

**AGENDA  
WHITTIER CITY COUNCIL  
WHITTIER REDEVELOPMENT AGENCY  
WHITTIER UTILITY AUTHORITY  
JOINT MEETING  
CITY COUNCIL CHAMBER, 13230 PENN STREET  
JANUARY 25, 2011, 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:**

Joe Vinatieri, Council Member  
Owen Newcomer, Council Member  
Bob Henderson, Council Member  
Cathy Warner, Mayor Pro Tem  
J. Greg Nordbak, Mayor

**3. PLEDGE OF ALLEGIANCE:**

**4. PRESENTATIONS:**

**4.A** Whittier Reads

**4.B** Businesses of the Month

Boys & Girls Club of Whittier

The Whole Child

**4.C** National Charity League Donation

**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 Bruce Hansell, Arturo Yepez, Nancy J. Krug, Rosario V. Vega, August F. Vazzano, Jacob Benavides, Nancy Baker and George A. Melendez.
- 6.B** It is recommended the City Council, Agency Board and Board of Directors approve the Minutes of the Regular Meeting of December 14, 2010.
- 6.C** It is recommended the City Council adopt Resolution No. 8339 entitled, "A Resolution of the City Council of the City of Whittier, California, amending the Fiscal Year 2010-11 Budget related to supplemental appropriations for the Justice Assistance Grant," in the amount of \$34,855.
- 6.D** It is recommended the City Council receive and file the Gateway Cities Council of Governments updates for October through December 2010; and January 2011.
- 6.E** It is recommended the City Council receive and file the Fiscal Year 2010-11 Work Plan update report.
- 6.F** It is recommended the City Council receive and file a brief update on the police construction project.
- 6.G** It is recommended the City Council adopt Resolution No. 8340 entitled, "A Resolution of the City Council of the City of Whittier, California, amending the Fiscal Year 2010-2011 Budget to accept a donation from the National Charity League, Whittier Chapter," for the Parks, Recreation and Community Services and Library Departments, in the amount of \$5,100.
- 6.H** It is recommended the City Council receive and file the October through December 2010 Quarterly Economic Development Report.
- 6.I** It is recommended the City Council receive and file the Redevelopment and Housing Programs Activity Report – First and Second Quarter for Fiscal Year 2010-11.
- 6.J** It is recommended the City Council receive and file a mid-year budget update report.
- 6.K** It is recommended the City Council adopt Resolution No. 8341 entitled, "A Resolution of the City Council of the City of Whittier, California, approving Conditional Use Permit Modification No. CUP10-006 (M-1) to allow the operation of a 24-hour restaurant with a 24-hour drive-thru service window for a new restaurant (d.b.a. McDonald's) located at 8840 Painter Avenue (Applicant: Ware Malcomb; Owner: McDonalds Corp.)."

- 6.L** It is recommended the City Council adopt Resolution No. 8342 entitled, "A Resolution of the City Council of the City of Whittier, California, approving Conditional Use Permit Modification No. CUP91-13 9(M-I) to upgrade an existing beer and wine license (Type 41) to a general alcohol license (Type 47), and to allow live entertainment for an existing restaurant (d.b.a. Uptown Mexican Café) located at 7040-44 Greenleaf Avenue. (Applicant: Humberto and Diane Rojo; Property Owners: Akarakian Theaters Inc.)."
- 6.M** It is recommended the City Council receive and file the following Historic Resources Commission action unless review is requested by a Council Member: approval of Certificate of Appropriateness C10-021 to determine if the sign addressed at 11533 Whittier Boulevard is eligible for listing on the City of Whittier's Local Official Register of Historic Resources; (Applicant/Owner: Wells Fargo Bank, N.A.).
- 6.N** It is recommended the City Council take actions regarding a Gang Mower Replacement purchase:
1. Authorize the sole source purchase of the Ransomes/Jacobson mower from Golf Ventures West for \$52,374.90;
  2. Authorize the purchase of the tractor portion of the mower through the National Joint Powers Alliance (NJPA), contract # 081209-JD, with Powerland Equipment Company for \$30,191.17; and
  3. Authorize the purchase of the mower installation onto the tractor from Powerland Equipment Company for \$8,450.00.
- 6.O** It is recommended the City Council accept an offer of \$102,500 from Southern California Edison in exchange for granting an easement for overhead utility lines over a portion of the City's well field; and authorize the Mayor to sign the grant of easement.
- 6.P** It is recommended the City Council conduct first reading of Ordinance No. 2963 entitled, "An Ordinance of the City Council of the City of Whittier, California, amending Chapter 10.16 (Stopping, Standing and Parking) with the addition of Article IV (Uptown Whittier Park Once District) and amending Section 10.16.100 (Twenty Minute Parking), repealing Section 10.16.120 (Two Hour Parking) and adding a new Section 10.16.120 (Parking Time Unlimited for Metered Parking Areas) of Article II (Limited Parking) of Chapter 10.16 (Stopping, Standing and Parking) of Title 10 (Vehicles and Traffic) of the Whittier Municipal Code"; and authorize staff to do a summary publication of the Ordinance.

Proposed Motion: I move that the Consent Calendar be approved as submitted and that Resolution Nos. 8339 (Item 6.C); 8340 (Item 6.G); 8341 (Item 6.K); and 8342 (Item 6.L) be read by title only, further reading be waived, and they be declared adopted; and that Ordinance No. 2963 be read by title only, further reading be waived, and this be declared its first reading.

**ROLL CALL**

**7. RECESS UTILITY AUTHORITY MEETING:**

**8. JOINT CITY COUNCIL/REDEVELOPMENT AGENCY STAFF REPORT:**

- 8.A** It is recommended the City Council and Agency Board take actions regarding Redevelopment Project and Program Priorities:
1. Review the list of potential redevelopment projects and programs;
  2. Select the top priorities for funding; and
  3. Consider entering into a Cooperation Agreement between the City and the Redevelopment Agency.

Proposed Motion: I move to set the following Redevelopment Project priorities: \_\_\_\_\_; and enter into a Cooperation Agreement between the City and the Redevelopment Agency.

**ROLL CALL**

**9. RECESS REDEVELOPMENT AGENCY MEETING:**

**10. CITY COUNCIL STAFF REPORT:**

- 10.A** It is recommended the City Council approve a \$126,816 professional architectural services agreement with CWA AIA, Inc., to provide schematic design and design development for Whittwood Branch Library expansion and other improvements; and authorize the City Manager to execute the agreement.

Proposed Motion: I move to approve the agreement and authorize the City Manager to execute the agreement.

**ROLL CALL**

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

12. **COUNCIL/AGENCY MEMBER/DIRECTOR COMMENTS AND CONFERENCE REPORTS:**
13. **ADJOURN REDEVELOPMENT AGENCY AND UTILITY AUTHORITY MEETINGS:**
14. **CITY COUNCIL CLOSED SESSION:** It is recommended a Closed Session be held pursuant to:
  - 14.A City Council – Government Code Section 54956.9(a) to discuss one case of litigation; Case No. BS128995, Open Space Legal Defense Fund, a non-profit organization; Heriberto Diaz and Daniel Duran vs. City of Whittier, et al.
15. **RECONVENE IN OPEN SESSION:**
16. **CLOSED SESSION REPORT:**
17. **ADJOURNMENT:**
18. **NEXT MEETING:** Tuesday, February 8, 2011 at 6:30 p.m.

**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.