

SYNOPSIS

REGULAR MEETING OF THE NORWALK CITY COUNCIL OCTOBER 18, 2016



STUDY SESSION MEETING

CALL TO ORDER 5:02 p.m.

CLOSED SESSION

**Prior to discussion of the following item Vice Mayor Kelley excused herself from the meeting due to a potential conflict of interest for property ownership within 500' of the subject site.*

- I. CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE 54956.8** – Properties: APNs 8047-006-922; 8047-006-926; 8047-006-927. Negotiating Parties: Chris Montana on behalf of the Norwalk Superior Court and Michael J. Egan on behalf of the City. Under Negotiation: Terms and conditions of sale.
- II. PURSUANT TO GOVERNMENT CODE SECTIONS 54957 AND 54957.6: PUBLIC EMPLOYEE PERFORMANCE EVALUATION, City Manager; CONFERENCE WITH LABOR NEGOTIATOR, City Negotiator: Mayor; Unrepresented Employee: City Manager.**

RECESS 5:55 p.m.

REGULAR MEETING

CALL TO ORDER 6:04 p.m.

ROLL CALL Councilmembers Shryock, Vernola, Vice Mayor Kelley, and Mayor Mendez.

CONSENT CALENDAR

Consent calendar items are considered routine matters which may be enacted by one motion and roll call vote. Any item may be removed from the consent calendar and considered separately by City Council. City Council elected to remove Item No. 7 to hear the report and vote separately. Councilmember Vernola abstained from taking action on certain warrants which will be reflected in the minutes. Vice Mayor Kelley abstained from taking action on item No. 6; Mayor Mendez** abstained from taking action on No. 12. Approved by a 4-0 vote.*

- 1. MEETING MINUTES** – City Council approved the minutes of the study session and regular meetings of October 4, 2016, as amended. 825-04
- 2. PAYROLL** – City Council approved the payroll for the period September 11, 2016 – September 24, 2016, in the total amount of \$853,311.30. 630
- 3. COMMERCIAL DEMANDS** – City Council approved the warrant register dated October 11, 2016, in the total amount of \$1,610,683.07. 640

4. **PLANNING COMMISSION SYNOPSIS – OCTOBER 12, 2016** - No action taken. 320
5. **RESOLUTION NO. 16-59 – AMENDING THE CITY’S CONFLICT OF INTEREST CODE** - City Council adopted Resolution No. 16-59, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORWALK ADOPTING A CONFLICT OF INTEREST CODE, WHICH INCORPORATES BY REFERENCE THE STANDARD CONFLICT OF INTEREST CODE PREPARED BY THE FAIR POLITICAL PRACTICES COMMISSION AND REPEALING RESOLUTION NOS. 14-73 AND 15-60. 865-01
6. **PROJECT NO. 7171 – CIVIC CENTER DRIVE REHABILITATION FROM NORWALK BOULEVARD TO EAST OF BLOOMFIELD AVENUE – ACCEPTANCE OF WORK – ENGINEER’S REPORT NO. 16-23** – City Council accepted the work of R.J. Noble Company of Orange in the amount of \$728,840.42 for Civic Center Drive Rehabilitation from Norwalk Boulevard to East of Bloomfield Avenue.* 1005-04-7171
- *Vice Mayor Kelley abstained from taking action due to a potential conflict of interest for property ownership within 500’ of the subject site.*
8. **AGREEMENT AMENDMENTS - ENVIRONMENTAL CONSULTING SERVICES FOR VARIOUS CAPITAL IMPROVEMENT PROJECTS** – City Council approved Amendment No. 1 with Converse Consultants, Koury Engineering and Testing, Inc., Ninyo & Moore, and RMA Group adding environmental consulting services to the scope of work and increasing the annual maximum amount to \$200,000 each; and authorized the City Manager to execute the amendments on behalf of the City, in forms approved by the City Attorney. 310-06
9. **AGREEMENT AMENDMENT NO. 2 – ENGINEERING SERVICES FOR HOT SPOTS ARTERIAL INTERSECTION IMPROVEMENT STUDEBAKER ROAD/ALONDRA BOULEVARD (PROJECT NO. 7195) AND STUDEBAKER ROAD/ROSECRANS AVENUE (PROJECT NO. 7903), ENGINEER’S REPORT NO. 16-24** – City Council approved Amendment No. 2 to the existing agreement with Willdan Engineering, Inc., in an amount of \$148,640 for additional engineering services for the Hot Spots Arterial Intersection Improvement Project at Pioneer Boulevard/Imperial Highway (Project No. 7195) and Studebaker Boulevard/Rosecrans Avenue (Project No. 7903); and authorized the City Manager to sign the amendment on behalf of the City, in a form approved by the City Attorney. 1005-04-7195/7903
10. **RESOLUTION NO. 16-64 - REPORTING OF THE EMPLOYER’S CONTRIBUTION FOR MANAGEMENT AND GENERAL UNIT EMPLOYEES UNDER THE PUBLIC EMPLOYEES’ MEDICAL AND HOSPITAL CARE ACT** – City Council adopted Resolution No. 16-64, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORWALK REPEALING RESOLUTION NO. 15-63, AND FIXING THE EMPLOYER’S CONTRIBUTION FOR MANAGEMENT AND GENERAL UNIT EMPLOYEES UNDER THE PUBLIC EMPLOYEES’ MEDICAL AND HOSPITAL CARE ACT. 135-01-03
11. **REQUEST FOR USE OF CIVIC CENTER LAWN FOR CARNIVAL** - City Council approved the carnival requested by the Friends of the Norwalk Sheriff’s Station for the dates of February 8 through February 12, 2017, consistent with past practice. 920-01-02
12. **PROJECT NO. 7783 - HARGITT HOUSE RENOVATION – APPROVE ADDITIONAL WORK** - City Council approved an increase of \$20,000 in contingency work for Hargitt House Museum.** 1005-04-7783

***Mayor Mendez abstained from taking action due to a potential conflict of interest for property ownership within 500’ of the subject site.*

ITEM REMOVED FROM CONSENT CALENDAR

**Prior to discussion of the following item Vice Mayor Kelley excused herself from the meeting due to a potential conflict of interest for property ownership within 500' of the subject site.*

7. **PROJECT NO. 7512 – PROFESSIONAL ENGINEERING SERVICES - DESIGN OF THE FY 2016/17 SEWER SYSTEM REPLACEMENT PROJECT – AWARD OF CONTRACT -** City Council awarded a contract to Cannon in the amount of \$59,496 for the design of a FY 2016/17 Sewer System Replacement Project; and authorized the City Manager to execute the agreement and any extensions/amendments, provided there is funding in the budget, on behalf of the City, in a form approved by the City Attorney. **APPROVED by a 3-0 vote.** 1005-04-7512

APPOINTMENTS

13. **ADVISORY BODIES – None.** 200

PUBLIC HEARING

14. **RESOLUTION NO. 16-62 – CERTIFICATION OF CONFORMANCE WITH THE STATE MANDATED CONGESTION MANAGEMENT PROGRAM (CMP) AND ADOPTION OF THE CMP LOCAL DEVELOPMENT PROGRAM –** City Council adopted Resolution No. 16-62, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORWALK FINDING THE CITY TO BE IN CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP) AND ADOPTING THE CMP LOCAL DEVELOPMENT REPORT IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089. **APPROVED by a 4-0 vote.** 1050-01
15. **ORDINANCE NO. 16-1681 – ZONE CHANGE NO. 351 - 10502 CHEDDAR STREET – ADOPTION OF A NEGATIVE DECLARATION –** City Council:
- a. adopted the Initial Study and Negative Declaration;
 - b. introduced for first reading, by title only, **Ordinance No. 16-1681, AN ORDINANCE OF THE CITY OF NORWALK SETTING FORTH ITS FINDINGS OF FACT AND DECISION APPROVING ZONE CHANGE NO. 351,** and waived further reading. **APPROVED by a 4-0 vote.** 320-09-351

ORDINANCES AND RESOLUTIONS

16. **ORDINANCE NO. 16-1682 – TEXT AMENDMENT NO. 316 – ADOPTING THE LOS ANGELES COUNTY HEALTH CODE BY REFERENCE INCLUDING COUNTY PUBLIC HEALTH LICENSES REGULATION FOR THE OPERATION OF MOBILE FOOD FACILITIES - SETTING A DATE FOR A PUBLIC HEARING OF THE MATTER –** City Council:
- a. introduced for first reading, by title only, **Ordinance No. 16-1682, AN ORDINANCE OF THE CITY OF NORWALK AMENDING CHAPTERS 8.04 AND 8.08 OF TITLE 8 OF THE NORWALK MUNICIPAL CODE TO ADOPT BY REFERENCE DIVISION 1 – HEALTH CODE, OF TITLE 11 – HEALTH AND SAFETY, AND DIVISION 1 – PUBLIC HEALTH LICENSES, OF TITLE 8 – CONSUMER PROTECTION, BUSINESS AND WAGE REGULATIONS, OF THE LOS ANGELES COUNTY CODE,** and waived further reading; and
 - b. set November 15, 2016 as the public hearing date to consider its adoption. **APPROVED by a 4-0 vote.** 725-01

17. **ORDINANCE NO. 16-1683 - ADOPTING BY REFERENCE THE 2016 CALIFORNIA BUILDING, RESIDENTIAL, FIRE, PLUMBING, ELECTRICAL, MECHANICAL, GREEN BUILDING STANDARDS, EXISTING BUILDING, AND RELATED MODEL CODES, WITH APPENDICES AND AMENDMENTS THERETO; AND AMENDING THE NORWALK MUNICIPAL CODE – City Council:**
- a. introduced for first reading, by title only, **Ordinance No. 16-1683, AN ORDINANCE OF THE CITY OF NORWALK ADOPTING BY REFERENCE THE 2016 EDITIONS OF THE CALIFORNIA BUILDING, RESIDENTIAL, FIRE, PLUMBING, ELECTRICAL, MECHANICAL, EXISTING BUILDING, AND GREEN BUILDING STANDARDS CODES AND RELATED MODEL CODES, WITH APPENDICES AND AMENDMENTS THERETO; AND AMENDING THE NORWALK MUNICIPAL CODE,** and waived further reading; and
 - b. set November 15, 2016 as the public hearing date to consider its adoption. **APPROVED by a 4-0 vote.** 305-01
18. **ORDINANCE NO. 16-1684 – SEX OFFENDER RESIDENCY RESTRICTIONS – City Council introduced for first reading, by title only, Ordinance No. 16-1684, AN ORDINANCE OF THE CITY OF NORWALK AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORWALK REPEALING CHAPTER 9.30 OF TITLE 9 OF THE NORWALK MUNICIPAL CODE REGARDING SEX OFFENDER RESIDENCY RESTRICTIONS,** and waived further reading. **APPROVED by 3-1 vote.** 735-05
19. **RESOLUTION NO. 16-63 – BUDGET AMENDMENT – PROJECT NO. 7360 – ACQUISITION OF 11556 IMPERIAL HIGHWAY - AUTHORIZATION FOR CITY MANAGER TO EXECUTE PURCHASE AND SALE AGREEMENT AND JOINT ESCROW INSTRUCTIONS – City council:**
- a. adopted **Resolution No. 16-63, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORWALK AUTHORIZING AN AMENDMENT TO THE FISCAL YEAR 2015/17 ADOPTED BUDGET ALLOCATING \$6,163,000 OF THE LOW AND MODERATE INCOME HOUSING ASSET FUND (LMIHAF) FOR ACQUISITION OF 11556 IMPERIAL HIGHWAY, CITY PROJECT NO. 7360;** and
 - b. authorized the City Manager to execute the Purchase and Sale Agreement and Joint Escrow Instructions. **APPROVED by a 4-0 vote.** 610/905-02/1005-04-7360

REPORTS

20. **RESOLUTION NO. 16-68 – AMENDING THE 2016/17 SALARY SCHEDULE FOR GENERAL AND HOURLY UNIT EMPLOYEES AND EXECUTIVE MANAGEMENT AND MID-MANAGEMENT EMPLOYEES BY ADDING THE CLASSIFICATION OF PUBLIC SERVICES MANAGER AND SPECIAL PROJECTS COORDINATOR; AND ELIMINATING THE EXISTING CLASSIFICATION OF PUBLIC SERVICES SUPERINTENDENT – City Council adopted Resolution No. 16-68, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORWALK ADOPTING THE SALARY SCHEDULE FOR FISCAL YEAR 2015/17 FOR THE GENERAL AND HOURLY UNIT EMPLOYEES AND THE EXECUTIVE MANAGEMENT AND MID-MANAGEMENT UNIT EMPLOYEES. APPROVED by a 4-0 vote.** 135-03
21. **REQUEST FOR SPECIAL EVENT FEE WAIVER – NEW HARVEST CHURCH - City Council determination is requested. FAILED by a 2-2 vote.** 602-01/612-06

ADJOURNMENT

7:50 p.m.