

**AGENDA
WHITTIER CITY COUNCIL
WHITTIER REDEVELOPMENT AGENCY
WHITTIER UTILITY AUTHORITY
JOINT MEETING
CITY COUNCIL CHAMBER, 13230 PENN STREET
JANUARY 13, 2009, 6:30 P.M.**

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

- 1. CALL TO ORDER:**
- 2. ROLL CALL:**
 - J. Greg Nordbak, Council Member
 - Cathy Warner, Council Member
 - Owen Newcomer, Council Member
 - Bob Henderson, Mayor Pro Tem
 - Joe Vinatieri, Mayor
- 3. PLEDGE OF ALLEGIANCE:**
- 4. PRESENTATIONS:**
 - 4.A** Blue Star Presentations
 - Sandra Chavez
 - Debby Green
 - Deborah Rios
 - 4.B** Certificate of Commendation - Kiwanis Club of Greater Whittier Area
- 5. ORAL COMMUNICATIONS:** This is the time for the public to address the City Council, Redevelopment Agency or Utility Authority regarding any item of City, Agency or Authority business. Speakers must limit their comments to three minutes.

(NOTE: Pursuant to State law, the City Council, Redevelopment 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.)
- 6. CITY COUNCIL/REDEVELOPMENT 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, Agency Member or Utility Director wishes to discuss a Consent Calendar item, the item may be removed from the calendar at the request of any Council/Agency Member or Director.

- 6.A** It is recommended the City Council deny claims filed by John Koval, Anabel Sandoval, Tom Cinquegrani, State Farm Insurance for insured Martha Montes, and Enterprise Rent-A-Car.
- 6.B** It is recommended the following actions be taken regarding minutes:
1. City Council, Agency Board and Board of Directors approve the Minutes of the Regular Meetings of December 9 and December 23, 2008; and
 2. City Council approve the Minutes of the Special Meeting of December 30, 2008.
- 6.C** It is recommended the City Council approve the specifications for the Senior Center Air Conditioner Replacement Project (Final Phase); and authorize staff to advertise the project for construction bids.
- 6.D** It is recommended the City Council approve the Professional Services Agreement with Comprehensive Planning Services, in an amount not to exceed \$28,317, for management of the conditional use permit and environmental processing for the proposed Whittier Main Mineral Extraction by Matrix Oil; and authorize the City Manager to execute the Agreement.
- 6.E** It is recommended the City Council approve a special event permit for the 13th Annual Shelter's Right Hand "Stepping Out Against Domestic Violence" 5K Walk on Saturday, April 25, 2009, from 6:00 a.m. to noon, through Uptown business and historic residential districts, starting and ending at Central Park.
- 6.F** It is recommended the City Council accept the work performed by Miller Environmental Inc. for the environmental project on the Greenway Trail Phase II; and authorize the City Clerk-Treasurer to record the Notice of Completion.
- 6.G** It is recommended the City Council accept the work performed by L.M.T. Enterprises, Inc. dba Tyner Paving Company for the construction of the Civic Center South Parking Lot project; and authorize the City Clerk-Treasurer to record the Notice of Completion.
- 6.H** It is recommended the City Council conduct first reading of Ordinance No. 2917 entitled, "An Ordinance of the City Council of the City of Whittier, California, amending sections of Chapter 3.20 of the Whittier Municipal Code relating to Transient Occupancy Tax administration."
- 6.I** It is recommended the City Council receive and file the Fiscal Year 2008-09 Work Plan update.

- 6.J** It is recommended the City Council adopt Resolution No. 8180 entitled, "A Resolution of the City Council of the City of Whittier, California, supporting the Central Basin Municipal Water District's "Shut Your Tap!" Water Conservation Campaign."
- 6.K** It is recommended the City Council consider the reappointment of Chuck Hanson to the Citizens Technical Advisory Committee (CTAC) of the Puente Hills Landfill Native Habitat Preservation Authority to a term expiring February 2013.
- 6.L** It is recommended the City Council adopt Resolution No. 8181 entitled, "A Resolution of the City Council of the City of Whittier, California amending the Fiscal Year 2008-09 Budget for legal costs for the Whittier Greenway Trail Eastside Right of Way Acquisition Project," in the amount of \$10,000.
- 6.M** It is recommended the City Council adopt Resolution No. 8182 entitled, "A Resolution of the City Council of the City of Whittier, California, amending the Fiscal Year 2008-2009 Budget to accept a grant for the purpose of establishing and maintaining local used oil collection programs that encourage recycling or the appropriate disposal of used oil."

Proposed Motion: I move that the Consent Calendar be approved as submitted and that Resolution Nos. 8180 (Item 6.J); 8181 (Item 6.L); and 8182 (Item 6.M) be read by title only, further reading be waived, and they be declared adopted; and that Ordinance No. 2917 (Item 6.H) be read by title only, further reading be waived, and this be declared its first reading.

ROLL CALL

7. RECESS REDEVELOPMENT AGENCY AND UTILITY AUTHORITY MEETINGS:

8. BOARDS AND COMMISSIONS:

- 8.A** It is recommended the City Council consider filling two vacancies on the Design Review Board for terms ending July 1, 2010 and July 1, 2012.

Proposed Motion: I move to _____.

9. STAFF REPORTS:

- 9.A** It is recommended the City Council provide direction to staff on Whittier Greenway Trail operations, improvements and funding.

Proposed Motion: I move to _____.

- 9.B** It is recommended the City Council indicate whether a discussion of a City Council Library Subcommittee should be placed on the agenda.

Proposed Motion: I move to _____.

- 9.C** It is recommended the City Council direct staff regarding desired changes to the City's Vacant Lot Ordinance; and receive and file the report.

Proposed Motion: I move to direct staff to _____; and receive and file the report.

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

11. COUNCIL/AGENCY MEMBER/DIRECTOR COMMENTS/CONFERENCE REPORTS:

12. ADJOURN UTILITY AUTHORITY MEETING:

- 13. CITY COUNCIL/REDEVELOPMENT AGENCY CLOSED SESSION:** It is recommended a Closed Session be held pursuant to:

- 13.A** City Council - Government Code Section 54956.9(a) to discuss two cases of litigation:

1. Case No. 8WW00930, People of the State of California vs. Hugo Gutierrez and Carmen Gutierrez; and
2. Case No. BS113401, Hugo Gutierrez vs. City of Whittier.

- 13.B** City Council/Redevelopment Agency – Government Code Section 54956.8 to discuss real property negotiations with Centerfire LLC regarding price and terms of payment for properties located at 15733 and 15801 Whittier Blvd; City/Agency negotiator: Stephen Helvey.

- 13.C** City Council – Government Code Section 54956.9(c) to discuss one case of potential litigation; City of Whittier vs. Interwest Consulting Group.

14. **RECONVENE IN OPEN SESSION:**
15. **CLOSED SESSION REPORT:**
16. **ADJOURN REDEVELOPMENT AGENCY MEETING:**
17. **ADJOURN CITY COUNCIL MEETING TO TUESDAY, JANUARY 20, 2009 AT 7:30 P.M. AT PARNELL PARK**

Disability-related aids or 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. Should you require special accommodations to participate in the meeting due to a disability, please contact the City Clerk at least 24 hours in advance of the meeting at 562/464-3330.

NOTE: On Saturdays prior to Whittier City Council Meetings, the entire Whittier City Council agenda package is available for review, 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 562/464-3330.