

**AGENDA  
WHITTIER CITY COUNCIL  
WHITTIER REDEVELOPMENT SUCCESSOR AGENCY  
WHITTIER UTILITY AUTHORITY  
REGULAR MEETINGS  
CITY COUNCIL CHAMBER  
13230 PENN STREET, WHITTIER, CALIFORNIA  
SEPTEMBER 13, 2016, 6:30 P.M.**

As a courtesy to others attending this meeting, please turn off or place in silent mode all cell phones and other communication devices while in the Council Chamber. Thank you.

**1. CALL TO ORDER:**

**2. ROLL CALL:**

Fernando Dutra, Council Member  
Josué Alvarado, Council Member  
Cathy Warner, Council Member  
Bob Henderson, Mayor Pro Tem  
Joe Vinatieri, Mayor

**3. PLEDGE OF ALLEGIANCE:**

**4. PRESENTATIONS:**

**4.A** Blue Star

Vincent Talbot

Samuel C. Olea

**4.B** Whittier Pony Baseball

**4.C** Chamber of Commerce Report

**5. APPROVAL OF AGENDA:**

This is the time for the City Council/Boards of Directors to reorder the agenda to accommodate visitors, deal with issues early in the meeting, add or delete items, or make changes to the Consent Calendar.

Proposed Motion: I move to approve the agenda as submitted/amended.

**6. PUBLIC COMMENTS:**

This is the time for the public to address the City Council, Redevelopment Successor Agency or Utility Authority regarding any item of City, Successor Agency or Authority business. Speakers must limit their comments to three minutes.

(NOTE: Pursuant to State law, the City Council, Successor Agency, and Utility Authority cannot take action or express a consensus of approval or disapproval on any oral communications which do not appear on the printed agenda.)

**7. CITY COUNCIL/REDEVELOPMENT SUCCESSOR AGENCY/UTILITY AUTHORITY JOINT CONSENT CALENDAR:**

All items on the Consent Calendar may be approved by a single motion followed by a roll call vote. If a Council Member, Successor Agency Director or Utility Director wishes to discuss a Consent Calendar item, the item may be removed from the calendar at the request of any Council Member or Successor Agency/Authority Director.

**City Council**

**7.A CLAIMS**

It is recommended the City Council deny claims filed by Maria Arriaga, Rudy Zabala, Bonnie Chavez, Nathan Carcano, Roberto A. Sanchez, Maria C. Vargas, State Farm Insurance for Erick Ramirez/Amelia Pena, and Laura M. Moreno.

**7.B PLANNING COMMISSION ACTION**

It is recommended the City Council receive and file the Planning Commission action unless review is requested by a Council Member: Approval of Development Review No. DRP15-011 to approve the construction of a new monument sign; and approval of Variance No. VAR15-007 to allow a new monument sign to exceed the allowable height from the Whittier Municipal Code Sign Ordinance for the property located at 15735 Leffingwell Road, Whittier (Applicant: Sorin Enache; Property Owner: Halim Ibrahim)

**7.C HISTORICAL RESOURCES COMMISSION ACTIONS**

It is recommended the City Council receive and file the following Historic Resources Commission actions unless review is requested by a Council Member:

1. Approval of Certificates of Appropriateness 14-013 for the property located at 6326 Whittier Avenue, Whittier to 1) complete a comprehensive door and window change-out; 2) restore wood siding and vent details around the house and garage; and, 3) remove an unpermitted storage shed on the existing, detached, garage (Applicant: Dwight Moody, Moody Construction; Property Owner: GEMS Enterprises, LLC); and
2. Approval of Certificate of Appropriateness 16-008 for the property located at 13202 Hadley Street, Whittier, in the Central Park Historic District, to remove and restore a chimney on an existing, two-story residential building (Property Owner: Marie Zimmerman; Applicant: Keith Wismer, Wismer Architects).

**7.D OUT-OF-STATE TRAVEL - CALIFORNIA ASSOCIATION OF TACTICAL OFFICERS CONFERENCE**

It is recommended the City Council approve out-of-state travel for two Police Department SWAT Supervisors, and one SWAT Commander to attend the California Association of Tactical Officers Conference on November 7 - 10, 2016 in Reno, Nevada.

**7.E LEAGUE OF CALIFORNIA CITIES CONFERENCE VOTING - OCTOBER 7, 2016**

It is recommended the City Council take the following actions for the League of California Cities annual business meeting on October 7, 2016:

1. Appoint Mayor Vinatieri as voting delegate;
2. Appoint Council Member Alvarado as voting alternate; and
3. Support the proposed conference resolution on transportation safety.

**7.F GRANT ACCEPTANCE - METRO 2013 CALL FOR PROJECTS**

It is recommended the City Council adopt Resolution No. 8804 entitled, "A Resolution of the City Council of the City of Whittier, California, amending the Fiscal Year 2016-17 Budget to accept Los Angeles County Metropolitan Transportation Authority funding for Whittier Greenway Trail East extension," in the amount of \$2,458,390.

**7.G GRANT ACCEPTANCE - CALTRANS ACTIVE TRANSPORTATION PROGRAM**

It is recommended the City Council adopt Resolution No. 8805 entitled, "A Resolution of the City Council of the City of Whittier, California, amending the Fiscal Year 2016-17 Budget to accept State Active Transportation Program funding for Whittier Greenway Trail acquisition and development," in the amount of \$4,516,000.

**7.H REJECTION OF BIDS AND RE-ADVERTISE - IN-ROADWAY CROSSWALK WARNING LIGHT SYSTEMS UPGRADES**

It is recommended the City Council reject all bids and authorize the City Clerk-Treasurer to re-advertise for construction bids.

**7.I AWARD OF CONTRACT - ANNUAL PAVEMENT MARKING, STRIPING AND SIGNING FY16-17**

It is recommended the City Council:

1. Waive a minor bid irregularity and award the construction contract for Pavement Marking, Striping and Signing in the City of Whittier in the amount of \$236,510;
2. Reject all other bids; and
3. Authorize the City Manager to sign the contract.

**7.J SPECIAL EVENT PERMIT - DIA DE LOS MUERTOS ART AND MUSIC FESTIVAL**

It is recommended the City Council approve a special event permit for the annual Dia de los Muertos Art and Music Festival hosted by Casita del Pueblo and SKILLS Organization on October 9, 2016, from 10:00 a.m. to 6:00 p.m.

**7.K 2016 CONFLICT OF INTEREST CODE AMENDMENTS**

It is recommended the City Council review proposed amendments to the Conflict of Interest Code for designated personnel; and adopt Resolution No. 8806 entitled, "A Resolution of the City Council of the City of Whittier, California, repealing Resolution No. 8646 and establishing a conflict of interest code for designated city personnel."

**7.L COMMUNITY BENEFIT DISTRICT ESTABLISHMENT ORDINANCE - WHITTIER UPTOWN**

It is recommended the City Council conduct second reading and adopt Ordinance No. 3056 entitled, "An Ordinance of the City Council of the City of Whittier, California, adding Chapter 3.52 to Title 3 of the Whittier Municipal Code relating to the establishment of Community Benefit Districts."

**7.M SPECIAL EVENT PERMIT - WHITTIER COMMUNITY FOUNDATION**

It is recommended the City Council approve a special event permit request for the Whittier Community Foundation's annual "Spooktacular" 5K Race/Walk scheduled for Saturday, October 29, 2016; and waive fees, excluding rental fees, related to the use of city services and labor costs, in the amount of \$11,337.50.

**7.N SPECIAL EVENT PERMIT - WHITTIER UPTOWN ASSOCIATION HALLOWEEN CAPERS**

It is recommended the City Council approve a special event permit for the Whittier Uptown Association's annual Halloween Capers event on Saturday, October 29, 2016 from 3:00 p.m. to 6:00 p.m.

**7.O LANDSCAPE ARCHITECTURAL CONSULTANT ON-CALL SERVICES**

It is recommended the City Council approve an agreement with RJM Design Group, Inc., for on-call landscape architectural consulting services; and authorize the City Manager to execute the agreement.

**7.P MEASURE M - NOVEMBER 2016 TRANSPORTATION SALES TAX**

It is recommended the City Council take the following actions:

1. Adopt Resolution No. 8807 entitled, "A Resolution of the City Council of the City of Whittier, California, opposing the Los Angeles County Metropolitan Transportation Authority expenditure plan for the November 2016 Ballot Measure M and amending the Fiscal Year 2016-17 Budget to appropriate funds for a public information program through the Gateway Cities Council of Governments," in the amount of \$12,500; and
2. Authorize the City Manager to execute associated documents.

**7.Q PREFERENTIAL PARKING DISTRICT NO. 1**

It is recommended the City Council adopt Resolution No. 8808 entitled, "A Resolution of the City Council of the City of Whittier, California, rescinding Resolution No. 8758 and establishing Preferential Parking District No. 1 located within general boundaries of Newlin Avenue on the west, Broadway on the south, Painter Avenue on the east, and Hellman Parks/Starlite estates along the north within the streets shown on Exhibit A and parking restrictions applicable thereto," approving the expansion of Preferential Parking District No. 1 to include the 6000 block of Bright Avenue and the 12800 through 12900 block of Broadway except for the south side of Broadway between Milton Avenue and the alley in front of the park.

**City Council, Redevelopment Successor Agency and Utility Authority**

**7.R MINUTES**

It is recommended the City Council, Redevelopment Successor Agency Board and Utility Authority Board take the following actions:

1. Approve the Minutes of the Regular Meetings of October 13, 2015, October 27, 2015, November 10, 2015, February 23, 2016, March 22, 2016, August 9, 2016, and August 23, 2016; and
2. City Council approve the Minutes of the Special Meeting of August 23, 2016.

**City Council**

**7.S AGREEMENT RENEWAL - WORKER'S COMPENSATION AND GENERAL LIABILITY ADMINISTRATION SERVICES**

It is recommended the City Council approve the agreement renewal for Worker's Compensation and General Liability administration services with Keenan & Associates.

**7.T YOUTH SPORTS AFFILIATE APPLICATION**

The Parks, Recreation and Community Services Commission recommends the City Council deny the Norwalk Whittier Spartans and Cheer program application for Youth Sports Affiliate status.

**7.U ART IN PUBLIC PLACES COMMITTEE**

It is recommended the City Council re-establish the Art in Public Places Committee and direct staff to initial the application process.

**Utility Authority**

**7.V PROFESSIONAL SERVICES AGREEMENT - COLLEGE HILL WATER MAIN REPLACEMENT PROJECT**

It is recommended the Board of Directors:

1. Approve a professional services agreement, in substantial conformance with the agreement provided, for the College Hill Water Main Replacement Project for an amount not to exceed \$150,720.00;
2. Reject all other proposals; and
3. Authorize the Executive Director to sign the agreement on behalf of the Whittier Utility Authority (WUA).

**7.W AWARD OF CONTRACT - ON-CALL ENGINEERING CONSULTANT SERVICES FOR TOPOGRAPHIC SURVEYING**

It is recommended the Board of Directors take the following actions:

1. Approve the On-Call Engineering Consultant Services for Topographic Surveying prequalified list to include the following:
  - Joseph C. Truxaw and Associates, Inc. of Orange;
  - KDM Meridian of Lake Forest;
  - Larry J. Schmahl of Whittier;
  - Tait and Associates of Santa Ana;
  - Vertex Survey Inc. of Santa Clarita;
2. Approve professional services agreements, in substantial conformance with the provided agreement, for an amount not to exceed \$20,000 with each consultant on the prequalified list; and
3. Authorize the Executive Director to sign the agreements.

**City Council**

**7.X GREENWAY TRAIL EAST TASK FORCE**

The Greenway Trail East Design Subcommittee recommends the City Council approve the formation, composition and work plan of a Greenway Trail East Task Force, and authorize the City Clerk-Treasurer to announce the application period to media, on the website, and on Channel 3.

**7.Y RECYCLING CENTER**

It is recommended the City Council receive and file a report on the recycling center.

Proposed Motion: I move that the City Council, Successor Agency Board and Authority Directors approve specified Consent Calendar items as submitted, including the award of a construction contract to Superior Pavement Markings, Inc. (Item 7.I,) the award of a professional services agreement to Civiltec Engineering, Inc. (Item 7.V,) and that Ordinance No. 3056 (Item 7.L) and Resolution Nos. 8804 (Item 7.F,) 8805 (Item 7.G,) 8806 (Item 7.K,) 8807 (Item 7.P,) and 8808 (Item 7.Q) be read by title only, further reading be waived; and that:  
Ordinance No. 3056 (Item 7.L) be declared adopted;  
Resolution No. 8804 (Item 7.F) be declared adopted;  
Resolution No. 8805 (Item 7.G) be declared adopted;  
Resolution No. 8806 (Item 7.K) be declared adopted;  
Resolution No. 8807 (Item 7.P) be declared adopted; and  
Resolution No. 8808 (Item 7.Q) be declared adopted.

### **ROLL CALL**

#### **8. RECESS REDEVELOPMENT SUCCESSOR AGENCY AND UTILITY AUTHORITY MEETINGS:**

#### **9. STAFF REPORTS:**

##### **9.A BOND CAPITAL PROJECT OVERSIGHT SUBCOMMITTEE**

It is recommended the City Council extend the sunset date of its Bond Capital Project Oversight Subcommittee from September 30, 2016 to June 30, 2017; and consider appointment of members to the Subcommittee.

Proposed Motion: I move to extend the sunset date of the Bond Capital Project Oversight Subcommittee from September 30, 2016 to June 30, 2017; and appoint \_\_\_\_\_ to serve on the Subcommittee.

##### **9.B STREETLIGHT INSTALLATION POLICY AND COUNTY OF LOS ANGELES LIGHTING MAINTENANCE DISTRICTS**

It is recommended the City Council receive and file this report regarding streetlight assessment districts of the City and Los Angeles County; and direct staff to investigate potential conversion of existing County lights to LED.

Proposed Motion: I move to receive and file this report and direct staff to investigate potential conversion of existing County lights to LED.

**9.C DISTRICT GOVERNANCE**

It is recommended the City Council consider best practices for governance with City Council districts.

Proposed Motion: I move to \_\_\_\_\_.

**9.D COMPREHENSIVE GENERAL PLAN UPDATE**

It is recommended that the City Council direct staff to finalize and release a request for proposal (RFP) to solicit bids for the comprehensive update to the Whittier General Plan.

Proposed Motion: I move to \_\_\_\_\_.

**10. RECONVENE REDEVELOPMENT SUCCESSOR AGENCY AND UTILITY AUTHORITY IN JOINT SESSION WITH CITY COUNCIL:**

**11. COUNCIL MEMBER/SUCCESSOR AGENCY DIRECTOR/UTILITY AUTHORITY DIRECTOR COMMENTS AND CONFERENCE REPORTS:**

**12. ADJOURN REDEVELOPMENT SUCCESSOR AGENCY AND UTILITY AUTHORITY MEETINGS:**

**13. CITY COUNCIL CLOSED SESSION:**

**13.A LITIGATION** - Mountains Recreation and Conservation Authority, a joint powers agency, Los Angeles County Regional Park and Open Space District, and the County of Los Angeles, et al vs. City of Whittier, et al; Case No. BS136211; Government Code Section 54956.9(d)(1) conference with legal counsel.

**13.B LITIGATION** - Prop "A" Protective Association, LLC vs. City of Whittier, et al; Case Nos. BS140884 and BS145771; Government Code Section 54956.9(d)(1) conference with legal counsel.

**13.C LITIGATION** - Matrix Oil Corporation and Clayton Williams Energy Inc., vs Los Angeles County Regional Park and Open Space District, et al; Case No. BS146928; Government Code Section 54956.9(d)(1) conference with legal counsel.

**13.D LITIGATION** - Los Angeles County Regional Park and Open Space District, et al vs. City of Whittier, et al; Case No. BS146670; Government Code Section 54956.9(d)(1) conference with legal counsel.

- 13.E LITIGATION** - Whittier Conservancy vs. City of Whittier, et al; Case No. BS157078; Government Code Section 54956.9(d)(1) conference with legal counsel.
- 13.F LITIGATION** - The City of Gardena v. Regional Water Quality Control Board, et al., Case No. 30-2016-00833722 and Related Case (30-2016-00833614); Government Code Section 54956.9(d)(1) conference with legal counsel.
- 13.G LITIGATION** - Jerry Reyes vs. City of Whittier, Government Code Section 54956.9(d)(1) conference with legal counsel.
- 13.H LITIGATION** - John LaMere vs. City of Whittier, Government Code Section 54956.9(d)(1) conference with legal counsel.
- 13.I LITIGATION** - Christine Rubalcava vs. City of Whittier, Government Code Section 54956.9(d)(1) conference with legal counsel.
- 14. RECONVENE IN OPEN SESSION:**
- 15. CLOSED SESSION REPORT:**
- 16. ADJOURNMENT:**
- 17. NEXT MEETING:** Tuesday, September 27, 2016 at 6:30 p.m.

**Disability-related aids, or other services are available to enable persons with a disability to participate in this meeting, consistent with the federal Americans with Disabilities Act of 1990. Assisted listening devices are available for individuals with hearing impairments at the Reception Desk in the downstairs lobby.**

**Spanish interpreters can be made available at this meeting.  
Interpretes en español pueden estar disponibles en esta junta.**

**For more information or to request these services, please contact the City Clerk-Treasurer at least 24 hours in advance of the meeting at 562-567-9850.  
Para más información o para solicitar estos servicios, por favor contacte a la Secretaria-Tesorera de la Ciudad al menos 24 horas antes de la junta al (562) 567-9850.**

**NOTE:** On Saturdays prior to Whittier City Council Meetings, the entire Whittier City Council agenda package is available for review: 1) on the City's website at [www.cityofwhittier.org](http://www.cityofwhittier.org) under the *Agendas, Minutes & Videos* link in the City Services section; and, 2) upon request, at the reference desk in the Central Library (7344 Washington Avenue) and the Whittwood Branch Library (10537 Santa Gertrudes Avenue). The entire agenda package is also available in the City Clerk-Treasurer Department on Mondays prior to Whittier City Council Meetings. Any meeting related writings or documents provided to the majority of the City Council after distribution of the agenda package will be made available in the City Clerk-Treasurer Department, Whittier City Hall, 13230 Penn Street. Any person with questions regarding items on the agenda should contact the City Clerk-Treasurer Department at (562) 567-9850.