



MINUTES OF A REGULAR MEETING SIGNAL HILL CITY COUNCIL

September 20, 2011
7:00 p.m.

A Regular Meeting of the Signal Hill City Council was held in the Council Chamber of City Hall on September 20, 2011.

CALL TO ORDER – 6:30 p.m.

RECESS TO CLOSED SESSION

- a. A closed session was held pursuant to Government Code Section 54957.6, to discuss labor negotiations with the Signal Hill Employees' Association.
- b. A closed session was held pursuant to Government Code Section 54956.9, existing litigation, regarding California Redevelopment Association, League of California Cities, and John Shirey v. the State of California.

RECONVENE – 7:05 p.m.

ROLL CALL

PRESENT: MAYOR FORESTER
 VICE MAYOR HANSEN
 COUNCIL MEMBER WILSON

ABSENT: COUNCIL MEMBER NOLL
 COUNCIL MEMBER WARD

Mayor Forester announced the absence of Council Member Noll and Council Member Ward was due to their attendance at a conference for the League of California Cities.

PLEDGE OF ALLEGIANCE

Mayor Forester led the audience in the Pledge of Allegiance.

CLOSED SESSION REPORT

City Attorney reported on closed session items. Status reports were given and no reportable action was taken.

PUBLIC BUSINESS FROM THE FLOOR

Bob Mendoza, Signal Hill resident addressed Council regarding the issue of tattoo parlors agendized for the next City Council meeting. City Manager responded by stating the public hearing date is set and that is something for the Council to decide at the next meeting as it is not on the agenda for tonight's meeting.

Connie Turner, a representative for Southern California Edison presented the City Council with an Appreciation Resolution.

Joe Ortega, Signal Hill business owner addressed Council regarding a local transport business creating a large amount of dust on the streets and at local businesses. Mayor Forester referred Mr. Ortega to the Community Development Director for assistance.

Melissa Guy, Signal Hill business owner addressed Council regarding parking issues on St. Louis Avenue and 27th Street. Mayor Forester referred Ms. Guy to Public Works Director for Assistance. Ms. Guy addressed Council regarding the former Palmer property. City Manager addressed her concerns and confirmed they would be doing some weed abatement at that property.

PRESENTATION(S)

Mr. Jorge Lopez recipient of a 2011 Rotary Service Above Self Award presented the City Council with a contribution to the Signal Hill Public Library in the amount of \$125.

Mayor Forester presented the 3rd Quarter Sustainability Award to Kluger Architects, represented by Stuart Galloway, Senior Associate, and Craig Prestinanzi, Project Manager, LEED AP.

ORDINANCE(S)

- a. Adoption of Ordinance No. 2011-09-1432 Amending Title 20 of the Signal Hill Municipal Code by Adding a Definition and Regulations for Food Truck Events on Private Property in Commercial and Industrial Zones, Except Commercial Residential Zones

City Manager presented the staff report.

It was moved by COUNCIL MEMBER WILSON and seconded by VICE MAYOR HANSEN to waive further reading and adopt Ordinance No. 2011-09-1432 approving Zoning Ordinance Amendment 11-05, as amended, amending Signal Hill Municipal Code Title 20, entitled "Zoning" by adding a definition for food truck events and adding regulations for food truck events on private property in commercial and industrial zones, except the Commercial Residential zone.

City Attorney read the title of Ordinance No. 2011-09-1432:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SIGNAL HILL, CALIFORNIA, APPROVING ZONING ORDINANCE AMENDMENT 11-05, AMENDING SIGNAL HILL MUNICIPAL CODE TITLE 20, ENTITLED "ZONING" BY ADDING A DEFINITION FOR FOOD TRUCK EVENTS AND ADDING REGULATIONS FOR FOOD TRUCK EVENTS ON PRIVATE PROPERTY IN COMMERCIAL AND INDUSTRIAL ZONES, EXCEPT THE COMMERCIAL RESIDENTIAL ZONE

The following vote resulted:

AYES: MAYOR FORESTER
 VICE MAYOR HANSEN
 COUNCIL MEMBER WILSON

NOES: NONE

ABSENT: COUNCIL MEMBER NOLL
 COUNCIL MEMBER WARD

ABSTAIN: NONE

- b. Introduction of an Ordinance Amending Signal Hill Municipal Code Title 12 by Adding Chapter 12.05: Street Tree Ordinance

City Manager introduced Public Works Director who presented the staff report.

Mayor Forester asked if there were any questions of staff.

Council Member Wilson confirmed this ordinance is not about views. It is an ordinance about the care and maintenance of trees.

Mayor Forester invited members of the audience to speak.

Gloria Nava, Signal Hill resident addressed Council and asked about the criteria used for the types of trees selected. Public Works Director announced criteria was established by a licensed arborist and the size of the space, soil conditions, impact to infrastructure and characteristics of neighborhoods were all taken into consideration.

Council Member Wilson commented on the tree policy and commended the staff for moving the policy forward and thanked the Sustainability Committee for its involvement.

It was moved by COUNCIL MEMBER WILSON and seconded by VICE MAYOR HANSEN to waive further reading and introduce Ordinance No. 2011-09-1433 amending Signal Hill Municipal Code Title 12 by adding Chapter 12.05 allowing for the establishment of standards for street tree planting, removal, replacement, and maintenance under Ordinance No. 2011-09-1433 herein.

City Attorney read the title of Ordinance No. 2011-09-1433:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SIGNAL HILL, CALIFORNIA, AMENDING SIGNAL HILL MUNICIPAL CODE TITLE 12 BY ADDING CHAPTER 12.05 ALLOWING FOR THE ESTABLISHMENT OF STANDARDS FOR STREET TREE PLANTING, REMOVAL, REPLACEMENT, AND MAINTENANCE UNDER ORDINANCE NO. 2011-09-1433 HEREIN

The following vote resulted:

AYES: MAYOR FORESTER
 VICE MAYOR HANSEN
 COUNCIL MEMBER WILSON

NOES: NONE

ABSENT: COUNCIL MEMBER NOLL
 COUNCIL MEMBER WARD

ABSTAIN: NONE

PUBLIC HEARING(S)

- a. Public Hearing – Extension and Progress Report on Interim Urgency Ordinance Adopting Interim Regulations for the Development of Properties with Abandoned Oil Wells Pending Completion of Special Studies Necessitated by Recent Policy Changes of the State Division of Oil, Gas and Geothermal Resources Concerning Developing Projects Adjacent to or on Top of Abandoned and Re-Abandoned Oils

City Clerk read the form of notice.

City Manager introduced the Community Development Director who presented the staff report.

Mayor Forester opened the public hearing at 7:49 p.m.

Mayor Forester invited anyone in favor of or opposed to the resolution to please come forward.

No one spoke in favor of or in opposition to the resolution. Mayor Forester closed the public hearing at 7:49 p.m.

It was moved by VICE MAYOR HANSEN and seconded by COUNCIL MEMBER WILSON to waive further reading and adopt Urgency Ordinance No. 2011-09-1434 extending interim regulations for the development of properties with abandoned oil wells pending the completion of studies on how the Signal Hill Oil Code shall address the health and safety issues of oil wells caused by the policy changes of the State Division of Oil, Gas and Geothermal Resources concerning abandoned oil wells.

City Attorney read the title of Ordinance No. 2011-09-1434:

AN INTERIM URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SIGNAL HILL, CALIFORNIA, EXTENDING INTERIM REGULATIONS FOR THE DEVELOPMENT OF PROPERTIES WITH ABANDONED OIL WELLS PENDING THE COMPLETION OF STUDIES ON HOW THE SIGNAL HILL OIL CODE SHALL ADDRESS THE HEALTH AND SAFETY ISSUES OF OIL WELLS CAUSED BY THE POLICY CHANGES OF THE STATE DIVISION OF OIL, GAS AND GEOTHERMAL RESOURCES CONCERNING ABANDONED OIL WELLS

The following vote resulted:

AYES: MAYOR FORESTER
 VICE MAYOR HANSEN
 COUNCIL MEMBER WILSON

NOES: NONE

ABSENT: COUNCIL MEMBER NOLL
 COUNCIL MEMBER WARD

ABSTAIN: NONE

CITY MANAGER REPORTS

- a. Contract Service Agreement to Operate and Maintain an Online Database of Signal Hill Police Department Accident and Incident Reports, and Provide Access to Such Reports to the Public, for a Fee, Through Contractor's Online System Using its Proprietary Software

City Manager read an email received by Carol Churchill, Signal Hill resident (attached) posing questions regarding the agenda item.

City Attorney addressed the question regarding a contract increase and announced there is no cost to the City for this service.

City Manager introduced the Police Chief who presented the staff report.

The Police Chief presented the staff report and answered the questions within Ms. Churchill's email. Information regarding police reports could not be obtained without the individual providing detailed information contained within the report and the \$4.00 charge is a convenience fee. Residents may still access reports by visiting the Police Department. Long Beach currently does not make reports available online.

Vice Mayor Hansen asked how PoliceReports.US gains access to the reports and the fees associated when accessing a report. Police Chief explained the reports are uploaded to their system by the records department and the \$4.00 fee to access a report is often preferred to spending the time visiting the station.

Council Member Wilson asked about the \$4.00 fee and confirmed with the City Attorney it would be included in the fee schedule and asked about the data downloaded on the company's system and asked to confirm where that data goes and the company's obligation to remove the information from the system if the contract is terminated.

It was moved by VICE MAYOR HANSEN and seconded by COUNCIL MEMBER WILSON to authorize the Chief of Police to enter into a one-year contract agreement with Police Reports.US to operate and maintain an online database of Signal Hill Police Department accident and incident reports, and provide access to such reports to the public, for a fee, through Contractor's online system using its proprietary software, subject to City Attorney approval as to form with requested modification.

The following vote resulted:

AYES: MAYOR FORESTER
 VICE MAYOR HANSEN
 COUNCIL MEMBER WILSON

NOES: NONE

ABSENT: COUNCIL MEMBER NOLL
 COUNCIL MEMBER WARD

ABSTAIN: NONE

Council Member Wilson confirmed the contract agreement will reflect the requested modification regarding the data upon termination of the contract.

- b. Adoption of a Resolution Stating the City's Intention to Make Remittances Required by ABX1 27 in Order to Avoid Dissolution of the Signal Hill Redevelopment Agency

Mayor Forester called the Redevelopment Agency to order at 8:05 p.m.

Executive Director provided roll call for the Agency:

PRESENT: MEMBER FORESTER
MEMBER HANSEN
MEMBER WILSON

ABSENT: CHAIR MEMBER NOLL
VICE CHAIR WARD

Member Hansen nominated Member Wilson to act as Chair. Member Forester seconded the nomination.

The following vote resulted:

AYES: MEMBER FORESTER
MEMBER HANSEN
MEMBER WILSON

NOES: NONE

ABSENT: CHAIR NOLL
VICE CHAIR WARD

ABSTAIN: NONE

Chair Wilson turned the meeting over to Mayor Forester.

City Manager and Finance Director presented staff reports for agenda items (b), (c), and (d).

Council Member Wilson asked about the stay by the Supreme Court and asked about an extension once they have made their ruling. City Attorney advised they have indicated there will be time and that most agencies are acting to be cautious.

Council Member Wilson asked if the ordinance for ABX1 27 needed to be adopted by November 1 or October 1, 2011. City Attorney advised if the resolution is adopted by October 1, 2011, they have until November 1 to adopt the ordinance.

Council Member Wilson asked about the calculations based on the provisions of ABX1 27. City Manager explained the payment was calculated based on the two bond issues and City Attorney indicated the state dictated the amount the City should pay and that it is being appealed.

Vice Chair confirmed the California Redevelopment Agency (CRA) is aware of the language used in the resolution and City Attorney confirmed the CRA is aware of what the agencies are doing and the language is not a boilerplate for each agency.

It was moved by VICE MAYOR HANSEN and seconded by MAYOR FORESTER to waive further reading and adopt the revised Resolution No. 2011-09-5911 stating the City's intention to make remittances required by ABX1 27 in order to avoid dissolution of the Signal Hill Redevelopment Agency.

City Attorney read the title of Resolution No. 2011-09-5911:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SIGNAL HILL, CALIFORNIA, STATING THE CITY'S INTENTION TO MAKE REMITTANCES REQUIRED BY ABX1 27 IN ORDER TO AVOID DISSOLUTION OF THE SIGNAL HILL REDEVELOPMENT AGENCY

The following vote resulted:

AYES: MAYOR FORESTER
 VICE MAYOR HANSEN

NOES: COUNCIL MEMBER WILSON

ABSENT: COUNCIL MEMBER NOLL
 COUNCIL MEMBER WARD

ABSTAIN: NONE

City Attorney announced the resolution will not pass with a 2-1 vote.

c. ABX1 27 Remittance Agreement

It was moved by MEMBER HANSEN and seconded by MEMBER FORESTER to waive further reading and adopt Resolution No. 2011-09-465 authorizing the execution of a remittance agreement by and between the City of Signal Hill and the Signal Hill Redevelopment Agency.

Agency Counsel read the title of Resolution No. 2011-09-465:

A JOINT RESOLUTION OF THE CITY OF SIGNAL HILL AND SIGNAL HILL, CALIFORNIA, REDEVELOPMENT AGENCY AUTHORIZING THE EXECUTION OF A REMITTANCE AGREEMENT BY AND BETWEEN THE CITY OF SIGNAL HILL AND THE SIGNAL HILL REDEVELOPMENT AGENCY

The following vote resulted:

AYES: MEMBER FORESTER
MEMBER HANSEN

NOES: MEMBER WILSON

ABSENT: CHAIR NOLL
VICE CHAIR WARD

ABSTAIN: NONE

It was moved by VICE MAYOR HANSEN and seconded by MAYOR FORESTER to waive further reading and adopt Resolution No. 2011-09-5912 authorizing the execution of a remittance agreement by and between the City of Signal Hill and the Signal Hill Redevelopment Agency.

City Attorney read the title of Resolution No. 2011-09-5912:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SIGNAL HILL, CALIFORNIA, AUTHORIZING THE EXECUTION OF A REMITTANCE AGREEMENT BY AND BETWEEN THE CITY OF SIGNAL HILL AND THE SIGNAL HILL REDEVELOPMENT AGENCY

The following vote resulted:

AYES: MAYOR FORESTER
VICE MAYOR HANSEN

NOES: COUNCIL MEMBER WILSON

ABSENT: COUNCIL MEMBER NOLL
COUNCIL MEMBER WARD

ABSTAIN: NONE

d. Approval of the Preliminary Draft Recognized Obligation Payment Schedule for the Signal Hill Redevelopment Agency Required Under AB1X 26

It was moved by MEMBER HANSEN and seconded by MEMBER WILSON to receive and file Preliminary Draft Recognized Obligation Payment Schedule.

The following vote resulted:

AYES: MEMBER FORESTER
MEMBER HANSEN
MEMBER WILSON

NOES: NONE

ABSENT: CHAIR NOLL
VICE CHAIR WARD

ABSTAIN: NONE

Member Wilson Recessed the Redevelopment Agency at 8:30 p.m.

CONSENT CALENDAR

a. Agreement for the “Avoid the 100 DUI Campaign (West) Los Angeles County”

Summary: The Police Department wishes to enter into a one-year agreement with Gardena Police Department in support of countywide regional efforts to publicize the combined DUI efforts of all law enforcement agencies in Los Angeles County and to raise general public awareness regarding the problems associated with drinking and driving.

Recommendation: Authorize the Chief of Police to enter into a one-year agreement with Gardena Police Department as the fiscal pass-through service provider for the 2011-2012 State of California Office of Traffic Safety (OTS) “Avoid the 100 DUI Campaign (West) Los Angeles County” grant project, subject to City Attorney approval as to form.

b. Resolution Designating a Handicapped Parking Space Adjacent to City Hall on Jessie Nelson Circle

Summary: This resolution will designate a handicapped parking space on Jessie Nelson Circle to serve disabled persons conducting business on the lower level of City Hall.

Recommendation: Waive further reading and adopt the resolution designating a handicapped parking space adjacent to City Hall on Jessie Nelson Circle for the exclusive use of disabled persons.

c. Resolution of Intent to Grant a Pipeline Franchise to Shell Pipeline Company LP

Summary: Shell Pipeline Company LP (Shell) is requesting to renew their pipeline franchise to operate their pipeline facilities within City of Signal Hill rights-of-way. This resolution states the City Council's intent to grant a pipeline franchise to Shell.

Recommendations: 1. Waive further reading and adopt the resolution declaring its intention to grant a franchise to Shell Pipeline Company LP and the interests, rights, privileges, and duties to lay and use pipes and appurtenances for transmitting and distributing oil and petroleum products for any and all lawful purposes under and along the public streets, ways, alleys, and places, as the same now or may hereafter exist, within this City. 2. Set a public hearing for October 18, 2011.

d. Approval for Use of City Media for Friends of Signal Hill Cultural Arts Show and Sell Event

Summary: The Friends of Signal Hill Cultural Arts is seeking permission from the City Council to utilize City media resources to advertise their Show and Sell event scheduled for October 8, 2011, in the Signal Hill Community Center. Per City policy, such media resources must be approved by the City Council.

Recommendation: Authorize FOSHCA use of City media to advertise their Show and Sell event in accordance with the City media policy.

e. Approval of Alcohol Use for Show and Sell

Summary: The Friends of Signal Hill Cultural Arts is seeking permission from the City Council to provide alcoholic beverages at their Show and Sell event scheduled for October 8, 2011, in the Signal Hill Park Community Center. Per Resolution No. 99-12-4976, such an application must be approved by the City Council.

Recommendation: Authorize FOSHCA to provide alcoholic beverages at this event.

f. Authorization to Fill Full-Time Library Assistant Vacancy

Summary: Staff is seeking authorization to fill a full-time Library Assistant vacancy in the Community Services Department. Staff is recommending filling the position to ensure the effective and efficient operations in the Library.

Recommendation: Authorize staff to conduct a recruitment to fill the full-time Library Assistant position.

g. Schedule of Investments

Summary: The Schedule of Investments is a listing of all surplus funds invested for both the City and the Redevelopment Agency as of the date shown on the report.

Recommendation: Receive and file.

h. Warrant Register Dated September 20, 2011

Summary: The Warrant Register is a listing of all general checks issued since the prior warrant register and warrants to be released upon City Council approval.

Recommendation: Authorize payment of Warrant Register dated September 20, 2011.

i. Minutes of the Following Meeting(s)

Regular Meeting of the City Council, September 6, 2011.

Recommendation: Approve.

It was moved by VICE MAYOR HANSEN and seconded by COUNCIL MEMBER WILSON to approve the Consent Calendar.

The following vote resulted:

AYES: MAYOR FORESTER
 VICE MAYOR HANSEN
 COUNCIL MEMBER WILSON

NOES: NONE

ABSENT: COUNCIL MEMBER NOLL
 COUNCIL MEMBER WARD

ABSTAIN: NONE

PUBLIC BUSINESS FROM THE FLOOR

Gloria Nava, Signal Hill resident addressed Council regarding the water draining at 19th Street and Temple Avenue.

COUNCIL AGENDA--NEW BUSINESS

Vice Mayor Hansen requested tonight's meeting be adjourned in memory of John Jacobus, long-time Signal Hill resident.

Mayor Forester thanked the Signal Hill Historical Society for hosting a successful pancake breakfast on Saturday.

Mayor Forester announced the Los Angeles County Sanitation District is offering tours of the San Jose Water Reclamation Plant and the Puente Hills Landfill on Saturday, October 22nd from 9:00 a.m. to 12:30 p.m. Please visit www.cityofsignalhill.org for additional information or call (562) 908-4288, ext. 2300.

ADJOURNMENT

It was moved by VICE MAYOR HANSEN and seconded by COUNCIL MEMBER WILSON, to adjourn tonight's meeting to the next regular meeting to be held on Tuesday, October 4, 2011 at 7:00 p.m. in the Council Chamber of City Hall, 2175 Cherry Avenue, Signal Hill, CA 90755.

The following vote resulted:

AYES: MAYOR FORESTER
 VICE MAYOR HANSEN
 COUNCIL MEMBER WILSON

NOES: NONE

ABSENT: COUNCIL MEMBER NOLL
 COUNCIL MEMBER WARD

ABSTAIN: NONE

MAYOR FORESTER adjourned the meeting at 8:35 p.m.

Larry Forester
Mayor

Attest:

Kathleen L. Pacheco
City Clerk