMMITTEE

Meets the fourth Wednesday of each month, at 9:30 a.m., Town Center Hall

Membership: 25

APPOINTED BY	NAME	TERM EXPIRATION YR.
Gonzalez	Juanita Montes	(12)
	Irene Pasillas	(12)
	Vacant	(12)
	May Sharp	(11)
	Marlene Vernava	(11)
Putnam	Juliet Ray	(12)
	Vacant	(12)
	Lupe Lopez	(11)
	Guadalupe Placencia	(11)
	Ruth Gray	(11)
Rounds	Vacant	(12)
	Vacant	(12)
	Annette Ledesma	(11)
	Paula Minnehan*	(11)
	Vacant	(11)
Serrano	Vacant	(12)
	Vacant	(12)
	Vacant	(12)
	Vada Conrad	(11)
	Vacant	(11)
Trujillo	Sylvia Takata	(12)
	Eleanor Connelly	(12)
	Margaret Bustos*	(12)
	Rosalie Miller	(11)
	A.J. Hayes	(11)

\*Asterisk indicates person currently serves on three committees

## COMMUNITY PROGRAM COMMITTEE

Meets the third Wednesday of every other month, at 7:00 p.m., in City Hall.

Membership: 25

APPOINTED BY	NAME	TERM EXPIRATION YR.
Gonzalez	Jeanne Teran	(12)
	Vacant	(12)
	Vacant	(12)
	Vacant	(11)
	Vacant	(11)
Putnam	Rosalie Miller	(12)
	Vacant	(12)
	Mary Jo Haller	(11)
	Lynda Short	(11)
	Jose Zamora	(11)
Rounds	Mark Scoggins*	(12)
	Marlene Vernava	(12)
	Vacant	(12)
	Denise Vega	(11)
	Vacant	(11)
Serrano	Ruth Gray	(12)
	Mary Anderson	(11)
	Dolores H. Romero*	(11)
	Vacant	(12)
	Vacant	(11)
Trujillo	Vacant	(12)
	Vacant	(12)
	Naomi Torres	(12)
	Lisa Sanchez	(11)
	Vacant	(11)

\*Asterisk indicates person currently serves on three committees

## FAMILY & HUMAN SERVICES ADVISORY COMMITTEE

Meets the third Wednesday of every month at 5:30 p.m., Neighborhood Center

Membership: 15 Residents Appointed by City Council  
5 Social Service Agency Representatives Appointed by the Committee

APPOINTED BY	NAME	TERM EXPIRATION YR.
Gonzalez	Mercedes Diaz	(12)
	Josephine Santa-Anna	(12)
	Toni Vallejo	(11)
Putnam	Arcelia Miranda	(12)
	Laurie Rios*	(11)
	Margaret Bustos*	(11)
Rounds	Annette Rodriguez	(12)
	Janie Aguirre*	(11)
	Ted Radoumis	(11)
Serrano	Lydia Gonzales	(12)
	Manny Zevallos	(11)
	Gilbert Aguirre*	(11)
Trujillo	Dolores H. Romero*	(12)
	Gloria Duran*	(12)
	Alicia Mora	(11)

Organizational Representatives: Nancy Stowe  
Evelyn Castro-Guillen  
Irene Redondo Churchward  
(SPIRRIT Family Services)

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



## HERITAGE ARTS ADVISORY COMMITTEE

Meets the Last Tuesday of the Month at 9:00 a.m., at the Train Depot

Membership: 9 Voting Members  
6 Non-Voting Members

APPOINTED BY	NAME
Gonzalez	Laurie Rios*
Putnam	May Sharp
Rounds	Gustavo Velasco
Serrano	Paula Minnehan*
Trujillo	Amparo Oblea

### Committee Representatives

Beautification Committee  
Historical Committee  
Planning Commission  
Chamber of Commerce

Sylvia Takata  
Larry Oblea  
Richard Moore  
Tom Summerfield

### Council/Staff Representatives

Council  
City Manager  
Director of Library & Cultural Services  
Director of Planning & Development

Betty Putnam  
Frederick W. Latham  
Hilary Keith  
Paul Ashworth

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

## HISTORICAL COMMITTEE

Meets Quarterly - The First Tuesday of the Month in April, July, October, and January at 5:30 p.m., Carriage Barn

Membership: 20

APPOINTED BY	NAME	TERM EXPIRATION YR.
Gonzalez	Richard Moore	(12)
	Gilbert Aguirre*	(11)
	Janie Aguirre*	(11)
	Sally Gaitan	(11)
Putnam	Astrid Gonzalez	(12)
	Vacant	(12)
	Vacant	(11)
	Vacant	(11)
Rounds	Art Escobedo	(12)
	Vacant	(12)
	Mark Scoggins*	(11)
	Janice Smith	(11)
Serrano	Gloria Duran*	(12)
	Vacant	(12)
	Vacant	(11)
	Larry Oblea	(11)
Trujillo	Vacant	(12)
	Alma Martinez	(12)
	Merrie Hathaway	(11)
	Susan Johnston	(11)

\*Asterisk indicates person currently serves on three committees

## PARKS & RECREATION ADVISORY COMMITTEE

Meets the First Wednesday of the month, 7:00 p.m., Council Chambers.

Subcommittee Meets at 6:00 p.m., Council Chambers

Membership: 25

APPOINTED BY	NAME	TERM EXPIRATION YR.
Gonzalez	Jennie Carlos	(12)
	Frank Leader	(12)
	Paula Minnehan*	(11)
	Vacant	(12)
	Vacant	(11)
Putnam	Jimmy Mendoza	(12)
	Michele Carbajal	(12)
	Frank Regalado	(11)
	Vacant	(11)
	Vacant	(11)
Rounds	Kenneth Arnold	(12)
	Richard Legarreta, Sr.	(12)
	Luigi Trujillo	(12)
	Don Mette	(11)
	Mark Scoggins*	(11)
Serrano	Lynda Short	(12)
	Bernie Landin	(12)
	Joe Avila	(12)
	Sally Gaitan	(11)
	Fred Earl	(11)
Trujillo	Vacant	(12)
	Andrea Lopez	(12)
	Vacant	(11)
	Jose Zamora	(11)
	Arcelia Miranda	(11)

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

## PERSONNEL ADVISORY BOARD

Meets Quarterly on an As-Needed Basis

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

APPOINTED BY	NAME
Council	Angel Munoz Ron Biggs
Personnel Advisory Board	Jim Contreras
Firemen's Association	Wayne Tomlinson
Employees' Association	Vacant

## PLANNING COMMISSION

Meets the Second and Fourth Mondays of every Month at 4:30 p.m.,  
Council Chambers

Membership: 5

### APPOINTED BY

### NAME

---

Gonzalez

Laurie Rios

Putnam

Larry Oblea

Rounds

Richard Moore

Serrano

Michael Madrigal

Trujillo

Frank Ybarra

## SENIOR CITIZENS ADVISORY COMMITTEE

Meets the second Wednesday of the month at 10:00 a.m.,  
Neighborhood Center

Membership: 25

APPOINTED BY	NAME	TERM EXPIRATION YR.
Gonzalez	Gloria Duran*	(12)
	Josephine Santa-Anna	(12)
	Toni Vallejo	(11)
	Janie Aguirre*	(11)
	Vacant	(11)
Putnam	Vacant	(12)
	Vacant	(12)
	Vacant	(12)
	Vacant	(11)
	Pete Vallejo	(11)
Rounds	Vacant	(12)
	Vacant	(12)
	Gloria Vasquez	(11)
	Lorena Huitron	(11)
	Berta Sera	(11)
Serrano	Gusta Vicuna	(12)
	Louis Serrano	(12)
	Mary Bravo	(12)
	Amelia Acosta	(11)
	Jessie Serrano	(11)
Trujillo	Julia Butler	(12)
	James Hogan	(12)
	Gilbert Aguirre*	(11)
	Margaret Bustos*	(11)
	Vacant	(11)

\*Asterisk indicates person currently serves on three committees

## SISTER CITY COMMITTEE

Meets the First Monday of every month at 6:30 p.m., Town Center Hall, Mtg. Room #1.  
When there is a Monday holiday, the meeting is held on the second Monday of the month.

Membership: 25

APPOINTED BY	NAME	TERM EXPIRATION YR.
Gonzalez	Vacant	(12)
	Kimberly Mette	(12)
	Jimmy Mendoza	(11)
	Vacant	(11)
	Vacant	(11)
Putnam	Martha Villanueva	(12)
	Gloria Duran*	(12)
	Mary K. Reed	(11)
	Peggy Jo Radoumis	(11)
	Jeannette Wolfe	(11)
Rounds	Manny Zevallos	(12)
	Susan Johnston	(12)
	Francis Carbajal	(12)
	Ted Radoumis	(11)
	Jose Avila	(11)
Serrano	Charlotte Zevallos	(12)
	Cecilia Uribe Gonzalez	(12)
	Laurie Rios*	(11)
	Doris Yarwood	(11)
	Vacant	(11)
Trujillo	Alicia Mora	(12)
	Andrea Lopez	(12)
	Dolores H. Romero*	(11)
	Marcella Obregon	(11)
	Vacant	(11)

\*Asterisk indicates person currently serves on three committees.

## TRAFFIC COMMISSION

Meets the Third Thursday of every month, at 7:00 p.m., Council Chambers

Membership: 5

### APPOINTED BY

### NAME

Gonzalez

Arcelia Valenzuela

Putnam

Manny Zevallos

Rounds

Ted Radoumis

Serrano

Sally Gaitan

Trujillo

Vacant



## YOUTH LEADERSHIP COMMITTEE

Meets the First Monday of every month, at 6:00 p.m., Council Chambers

Membership: 20

APPOINTED BY	NAME	TERM EXPIRATION YR.
<b>Gonzalez</b>	Victor Becerra	(11)
	Jessica Aguilar	(11)
	Jeanneth Guerrero	(11)
	Marilyn Llanos	(12)
<b>Putnam</b>	Vacant	()
	Vacant	()
	Wendy Pasillas	(13)
	Daniel Wood	(13)
<b>Rounds</b>	Carina Gonzalez	(11)
	Stephanie Gilbert	(11)
	Karina Saucedo	(12)
	Lisa Baeza	(13)
<b>Serrano</b>	Kimberly Romero	(11)
	Alyssa Trujillo	(11)
	Alyssa Berg	(11)
	Ariana Gonzalez	(13)
<b>Trujillo</b>	Madalin Marquez	(11)
	Martin Guerrero	(13)
	Omar Rodriguez	(12)
	Kevin Ramirez	(13)

