Minutes of
Bell City Council
Bell Community Redevelopment Agency
Bell Community Housing Authority
Planning Commission

December 14, 2011
6:30 P.M. Closed Session
7:30 P.M. Open Session

Bell Community Center
6250 Pine Avenue

6:34:30 PM Meeting was called to order by Mayor Saleh.

6:34:43 PM Roll call of City Council in their capacities as Councilmembers, Community Redevelopment Agency Members, Community Housing Authority Commissioners and Planning Commissioners.

6:35:01 PM
Present: Mayor Saleh, Councilwoman Alvarez, Councilwoman Quintana and Councilman Valencia

Absent: None

Also Present: Interim Chief Administrative Officer Croce, City Attorney Aleshire, City Clerk Valdez

Communications From The Public on Closed Session Items

None.

6:35:18 PM Vice Mayor Harber walked in.

Closed Session

6:36:01 PM City Attorney Aleshire requested to include two additional items on the closed session for discussion: Robert Rizzo lawsuit and the Attorney General lawsuit.

6:36:38 PM It was moved by Councilwoman Quintana, seconded by Councilman Valencia, to add the Robert Rizzo lawsuit and Attorney General Lawsuit to the closed session for discussion.

6:37:06 PM
Vote: 5-0
Yes: Mayor Saleh, Vice Mayor Harber, Councilwoman Alvarez, Councilwoman Quintana and Councilman Valencia
No: None
Abstained: None
Absent: None
Motion Unanimously Passed.

6:37:10 PM The City Council and the related Authorities and Agencies recessed to a closed session to confer with legal counsel regarding the following matters:

CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION (Subdivision (a) of Section 54956.9); Name of case: D&J Engineering v. Bell; LASC VC059415.

CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION (Subdivision (a) of Section 54956.9); Name of case: Lisa Ramirez, et al, County of Los Angeles, City of Bell, et al; U.S. District Court Case No. CV 00457-JHIN (M__X)

CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION (Subdivision (a) of Section 54956.9); Name of case: Richard Fisher Associates v. Bell; LASC BC 466983.

CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION (Subdivision (a) of Section 54956.9) Name of Case: Dexia Credit Local v. City of Bell, Bell Public Financing Authority

CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION (Subdivision (a) of Section 54956.9); Name of case: Bell v. Best Best & Krieger; LASC BC466436

CONFERENCE WITH LEGAL COUNSEL--Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: (4)

7:41:23 PM City Council reconvened to open session.

7:41:39 PM City Attorney Aleshire reported the following out of closed session: the Council met in closed session and discussed the status of the D&J Engineering case, the Ramirez case, Fisher case, Dexia case and Best Best & Krieger case were not discussed. There was an added item to the agenda the Rizzo and Attorney General case were discussed. Only one of the potential cases was discussed, no reportable action taken.

Pledge of Allegiance

Pledge of Allegiance led by Ken Hampian.

Presentation

Proclamation Proclaiming the Month of November 2011 as In-Home Care Providers’ Courage to Care and National Family Caregivers Month.

Communications From The Public on Agenda Items Only

7:45:26 PM The following individuals spoke during communications from the public: Alex Paredes, Ismael Morales, Sandy Orozco, Richard Espiritu, Joe Carmona, Alfred Areyan and Jose Moreno.
Consent Calendar

8:02:37 PM It was moved by Councilman Valencia, seconded by Councilwoman Alvarez, to approve the General Warrants, Community Redevelopment Agency and Community Housing Authority Warrants dated November 22, 2011 through December 14, 2011.

8:04:17 PM

Vote: 5-0  
Yes: Mayor Saleh, Vice Mayor Harber, Councilwoman Alvarez, Councilwoman Quintana and Councilman Valencia
No: None
Abstained: None
Absent: None

Motion Unanimously Passed.

It was moved by Vice Mayor Harber, seconded by Councilwoman Alvarez, to Receive and File the Conflict Waiver Letter by Aleshire and Wynder.

8:05:04 PM

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

Motion Passed.

Council Business

8:06:26 PM Jim Godsey, Principal with MGO, Bell auditors provided an update on the progress of the City’s audit.


8:56:25 PM It was moved by Councilwoman Alvarez, seconded by Vice Mayor Harber, to approve the Goal Setting Process for 2012-13 Budget Process.

8:56:55 PM

Vote: 5-0  
Yes: Mayor Saleh, Vice Mayor Harber, Councilwoman Alvarez, Councilwoman Quintana and Councilman Valencia
No: None
Motion Unanimously Passed.

9:17:29 PM Bill Statler provided the presentation on the General Obligation Bond Workout Plan.

9:17:05 PM Discussion ensued among the City Council.

9:33:26 PM It was moved by Vice Mayor Harber, seconded by Councilwoman Quintana, to approve the General Obligation Bond Workout Plan and related implementation actions.

9:33:55 PM
Vote: 5-0
Yes: Mayor Saleh, Vice Mayor Harber, Councilwoman Alvarez, Councilwoman Quintana and Councilman Valencia
No: None
Abstained: None
Absent: None

Motion Unanimously Passed.

9:36:03 PM Dave Morgan and Debbie Owen from CPS HR Consulting provided the presentation on the Classification and Compensation Study.

9:50:54 PM Discussion ensued among the City Council.

10:14:33 PM It was moved by Councilman Valencia, seconded by Vice Mayor Harber, to continue the Classification and Compensation Study Consistent with the Compensation Parameters Recommended by CPS HR Consulting and include the cities of Cudahy and Lawndale and private sector data.

10:15:19 PM
Vote: 5-0
Yes: Mayor Saleh, Vice Mayor Harber, Councilwoman Alvarez, Councilwoman Quintana and Councilman Valencia
No: None
Abstained: None
Absent: None

Motion Unanimously Passed.

10:15:30 PM City Council recessed.

10:27:14 PM City Council reconvened to open session.
It was moved by Councilwoman Quintana, seconded by Vice Mayor Harber, to approve the attendance at the League of California Cities New Mayors and Councilmembers Academy in Sacramento on January 18-20 2012.

10:32:24 PM
Vote: 5-0
Yes: Mayor Saleh, Vice Mayor Harber, Councilwoman Alvarez, Councilwoman Quintana and Councilman Valencia
No: None
Abstained: None
Absent: None

Motion Unanimously Passed.

It was moved by Councilwoman Alvarez, seconded by Councilman Valencia, to approve the Ordinance Establishing a Moratorium on the Acceptance, Processing or the Issuance of Conditional Use Permits, or Entitlements for All Recycling Facilities in the City of Bell.

10:37:25 PM
Vote: 5-0
Yes: Mayor Saleh, Vice Mayor Harber, Councilwoman Alvarez, Councilwoman Quintana and Councilman Valencia
No: None
Abstained: None
Absent: None

Motion Unanimously Passed.

Public Hearing of the Planning Commission

The Planning Commission accepted the letter from the applicant requesting to withdraw from his conditional use permit application for the following project:

Continued Public Hearing for Consideration of Conditional Use Permit No. 2011-08 to Allow a Large Recycling Collection Facility to be Located within an Existing 2,048 Square Foot Building to be Established at 3605 Gage Avenue, Bell.

It was moved by Vice Chair Harber, seconded by Commissioner Quintana, to reconsider the prior motion, on Resolution No. 2011-47 Approving Conditional Use Permit No. 2011-06 and a Determination of Public Convenience or Necessity (PCN) to Allow the Sale for Off-Premises Consumption of Beer and Wine for a Proposed Retail Grocery Located Within an Existing 4,000 Square Foot Building on an Existing 11,362 Square Foot Lot; Location: 6399 Atlantic Avenue within the C-3 Zoning District.

10:41:45 PM
Vote: 5-0
Yes: Chair Saleh, Vice Chair Harber, Commissioner Alvarez, Commissioner Quintana and Commissioner Valencia
No: None
Abstained: None
Absent: None

Motion Unanimously Passed.

10:45:45 PM It was moved by Commissioner Alvarez, seconded by Commissioner Quintana, to approve the reconsideration of Resolution No. 2011-47 Approving Conditional Use Permit No. 2011-06 and a Determination of Public Convenience or Necessity (PCN) to Allow the Sale for Off-Premises Consumption of Beer and Wine for a Proposed Retail Grocery Located Within an Existing 4,000 Square Foot Building on an Existing 11,362 Square Foot Lot; Location: 6399 Atlantic Avenue within the C-3 Zoning District, as amended to note that Fresh and Easy did not accept the restriction recommended by the Council to prohibit commercial deliveries to the property between the hours of 11:00 A.M. to 6:00 P.M. Monday through Friday and that the Council reconsidered the matter and accepted 2:00 P.M. to 6:00 P.M. as the prohibited hours.

Vote: 5-0
Yes: Chair Saleh, Vice Chair Harber, Commissioner Alvarez, Commissioner Quintana and Commissioner Valencia
No: None
Abstained: None
Absent: None

Motion Unanimously Passed.

Communications From The Public

10:47:45 PM The following individual spoke during communications from the public: Sandy Orozco.

Mayor and City Council Communications

10:50:36 PM Councilman Valencia thanked the staff for a very well Christmas event. He also requested to staff to look into street condition on Florence to Walker.

10:53:19 PM Councilwoman Quintana responded to the formal request from BASTA and she read a letter responding to their letter presented at the last council meeting.


Adjournment

11:02:06 PM City Council meeting adjourned.

APPROVED THIS 25th DAY OF JANUARY 2012.
ATTEST:

I, Rebecca Valdez, City Clerk of the City of Bell, California, do hereby certify that the foregoing minutes were approved by the City Council of the City of Bell, as corrected, at a regular meeting held on this 25th day of January 2012.

Rebecca Valdez, CMC
City Clerk