

**AGENDA
NORWALK CITY COUNCIL
AUGUST 6, 2013**

**STUDY SESSION MEETING
CITY HALL – U.S. CONSTITUTION ROOM #4
5:00 P.M.**

**REGULAR MEETING
CITY HALL COUNCIL CHAMBERS
6:00 P.M.**



**Luigi Vernola, Mayor
Marcel Rodarte, Vice Mayor
Cheri Kelley, Councilmember
Michael Mendez, Councilmember
Leonard Shryock, Councilmember**

Public Comment: *The public is encouraged to address City Council on any matter listed on the agenda or on any other matter within its jurisdiction subject to the rules of decorum described in Section 2.08.020 of the Norwalk Municipal Code. If you wish to address City Council, please complete the card that is provided at the rear entrance to Council Chambers and hand the card to the City Clerk. City Council will hear public comment on items listed on the agenda during discussion of the matter and prior to a vote. City Council will hear public comment on matters not listed on the agenda during the Oral Communications period.*

*Pursuant to provisions of the **Brown Act**, no action may be taken on a matter unless it is listed on the agenda, or unless certain emergency or special circumstances exist. The City Council may direct staff to investigate and/or schedule certain matters for consideration at a future City Council meeting.*

Please adhere to the following procedures when addressing the Council:

- ◆ *Comments should be limited to 5 minutes or less.*
- ◆ *Comments should be directed to the Council as a whole and not directed to individual Councilmembers.*

Americans with Disabilities Act: *In compliance with the ADA, if you need special assistance to participate in a City meeting or other services offered by this City, please contact the City Clerk's office, (562) 929-5720. Assisted listening devices are available at this meeting. Ask the City Clerk if you desire to use this device. Upon request, the agenda and documents in the agenda packet can be made available in appropriate alternative formats to persons with a disability. Notification of at least 48 hours prior to the meeting or time when services are needed will assist the City staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service.*

Note: Any writings and/or documents provided to a majority of the City Council regarding any item on this agenda after it has been posted will also be made available for public inspection.

Writings and/or documents are available for inspection in the City Clerk's Department, City Hall, 12700 Norwalk Boulevard during regular business hours, 8:00 a.m. to 6:00 p.m., Monday – Thursday and 8:00 a.m. to 5:00 p.m., every other Friday; telephone (562) 929-5720. You may also contact the City Clerk via e-mail at clerk@norwalkca.gov.

STUDY SESSION MEETING – 5:00 p.m.

ORAL COMMUNICATIONS FOR CLOSED SESSION MATTERS

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION PURSUANT TO GOVERNMENT CODE §54959.9(d)(4) – IN ONE CASE.

RECESS

REGULAR MEETING - 6:00 p.m.

CALL TO ORDER

Mayor Vernola

INVOCATION

Pastor Oscar Fisher
Good News Outreach Church

FLAG SALUTE

Vice Mayor Rodarte

ROLL CALL

City Clerk

CITY COUNCIL COMMENTS

a. Report of City Council Travel

SPECIAL PRESENTATIONS

- I. City Council to recognize Hometown Heroes from the City of Norwalk.
- II. City Council to recognize the hair stylists from Salon de Leon and Jae Valentine Salon for their work with the Locks of Love Hair Drive.

CITY MANAGER COMMENTS

CLOSED SESSION REPORT

SPECIAL REPORT TO CITY COUNCIL

SAMUEL UNGER, EXECUTIVE OFFICER, REGIONAL WATER QUALITY CONTROL BOARD PRESENTATION REGARDING THE LOS ANGELES MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) PERMIT – Receive and file.

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.

1. **MEETING MINUTES** – Staff recommends City Council approve the minutes of the regular meeting of July 16, 2013. 825-04

2. **PAYROLL** – Staff recommends City Council approve the payroll for the period July 7 – July 20, 2013, in the total amount of \$809,869.76. 630

3. **COMMERCIAL DEMANDS** – Staff recommends City Council approve the warrant register dated July 23, 2013, in the total amount of \$1,220,596.66. 640

4. **CLAIMS AGAINST THE CITY** – Staff recommends City Council deny the claims filed by Vons, A Safeway Company. 830-22

5. **PLANNING COMMISSION SYNOPSIS – JULY 24, 2013** - No action is required unless the City Council elects to review the decision of the Planning Commission.

6. **RESOLUTION NO. 13-59 - DESTRUCTION OF OBSOLETE RECORDS – CITY CLERK AND FINANCE DEPARTMENTS** - Staff recommends City Council adopt **Resolution No. 13-59, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORWALK AUTHORIZING THE DESTRUCTION OF CERTAIN RECORDS IN THE CITY CLERK AND FINANCE DEPARTMENTS.** 870-02

7. **RESOLUTION NO. 13-57 - AMENDMENT TO THE FISCAL YEAR 2013/14 ADOPTED BUDGET REFLECTING CHANGES IN THE ANNUAL ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME PROGRAM FUNDS** - Staff recommends City Council adopt **Resolution No. 13-57, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORWALK AUTHORIZING AN AMENDMENT TO THE FISCAL YEAR 2013/14 ADOPTED BUDGET REFLECTING CHANGES IN THE ANNUAL ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME PROGRAM FUNDS.** 315/610

8. **PROJECT NO. 7769 – CULTURAL ARTS CENTER RE-ROOFING – AWARD OF CONTRACT** – Staff recommends City Council award a contract to Advance & Associates Roofing, Inc. of Anaheim in the amount of \$45,000 for the replacement of roofing on the Cultural Arts Center; and authorize the City Manager to execute the agreement, on behalf of the City, in a form approved by the City Attorney. 1005-04-7769

9. **RESOLUTION NO. 13-56 - FY 2014 TRANSPORTATION DEVELOPMENT ACT (TDA) FUNDING** – Staff recommends City Council adopt **Resolution No. 13-56, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORWALK ADOPTING THE STATE TRANSPORTATION DEVELOPMENT ACT FUNDS FOR FISCAL YEAR 2014.** 1105-02

10. **PROJECT NO. 7147 – RESOLUTION NO. 13-60 - FIRESTONE BRIDGE WIDENING – AUTHORIZATION TO SIGN DOCUMENTS AND APPROVE AMENDMENT NO. 3 FOR FINAL DESIGN AND RIGHT-OF-WAY SERVICES** – Staff recommends City Council:
 - a. adopt **Resolution No. 13-60, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORWALK PROVIDING THE CITY MANAGER WITH BLANKET AUTHORITY TO EXECUTE MINISTERIAL DOCUMENTS FOR THE FIRESTONE BRIDGE OVER THE SAN GABRIEL RIVER (PROJECT NO. 7147);** and
 - b. authorize the City Manager to sign Program Supplement Agreement No. 019-N1 to Administering Agency – State Agreement No. 07-5347R; and

- c. approve the Biggs Cardosa Associates, Inc. Amendment No. 3 adding ROW services in the amount of \$168,983, and authorize the City Manager to execute the amendment on behalf of the City, in a form approved by City Attorney. 1005-04-7147

11. **PROJECT NO. 7226 - ACCEPTANCE OF WORK FOR SIDEWALK REPAIR PROGRAM**
- Staff recommends City Council accept the work of FS Construction, Inc. of Sylmar, in the amount of \$323,179.80 for the FY 2012/13 sidewalk replacement citywide. 1005-04-7226

12. **PROJECT NO. 7177 – AGREEMENT AMENDMENT - DESIGN ENGINEERING SERVICES - NORWALK BOULEVARD/SAN ANTONIO DRIVE FROM ROSECRANS AVENUE TO FLORENCE AVENUE REHABILITATION** - Staff recommends City Council approve an amendment with William G. Zimmerman Engineering, Inc. in the amount of \$25,922.50 for additional design engineering services; and authorize the City Manager to execute the amendment on behalf of the City, in a form approved by the City Attorney. 1005-04-7177

13. **AMENDMENT NO. 1 TO AGREEMENT WITH SOUTHERN CALIFORNIA EDISON FOR ENERGY LEADER PARTNERSHIP PROGRAM** – Staff recommends City Council approve Amendment No. 1 with Southern California Edison and authorize the City Manager to execute the amendment on behalf of the City, in a form approved by the City Attorney. 920

APPOINTMENTS

14. **ADVISORY BODIES** – Staff recommends City Council make appointments to fill the vacancies on the various City advisory bodies. 200

PUBLIC HEARINGS

15. **CONTINUED FROM JULY 2, 2013 - A REQUEST BY THE LOFTUS CORPORATION FOR THE PROPERTY GENERALLY DESCRIBED AS 12836 ROSECRANS AVENUE: ENVIRONMENTAL ASSESSMENT; ZONE CHANGE NO. 342 – ORDINANCE NO. 13-1643 - CHANGING THE CURRENT ZONING DESIGNATION FROM THE GENERAL COMMERCIAL (C-3), LIGHT MANUFACTURING (M-1) AND PARKING (P) ZONES TO GENERAL COMMERCIAL (C-3) AND PARKING (P); CONDITIONAL USE PERMIT NO. 955 – RESOLUTION NO. 13-48; AND PRECISE DEVELOPMENT PLAN NO. 1909 – RESOLUTION NO. 13-49 TO RECONFIGURE THE SUBJECT PROPERTY AND REVISE THE LAYOUT OF THE EXISTING AUTO IMPOUND YARD IN CONJUNCTION WITH THE EXPANSION OF THE I-5 FREEWAY** – Staff recommends City Council:

- a. adopt the Negative Declaration prepared for Zone Change No. 342, Conditional Use Permit No. 955 and Precise Development Plan No. 1909;
- b. introduce for first reading **Ordinance No. 13-1643, AN ORDINANCE OF THE CITY OF NORWALK SETTING FORTH ITS FINDINGS OF FACT AND DECISION APPROVING ZONE CHANGE NO. 342**, by title only and waive further reading;
- c. adopt **Resolution No. 13-48, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORWALK APPROVING CONDITIONAL USE PERMIT NO. 955**; and
- d. adopt **Resolution No. 13-49, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORWALK APPROVING PRECISE DEVELOPMENT PLAN NO. 1909**.

320-01-955/320-04-1909/320-09-342

PUBLIC HEARINGS - continued

16. **ADOPTION OF A NEGATIVE DECLARATION; ORDINANCE NO. 13-1644 ADOPTING TEXT AMENDMENT NO. 298 ESTABLISHING A MULTI-FAMILY HIGH-DENSITY RESIDENTIAL (R-4) ZONE; RESOLUTION NO. 13-61 - ADOPTING GENERAL PLAN AMENDMENT NO. 168 AND ORDINANCE NO. 13-1645 ADOPTING ZONE CHANGE NO. 343 ALLOWING UP TO THIRTY (30) DWELLING UNITS PER ACRE IN THE HIGH DENSITY RESIDENTIAL LAND USE DESIGNATION AND CHANGING THE GENERAL PLAN LAND USE AND ZONING DESIGNATIONS FOR THREE (3) SITES, INCLUDING: SUBAREA NO. 1 LOCATED AT 12719-12739 STUDEBAKER ROAD (APN'S 8050-003-022 AND 8050-003-057), SUBAREA NO. 2 LOCATED AT 14807-14815 PIONEER BOULEVARD (APN'S 8074-024-002, 8074-024-003, AND 8074-024-007), AND SUBAREA NO. 3 LOCATED AT 11522-11540 ALONDRA BOULEVARD (LOT NOS. 1 AND 2 OF TRACT NO. 25798)** – Staff recommends City Council consider:
- a. adoption of the Initial Study and Negative Declaration;
 - b. introducing for first reading **Ordinance No. 13-1644, AN ORDINANCE OF THE CITY OF NORWALK AMENDING TITLE 17 OF THE NORWALK MUNICIPAL CODE TO ESTABLISH A MULTI-FAMILY HIGH DENSITY RESIDENTIAL (R-4) ZONE**, by title only and waiving further reading;
 - c. adopting **Resolution No. 13-61, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORWALK APPROVING GENERAL PLAN AMENDMENT NO. 168** ; and
 - d. introducing for first reading **Ordinance No. 13-1645, AN ORDINANCE OF THE CITY OF NORWALK SETTING FORTH ITS FINDINGS OF FACT AND DECISION APPROVING ZONE CHANGE NO. 343**, by title only and waiving further reading.
320-02-01-168/320-05-298/320-09-343
17. **RESOLUTION NO. 13-58 – CONGESTION MANAGEMENT PLAN** - Staff recommends City Council consider adopting **Resolution No. 13-58, 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.**
1050-01

REPORTS

18. **AGREEMENT - BRIDGE PREVENTATIVE MAINTENANCE WORK ON IMPERIAL HIGHWAY BRIDGE OVER SAN GABRIEL RIVER** – Staff recommends City Council approve an agreement with Los Angeles County for a total cost of \$10,000 for bridge preventative maintenance work on Imperial Highway over the San Gabriel River; and authorize the City Manager to execute the agreement on behalf of the City, in a form approved by the City Attorney.
1005-04-7147
19. **AFFIRM CITY ACTION REGARDING EMERGENCY REPAIR AT CIVIC CENTER PARKING STRUCTURE, LOCATED AT 12301 CIVIC CENTER DRIVE - RESOLUTION NO. 13-62 AUTHORIZING A BUDGET AMENDMENT APPROPRIATING FUNDS TO COMPLETE THE NECESSARY REPAIRS** – Staff recommends City Council:
- a. find that there is a need to continue the emergency repair, and authorize the City Manager to continue the emergency service work that is taking place within the scope of the executed agreements with the contractors; and

- b. ratify the agreement executed by the City Manager with McCarthy Building Companies for the emergency work, on behalf of the City, in a form approved by the City Attorney; and
- c. adopt **Resolution No. 13-62, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORWALK AUTHORIZING AN AMENDMENT TO THE FISCAL YEAR 2013/14 ADOPTED BUDGET TO APPROPRIATE FUNDS FOR REPAIR WORK TO THE CIVIC CENTER PARKING STRUCTURE LOCATED AT 12301 CIVIC CENTER DRIVE.**

610/1005-04-7842

ORAL COMMUNICATIONS

ADJOURNMENT

I hereby certify under penalty of perjury under the laws of the State of California that the foregoing agenda was posted on the City Hall bulletin board not less than 72 hours prior to the meeting. Dated this 1st day of August 2013.

Theresa Devoy
City Clerk