

AGENDA

Paramount City Council
February 18, 2020



Adjourned Meeting
City Hall Council Chambers
5:00 p.m.

City of Paramount

16400 Colorado Avenue ♦ Paramount, CA 90723 ♦ (562) 220-2000 ♦ www.paramountcity.com

Public Comments: If you wish to make a statement, please complete a Speaker's Card prior to the commencement of the Public Comments period of the meeting. Speaker's Cards are located at the entrance. Give your completed card to a staff member and when your name is called, please go to the rostrum provided for the public. Persons are limited to a maximum of 3 minutes unless an extension of time is granted. No action may be taken on items not on the agenda except as provided by law.

Americans with Disabilities Act: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's office at (562) 220-2027 at least 48 hours prior to the meeting to enable the City to make reasonable arrangements to ensure accessibility to this meeting.

Note: Agenda items are on file in the City Clerk's office and are available for public inspection during normal business hours. Materials related to an item on this Agenda submitted after distribution of the agenda packet are also available for public inspection during normal business hours in the City Clerk's office. The office of the City Clerk is located at City Hall, 16400 Colorado Avenue, Paramount.

Notes

CALL TO ORDER:

Mayor Tom Hansen

ROLL CALL OF
COUNCILMEMBERS:

Councilmember Laurie Guillen
Councilmember Peggy Lemons
Councilmember Brenda Olmos
Vice Mayor Daryl Hofmeyer
Mayor Tom Hansen

PRESENTATIONS

1. [PRESENTATION](#)

Military Banner Retirees
▪ Priscilla Sanchez
▪ Robert L. Myers

CITY COUNCIL PUBLIC COMMENT UPDATES

PUBLIC COMMENTS

CONSENT CALENDAR

All items under the Consent Calendar may be enacted by one motion. Any item may be removed from the Consent Calendar and acted upon separately by the City Council.

- | | |
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| 2. <u>ORDINANCE NO. 1126 (Setting a Public Hearing)</u> | Amending Sections 10-1, 10-2, 15-1, 27-1, and 32-1 of the Paramount Municipal Code, Adopting by Reference the 2019 California Building Code, Residential Code, Green Building Standards Code, Electrical Code, Mechanical Code, and Plumbing Code with the Los Angeles County Amendments as noted in Title-26 and Appendix I and J, Title-27, Title-28, Title-29, Title-30 and Appendix H, and Title-31 Portions Thereof |
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OLD BUSINESS

- | | |
|----------------------------------|---|
| 3. <u>REPORT</u> | Annual Review of City Council Permit for Live Entertainment of Mariscos Mi Lindo Sinaloa Restaurant
7610 Rosecrans Avenue |
| 4. <u>REPORT</u> | Annual Review of City Council Permit for Live Entertainment of Ace Consolidated Enterprises, LLC/Blvd Cocktails
8410 Alondra Boulevard |

NEW BUSINESS

- | | |
|---------------------------------------|--|
| 5. <u>APPROVAL</u> | Award of Contract for Construction of the Neighborhood Street Resurfacing Improvements (City Project No. 9031) |
| 6. <u>ORAL REPORT</u> | Comprehensive Los Angeles County Sheriff's Deployment Analysis Report |

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- | | | |
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| 7. | <u>ORDINANCE NO. 1125 (Introduction)</u> | Adding Article IX to Chapter 30 of the Paramount Municipal Code Establishing Citywide Park and Recreation Regulations |
| 8. | BUDGET | FY 2020 Mid-Year Budget |
| a) | <u>RESOLUTION NO. 20:002</u> | Approving and Adopting the Fiscal Year (FY) 2020 Midyear Municipal Operating and Capital Improvement Budget and Authorizing the City Manager to Administer Said Budget and Make Such Changes As May Be Necessary During the Fiscal Year to Maintain Standards and Levels of Services and Achieve the Intent of the City Council in Providing Municipal Services for FY 2020 |
| b) | <u>APPROVAL</u> | Amendment to an Agreement with Atkinson, Andelson, Loya, Rudd and Romo for Labor and Employment Consulting Services |

COMMENTS/COMMITTEE REPORTS

- Councilmembers
- Staff

ADJOURNMENT

To a meeting on March 17, 2020 at 5:00 p.m.

FEBRUARY 18, 2020

PRESENTATION

MILITARY BANNER RETIREES

- PRISCILLA SANCHEZ
- ROBERT L. MYERS

City Council Public Comment Updates

February 18, 2020

From the February 4, 2020 City Council Meeting:

Resident	Request/Issue/Concern	Action/Comment
Mr. Julio Delgado	The "T-Parking" program in the Perilla/Passage neighborhood and the red curb reduction on Alondra Blvd. are not going to work	The T-Parking Pilot Program was supported by residents at meetings in Sept. 2019 and a hearing was held at the PS Commission. If the program doesn't work, T-parking spaces will be removed in July 2020 as part of a street improvement project. Red curb removal on Alondra was studied and was the result of recommendations by the City's traffic engineer. The City is actively trying to collaborate with DWP for additional parking solutions. Another potential solution staff is working on involves adjacent commercial centers offering paid permit parking. Residents are encouraged to express their concerns at the Parking Sub-Committee meeting.
Ms. Teresa	Requesting lax parking enforcement on street sweeping days given the limited parking options in the Perilla/Passage neighborhood. She would like more red curb removed on Alondra Blvd.	The goal of the street sweeping schedule is to maintain quality streets and reduce litter and toxins that fall into storm water drains. Vehicles that prevent the sweeper from cleaning the street are cited, but Public Safety stops citing vehicles after the sweeper goes by. Red curb removal on Alondra was studied and was the result of recommendations by the City's traffic engineer.
Mr. Gerald Cerda	Wants proof of support for T-Parking program.	The Public Safety Commission recommended this pilot program based on feedback received at community meetings. To reiterate, this is a pilot program, and is intended to gain insight and data on a potential long-term solution. Residents are encouraged to share their feedback on the pilot program at the Parking Sub-Committee meeting.

Resident	Request/Issue/Concern	Action/Comment
Mr. Jose De Leon	Stated that despite the fact that air quality monitor readings are low, the standard set by the AQMD should be zero.	As AQMD stated previously: “The main health concern with hexavalent chromium is long-term exposure (years to decades). Elevated levels on individual days or a handful of days do not pose an immediate health concern. The purpose of the 1 ng/m3 curtailment limit in the Orders for Abatement was to immediately bring down the levels of hexavalent chromium emitted from the facilities. It was based on the average of 3 samples and served as an indicator that something at the facility was causing higher levels. South Coast AQMD staff continues to investigate when we see levels above 1 ng/m3 to make sure facilities are complying with our rules.”
Ms. Sonia De Leon	Claims staff never responded to a public records request she submitted in 2019. Requesting a copy of the Rules of Decorum.	Staff tracked down Ms. De Leon’s request from September 15, 2019. The City Clerk resent Ms. De Leon the response sent back to her on September 18, 2019, indicating that the City did not have any records at that time. The City Clerk processed Ms. De Leon’s new public records request for the Rules for Decorum and sent Ms. De Leon the document.

FEBRUARY 18, 2020

ORDINANCE NO. 1126

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PARAMOUNT, CALIFORNIA, AMENDING SECTIONS 10-1, 10-2, 15-1, 27-1 AND 32-1 OF THE PARAMOUNT MUNICIPAL CODE, ADOPTING BY REFERENCE THE 2019 CALIFORNIA BUILDING CODE, RESIDENTIAL CODE, GREEN BUILDING STANDARDS CODE, ELECTRICAL CODE, MECHANICAL CODE, AND PLUMBING CODE WITH LOS ANGELES COUNTY AMENDMENTS AS NOTED IN TITLE-26 AND APPENDIX I AND J, TITLE-27, TITLE-28, TITLE-29, TITLE-30 AND APPENDIX H, AND TITLE-31 PORTIONS THEREOF”

MOTION IN ORDER:

READ BY TITLE ONLY, WAIVE FURTHER READING, AND SET A PUBLIC HEARING FOR ORDINANCE NO. 1126 AT THE NEXT MEETING.

MOTION:

MOVED BY: _____

SECONDED BY: _____

[] APPROVED

[] DENIED

ROLL CALL VOTE:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____



To: Honorable City Council

From: John Moreno, City Manager

By: John Carver, Planning Director
Antulio Garcia, Building and Safety Manager

Date: February 18, 2020

Subject: ORDINANCE NO. 1126
ADOPTING BY REFERENCE THE 2019 CALIFORNIA BUILDING CODE,
RESIDENTIAL CODE, GREEN BUILDING STANDARDS CODE,
ELECTRICAL CODE, MECHANICAL CODE, AND PLUMBING CODE
WITH LOS ANGELES COUNTY AMENDMENTS

Request

This ordinance is a request to incorporate, by reference, the 2019 California Building, Residential, Green Building Standards, Electrical, Mechanical, and Plumbing Codes with Los Angeles County Amendments into the City of Paramount Municipal Code. This process is necessary in order to make the Municipal Code compliant and consistent with the California Building Code (and related codes) and Los Angeles County Amendments sections as specified in Ordinance No. 1126.

Prior to adopting by reference a provision of the 2019 California Codes and Los Angeles County Amendments, the City Council must perform a first reading of the title of the proposed ordinance.

Background

The intent and purpose of the Building, Residential, Green Building Standards, Electrical, Mechanical, and Plumbing Codes are to establish the minimum requirements to safeguard the public safety, health, and general welfare. The Building and Safety Division of the Planning Department reviews construction plans and related documents. Building and Safety staff issues permits for the construction, alteration, demolition, and moving of buildings and structures. City building inspectors inspect the properties for which such permits have been issued to ensure construction is consistent with approved plans and the Municipal Code.

RECOMMENDED ACTION

It is recommended that the City Council read by title only, waive further reading, and set a public hearing for Ordinance No. 1126 at the next meeting.

CITY OF PARAMOUNT
LOS ANGELES COUNTY, CALIFORNIA

ORDINANCE NO. 1126

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PARAMOUNT, CALIFORNIA, AMENDING SECTIONS 10-1, 10-2, 15-1, 27-1 AND 32-1 OF THE PARAMOUNT MUNICIPAL CODE, ADOPTING BY REFERENCE THE 2019 CALIFORNIA BUILDING CODE, RESIDENTIAL CODE, GREEN BUILDING STANDARDS CODE, ELECTRICAL CODE, MECHANICAL CODE, AND PLUMBING CODE WITH LOS ANGELES COUNTY AMENDMENTS AS NOTED IN TITLE-26 AND APPENDIX I AND J, TITLE-27, TITLE-28, TITLE-29, TITLE-30 AND APPENDIX H, AND TITLE-31 PORTIONS THEREOF

THE CITY COUNCIL OF THE CITY OF PARAMOUNT DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Sections 10-1, 10-2, 15-1, 27-1 and 32-1 are hereby amended in their entirety as follows:

Sec. 10-1. 2019 California Building Code with County Amendments Adopted.

There is adopted by reference, except as hereinafter amended, that certain building codes known and designated as the 2019 California Building Code with Los Angeles County amendments as noted in Los Angeles County Building Code Title 26 and Appendices I and J, Los Angeles County Residential Code Title 30 and Appendix H, and Los Angeles County Green Building Standards Code Title 31. Such codes shall be the Building Code, Residential Code, and Green Building Standards Code of the City of Paramount regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, use, height, area, maintenance of all buildings, structures, and real property and certain equipment therein specifically regulated in grading within the city and providing for the issuance of permits and the collection of fees therefore and providing for violation of such codes.

One copy of the 2019 California Building Code, Residential Code, and Green Building Standards Code with County Amendments has been deposited in the office of the city clerk, and shall be at all times maintained by the clerk for the use and examination by the public.

Said edition of the 2019 California Building Code with County Amendments, except as hereinafter amended, is the Building Code of the City of Paramount as set forth in this chapter.

Sec. 10-2. Amendments to the County Building Code Amendments.

- (a) Section 101 of such Los Angeles County Building Code is amended to read:

Section 101.1 Title. Chapter 10, shall be known as the Building Code, Residential Code, and Green Building Standards Code. Existing Building Code may be cited as such and will be referred to herein as this Code. The provisions of said Chapter 10 applying to dwellings lodging houses, hotels, apartment houses, convents, monasteries or other uses classified by this Code as Group R Occupancy and including Chapters 1, 2, and 98 and 99 may be cited as the Housing Code.

- (b) Section 104 of such Los Angeles County Building Code is amended to read:

Sec. 104.3. Definitions. Whenever any of the names or terms defined in this Section are used in this Code, each such name or term shall be deemed and construed to have the meaning ascribed to it in this Section.

Board of Appeals shall mean the Public Safety Commission established by Article III, Section 2-48 of the Paramount Municipal Code.

Building Department shall mean the Planning Department of the City of Paramount.

Building Official shall mean Planning Director of the City of Paramount.

City shall mean the City of Paramount except in Section 101.3 of said Building Code.

County of Los Angeles or unincorporated territory of Los Angeles shall mean the City of Paramount.

County Engineer shall mean the City Engineer of the City of Paramount.

Electrical Code shall mean Chapter 15 of the Paramount Municipal Code.

General Fund shall mean the City Treasury of the City of Paramount.

Legislative Body shall mean the City Council of the City of Paramount.

Health Code or Los Angeles County Health Code shall mean Chapter 24 of the Paramount Municipal Code.

Health Officer shall mean the Health Officer of the City of Paramount.

Mechanical Code shall mean Chapter 27 of the Paramount Municipal Code.

Plumbing Code shall mean Chapter 32 of the Paramount Municipal Code.

Special Inspector shall mean a person holding a valid Certificate of Registration issued by the International Code Council (ICC) as set forth in Section 108.6 of said Los Angeles County Building Code.

Sec. 15-1. 2019 California Electrical Code with County Amendments adopted.

There is hereby adopted by reference, except as hereinafter provided, that certain Electrical Code known and designated as the 2019 California Electrical Code and Los Angeles County Electrical Code Title 27 Amendments and such code shall become the Electrical Code of the city regulating the installation, arrangement, alteration, repair, use, and operation of electrical wiring, connections, fixtures, and other electrical appliances on premises within the city and providing for the issuance of permits and the collection of fees therefore.

One copy of said 2019 California Electrical Code with County Amendments has been deposited in the office of the city clerk and shall be at all times maintained by the clerk for use and examination by the public.

Said edition of the 2019 California Electrical Code with County Amendments except as hereinafter amended, is the Electrical Code of the city as set in this chapter.

Sec. 27-1. 2019 California Mechanical Code with County Amendments adopted.

There is hereby adopted by reference, except as hereinafter provided, that certain Mechanical Code known and designated as the 2019 California Mechanical Code and Los Angeles County Mechanical Code Title 29 Amendments, and such code shall be and become the Mechanical Code of the city, providing for the issuance of permits and the collection of fees therefore and providing penalties for violation of such code.

One copy of said 2019 California Mechanical Code with County Amendments has been deposited in the office of the city clerk of the city and shall be at all times maintained by said clerk for use and examination by the public.

Said edition of the 2019 California Mechanical Code with County Amendments except as hereinafter amended, is the Mechanical Code of the City of Paramount as set forth in this chapter.

Sec. 32-1. 2019 California Plumbing Code with County Amendments adopted.

There is hereby adopted by reference, except as hereinafter provided, that certain Plumbing Code known and designated as the 2019 California Plumbing Code and Los Angeles County Title 28 Amendments, such code shall become the Plumbing Code of the city, regulating plumbing and drainage systems, house sewers, private sewage disposal systems, and prescribing conditions under which such work may be carried on within the city and providing for the issuance of permits and the collection of fees therefore.

One copy of said 2019 California Plumbing Code with County Amendments has been deposited in the office of the city clerk of the city and shall be at all times maintained by said clerk for use and examination by the public.

Said edition of the 2019 California Plumbing Code with County Amendments except as hereinafter amended, is the Plumbing Code of the city as set in this chapter.

SECTION 2. California Environmental Quality Act (CEQA). This ordinance is exempt from CEQA pursuant to CEQA Guidelines Section 15305, minor alterations in land use limitations in areas with an average slope of less than 20% that do not result in any changes in land use or density and Section 15061(b)(3) which is the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment and CEQA does not apply where it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment.

SECTION 3. If any section, subsection, subdivision, sentence, clause, phrase or portion of this Ordinance, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

SECTION 4. This Ordinance shall be certified as to its adoption by the City Clerk and shall be published once in the Paramount Journal within 15 days after its adoption together with the names and members of the City Council voting for and against the Ordinance.

PASSED, APPROVED and ADOPTED by the City Council of the City of Paramount this 7th day of April 2020.

Tom Hanson, Mayor

ATTEST

Heidi Luce, City Clerk

FEBRUARY 18, 2020

ANNUAL REVIEW OF CITY COUNCIL PERMIT FOR LIVE ENTERTAINMENT
OF MARISCOS MI LINDO SINALOA RESTAURANT, 7610 ROSECRANS
AVENUE

MOTION IN ORDER:

RECEIVE AND FILE THE REPORT WITH THE STIPULATION THAT CITY
STAFF CONDUCT AN ANNUAL REVIEW OF MARISCOS MI LINDO
SINALOA RESTAURANT LIVE ENTERTAINMENT PERMIT.

MOTION:

MOVED BY: _____

SECONDED BY: _____

[] APPROVED

[] DENIED

ROLL CALL VOTE:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____



To: Honorable City Council

From: John Moreno, City Manager

By: Adriana Lopez, Public Safety Director
Margarita Matson, Assistant Public Safety Director

Date: February 18, 2020

Subject: ANNUAL REVIEW OF CITY COUNCIL PERMIT FOR LIVE ENTERTAINMENT OF MARISCOS MI LINDO SINALOA RESTAURANT, 7610 ROSECRANS AVENUE

Background

This item is an annual review of the Live Entertainment Permit of Mariscos Mi Lindo Sinaloa restaurant at 7610 Rosecrans Avenue in the M-2 (Heavy Manufacturing) zone. The subject restaurant is licensed by the California Department of Alcoholic Beverage Control (ABC) for "Type-41" sales, which allows for the sale of beer and wine for onsite consumption. Mariscos Mi Lindo Sinaloa opens for business Fridays and Saturdays from 8:00 a.m. to 12:00 a.m. and Sundays through Thursdays from 8:00 a.m. to 11:00 p.m.

At its December 1, 2015 meeting, the City Council approved a City Council Permit for live entertainment in the following formats (Attachment A):

- "Banda Sinaloense" (maximum 11-members) musicians on Fridays and Sundays from 6:00 p.m. to 11:00 p.m. – at designated performance area inside the restaurant.
- "Norteño" (maximum 5-members) musicians on Mondays, Wednesdays, Thursdays, and Saturdays from 2:00 p.m. to 11:00 p.m. – throughout restaurant upon customer request.
- Hosted and self-service karaoke on Saturdays and Tuesdays from 6:00 p.m. to 11:00 p.m. on dates when musicians are not scheduled to perform – at designated performance area inside the restaurant.

Live entertainment began March 12, 2016, and since then the City Council has requested routine compliance reviews. The last compliance review for Mariscos Mi Lindo Sinaloa was on January 8, 2019 and the City Council received and filed the report with the stipulation to conduct an annual review.

Law Enforcement Activity

As we do with all live entertainment permits, Public Safety staff reviewed the law enforcement activity at this location. From January 1, 2019 to February 6, 2020, a total of six law enforcement responses have occurred. However, none of the calls for service were related to the restaurant establishment. Three of the calls were traffic related, two were animal control related, and one was a parking violation. The Los Angeles County Sheriff's Department has not had to respond to the establishment to address loud music or any business disturbance calls. The Public Safety Department has not received any complaints or concerns regarding the live entertainment at Mariscos Mi Lindo Sinaloa.

Analysis

Public Safety staff has been working with Mr. Lopez regarding minimal code enforcement concerns regarding the accumulation of cardboard boxes to the rear of the property and the lack of landscaping. These concerns are specific violations of condition #25, which states that the property/business owner shall be responsible for maintaining the area free of litter; and condition #37 which states that landscaping shall be maintained in thriving, clean condition for perpetuity. Both of these concerns have been acknowledged by Mr. Lopez and he has worked out a plan to ensure that the cardboard boxes don't accumulate. Additionally, he will be in contact with the Planning Department to submit a landscaping plan.

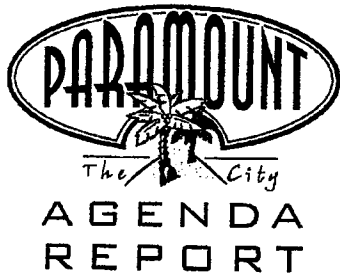
On February 4, 2020, Public Safety staff checked the ABC License Query System and verified that Mariscos Mi Lindo Sinaloa has a valid and active "Type-41" license. The license query did not reflect any disciplinary action(s) against the business. The establishment has an approved security surveillance system that was reviewed by Public Safety staff on February 4, 2020.

In conclusion, Mr. Lopez has adhered to the conditions of approval identified in the Live Entertainment Permit.

RECOMMENDED ACTION

It is recommended that the City Council receive and file the report with the stipulation that city staff conduct an annual review of the Mariscos Mi Lindo Sinaloa Restaurant Live Entertainment Permit.

ATTACHMENT A



To: Honorable City Council

From: John Moreno

By: Kevin Chun/John King

Date: December 1, 2015

Subject: City Council Permit – Aurora and Joaquin Lopez/Mariscos Mi Lindo Sinaloa, Inc.: 7610 Rosecrans Avenue

Background

This application is a request for a City Council Permit to allow live entertainment at the Mariscos Mi Lindo Sinaloa restaurant at 7610 Rosecrans Avenue in the M-2 (Heavy Manufacturing) zone. The applicants have operated in the freestanding building since 2005 when they purchased the property from the owners of El Sabalo. In November 2011, the applicants acquired the adjacent property to the west, which is developed with a 1,330 square foot vacant commercial building and two legal nonconforming ("grandfathered") residential units, each 672 square feet in area. The subject restaurant is licensed by the California Department of Alcoholic Beverage Control (ABC) for "Type-41" sales, which allows for the sale of beer and wine for onsite consumption. Mariscos Mi Lindo Sinaloa opens for business Fridays and Saturdays from 8:00 a.m. to 12:00 a.m. and Sundays through Thursdays from 8:00 a.m. to 11:00 p.m. The applicants also operate Mariscos Mi Lindo Sinaloa locations in Glendale and Maywood.

Section 11-5 (n) of the Paramount Municipal Code states that a City Council Permit is required for live performances, including musicians and karaoke. Following the permit review process as administered by the Community Development Department, the City Council may grant or deny a request for a City Council Permit based on the impact that the proposed use will have on the public health, safety, or welfare. The City Council may also impose conditions upon a City Council Permit to ensure that the use is not in conflict with surrounding land uses.

Current Request

The applicants are requesting a City Council Permit to allow live entertainment in the following formats:

- "Banda Sinaloense" (maximum 11-member) musicians on Fridays and Sundays from 6:00 p.m. to 11:00 p.m.
- "Norteño" (maximum 5-member) musicians on Mondays, Wednesdays, Thursdays, and Saturdays from 2:00 p.m. to 11 p.m.
- Hosted and self-service karaoke on Saturdays and Tuesdays from 6:00 p.m. to 11:00 p.m. on dates when musicians are not scheduled to perform.

Banda Sinaloense musicians and karaoke participants would perform from a proposed 248 square foot performance area as indicated on the submitted site plan and floor plan (copies included), and the Norteño musicians would entertain customers throughout the restaurant upon request.

Previous Request

This is the second request for live entertainment from the applicants for 7610 Rosecrans Avenue. A City Council Permit was agendaized for the September 4, 2012 City Council meeting, and staff prepared a report with a denial recommendation due to a number of factors, including six calls for service in the previous two years for unruly patrons, an unpermitted bathroom inside the restaurant, the unauthorized removal of mature trees from the front landscape area of 7600 Rosecrans Avenue, and the determination that two of four residential units at 7600 Rosecrans Avenue were unpermitted. However, on the date of the City Council meeting, the applicants requested that the application be withdrawn from the agenda, and the Council acted accordingly.

In the months since the previously scheduled City Council review, the applicants have resolved the bulk of the abovementioned issues. The owners legalized the unpermitted restroom construction, planted replacement trees, and construction is progressing to restore the four housing units to the permitted two.

Law Enforcement Activity

As we do with all live entertainment requests, we reviewed law enforcement activity at this location. Since the previously withdrawn request in 2012 for live entertainment, the following incidents with responses from the Sheriff's Department and/or Code Enforcement Division occurred:

- November 4, 2012 – A Sheriff's deputy observed a live band playing inside the restaurant.
- April 20, 2013 – The Sheriff's Department responded to a report of a parked vehicle with three people who refused a request by the restaurant manager to leave the premises. The disturbing parties had left prior to Sheriff's Department arrival.
- May 10, 2013 – An informant reported multiple threatening and annoying calls. The Sheriff's Department was unable to substantiate evidence of criminal threats.
- September 27, 2013 – Restaurant staff reported an intoxicated customer who refused to pay. The disturbing party had left prior to Sheriff's Department arrival.
- April 13, 2014 – A Sheriff's deputy issued a warning to a customer who refused to pay for music requested of the live band.
- May 22, 2014 – An informant stated that his vehicle was stolen. The Sheriff's Department filed a report.
- January 16, 2015 – A group of five-to-seven people were fighting; one of the group crashed through a front window of the restaurant. The Sheriff's Department filed a report.
- February 6, 2015 – Code Enforcement and the Sheriff's Department joined ABC for random inspections throughout Paramount. Code Enforcement observed a live band and lighting installed inside the restaurant. Code Enforcement issued a Notice of Violation for the unpermitted entertainment and interior light fixtures on March 10, 2015.

- March 1, 2015 – An intoxicated individual demanded change for a taxi from restaurant employees. The Sheriff's Department made contact with the disturbing party and released him to his mother.
- July 12, 2015 – Code Enforcement observed a band playing at the restaurant and followed up with a citation on July 13, 2015.
- August 8, 2015 – A patrol check for live entertainment resulted in the observation of a Norteño band ("911 Emergencia"). The restaurant manager stated that the band would immediately cease playing. Code Enforcement issued a citation on August 10, 2015 for the incident.

No additional incidents have been reported or observed since August 8, 2015.

Discussion

As required by the Municipal Code, the Community Development Department, Public Safety Department, and the Los Angeles County Sheriff's Department have reviewed the application, including site plan and floor plan. Representatives from each department and the Deputy District Attorney assigned to Paramount met with the applicants in person on November 9, 2015 and November 17, 2015. The compatibility of noise from musicians in relation to the adjacent residential units was discussed, and the applicants stated that they try to minimize noise while trying to secure tenants with an appreciation for music. In support of the applicant statements, a review of activity at the site in the last three years indicates no noise complaints.

Recommended conditions, each of which were reviewed line-by-line with the applicants, will prevent music and singing from disturbing neighboring tenants or property owners. Although security cameras have been installed on the interior and exterior of the building, a condition has been included to ensure superior camera positioning and law enforcement access to recordings. A licensed security guard will be required onsite during the hours of entertainment. Further, loitering in the parking lot will be expressly prohibited, and all doors will be required to remain closed during the hours of operation except for the entering and exiting of customers and employees. A City Council review three months after the permitted live entertainment commences is recommended as a condition to ensure the long-term compliance of the conditions of approval and safeguard the surrounding businesses and tenants.

The location of the restaurant within a heavy manufacturing zone and the proposed evening entertainment hours after standard business hours offer suitable land-use and time buffers to minimize conflicts with most residents and businesses. Although the two neighboring residential units at 7600 Rosecrans Avenue could appear to be incompatible with live entertainment at a restaurant, the lack of noise complaints over the course of years and the applicants' apparently successful control of the site suggest otherwise.

Although public safety incidents continued beyond the first application in 2012, the applicants have demonstrated a willingness to address past issues by legalizing unpermitted construction and planting trees. Additionally, restaurant management reported the more egregious of the incidents summarized above to the Sheriff's Department, indicating an inclination to cooperate with law enforcement. With the exception of the fight on January 16, 2015 that resulted in damage to the building, most occurrences are typical of a restaurant with the sale of beer and wine, and we would be more concerned if the owners had neglected to notify the Sheriff's Department of the incidents. The applicants have admitted to faultily allowing unpermitted live

entertainment, and they have ceased the practice. Finally, the applicants understand that not complying with all conditions of this permit will jeopardize their ability to provide live entertainment.

Recommended Action

It is recommended that the City Council read by title only and adopt Resolution No. 15:031, approving a City Council Permit for live entertainment at Mariscos Mi Lindo Sinaloa at 7610 Rosecrans Avenue, subject to the following conditions:

1. This City Council Permit shall not be effective for any purposes until the business owners have filed at the office of the Community Development Department their affidavit stating that they are aware of and accept all conditions of this permit. The affidavit shall be submitted by Friday, December 18, 2015. The City Council Permit shall not be effective until all conditions are addressed.
2. If either the Community Development Director or Public Safety Director determines that the operation of the business negatively impacts the public peace, health, safety, or general welfare, the City Council shall have the authority to review the City Council Permit. The City Council may revoke, suspend, or modify the Permit in order to protect the public peace, health, safety, and general welfare.
3. The City Council shall review the status of compliance with the approved conditions at the first City Council meeting three months after permitted live entertainment performances commence.
4. The applicant shall meet all requirements and conditions of the Department of Alcoholic Beverage Control (ABC).
5. Live entertainment shall be permitted inside the restaurant with the following formats, days, and hours:
 - a. Banda Sinaloense (maximum 11-member) musicians on Fridays and Sundays from 6:00 p.m. to 11:00 p.m. within the designated performance area;
 - b. Norteño (maximum 5-member) musicians on Mondays, Wednesdays, Thursdays, and Saturdays from 2:00 p.m. to 11:00 p.m. within the dining area of the restaurant;
 - c. Hosted and self-service karaoke on Saturdays and Tuesdays from 6:00 p.m. to 11:00 p.m. within the designated performance area on dates when musicians are not scheduled to perform.
6. No change or alteration to the approved entertainment format shall occur without prior written approval from the City of Paramount.
7. All live entertainment shall be directly contracted through the business owners. Entertainment and other events produced by independent promoters are prohibited.

8. A minimum of one security guard in possession of a valid security guard registration from the Bureau of Security and Investigative Service shall be onsite during the hours of live entertainment until the business is closed and until all patrons have vacated the premises. The guard shall be plainly identifiable by uniform and shall patrol the parking lot at least twice each hour as needed. The guard shall be independent of the business and business interests of the owners.
9. The Public Safety Department shall review and approve the security camera locations and orientations, including comprehensive camera views of the establishment interior, exterior, and parking lot. The business owners shall maintain the approved security camera system, including network video recorder (NVR), in good working condition in perpetuity. The equipment shall be utilized at all times during normal business hours. In the event of an incident and upon request, the business owners shall allow unimpeded inspection of the security camera system to City representatives.
10. The live entertainment provided shall not be audible beyond the area under control of the applicant. The live entertainment shall not disturb the neighbors. No amplified sound equipment shall be installed on the exterior of the building.
11. All doors shall be kept closed during the live entertainment hours except for immediate ingress and egress.
12. During the hours of live entertainment, an owner, the manager, or a designated responsible person 21 years of age or older shall be on the premises and shall be responsible for the operations during the hours of live entertainment. This person shall possess on his or her person a valid driver license or identification card issued by the California Department of Motor Vehicles (DMV). This person shall also be able to communicate effectively with regulatory officials and have the ability to immediately contact the owner. The person will immediately introduce himself or herself to any regulatory officials.
13. The owners, managers, and persons designated to be responsible for the operation of the business shall cooperate fully with all city officials and law enforcement personnel, and shall not obstruct or impede their entrance into the licensed premises while in the course of their official duties. Any locked or otherwise secured rooms shall be opened upon demand.
14. All employees shall possess at the site a valid driver license or identification card issued by the California Department of Motor Vehicles (DMV). They shall present such identification upon demand by any regulatory official.
15. An active City of Paramount business license shall be maintained current with prompt annual renewals.
16. The maximum number of occupants shall be established by the Fire Marshall according to each specific entertainment use and floor plan. A maximum occupancy placard shall be posted in a conspicuous location on the premises. This occupancy limitation shall not be violated.

17. It shall be unlawful for any person who is intoxicated or under the influence of any drug to enter, be at, or remain upon the licensed premises as set forth in Section 25602(a) of the Business and Professions Code.
18. The person designated to be responsible for the operation of the business shall not perform official police or investigative activities but shall immediately report every violation of law and every unusual occurrence to the Sheriff's Station.
19. No employee or agent shall solicit or accept any alcoholic or non-alcoholic beverage from any customer while on the premises.
20. No self-service of alcoholic beverages shall be permitted.
21. Any graffiti painted or marked upon the premises or on any adjacent area under the control of the licensee shall be immediately removed or painted over to match the predominant surface color.
22. The approved floor plan shall not be changed without prior approval by the Community Development Department and the Sheriff's Department.
23. No obstructions or partitions shall be attached, fastened, or connected to separate the interior space of the licensed premises.
24. No outside loitering shall be allowed on the premises. A professionally fabricated sign indicating as such shall be posted following Public Safety Department review and approval of the content and location.
25. The business owner(s) and property owner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control.
26. All required permits and licenses from all relevant regulating bodies shall be valid at all times. A copy of all licenses, permits, and conditions shall be posted and maintained in a place conspicuous and readable by all employees and customers of the location.
27. No employee or agent shall be permitted to accept money or any other thing of value from a customer for the purpose of sitting or otherwise spending time with customers while on the premises, nor shall the licensee provide, permit, or make available male or female persons who act as escorts, companions, or guests of and for the customers, either with or without compensation.
28. No pool or billiard tables shall be maintained on the premises.
29. The outside consumption of alcoholic beverages is prohibited.
30. Food shall constitute the majority of the gross sales at the restaurant.
31. The sale of beer and wine shall be for onsite consumption only.

32. A single jukebox may be maintained upon the premises; however, the music shall not be audible outside the premises.
33. Human signs, sign walkers, and sign spinners are prohibited on the property and the public rights-of-way.
34. Special events shall be reviewed in accordance with Special Event Permit regulations by the Community Development Department. The applicant shall submit a Special Event Permit application at least two weeks in advance of a proposed event.
35. A licensed contractor shall obtain the required permits from the Building and Safety Division for unpermitted lighting. The contractor shall request a field inspection and obtain final approval.
36. Future tenant improvements shall meet all requirements of the Building and Safety Division.
37. Landscaping shall be maintained in a thriving, clean condition for perpetuity. Trees shall be trimmed in accordance with Section 44-112 of the Paramount Municipal Code. Mature trees shall not be removed without written authorization by the Community Development Department.
38. The charitable donation bin shall be completely removed from the site.
39. Solicitors, peddlers, hawkers, itinerant merchants, and transient vendors of merchandise are prohibited.
40. The premises shall not be leased or rented for private parties.
41. Final approval by the Community Development Department is required before live entertainment shall be permitted. All conditions of approval shall be met prior to final approval by the Community Development Department.
42. Revisions to an existing City Council Permit require separate review and approval by the City Council. City Council Permits expire upon sale or transfer of the business to a new business owner.
43. Failure to comply with the above conditions and/or any applicable laws shall be cause for the modification, suspension, or revocation of this permit.

FEBRUARY 18, 2020

ANNUAL REVIEW OF CITY COUNCIL PERMIT FOR LIVE ENTERTAINMENT
OF ACE CONSOLIDATED ENTERPRISES, LLC/BLVD COCKTAILS, 8410
ALONDRA BOULEVARD

MOTION IN ORDER:

RECEIVE AND FILE THE REPORT WITH THE STIPULATION THAT CITY
STAFF CONDUCT AN ANNUAL REVIEW OF THE ACE CONSOLIDATED
ENTERPRISES, LLC/BLVD COCKTAILS LIVE ENTERTAINMENT PERMIT.

MOTION:

MOVED BY: _____

SECONDED BY: _____

[] APPROVED

[] DENIED

ROLL CALL VOTE:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____



To: Honorable City Council

From: John Moreno, City Manager

By: Adriana Lopez, Public Safety Director
Margarita Matson, Assistant Public Safety Director

Date: February 18, 2020

Subject: ANNUAL REVIEW OF CITY COUNCIL PERMIT FOR LIVE ENTERTAINMENT OF ACE CONSOLIDATED ENTERPRISES, LLC/BLVD COCKTAILS, 8410 ALONDRA BOULEVARD

Background

This item is an annual review of the City Council Live Entertainment Permit of Ace Consolidated Enterprises, LLC (Blvd Cocktails) located at 8410 Alondra Boulevard in the C-3 (General Commercial) zone. Blvd Cocktails is located within the multi-tenant Plaza Gamino retail development at the southeast corner of Alondra Boulevard and Indiana Avenue. The bar is licensed by the California Department of Alcoholic Beverage Control (ABC) for "Type-48" sales, which allows for the sale of beer, wine, and a full line of distilled spirits for onsite consumption. Blvd Cocktails is open for business daily between 10:00 a.m. and 2:00 a.m.

At its July 7, 2015 meeting, the City Council approved a City Council Permit for live entertainment in the following format (Attachment A):

- Hosted and self-service karaoke on Fridays and Saturdays from 7:00 p.m. to 1:30 a.m.

Live entertainment began July 7, 2015 and since then the City Council has requested routine compliance reviews. The last compliance review for Blvd Cocktails was on February 19, 2019 and the City Council received and filed the report with the stipulation to conduct an annual review of the Blvd Cocktails Live Entertainment Permit.

Law Enforcement Activity

Business owner Mr. Jorge Cabrera proactively and cooperatively reports incidents to the Sheriff's Department. From February 19, 2019 to February 7, 2020 there have been twenty-seven calls for service conducted by the Los Angeles County Sheriff's Department. Eighteen of the calls were self-generated by Sheriff Deputies conducting extra patrol. Five calls for service were specifically related to disturbance calls. Two calls for services were security alarm activations. One of the calls was a medical response request and the other call was a drug related arrest. The significant calls for service are summarized as follows:

DATE	INCIDENT TYPE	RESULT
Thursday 04/18/2019 2:47 p.m.	Call for Service Vagrancy	Male transient causing a scene in the bar and refusing to leave. Disturbing party left location. Business in compliance.
Saturday 07/13/2019 10:25 a.m.	Call for Service Medical Response	Male 5150 needed medical assistance. Fire requested LASD to assist. Male transported to hospital. The incident occurred in the public right-of-way. Not related to establishment.
Friday 07/19/2019 3:58 a.m.	Call for Service Arrest	Male and female adult were arrested for being in possession of drugs and drug paraphernalia. The incident occurred in the public right-of-way. Not related to establishment.
Saturday 09/21/2019 8:04 p.m.	Call for Service Fight disturbance	Two males were arguing outside of the establishment. One of the males who was in his vehicle pulled out a gun and starting waving it. Sheriff Deputies responded to the location but disturbing parties had fled the scene. Business in compliance.
Sunday 09/22/2019 2:15 a.m.	Call for Service Loitering-Drinking in public	Group of 20 people loitering in parking lot drinking and refusing to leave. Sheriff Deputies responded and disturbing party left location. Business in compliance.
Saturday 10/05/2019 11:35 p.m.	Call for Service Fight disturbance	Group of 6-8 people loitering in parking lot drinking and refusing to leave. Sheriff Deputies responded and disturbing party left location. Business in compliance.
Friday 10/11/2019 11:29 p.m.	Call for Service Fight disturbance	The owner reported that a male adult pointed a gun at security guard for denying him entrance. Sheriff Deputies contacted the security guard who stated it was a verbal altercation only. No weapons involved. The alleged disturbing party had left the scene. Business in compliance.

Analysis

Mr. Cabrera has continued to comply with all thirty-seven conditions of approval of the City Council Live Entertainment Permit, including requirements to maintain a security guard onsite during karaoke hours and an extensive security camera system. Staff determined that Mr. Cabrera has adhered to the conditions of approval set for the establishment. Mr. Cabrera has ensured that the security staff will continue to request for the Sheriff's Department to respond anytime the bar encounters unruly patrons.

As part of the analysis, Public Safety staff checked the ABC License Query System and verified that Ace Consolidated Enterprises, LLC/Blvd Cocktails has a valid and active "Type-48" license. The license query did not reflect any disciplinary action(s) against the business. The establishment has an approved security surveillance system that was reviewed by Public Safety staff on February 7, 2020.

RECOMMENDED ACTION

It is recommended that the City Council receive and file the report with the stipulation that city staff conduct an annual review of the Ace Consolidated Enterprises, LLC/Blvd Cocktails Live Entertainment Permit.

ATTACHMENT A



To: Honorable City Council

From: Linda Benedetti-Leal

By: John Moreno/John King

Date: July 7, 2015

**Subject: City Council Permit – Ace Consolidated Enterprises, LLC/Blvd Cocktails:
8410 Alondra Boulevard**

Background

This application is a request for a City Council Permit to allow karaoke at Blvd Cocktails at 8410 Alondra Boulevard in the C-3 (General Commercial) zone. Since June 2014 the applicant has operated in the suite formerly occupied by the Sports Lounge, located within the Plaza Gamino retail development at the southeast corner of Alondra Boulevard and Indiana Avenue. The property includes two multi-tenant buildings, and the bar occupies the easternmost suite in the building at the south of the parking lot. The business is a bar that is licensed by the California Department of Alcoholic Beverage Control (ABC) for "Type-48" sales, which allows for the sale of beer, wine, and a full line of liquor for onsite consumption. Blvd Cocktails is currently open for business daily between 10:00 a.m. and 2:00 a.m.

Section 11-5 (n) of the Paramount Municipal Code states that a City Council Permit is required for live performances, including karaoke. The City Council may grant or deny a request for a City Council Permit based on the impact that the proposed use will have on the public health, safety, or welfare. The City Council may also impose conditions upon the granting of a City Council Permit to ensure that the use is not in conflict with surrounding land uses.

Request

The applicant is requesting a City Council Permit to allow karaoke on Fridays and Saturdays of each week. The owners initially requested hours from 7:00 p.m. to 2:00 a.m., but they have agreed to reduce the proposed hours to 7:00 p.m. to 1:30 a.m. at the recommendation of the Sheriff's Department and City staff. Karaoke will not be provided on other days of the week. Karaoke offerings will consist of self-service and hosted formats.

The previous tenant, Sports Lounge, featured karaoke on Fridays, Saturdays and Sundays between the hours of 8:00 p.m. to 1:30 a.m. Other Paramount bars and restaurants with existing karaoke entertainment as approved by the City Council are summarized in the chart below:

BUSINESS NAME	ADDRESS	REQUESTED USE	DATE APPROVED
AJ's Irish Harp	16683 Paramount	Wednesday & Sunday, 5 p.m. to 1:30 a.m.	5/7/1996
Mr. J's	7824 Alondra	Friday, Saturday, & Sunday, 8 p.m. to 1 a.m.	2/4/1997
Music Box	13114 Downey	Friday & Saturday, 7 p.m. to midnight	4/5/2005
Rosewood Restaurant	15750 Paramount	One event monthly (revised limitation) that can be Friday/Saturday 9 p.m. to 1:30 a.m.; Sunday 5 p.m. to 9 p.m.	4/1/07 (revised)
Casa Adelita Restaurant	8063 Alondra	Thursday to Sunday, 7:00 p.m. to 10:00 p.m.	7/6/2010

Discussion

As required by the Municipal Code, the Public Safety Department and the Los Angeles County Sheriff's Department have reviewed the application and met with the applicant, and they have no objections to the issuance of this permit. During the course of the year while in business, Blvd Cocktails has operated without serious incident. Security cameras have been installed, and recommended conditions will prevent music and singing from disturbing neighboring tenants or property owners. A licensed security guard will be required onsite during the hours of karaoke. Further, loitering in the parking lot will be expressly prohibited, and all doors will be required to remain closed during the hours of operation except for the entering and exiting of customers and employees. A six-month City Council review is recommended as a condition to ensure the long-term compliance of the conditions of approval and safeguard the surrounding businesses and tenants.

Recommended Action

It is recommended that the City Council read by title only and adopt Resolution No. 15:018, approving a City Council Permit for karaoke at Blvd Cocktails at 8410 Alondra Boulevard, subject to the following conditions:

1. This City Council Permit shall not be effective for any purposes until the business owners have filed at the office of the Community Development Department their affidavit stating that they acknowledge and accept all conditions of approval for this permit. The affidavit shall be submitted by Friday, July 24, 2015.
2. One security guard in possession of a valid security guard registration from the Bureau of Security and Investigative Service shall be onsite during karaoke hours of operation until the business is closed and until all patrons have vacated the premises. The guard shall be plainly identifiable by uniform and shall patrol the parking lot at least twice each hour as needed.
3. Self-service and hosted karaoke shall be permitted inside the establishment on Fridays and Saturdays from 7:00 p.m. to 1:30 a.m.

4. If the Public Safety Director determines that the operation of the business negatively impacts the public peace, health, safety, or general welfare, the City Council shall have the authority to review the City Council Permit, and may revoke, suspend, or modify the Permit in order to protect the public peace, health, safety, and general welfare.
5. No change or alteration to the approved entertainment format shall occur without prior written approval from the City of Paramount.
6. The maximum number of occupants shall be established by the Fire Marshall according to each specific entertainment use and floor plan. A maximum occupancy placard shall be posted in a conspicuous location on the premises. This occupancy limitation shall not be violated.
7. It shall be unlawful for any person, who is intoxicated, or under the influence of any drug, to enter, be at, or remain upon the licensed premises as set forth in Section 25602(a) of the Business and Professions Code.
8. The person designated to be responsible for the operation of the business shall not perform official police or investigative activities but shall immediately report every violation of law and every unusual occurrence to the Sheriff's Station.
9. Karaoke provided shall not be audible beyond the area under control of the applicant. Karaoke shall not disturb the neighbors. No amplified sound equipment shall be installed on the exterior of the building.
10. During the hours of karaoke, the owner, the manager, or a designated responsible person 21 years of age or older shall be on the premises and shall be responsible for the operations during the hours of karaoke. This person shall possess on their person a valid driver license or identification card issued by the California Department of Motor Vehicles. This person shall also be able to communicate effectively with regulatory officials and have the ability to immediately contact the owner. The person will immediately introduce himself or herself to any regulatory officials.
11. The owners, managers, and persons designated to be responsible for the operation of the business shall cooperate fully with all City of Paramount officials, law enforcement personnel, and Code Enforcement officers, and shall not obstruct or impede their entrance into the licensed premises while in the course of their official duties.
12. No open bottles of distilled spirits shall be stored on the premises for specific customers.
13. No employee or agent shall be permitted to accept money or any other thing of value from a customer for the purpose of sitting or otherwise spending time with customers while on the premises, nor shall the licensee provide, permit, or make available male or female persons who act as escorts, companions, or guests of and for the customers, either with or without compensation.
14. No employee or agent shall solicit or accept any alcoholic or non-alcoholic beverage from any customer while on the premises.

15. There shall be no selling of alcoholic beverages for future compensation.
16. Any graffiti painted or marked upon the premises or on any adjacent area under the control of the licensee shall be immediately removed or painted over to match the predominant surface color.
17. No obstructions shall be attached, fastened, or connected to either the partitions or ceiling to separate the interior space of the licensed premises.
18. No self-service of alcoholic beverages shall be permitted.
19. No person under the age of 21 shall sell or deliver alcoholic beverages.
20. The entire premises are subject to inspection by the Sheriff's Department and the City of Paramount at any time. Any locked or otherwise secured rooms shall be opened upon demand.
21. The approved floor plan shall not be changed without prior approval by the Community Development Department and the Sheriff's Department.
22. All required permits and licenses from all relevant regulating bodies shall be valid at all times. A copy of all licenses, permits, and conditions shall be posted and maintained in a place conspicuous and readable by all employees and customers of the business.
23. All doors shall be kept closed during the karaoke hours except for ingress and egress.
24. No outside loitering shall be allowed on the premises. A professionally fabricated sign indicating as such shall continue to be posted.
25. The business owner(s) and property owner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control.
26. The applicant shall maintain all necessary approvals from the Department of Alcoholic Beverage Control (ABC).
27. A maximum of one pool table may be maintained on the premises.
28. A single jukebox may be maintained upon the premises; however, the music shall not be audible outside the premises.
29. The Public Safety Department shall review and approve the security camera locations and orientations, including comprehensive camera views of the establishment interior, exterior, and parking lot. The approved cameras or more technologically advanced versions of the approved cameras shall be maintained in perpetuity. In the event of an incident and upon request, the business owners shall allow unimpeded inspection of the security camera system to Sheriff's Department and City of Paramount personnel.
30. All exterior signage requires review and approval by the Community Development Department.

31. Human signs, sign walkers, and sign spinners are prohibited on the property and the public rights-of-way.
32. The outdoor trash receptacles shall be painted following separate Community Development Department review and approval of the paint color.
33. Special events, including but not limited to events produced or administered by independent promoters, shall be reviewed in accordance with Special Event Permit regulations by the Community Development Department. The applicant shall submit a Special Event Permit application at least two weeks in advance of a proposed event.
34. An active City of Paramount business license shall be maintained.
35. Revisions to an existing City Council Permit require separate review and approval by the City Council. City Council Permits expire upon sale or transfer of the business to a new business owner.
36. Failure to comply with the above conditions and/or any applicable laws shall be cause for the modification, suspension, or revocation of this permit.
37. The City Council shall conduct a six-month review at its January 5, 2016 meeting.

FEBRUARY 18, 2020

AWARD OF CONTRACT

NEIGHBORHOOD STREET RESURFACING IMPROVEMENTS
(CIP PROJECT NO. 9031)

MOTION IN ORDER:

APPROVE THE PLANS AND SPECIFICATIONS, AWARD THE CONTRACT FOR CONSTRUCTION OF THE NEIGHBORHOOD STREET RESURFACING IMPROVEMENTS TO ALL AMERICAN ASPHALT, CORONA, CALIFORNIA, IN THE AMOUNT OF \$1,238,777, AND AUTHORIZE THE MAYOR TO EXECUTE THE AGREEMENT.

MOTION:

MOVED BY: _____

SECONDED BY: _____

[] APPROVED

[] DENIED

ROLL CALL VOTE:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____



To: Honorable City Council
From: John Moreno, City Manager
By: Adriana Figueroa, Public Works Director
Sarah Ho, Assistant Public Works Director
Date: February 18, 2020

**Subject: AWARD OF CONTRACT FOR CONSTRUCTION OF THE
NEIGHBORHOOD STREET RESURFACING IMPROVEMENTS
(CITY PROJECT NO. 9031)**

On February 11, 2020, Public Works staff opened and examined the bids for the neighborhood street resurfacing improvements. The bids were opened at 11:00 AM in the City Hall Council Chambers.

Eight (8) bids were received and the apparent low bid submitted by All American Asphalt amounted to \$1,238,777, which is below the budgeted amount of \$1,446,600. Attached is a list of bidders.

Under this project, the following streets will be resurfaced:

<u>Street Location</u>	<u>Beginning</u>	<u>End</u>
Bellota Street	South end Paseo Street	North end Paseo Street
Oliva Avenue	South end Paseo Street	North end Paseo Street
Pimenta Avenue	South end Paseo Street	North end Paseo Street
Paseo Street	Hayter Avenue	Lakewood Boulevard
Hayter Avenue	Somerset Boulevard	Vans Street
Passage Avenue	North end Alondra Boulevard	Cul-de-sac
Perilla Avenue	North end Jefferson Street	Cul-de-sac
Naranja Avenue	North end Jefferson Street	Cul-de-sac
Walthall Way	West end Orange Avenue	Cul-de-sac
De Bie Drive	West end Orange Avenue	Cul-de-sac
Marcelle Street	Orange Avenue	Gundry Avenue
Motz Street	Orange Avenue	Gundry Avenue
Gundry Avenue	Jackson Street	Alondra Boulevard
Jetmore Avenue	3 rd Street	Wiemer Avenue
Wiemer Avenue	Jetmore Avenue	3 rd Street

RECOMMENDED ACTION

It is recommended that the City Council approve the plans and specifications, award the contract for construction of the neighborhood street resurfacing improvements to All American Asphalt, Corona, California, in the amount of \$1,238,777, and authorize the Mayor to execute the agreement.

JOB NAME: NEIGHBORHOOD STREET IMPROVEMENTS

PROJECT NO.: 9031

BID DATE: TUESDAY, FEBRUARY 11, 2020

BID TIME: 11:00 AM

	<i>Company Name</i>	<i>Company Address</i>	<i>Bid Amount</i>
1.	ALL AMERICAN ASPHALT	PO BOX 2229 CORONA, CA 92878	\$1,238,777.00
2.	HARDY & HARPER, INC	32 RANCHO CIR LAKE FOREST, CA 92630	\$1,252,000.00
3.	ONYX PAVING CO, INC	2890 E. LA CRESTA AVE ANAHEIM, CA 92806	\$1,296,000.00
4.	SEQUEL CONTRACTORS, INC	13546 IMPERIAL HWY SANTA FE SPRINGS, CA 90670	\$1,338,267.90
5.	GENTRY BROTHERS, INC	384 LIVE OAK AVE IRWINDALE, CA 91706	\$1,356,711.77
6.	PALP, INC EXCEL PAVING	2230 LEMON AVE LONG BEACH, CA 90806	\$1,495,937.80
7.	R.J. NOBLE	15505 E. LINCOLN AVE ORANGE, CA 92856	\$1,568,277.90
8.	SULLY MILLER CONTRACTING CO	135 S. STATE COLLEGE BLVD BREA, CA 92821	\$1,853,369.10

FEBRUARY 18, 2020

ORAL REPORT

COMPREHENSIVE LOS ANGELES COUNTY SHERIFF'S DEPLOYMENT
ANALYSIS REPORT



To: Honorable City Council

From: John Moreno, City Manager

By: Adriana Lopez, Public Safety Director
Anthony Martinez, Management Analyst II

Date: February 18, 2020

**Subject: COMPREHENSIVE LOS ANGELES COUNTY SHERIFF'S
DEPLOYMENT ANALYSIS REPORT**

At the beginning of every fiscal year, the City of Paramount and the Los Angeles County Sheriff's Department enter into an annual agreement, which establishes a deployment schedule and includes any additional dedicated sworn positions. In addition, Public Safety personnel allocates overtime hours to supplement the patrol deployment. Tonight's presentation will provide a comprehensive analysis of this deployment.

H:\MANAGEMENT\WP\COUNCIL REPORTS\COMPREHENSIVE LA CO. SHERIFF'S DEPLOYMENT ANALYSIS RPT 2.18.20.DOCX

FEBRUARY 18, 2020

ORDINANCE NO. 1125

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PARAMOUNT
ADDING ARTICLE IX TO CHAPTER 30 OF THE PARAMOUNT MUNICIPAL
CODE ESTABLISHING CITYWIDE PARK AND RECREATION
REGULATIONS”

MOTION IN ORDER:

READ BY TITLE ONLY AND INTRODUCE ORDINANCE NO. 1125, ADDING
ARTICLE IX TO CHAPTER 30 OF THE PARAMOUNT MUNICIPAL CODE
ESTABLISHING CITYWIDE PARK AND RECREATION REGULATIONS AND
PLACE IT ON THE NEXT AGENDA FOR ADOPTION.

MOTION:

MOVED BY: _____

SECONDED BY: _____

[] APPROVED

[] DENIED

ROLL CALL VOTE:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____



To: Honorable City Council
From: John Moreno, City Manager
By: David Johnson, Community Services & Recreation Director
Date: February 18, 2020

Subject: PROPOSED COMPREHENSIVE PARK ORDINANCE NO. 1125

Virtually all cities have ordinances in place which establish comprehensive regulations for public use of city parks and recreational facilities. These regulations serve to preserve the integrity of these parks and facilities for the enjoyment by the community residents. The City of Paramount's Municipal Code covers a myriad of areas to maintain order within the City but very few apply to the City's parks.

The City of Paramount's current code structure has various references to allow/disallow activity at City parks throughout the Municipal Code, but not a specific and comprehensive code section dedicated to park policies. Currently, the following policies are identified in the City's Municipal Code as they relate to parks:

1. Section 3-1 – Prohibition of public drunkenness at City parks.
2. Section 3-3 – Prohibition on the possession, sale, consumption, purchase or transport of alcohol at City parks and facilities except for exempt areas/events.
3. Section 5-16 – Prohibition of dogs in City parks, playgrounds, and recreation areas unless part of an organized pet show, animal training class or other city sponsored event.
4. Section 30-4.1 – Prohibition of glass beverage containers at City parks or PUSD athletic field permitted by the City.
5. Section 30-23 – Prohibition on the possession of obscene and indecent materials at a City parks.
6. Section 36-2.1 – Prohibition on vending, peddling, and/or soliciting on City parks except for political, charitable, or religious purposes.
7. Section 30-27.1 – Limiting park hours to 6 a.m. to 8 p.m.
8. Section 29-37 through 29-46 – Establishing hours of operation and rules for use of the skate park at Village Park.

Over the years, the Community Services and Recreation Department has produced rules for the parks in order to protect the park facilities as well as to maintain a safe and respectful environment for park users. Enforcement for Public Safety and Recreation staff, however, has been challenging given a lack of published codes. Therefore, after

conducting research on park codes used by our neighboring local cities and considering the needs of our parks and in coordination with the City Attorney and the Public Safety Department, we are recommending a comprehensive park ordinance to the City's Municipal Code.

Ordinance No. 1125

Attached is proposed Ordinance 1125 amending the City's Municipal Code adding Article IX to Chapter 30 that provides comprehensive park regulations to govern behavior and activity at all City parks and facilities. This new park regulation chapter in the City's Municipal Code provides the following provisions and restrictions with regards to City parks and facilities:

General Provisions:

1. Identifies and includes all existing park spaces and other real property, owned or leased or permitted by the City as covered by this ordinance
2. Identifies that signage will be placed at all parks to identify basic park rules
3. Identifies the Los Angeles County Sheriff's Department as having the authority to enforce the provisions of these park regulations
4. Establishes penalties for park violations

Prohibited on City Parks and Facilities:

1. Removal of or damage to park property
2. Vehicle use outside of designated park roadways, parking of vehicles after hours, maintenance of vehicles, and carrying of commercial items
3. Recreational or camping vehicles
4. Large commercial vehicles or semi-trailers
5. Sound or advertising vehicles
6. Camping
7. Littering or dumping
8. Possession or consumption of alcoholic beverages or narcotics and dangerous drugs
9. Solicitation or advertisement of any sale of goods, wares, merchandise or services unless certain provisions are met
10. Golfing
11. Amplified sound in parks with certain exceptions
12. Throwing of projectiles at vehicles or personal property
13. Possession and/or discharge of a firearm, firecrackers, fireworks, rockets, or slingshot
14. Disturbance of the peace
15. Gambling
16. Intoxication
17. Washing of clothes, bathing, swimming unless specifically permitted
18. Fighting
19. Circuses, carnival rides, game trucks unless part of a City event
20. Use of portable barbeque other than those provided by the City

21. Open fires
22. Kite flying/models planes, boats or drones
23. Inflatable devices without permit
24. Motorized bikes, scooters, or other motorized 2-wheel devices
25. Smoking or other tobacco products unless in a designated area
26. Public intoxication
27. Defecation or urination in public except in appropriate public facilities
28. Photos or video shoots unless with a permitted facility use or with a special use permit
29. Portable generators without a permit
30. Nude activity
31. Obscene materials
32. Use of glass beverage containers
33. Roping of areas for private use unless with a permit
34. Car shows, auto shows or private car club events unless part of a City event
35. Group picnic activities during weekday park hours
36. Reservation of any park space during weekday park hours

Specific Restrictions:

1. Identifies park hours to be posted on park signage and identifies such usage without authorization as a violation of this section of the Municipal Code
2. Provides restrictions on animals in City parks and facilities:
 - a. No release onto parks or facilities
 - b. Identifies parks where dogs are allowed under certain restrictions:
 - Dills Park, All-American Park, Spane Park, Progress Park, and Paramount Park
 - Dogs must be licensed/vaccinated with visible license
 - Securely leashed
 - Dangerous or vicious dogs prohibited
 - Clean up and proper disposal of any dog waste
 - 2 dogs maximum per person
3. Alcohol – Identifies that the City Council establishes a facility use policy that sets forth rules regarding the rental or use at all recreation facilities to include alcohol usage
4. Granting or denial of a permit shall be subject to certain restrictions and shall have an appeal process
5. Special event permits are required for exclusive or semi-exclusive use for a community or special event
6. Expressive activity is regulated by time, place and manner while protecting rights of free speech and assembly
7. Concession usage requirements
8. Park picnic space is limited to gazebo areas only on parks with such equipment and limits usage of portable tent structures by number, size, and openness at parks without gazebo structures.

The introduction and application of these park regulations will assist both Recreation and Public Safety staff in maintaining a standard of conduct at City parks and facilities that provides a safe and respectful environment for all park users. Specifically for Public Safety, the Sheriff's Department will have the ability to cite park users that fail to comply with park regulations.

RECOMMENDED ACTION

It is recommended that the City Council read by title only and introduce Ordinance No. 1125, adding Article IX to Chapter 30 of the Paramount Municipal code establishing citywide park and recreation regulations and place it on the next agenda for adoption.

CITY OF PARAMOUNT
LOS ANGELES COUNTY, CALIFORNIA

ORDINANCE NO. 1125

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
PARAMOUNT ADDING ARTICLE IX TO CHAPTER 30 OF THE
PARAMOUNT MUNICIPAL CODE ESTABLISHING CITYWIDE PARK
AND RECREATION REGULATIONS

RECITALS

WHEREAS, The City Council finds that the City's parks and recreational facilities are primarily intended for recreational and/or open space uses. The foregoing notwithstanding, the City Council finds that the public welfare and convenience are necessary to establish reasonable time, place and manner regulations in order for its citizenry to enjoy the City's parks and recreation facilities; and

WHEREAS, the City Council finds that, unless properly regulated, public use of the City's parks and recreation facilities poses a unique risk to the health, safety, and welfare of the public, including, but not limited to, impacts to traffic, park patron safety, mobility, unsanitary conditions, and risks to children.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PARAMOUNT,
DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. The Recitals set forth hereinabove are true and correct and incorporated herein by reference as if fully set forth herein.

SECTION 2. Article IX of Chapter 30 of the Paramount Municipal Code is added to read as follows:

Article IX. Parks and Recreation.

Division 1. Generally.

Sec. 30-70. Short title.

This Article shall be known as and may be cited as the "City of Paramount Parks and Recreation Regulations."

Sec. 30-71. Definitions.

The following words, terms and phrases, when used in this Article, shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning:

Alcoholic beverage. Means alcohol, spirits, liquor, wine, beer and every liquid containing one-half of one percent or more of alcohol by volume, and which is fit for beverage purposes either alone or when diluted, mixed or combined with other substances.

Amplified sound. Means music, sound wave, vibration, or speech projected or transmitted by electronic equipment, including amplifiers.

Authorized city employee. Means any following persons acting within the course and scope of their employment:

1. Any Los Angeles County Deputy Sheriff;
2. Any City Code Enforcement Officer or Community Service Officer;
3. Any employee of the Paramount Community Services and Recreation Department who is designated as an "authorized city employee" by the Director;
4. Any other employee of the City of Paramount who is designated as an "authorized city employee" by the City Manager.

Auto Show or Car Show or Car Club. Means any advertised or non-advertised event, whether private or public, for the exhibition of automobiles and/or automobile designs.

City. Means the City of Paramount.

Director. Means the Community Services and Recreation Director, or other person authorized by him/her pursuant to law to act in his/her stead.

Emergency. Means a state of proximate danger to life or property in which time is of the essence.

Fire department. Means the County of Los Angeles fire department.

Motor vehicle. Means any multiwheeled, treaded, or sled-type vehicle that is propelled by a motor engine, including any vehicle commonly known as a motorized recreation vehicle.

Narcotics and dangerous drugs. Mean those narcotics and drugs listed or defined in the California Health and Safety Code as now or hereafter amended.

Park or recreational facility or parks or recreational facilities. Means any City-owned real property, building, structure or improvement designed and primarily intended for activities such as music, drama, dance, art, handicraft, science, literature, nature study, nature contacting, aquatic sports, athletics and the like, or any of them, and/or any informal play incorporating any such activities. "Parks or recreational facilities" generally include, but are not necessarily limited to playgrounds, sports fields, sports courts, recreation buildings, green spaces and other similar venues. City-owned real property

that is leased by the City to a third party shall be excluded from the definition for "park or recreational facility" unless the terms of the lease expressly provides for such use. For purposes of this Article, the terms "Park or recreational facility, or parks or recreational facilities are used interchangeably. The following City-owned venues are deemed to fall within the definition of "parks or recreational facilities" as set forth herein:

1. Paramount Park;
2. Progress Park;
3. All-American Park;
4. Spane Park;
5. Dills Park;
6. Salud Park;
7. Garfield Park;
8. Village Park;
9. Meadows Park;
10. Carosmith Park;
11. Pequeno Park;
12. City Orange Splash Pad;
13. Any other real property, either currently existing or existing in the future, that satisfies the definition, including any real property owned by the City, leased or permitted to be used by the City from a third party or Paramount Unified School District, or maintained by the City by agreement; including, but not limited to the, City Pocket Parks, Civic Center, Orange/Cortland Gardens and the City Hay Tree.

Person. Means any natural person, individual, firm, association, organization, general partnership, limited partnership, corporation, limited liability company, limited liability partnership, business trust, living trust, joint venture, the federal government of the United States, the state of California, the County of Los Angeles or any other public agency.

Smoking. Means the carrying or holding of a lighted pipe, cigar or cigarette of any kind, or any other lighted smoking equipment or the lighting of or the emitting or inhaling of smoke of a pipe, cigar or cigarette of any kind. The use of any electronic smoking device and/or vapor pen that emits a vapor or aerosol will also be considered smoking.

Sec. 30-72. Facilities under Director's control designated; enforcement authority.

The Director is vested with authority over and control of all parks and recreational facilities owned, leased, controlled, constructed or maintained by a lessee or private fee owner in any park or recreational facility for causing to be corrected any condition which violates, or which would tend to cause or contribute to any violation of the purpose and provisions of this Article.

Sec. 30-73. Signs; placement and maintenance authority; obedience required.

The Director may place and maintain, or cause to be placed and maintained, such signs, notices, signals, or control devices as the Director deems necessary to carry out the provisions of this Article, or to ensure public safety and orderly and efficient use of any park. A person shall not willfully fail to obey any sign, notice, signal or control device placed or erected pursuant to this Section.

Sec. 30-74. Compliance with Article provisions; ejection of violators.

Permission to be within the limits of any park, or to use any facilities, is conditioned on the person(s) present in the park or recreational facility complying with all applicable provisions of this Article or any other applicable laws, ordinances, rules and regulations. A violation of any provision of this Article or of any order, rule or regulation authorized by this Article, or of any other applicable law, ordinance, rule or regulation shall result in the person so violating being trespasser ab initio, and a Los Angeles County Deputy Sheriff is authorized to eject any such person(s) from a park or recreational facility.

Sec. 30-75. Enforcement authority.

Except as specifically provided in this Article, the Director or authorized city employee, as defined hereinabove, shall enforce the provisions of this Article.

Sec. 30-76. Liability limitations.

A person exercising any of the privileges authorized by this Article does so at his/her own risk without liability on the part of the City, its officers, employees and agents, for death or injury to persons or damage to property resulting therefrom.

Secs. 30-77 – 30-79. Reserved.

Division 2. Park Rules and Regulations.

Sec. 30-80. Applicability of division.

The rules and regulations set out in this division apply to all parks and recreational facilities within the City except as otherwise expressly stated.

Sec. 30-81. Hours of operation.

A person shall not enter, be or remain in any park or recreational facility except as may be expressly permitted as follows:

- (a) Unless an authorized city employee is present and on duty, no person, other than an authorized city employee, may enter upon, remain in, occupy, or visit any park or recreational facility outside of the posted hours as set forth in subsection (3)

below, or such alternative hours of operation as may be posted by the City. Any person who remains in, occupies or visits a park or recreational facility in violation of this subsection shall be guilty of an infraction.

- (b) No person may remain on the premises of any park or recreational facility when asked to leave by an authorized city employee. Any person who remains on, or refuses to depart from, the premises of any park or recreational facility in violation of this subsection shall be guilty of a misdemeanor.
- (c) Hours of operation. The Director shall post the hours of operation in one or more conspicuous locations at each park or recreational facility.

Sec. 30-82. Park property and vegetation; damaging or removing prohibited; exception.

A person, other than an authorized city employee in the performance of his/her duties, shall not:

- (a) Dig, remove, destroy, injure, mutilate or cut any tree, plant, shrub, grass, fruit or flower, or any portion thereof, growing in a park, or fasten any bill or advertisement on any tree in a park;
- (b) Remove any wood, turf, grass, soil, rock, sand or gravel from any park; and
- (c) Cut, break, injure, deface or disturb any rock, building, cage, pen, monument, sign, fence, bench, structure, apparatus, equipment or property in a park or any portion thereof; or mark or place thereon, or on any portion thereof, any mark, writing or printing; or attach thereto any sign, card, display or other similar device.

Sec. 30-83. Vehicle use in a park.

- (a) No person shall ride, drive or propel any vehicle within any park or recreational facility, except upon the roads, driveways and highways provided and designated by the Director for such use, and must ride, drive or propel such vehicle in a careful manner, at lawful rate of speed, and in accordance with the rules and regulations made by the Director.
- (b) No person shall park any automobile or other vehicle on any lawn, vegetation or planted section in any park or recreational facility or in any pedestrian lane therein, or any other place where the rules and regulations of the Director prohibit vehicular parking. All vehicles must be parked so as not to obstruct the flow of traffic.
- (c) No person shall wash, polish, grease or repair any automobile or other vehicle in any park or recreational facility, or any part thereof, except insofar as repairs may be necessary for the immediate removal of any damaged or disabled automobile or other vehicle from such park or recreational facility.

- (d) No person shall stop or park any vehicle at any place within the boundaries of any park or recreational facility after the hours of operation except when participating in an event authorized by the Director, and then only when such person stops or parks the vehicle at an area specifically designed for such stopping or parking in connection with the authorized event.
- (e) No vehicle carrying, or used in carrying goods, wares, merchandise, manure, soil, building material or other article or thing of commerce or trade, shall enter or upon any park or recreational facility without prior authorization of the Director. Transportation of garbage into, upon or within any park or recreational facility is unlawful and prohibited.

Sec. 30-84. Recreational and other camping vehicles.

A person shall not bring a recreational or other camping vehicle into any park or recreational facility except when authorized by the Director for firefighting or other public emergencies. For purposes of this Section, the following definitions apply:

- (a) A recreational vehicle shall mean any motor vehicle, motor home, travel trailer, camper, tent trailer, camping trailer, boat trailer, van conversion, "pop up" van, and similar vehicles, including but not limited to vehicles registered as house cars, designed and used for human habitation.
- (b) Camping Vehicle shall mean the use of a vehicle for living, sleeping, occupation, habitation or other use as temporary or permanent shelter or quarters.

Sec. 30-85. Large commercial vehicles and semi-trailers.

A person shall not bring any large commercial vehicle, or semi-trailer into any park or recreational facility. For purposes of this Section, a large commercial vehicle is shall mean any vehicle painted, configured, or designed for primary use in a commercial profession or trade and having an unladen weight of 6,000 pounds or greater, or any vehicle more than 19-feet in length or 7-feet in width or 7-feet in height.

Sec. 30-86. Sound or advertising vehicles.

A person shall not bring any sound or advertising vehicle into any park or recreational facility. For purposes of this Section, a sound or advertising vehicle is defined under Chapter 37, Section 37-1 of the Paramount Municipal Code,

Sec. 30-87. Camping in parks or recreational facilities.

Camping on or within any park or recreational facility is unlawful and prohibited.

Sec. 30-88. Animals.

- (a) It is unlawful for any person to bring, have, allow, suffer, or free any animal within any park and recreation facility, including, but not limited to, any dog, cat, horse, fowl, bovine or other domestic animal, or any reptile or other wild animal; except for service dogs, dogs permitted under subsection 2 herein, or where animals are participating in City sponsored events.
- (b) Dogs shall be permitted in Dills Park, All-American Park, Spane Park, Progress Park and Paramount Park except in those designated areas that have signs posted which prohibit dogs in that specific area. All persons responsible for dogs shall comply with the following special rules:
 - (1) Dogs shall be currently licensed and vaccinated with a license visibly attached.
 - (2) Dogs shall always be on a secure leash of not more than six feet (6') long and held continuously in the hands of a responsible person capable of controlling the dog.
 - (3) All persons responsible for dogs must always keep their dogs under visual and voice control.
 - (4) Dangerous or vicious dogs are prohibited. A " Dangerous or vicious dog" is any dog which bites or attempts to bite any human or animal without provocation, or which has a disposition or propensity to attack, bite or menace any human or animal without provocation and endangers the health and safety of any person. Persons responsible for such dogs are legally responsible for any injury caused by their dog(s). Dogs in heat or less than four months of age are prohibited.
 - (5) All persons responsible for dogs shall clean up after their dogs and deposit waste in a trash receptacle.
 - (6) All persons responsible for dogs are responsible for the behavior of their pet. The City shall not be responsible for injury or illness to dogs or their owners.
 - (7) All persons responsible for dogs are requested to monitor and self-police the dog area.
 - (8) The number of dogs with any person shall not exceed two (2) per person.
 - (9) Failure to comply with posted rules may result in citation, expulsion from the park or recreational facility, or may cause the animal to be impounded.

- (c) It shall be unlawful for any person to disobey or violate the special rules relating to dogs in the parks identified in subsection 2 hereinabove. Signs shall be posted at each entrance to the permitted parks providing all persons using the park with reasonable notice of the special rules and further providing notice that any person failing to do so shall be subject to those penalties in subsection 2(i) above.

Sec. 30-89. Trash, Littering and Dumping.

- (a) No person shall throw, place, cast, deposit, dump or cause to be thrown, placed, cast deposited or dumped, any furniture, ashes, refuse, offal, vegetables, garbage, glass, crockery, dross, cinders, shells, straw, shavings, paper, scraps, dirt, dead animal, dead fish, dead fowl, dead bird or dead reptile, bones, tin cans or like matter, empty box, carton, waste paper, remains of food, newspaper, filth or rubbish of any kind on the grounds, streets, sidewalks, or landscaping in any park or recreational facility.
- (b) No person shall dump or deposit any waste matter in any park or recreation facility container except waste matter created as a result of a park or recreational facility activity.
- (c) No person shall place, pile, deposit or leave any building material or any article or thing whatsoever upon any park or recreational facility without first having obtained a permit from the City.

Sec. 30-90. Alcoholic beverage/narcotics and dangerous drugs possession and/or consumption.

The possession and/or consumption of alcoholic beverages or narcotics and dangerous drugs by any person is unlawful in any park or recreational facility.

Sec. 30-91. Park and facilities use policy—Alcohol.

In the interest of safeguarding and/or furthering the public health, safety and welfare, the City Council may establish a facility use policy for the use of any or all parks or recreational facilities in the City, including City sponsored events at the parks or recreational facilities. The facilities use policy shall, among other things, set forth rules regulating the rental or use of any or all recreational facilities, the time and manner of application for such use, the charges to be paid for such use and other similar administrative matters. The facilities use policy shall be established, and may from time to time be amended, by City Council resolution.

Sec. 30-92. Soliciting for or selling merchandise; restrictions.

A person shall not solicit, or advertise in any manner or for any purpose, or sell or offer for sale any goods, wares, merchandise or services on any park or recreational facility therein except:

- (a) Pursuant to a concession or other agreement authorized by the Director.
- (b) A sports team which is a member of a regular sports league as determined by the Director.
- (c) Pursuant to permission granted by the City Council, if the acts permitted will not in any way detract from the use of the park or recreational facility by the public and if the proceeds are used for charitable purpose and the City Council so finds.
- (d) When found by the Director to be consistent with the policies of the department or to promote the programs of the department, under conditions prescribed by him/her.
- (e) A sidewalk vendor who is otherwise in compliance with the provisions of Article 36 of the Paramount Municipal Code. (Sidewalk Vending Program).

Sec. 30-93. Golf.

No person shall play or practice golf (including, but not limited to, driving, chipping or putting a standard or simulated golf ball), except in a golf course, and/or driving range.

Sec. 30-94. Amplified sound in parks.

- (a) Purpose. The City Council enacts this Section for the sole purpose of securing and promoting the public health, comfort, safety, and welfare of its citizenry. While recognizing that certain uses of sound amplifying equipment are protected by constitutional rights of free speech and assembly, the Council nevertheless feels obligated to reasonably regulate the use of sound amplifying equipment in order to protect the correlative constitutional rights of the citizens of this community to privacy and freedom from the public nuisance of loud and unnecessary sound.
- (b) Permit Required for Amplifiers. It is unlawful for any person to install, use, or operate within a park or recreational facility a loudspeaker or any sound amplifying equipment for the purposes of giving instructions, directions, talks, addresses, or lectures, or of transmitting music to any persons or groups of persons in any park or recreational facility, or in the vicinity of such park or recreational facility, except when installed, used, or operated in compliance with one of the following provisions:

- (1) By authorized law enforcement or the Director; or
 - (2) Under a reservation or permit issued by the Director, and when operated in accordance with terms of such reservation or permit.
- (c) Granting or Denial of Permit.
 - (1) In determining whether to grant or deny a permit, the Director shall be guided by the following considerations:
 - a. The constitutional free speech and assembly rights of all persons, including the applicant.
 - b. The possible effects upon the peaceable passage or presence of persons in the park or recreational facility.
 - c. The potential for disorder or unlawful injury to persons or property.
 - d. The potential invasion of other persons' rights of privacy.
 - e. The possible unlawful breach or disturbance of the peace.
 - f. Any actual conflict with other scheduled park uses or events.
 - (2) The Director shall not deny a permit on the basis of any dislike for or disagreement with the content of any proposed talks, addresses, lectures, or musical presentations. The Director may, however, deny a permit for any such events which are designed for advocating imminent lawless conduct.
 - (3) Any person denied a permit may immediately file written appeal with the city clerk. When such written notice of appeal is received, the city clerk shall thereupon forward the appeal to the city council at its next regular meeting, or to a designated agent of the City Council empowered to call a special meeting, at which time the applicant and concerned agencies may present evidence. The City Council action, after such hearing, shall be conclusive and final.
- (d) Power Source for Amplifiers. Amplifiers permitted in parks, as authorized under Subsection B. hereinabove, shall be operated only through a power source as required by the Director.

Sec. 30-95. Other prohibited activities.

The following activities are also unlawful and prohibited within all parks or recreational facilities as defined in this Article:

- (a) To throw upon, along or across any public highway, street, roadway or driveway any missile capable of causing personal injury or damage to personal property, or to throw such missile at or toward, or in the vicinity of any vehicle standing or moving along, upon or across any section, highway, street, roadway or driveway;
- (b) To take or otherwise transport, or have in possession therein, or to fire or discharge therein, any firearm, firecracker, rocket, torpedo, fireworks, gun or slingshot;
- (c) To disturb the peace or quiet therein by any undue loud or unusual noise, or by tooting, blowing or sounding any automobile siren, horn or signal, or any noisemaking device, or any tumultuous conduct, to use any vulgar, profane or obscene language therein, or to interfere with a permitted use of designated picnic areas;
- (d) Gambling, unless authorized by the Director for permitted events conducted by local service clubs and non-profit organizations;
- (e) Public Intoxication as prohibited under Section 3.1 of the Paramount Municipal Code;
- (f) Washing of clothes, dishes, bathing or swimming unless specifically permitted;
- (g) Fight or challenge another person to fight;
- (h) Circuses, carnival rides, game trucks or other similar entertainment unless part of a City sponsored event;
- (i) To cook or prepare food using a portable barbeque (BBQ) device, other than those BBQ's provided by the City. No additional BBQ's are permitted to be brought into any park area;
- (j) To create, start, or use an open fire;
- (k) To engage in kite flying or to operate model airplanes, boats or drones except in areas designated for such use by the Director, and subject to all rules and regulations contained in such written permission;
- (l) To set up, possess, use, or operate a moon bounce, or similar inflatable devices, without a City permit;
- (m) To use or operate any motorized bike, scooter, or other motorized two-wheel device;

- (n) Smoking or the use of tobacco products is unlawful and prohibited within or on any park or recreational facility except that tobacco products may be smoked in outside areas designated by the Director for and during certain special events. This prohibition encompasses the entire campus of City park and recreational facilities including, but not limited to, outdoor and indoor areas, playgrounds, gazebos, parking lots, walkways, and easements;
- (o) Public urination or defecation other than in a public facility designated for such use;
- (p) Photo or video shoots except upon issuance of a facility use or special event permit from the City;
- (q) The use of portable generators except upon issuance of an approved jumper, moon bounce, similar inflatable permit, or any other need for power by the City;
- (r) Nude activity as prohibited under Section 30-46 of the Paramount Municipal Code;
- (s) Obscene materials as prohibited under Section 30-23 of the Paramount Municipal Code;
- (t) The use of glass beverage containers as prohibited under Section 30-4.1 of the Paramount Municipal Code;
- (u) No roping off areas to reserve for private use (no cones, tape, flags) except upon issuance of a facility use or special event permit from the City;
- (v) Car shows, auto shows or private car club events unless part of a City sponsored event;
- (w) Group picnic activities on or within parks are restricted to weekends and holidays. Group picnic activities are prohibited during weekday park hours and no person may reserve any park space during weekday park hours unless expressly allowed under this Article.

Sec. 30-96. Permit for community events or special events.

Any person who desires the exclusive or semi-exclusive use of all or any portion of a park or recreational facility for the conduct of a community event or special event must apply for a permit authorizing such use. The facilities use policy, or other regulatory ordinance shall set forth and/or identify (A) those parks and/or recreational facilities which may be eligible for such use or the portion of any such parks or recreational facilities which may be eligible for such use; (B) the duration of such use; (C) the

procedures for applying for a permit; (D) the requisite criteria for granting a permit; and (E) such other terms, conditions and responsibilities as may be reasonably be imposed upon any person seeking the exclusive or semi-exclusive use of an eligible park or recreational facility or eligible portion thereof.

Sec. 30-97. Expressive activity.

- (a) Purpose. The City Council respects and upholds the right of the public to use the City's public parks for expressive activity. While recognizing the that political activity is protected by constitutional rights of free speech and assembly, the Council nevertheless feels obligated to reasonably regulate the time, place and manner of such expressive activity in order to protect the rights of members of the community who are also enjoying the use of the City's public parks and recreational facilities and especially when members of the community are attending special City park events.
- (b) Candidates seeking office are free to set up a campaign table at any of the City's parks with election signage during the hours a park is open; provided, however, that the candidate shall be required to have someone present during all times the campaign table is on the park and must not be left unattended. The campaign table is the only location where candidates may place signage. Candidates can also distribute campaign literature to other members of the community who are enjoying the use of the City's public parks or recreational facilities without unduly interfering with the right of park-goers to enjoy the parks or recreational facilities.
- (c) At City events or co-sponsored events, the City will designate an area where a candidate's campaign table can be freely set up. The campaign table is the only location where a candidate may place signage. All other space in the park will be designated and utilized as event space for the City or co-sponsored special event. Candidates can also distribute campaign literature on the park during the special event but must be done peacefully and not unduly infringe on the community members rights to enjoy the special event.

Sec. 30-98. Special regulations for certain City parks.

The City Council finds that a number of City Parks have limited or no reservable areas for persons and therefore the following additional rules apply at all times in addition to the general regulations in this Article:

- (a) Paramount Park. Has reservable gazebo areas. Any picnic setups outside of the designated gazebo areas is prohibited. Gazebo rentals at this park are limited to a maximum of 25 persons per party. Any party in excess of 25 persons shall require a special event permit from the Director.

- (b) Progress Park. Has two (2) reservable areas (not gazebo). Any picnic setups outside of the designated reservable areas is prohibited. Reservable areas at this park are limited to a maximum of 25 persons per party. Any party in excess of 25 persons shall require a special event permit from the Director.
- (c) All-American Park. Has one (1) reservable area. Persons are authorized to set up booths outside this area and open on three (3) sides. The size and number of the booths shall be regulated by the Director prior to use. Booths are prohibited unless open on three (3) sides and viewable. Only (2) 10 ft. x 10 ft booths per party are allowed within this area with a maximum of 3 parties per allowed day of use at this park.
- (d) Spane Park. Has no reservable areas. Persons are authorized to set up booths within this Park and open on three (3) sides. The size of the booths shall be regulated by the Director prior to use. Booths are prohibited unless open on three (3) sides and viewable. Only (2) 10 ft. x 10 ft. booths per party are allowed within this area with a maximum number of 25 persons per party, and a maximum of 2 parties per allowed day of use at this park. Any requested use in excess of these stated limitations shall require a special event permit from the Director.
- (e) Dills Park. Has one (1) reservable area. Any picnic setups outside of the designated reservable area is prohibited.
- (f) Salud Park. Has no reservable areas. Any picnic setups are prohibited.
- (g) Garfield Park. Has no reservable areas. Any picnic setups are prohibited.
- (h) Village Park. Has no reservable areas. Any picnic setups are prohibited.
- (i) Meadows Park. Has two (2) reservable gazebo areas. Any picnic setups outside of the designated gazebo areas are prohibited.
- (j) Carosmith Park. Has no reservable areas. Any picnic setups are prohibited.
- (k) Pequeno Park. Has no reservable areas. Any picnic setups are prohibited.

Any areas which are authorized for a person to set up either booths or tents are prohibited from locating or placing such booths or tents in any athletic field space. For purposes of this Section 30-98, a booth is defined as any portable structure consisting of metal or plastic legs and a canopy top.

Sec. 30-99. Emergency exclusion of public and safety precautions.

In an emergency or when the Director, the police chief, the fire chief, or their designee shall determine that the public interest, or public health, or public morals, or public safety demands such action, any park and recreation facility or any part or portion

thereof, may be closed against the public and all persons may be excluded therefrom until such emergency or other reason upon which such determination of the director of parks and recreation is based has ceased, and upon the cessation thereof the park and recreation facility, trail, grounds or recreation center or part or portion thereof so closed shall again be reopened to the public by the Director.

Sec. 30-100. Penalty for violation.

- (a) It is unlawful for any person to violate any provision or fail to comply with any mandatory requirement of this Article. Except as otherwise provided in subsection (b) of this Section, any person violating any provision, or failing to comply with any mandatory requirement of this Article is guilty of an infraction, and upon conviction shall be punished by a fine as established by Government Code Section 36900 then in effect.
- (b) Notwithstanding any provision to the contrary, any person committing any act made unlawful pursuant to subsection (a) of this Section shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than one thousand (\$1,000.00) dollars and/or imprisonment of not more than six (6) months, if any of the following circumstances exists:
 - (1) The violation was committed willfully or with knowledge of its illegality;
 - (2) The violator does not cease or otherwise abate the violation after receiving notice of such violation;
 - (3) The violator has previously been convicted of violating the same provision of this Article within two years of the currently charged violation. For this purpose, a bail forfeiture is a conviction of the offense charged.; or
 - (4) The provision violated specifies that such violation shall be a misdemeanor.
- (c) In addition to all other legal remedies which may be pursued by the City to address any violations of this Article, any person violating any provision of this Article may be issued an administrative citation as provided in Article II of the Paramount Municipal Code.
- (d) Each person violating any provision or failing to comply with the mandatory requirements of this Article shall be deemed guilty of a separate offense for each day during any portion of which any violation of any provision of this Article is committed, continued or permitted by such person, firm or corporation, and shall be punishable as provided in this Section.

Secs. 30-101 – 30-110. Reserved.

SECTION 3. To the extent any provision(s) of the Paramount Municipal Code are in conflict with or are duplicative of the provisions of this Article, such provisions are hereby repealed unless specifically referenced herein.

SECTION 4. The City Council finds the approval of this ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly. Alternatively, the City Council finds the approval of this ordinance is not a project under CEQA Regulation Section 15061(b)(3) because it has no potential for causing a significant effect on the environment.

SECTION 5. Severability. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance, and each section, subsection, sentence, clause or phrase hereof, irrespective of the fact that any one (1) or more sections, subsections, sentences, clauses or phrases be declared, invalid or unconstitutional.

SECTION 6. Effective Date. This Ordinance shall take effect thirty days after the date of its adoption. This Ordinance shall be certified as to its adoption by the City Clerk and shall be published once in the Paramount Journal within 15 days after its adoption together with the names and members of the City Council voting for and against the Ordinance.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Paramount this 17th day of March 2020.

Tom Hansen, Mayor

ATTEST

Heidi Luce, City Clerk

FEBRUARY 18, 2020

RESOLUTION NO. 20:002

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PARAMOUNT, APPROVING AND ADOPTING THE FISCAL YEAR (FY) 2020 MIDYEAR MUNICIPAL OPERATING AND CAPITAL IMPROVEMENT BUDGET AND AUTHORIZING THE CITY MANAGER TO ADMINISTER SAID BUDGET AND MAKE SUCH CHANGES AS MAY BE NECESSARY DURING THE FISCAL YEAR TO MAINTAIN STANDARDS AND LEVELS OF SERVICES AND ACHIEVE THE INTENT OF THE CITY COUNCIL IN PROVIDING MUNICIPAL SERVICES FOR FY 2020”

MOTION IN ORDER:

READ BY TITLE ONLY AND ADOPT RESOLUTION NO. 20:002.

MOTION:

MOVED BY: _____

SECONDED BY: _____

[] APPROVED

[] DENIED

ROLL CALL VOTE:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____



To: Honorable City Council
From: John Moreno, City Manager
By: Karina Liu, Finance Director
 Clyde Alexander, Assistant Finance Director
Date: February 18, 2020

Subject: RESOLUTION NO. 20:002 – APPROVING FY 2020 MIDYEAR BUDGET

We are pleased to present to you our FY 2020 Midyear Budget. Every year we evaluate the budget at the midyear mark to see how we are doing relative to our Approved Budget projections. A more detailed oral presentation of midyear changes will be presented at the City Council meeting.

Citywide Financial Information

As our local economy remains steady during this fiscal year, we continue to face financial challenges produced by the elimination of redevelopment in 2012, which continues to significantly impact our budget. In order to keep our programs and services intact, funds that were previously saved up over the years were used in the current fiscal year in order to balance the General Fund budget. Though we are not proposing to pull from the General Fund Reserve at this time, we are using \$323,000 from the Capital Improvement Project Reserve (CIP Reserve) to balance the budget.

As of midyear, we project that, across all funds, we will generate approximately \$58.02 million in revenues/other sources and expend about \$60.12 million. This includes the General Fund, Restricted Funds and the Water Utility Fund.

The following table summarizes the operations of the City:

	General Fund	Restricted Funds	Water Fund	Total All Funds
Beginning Fund Balance – 7/1/19	\$ 12,833,450	\$ 11,509,250	\$ 5,392,100	\$ 29,734,800
Revenues/Other Sources	\$ 27,917,000	\$ 14,176,100	\$ 15,928,200	\$ 58,021,300
Expenditures				
Operations	\$ 27,560,300	\$ 8,043,000	\$ 9,277,800	\$ 44,881,100
CIPs	352,050	7,214,400	7,672,350	15,238,800
Total Expenditures	<u>\$ 27,912,350</u>	<u>\$ 15,257,400</u>	<u>\$ 16,950,150</u>	<u>\$ 60,119,900</u>
Current Year's Surplus/(Deficit)	\$ 4,650	(\$ 1,081,300)	\$ (1,021,950)	(\$ 2,098,600)
Ending Fund Balance – 6/30/20	<u>\$ 12,838,100</u>	<u>\$ 10,427,950</u>	<u>\$ 4,370,150</u>	<u>\$ 27,636,200</u>

General Fund

In June, we presented a balanced budget by using various funding sources that were saved up over the years, including \$680,500 Capital Improvement Program Reserve (CIP Reserve), \$132,300 Equipment Replacement Fund (ERF), and \$210,150 Pension Reserve. At Midyear, we are very happy to report that we are forecasting a better revenue projection by \$1,059,600. The increases in revenue were related to an additional \$552,300 in Motor Vehicle License Fees (MVLFF), \$365,000 in sales tax, and other categories. On the expenditure side, a number of items have been added which offset some of the revenue growth. The expenditure increases include unexpected repairs and other necessary programs and services that various departments are proposing at this time. Even after the expenditure adjustments, we are able to eliminate the use of ERF and Pension reserves. As a result, only \$323,000 of CIP Reserve was used to balance the budget at Midyear.

Below is a highlight of the Midyear adjustments:

Description	Cost
General Fund (GF)	
Increase in Comprehensive Study 1982 vs. 2018 (carryover)	\$ 10,000
Increase in Vision-Mission-Values (carryover)	\$ 10,000
Addition of City Clerk consultant	\$ 30,000
Increase in election cost	\$ 51,150
Addition of TBWB consultant	\$ 41,000
Addition of HR information software	\$ 15,000
Addition of collective bargaining and personnel relations services	\$ 105,000
Addition of security system upgrades for the Station	\$ 15,000
Addition of relocation fee and management services for Hunsaker property	\$ 29,000
Addition of DWP consultant	\$ 11,500
Addition of Emergency Operation Procedure (EOP) update	\$ 12,600
Increase in Prop 68 consultant	\$ 18,250
Increase in other capital equipment for dairy cow statue, park signage, tables/chairs etc.	\$ 12,700
Increase in facility maintenance supplies cost due to emergency repairs	\$ 15,000
Increase in graffiti removal supplies due to high incidents of street donuts markings	\$ 20,000
Increase in facility maintenance services cost due to emergency repairs and vandalism	\$ 15,000
Increase to reflect actual cost of radar signs, and additional crosswalk signs	\$ 20,500

Description	Cost
New CIP 9078 - Spare A/C replacement	\$ 14,700
New CIP 9080 - City Hall security enhancement	\$ 74,000
CIP 9032 - City entry monument sign (change in funding)	\$ 60,000
CIP 9050 - Picnic shelter repairs (change in funding)	\$ 195,350

Restricted Funds/Capital Improvement Projects

Restricted Funds are funds we receive that are allocated for specific (“restricted”) purposes and include grants and special funding from outside sources. Consistent to what we budgeted in June, we anticipated and accounted for a budget shortfall of \$1.08 million. This is attributed to the standard practice of, from time to time, using accumulated funds from prior years to finance projects related to one-time purchases and capital improvement projects. In FY 2020, some of these projects include various capital projects using grant funds. In projects such as these, the expenditures are made in the current year when the projects are actually initiated, while revenues were recorded in prior years. For accounting purposes, this results in a deficit in the current year for these special funds.

Below is a highlight of the Midyear adjustments:

Description	Cost
Restricted Fund	
Addition of homeless services (with corresponding revenue)	\$ 80,000
Increase in taxi services for seniors	\$ 56,600
Increase in STAR expenditure (with corresponding revenue)	\$ 164,000
Addition of environmental sustainability services	\$ 25,000
Increase of solid waste consulting	\$ 33,450
Increase in CIP 9051 Paramount pool replaster (CNRA)	\$ 100,000
New CIP 9052 - Village Park security equipment (CNRA)	\$ 90,000
New CIP 9053 - Progress Plaza facility improvement (CNRA)	\$ 300,000
New CIP 9054 - Pond sculpture replacement	\$ 28,000
New CIP 9079 - City Hall A/V system	\$ 21,650
Increase in CIP 9975 - Bus stop trash cans (carryover)	\$ 42,500

Water Fund

There are a few proposed increases at Midyear including a \$940,000 increase related to the construction of the new Water Well #16. The total construction cost for the well is approximately \$7.58 million. \$6.6 million will be funded by a loan with the IBank while the rest will be paid for by the reserve. As a result, it is anticipated that the Water Fund will post a deficit of \$1.02 million.

Below is a highlight of the Midyear adjustments:

Description	Cost
Water Fund	
Addition of water service legal fee	\$ 12,000
Increase is cost of ground/purchased water	\$ 54,100
Increase in CIP 9116 for Water Well # 16	\$ 940,000

Attached for your review is the Midyear budget document.

RECOMMENDED ACTION

It is recommended that the City Council read by title only and adopt Resolution No. 20:002.

CITY OF PARAMOUNT
LOS ANGELES COUNTY, CALIFORNIA

RESOLUTION NO. 20:002

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PARAMOUNT, APPROVING AND ADOPTING THE FISCAL YEAR (FY) 2020 MIDYEAR MUNICIPAL OPERATING AND CAPITAL IMPROVEMENT BUDGET AND AUTHORIZING THE CITY MANAGER TO ADMINISTER SAID BUDGET AND MAKE SUCH CHANGES AS MAY BE NECESSARY DURING THE FISCAL YEAR TO MAINTAIN STANDARDS AND LEVELS OF SERVICES AND ACHIEVE THE INTENT OF THE CITY COUNCIL IN PROVIDING MUNICIPAL SERVICES FOR FY 2020

WHEREAS, the City Manager has prepared the Fiscal Year 2020 Midyear Municipal Operating and Capital Improvement Budget in accordance with the Paramount Municipal Code, Chapter II, Article II, Section 2-23 (h); and

WHEREAS, the City Council finds the budgeted capital improvements to be exempt from the provisions of the California Environmental Quality Act (CEQA) as Section 15301, 15302, 15303, 15304, and 15311 Categorical Exemptions: operation, repair, maintenance, or minor alteration of existing structures or facilities not expanding use; replacement or reconstruction of existing structures or facilities on the same site having the same purpose; new construction of limited small new facilities, and installation of small, new equipment and facilities; minor alterations in the condition of the land, such as grading, gardening, and landscaping that do not affect sensitive resources; and construction of minor structures accessory to existing facilities; and

WHEREAS, the City, pursuant to Federal regulations 24 CFR Part 570.301 under the Housing and Community Development Act (HCDA) of 1974, as amended, has obtained citizen comments on budgeted projects which will be undertaken using CDBG and HOME funds; and

WHEREAS, the City Council has reviewed the estimated Fiscal Year 2020 Budget, including revenues, expenditures, and fund balances as projected to the end of the fiscal year.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PARAMOUNT AS FOLLOWS:

SECTION 1. The above recitations are true and correct.

SECTION 2. The Fiscal Year 2020 Midyear Municipal Operating Budget is hereby approved and adopted as amended by the City Council and that appropriations be made, by department, in the following amounts:

<u>Department</u>	<u>Amount</u>
Council/Commissions	\$ 377,600
Community Promotion	376,550
City Attorney	330,900
City Manager/City Clerk	1,018,200
Administrative Services	1,605,550
Finance	4,000,750
Community Development	3,372,850
Public Safety	12,130,400
Community Services and Recreation	5,215,850
Public Works	<u>16,452,450</u>
 TOTAL OPERATING EXPENDITURES BY DEPT.	 <u>\$ 44,881,100</u>

SECTION 3. The above appropriations for Fiscal Year 2020 shall be expended by the following funds:

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 27,560,300
Community Development Block Grant	1,025,600
HOME Investment Partnership Act	213,350
After School Education and Safety	2,116,700
Gas Tax Fund	1,416,950
Traffic Safety Fund	115,000
AB 939 Fees	85,300
Air Quality Management District	29,450
Proposition A Transit Tax	861,650
Proposition C Transit Tax	202,750
Measure R Transit Tax	58,150
Measure M Transit Tax	64,600
Measure W Clean Water Parcel Tax	500,000
Maintenance District Funds	14,150
Art Fund	1,350
PEG Fund	5,000
General Plan Fund	428,250
Other Grants Fund:	
Measure H Homeless Tax	80,000
Park Maintenance – Dills Park	117,200
Park Maintenance – Paramount Park	22,600
State COPS	151,650
Used Oil	15,450
Justice Assistance Grant (JAG)	13,400
SB 2 Planning Grant	160,000
SB 821 Fund	40,450
SCAG Planning Grant	150,000

<u>Fund</u>	<u>Amount</u>
Municipal Water Fund	\$ 9,277,800
Equipment Replacement Fund	<u>150,000</u>
TOTAL OPERATING EXPENDITURES BY FUND	<u>\$44,881,100</u>

SECTION 4. The Fiscal Year 2020 Midyear Municipal Capital Improvement Budget is hereby approved and adopted as amended by the City Council and that appropriation be made, by project, in the following amounts:

<u>CAPITAL PROJECTS FOR FY 2020</u>	<u>Amount</u>
Well 16 Design/Construction	\$ 7,577,950
Installation of Services/Hydrants-2020	75,000
Annual Valve Replacement-2020	25,000
Garfield Avenue Widening	50,000
Rosecrans Bridge Repair	558,050
Arterial Street Resurfacing-2019	603,000
Arterial Street Resurfacing-2020	2,190,000
Neighborhood Street Resurfacing-2019	284,000
Neighborhood Street Resurfacing-2020	1,825,000
WSAB Bikeway Phase 2	495,000
City Entry Monument Signs	60,000
Drought-Tolerant Median Conversion	170,000
Civic Center Monument Sign	8,000
Paramount Park Picnic Shelter	195,350
Paramount Park Pool Replaster	350,000
Progress Plaza Facility Improvements	300,000
Village Park Security Improvements	90,000
Pond Sculpture	28,000
Electric Vehicle Charging Station	32,600
Bus Stop Trash Receptacles	42,500
Bus Stop Design	10,000
Neighborhood Enhancement Program-2020	50,000
Utility Box Murals	6,000
Clearwater Roof Replacement	25,000
City Yard Carpet Replacement	15,000
City Hall Carpet Replacement	20,000
Mariposa/Progress Plaza Carpet Replacement	43,000
Spane Park AC Replacement	14,700
City Hall A/V System Upgrade	21,650
Security Enhancements - City Hall	<u>74,000</u>
TOTAL CAPITAL IMPROVEMENTS - FY 2020	<u>\$15,238,800</u>

SECTION 5. The above capital improvement project appropriations for Fiscal Year 2020 shall be expended by the following funds:

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 352,050
Successor Agency Bond	5,600
Capital Reserve	323,000
AB 2766 Funds	17,600
California Natural Resources Agency (CRNA)	490,000
Highway Bridge Repair	484,700
I-710 Early Action Funds	50,000
Measure A Park Grant	250,000
Proposition A Transit Tax	52,500
Proposition C Transit Tax	1,426,350
Measure M Transit Tax	904,000
Measure R Transit Tax	655,000
Proposition 42 – SB 1 ATP	345,000
Prop 42 – SB 1 Road Maintenance & Repair (RMRA)	800,000
State Transportation Program-Local (STPL)	1,340,000
Public Art Fees	34,000
Public Access (PEG)	21,650
Mobile Source Air Pollution Reduction Grant (MSRC)	15,000
Municipal Water Fund	<u>7,672,350</u>
TOTAL CAPITAL IMPROVEMENT APPROPRIATIONS	<u>\$15,238,800</u>

SECTION 6. The City shall not undertake any capital improvements without adequate environmental review and approval.

SECTION 7. The City Council shall not amend the Authorized Position Listings and Salary Tables at this time.

SECTION 8. The City Council hereby directs the City Manager to have the FY 2020 Midyear Budget prepared for general distribution.

SECTION 9. The Mayor, or presiding officer, is hereby authorized to affix his/her signature to this resolution signifying its adoption and the City Clerk or his/her duly appointed deputy is directed to attest thereto.

SECTION 10. This Resolution shall take effect immediately upon its adoption.

PASSED, APPROVED and ADOPTED by the City Council of the City of Paramount this 18th day of February 2020.

Tom Hansen, Mayor

ATTEST:

Heidi Luce, City Clerk

FEBRUARY 18, 2020

AGREEMENT

AMENDMENT TO AN AGREEMENT WITH ATKINSON, ANDELSON,
LOYA, RUDD AND ROMO FOR LABOR AND EMPLOYMENT
CONSULTING SERVICES

MOTION IN ORDER:

APPROVE AN AMENDMENT TO AN AGREEMENT FOR LABOR AND
EMPLOYMENT CONSULTING SERVICES WITH ATKINSON, ANDELSON,
LOYA, RUDD AND ROMO IN AN AMOUNT NOT TO EXCEED \$105,000.

MOTION:

MOVED BY: _____

SECONDED BY: _____

[] APPROVED

[] DENIED

ROLL CALL VOTE:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____



To: Honorable City Council
From: John Moreno, City Manager
By: Andrew Vialpando, Assistant City Manager
Date: February 18, 2020

Subject: AMENDMENT TO AN AGREEMENT WITH ATKINSON, ANDELSON, LOYA, RUDD AND ROMO FOR LABOR AND EMPLOYMENT CONSULTING SERVICES

Background

The City of Paramount has contracted with the firm Atkinson, Andelson, Loya, Rudd and Romo (AALRR) to assist Human Resources staff with various personnel consulting services since 2017. These consulting services include personnel investigations, legal counsel on general employment matters, and collective bargaining with the City's newly formed labor group. On each occasion, the agreements were executed directly by the City Manager for authorized amounts pursuant to City's purchasing policy.

The City entered into its current agreement with AALRR at an hourly rate in July 2019 for legal counsel and trainings related to labor relations (Attachment B). The estimated costs for these services were not known at the start of FY 20.

Due to the wide breadth of the collective bargaining process with the City's newly formed labor group, and an unexpected increase in caseloads requiring specialized legal counsel for personnel matters, City Council approval is requested to amend the City's current agreement with AALRR. The amendment to the City's current agreement with AALRR will expand the scope of work and increase the spending authority to an amount not to exceed \$105,000 (Attachment A). This amount includes estimated costs to complete the collective bargaining process (approximately \$40,000) and legal counsel on investigative services and active personnel matters (approximately \$65,000).

Additional funds have been added as part of the FY 20 mid-year budget adjustment to cover these anticipated costs.

RECOMMENDED ACTION

It is recommended that the City Council consider and approve an amendment to an agreement for labor and employment consulting services with Atkinson, Andelson, Loya, Rudd and Romo in an amount not to exceed \$105,000.

Attachment A

FIRST AMENDMENT TO AGREEMENT NO. 43.1102 FOR LEGAL SERVICES

THIS FIRST AMENDMENT TO AGREEMENT FOR LEGAL SERVICES

("AMENDMENT") is made and entered into this _____ between the City of Paramount, a municipal corporation in Los Angeles County, California, (hereinafter "CITY") and Atkinson, Andelson, Loya Ruud & Romo, a professional law corporation, with its primary office located at 12800 Center Court Drive South, Suite 300, Cerritos, CA 90703 (hereinafter "ATTORNEYS") (collectively, "the Parties"), amending that certain agreement between ATTORNEYS and CITY and identified as Agreement No. 43.1102 ("AGREEMENT").

RECITALS

WHEREAS, CITY and ATTORNEYS entered into AGREEMENT on July 1, 2019 whereby ATTORNEYS would provide legal advice and counsel regarding Employee Relations for CITY; and

WHEREAS, CITY and ATTORNEYS each desire to amend the Description of Services, Compensation, and Term of said AGREEMENT.

NOW, THEREFORE, BE IT AMENDED BY AND BETWEEN THE PARTIES AS FOLLOWS:

1. DESCRIPTION OF SERVICES

Is hereby amended so that ATTORNEYS shall provide legal services as more particularly described in hereto as Exhibit A. In the event of any conflict between ATTORNEYS' proposal and this AMENDMENT, the terms of the AGREEMENT shall apply.

2. COMPENSATION

Is hereby amended so that CITY agrees to pay ATTORNEYS as full compensation for all services performed, except as otherwise provided herein, the sum of \$340.00 per hour for partner Irma Rodriguez Moisa. CITY agrees to reimburse ATTORNEYS for pre-approved expenses in an amount **not to exceed \$105,000.**

ATTORNEYS shall prepare and present detailed statements for services rendered to City for the month preceding the statement, indicating each discrete task performed by the ATTORNEYS. Statements are due and payable upon approval by CITY.

3. TERM OF AGREEMENT

Is hereby amended so the term of this Agreement shall expire on June 30, 2020

Attachment A

IN WITNESS WHEREOF, the undersigned execute this Agreement on the date first written above.

ATKINSON, ANDELSON, LOYA, RUUD & ROMO
A Professional Law Corporation

CITY OF PARAMOUNT
A Municipal Corporation

BY: _____
Irma Rodriguez Moisa
PARTNER

By: _____
John Moreno
CITY MANAGER

RECOMMENDED BY:

Andrew Vialpando
ASSISTANT CITY MANAGER

APPROVED AS TO FORM:

John E. Cavanaugh
CITY ATTORNEY

Attachment A

EXHIBIT A

Scope of Services

Attorney has been engaged to provide legal advice and counsel regarding labor and employment matters as requested, investigations, and negotiations with the Teamsters.

Consultant shall bill for these services at the following rates:

Partners \$325 to \$395 (depending on years of expertise)

Associates \$250 to \$285 (depending on years of expertise)

Paralegals \$175-\$185

Irma Rodriguez Moisa's hourly rate for 2020 is \$340.

AGREEMENT FOR LEGAL SERVICES

THIS AGREEMENT ("Agreement") is made and entered into this 1st day of July, 2019 between the City of Paramount, a municipal corporation in Los Angeles County, California, (hereinafter "CITY") and Atkinson, Andelson, Loya Ruud & Romo, a professional law corporation, with its primary office located at 12800 Center Court Drive South, Suite 300, Cerritos, CA 90703 (hereinafter "ATTORNEYS") (collectively, "the Parties").

RECITALS

WHEREAS, CITY and ATTORNEYS each desire to enter into an Agreement whereby ATTORNEYS will perform as needed legal services for CITY; and

NOW, THEREFORE, BE IT RESOLVED BY AND BETWEEN THE PARTIES AS FOLLOWS:

1. DESCRIPTION OF SERVICES

ATTORNEYS shall provide legal services as more as more particularly described in hereto as Exhibit A. In the event of any conflict between ATTORNEYS' proposal and this Agreement, the terms of this Agreement shall apply.

2. COMPENSATION

CITY agrees to pay ATTORNEYS as full compensation for all services performed, except as otherwise provided herein, the sum of \$335.00 per hour for partners/of counsel and \$280 per hour for associates and \$190 per hour for paralegals or law clerks. It is understood between the parties that Partner Irma Rodriguez Moisa is the lead attorney handling matters for the CITY, but that she may, from time to time, assign others to assist with requested services. The Parties agree that these hourly rates may increase once a year upon mutual written agreement. CITY agrees to reimburse ATTORNEYS for pre-approved expenses. ATTORNEYS shall only bill for one-way travel time to the City.

ATTORNEYS shall prepare and present detailed statements for services rendered to City for the month preceding the statement, indicating each discrete task performed by the ATTORNEYS. Statements are due and payable upon approval by CITY.

3. INDEPENDENT CONTRACTOR

In the performance of the services in this Agreement, ATTORNEYS is an independent contractor and is not an agent or employee of CITY. CONSULTANT, its officers, employees, agents, and subcontractors, if any, shall have no power to bind or commit CITY to any decision or course of action, and shall not represent to any person or business that they have such power. ATTORNEYS has and shall retain the right to exercise full control of the supervision of the services and over the employment,

Attachment B

direction, compensation, and discharge of all persons assisting ATTORNEYS in the performance of said service hereunder. ATTORNEYS shall be solely responsible for all matters relating to the payment of its employees, including compliance with social security and income tax withholding, workers' compensation insurance, and all other regulations governing such matters.

Neither ATTORNEYS, nor any of ATTORNEYS' officers, employees or agents, shall obtain any rights to retirement, health care or any other benefits which may otherwise accrue to CITY'S employees. ATTORNEYS expressly waive any claim ATTORNEYS may have to any such rights.

4. TERM OF AGREEMENT

The term of this Agreement shall be limited, based on the needs of CITY in connection with the number of sessions ATTORNEYS are required to attend in addition to the initial session with CITY employees scheduled for July 10, 2019.

5. AMENDMENT

Except as otherwise stated herein, any and all obligations of CITY and ATTORNEYS are fully set forth and described in this Agreement. Any changes in this Agreement, including any increase or decrease in the amount of compensation or any change in the term, which shall be mutually agreed upon by and between CITY and CONSULTANT, shall be set forth in written amendments to this Agreement and approved by the City Council and City Attorney.

6. INSURANCE

ATTORNEYS shall maintain errors and omissions insurance coverage with policy limits of minimum of One -Million Dollars (\$1,000,000.00) per policy terms.

7. GENERAL PROVISIONS

- A. The text herein shall constitute the entire agreement between the parties. There are no oral agreements or understandings or any other written agreements, which directly or indirectly affect the terms and conditions of this Agreement.
- B. If any provision, or any portion thereof, contained in this Agreement is held unconstitutional, invalid, or unenforceable, the remainder of this Agreement, or portion thereof, shall be deemed severable, shall not be affected, and shall remain in full force and effect.
- C. The Client and Attorneys agree that the construction and interpretation of this Agreement and the rights and duties of Client and Attorneys hereunder shall be governed by the laws of the State of California.

Attachment B

D. Ethical Requirements; Potential Conflicts Of Interest: Attorneys know of no conflicts of interest that would preclude Attorneys from representing the City. Nevertheless, from time to time conflicts may arise that require disclosure to the City which may require either a request for a conflict waiver or disqualification of Attorneys from representing either the City or the other client or both. At all times Attorneys will follow the ethical requirements for attorneys within the State of California. As required by Business & Professions Code Section 7149 (a) (4), Attorneys have legal malpractice insurance applicable to the services to be rendered pursuant this Agreement.

E. Attorneys agree to comply with all federal, state and local laws, rules, and regulations, now or hereafter in force, pertaining to the services performed pursuant to this Agreement.

8. NOTICES

Written communications and invoices under this agreement shall be addressed as follows:

To CITY: City of Paramount
16400 Colorado Avenue
Paramount, CA 90723
c/o Kevin Chun, Assistant City Manager

To ATTORNEYS: Atkinson, Andelson, Loya, Ruud & Romo
12800 Center Court Drive South, Suite 300
Cerritos, CA 90703
c/o Irma Rodriguez Moisa, Partner

This Agreement shall be deemed to have been executed and entered into in the City of Paramount, County of Los Angeles, and State of California.

IN WITNESS WHEREOF, the undersigned execute this Agreement on the date first written above.

Attachment B

ATKINSON, ANDELSON, LOYA, RUUD & ROMO
A Professional Law Corporation



BY: _____

Irma Rodriguez Moisa
PARTNER

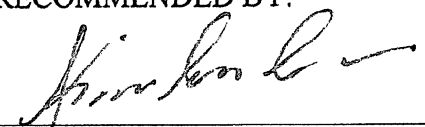
CITY OF PARAMOUNT
A Municipal Corporation

By: _____



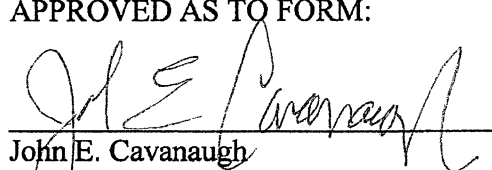
John Moreno
CITY MANAGER

RECOMMENDED BY:



Kevin M. Chun
ASSISTANT CITY MANAGER

APPROVED AS TO FORM:



John E. Cavanaugh
CITY ATTORNEY

Attachment B

EXHIBIT A

Scope of Services

ATTORNEYS have been engaged to provide legal advice and counsel regarding Employee Relations to City employees through individual training sessions beginning July 10, 2019 and continuing as needed by City.

ATTORNEYS shall bill for these services at the following rates:

Partners \$325 to \$395 (depending on years of expertise)

Associates \$250 to \$285 (depending on years of expertise)

Paralegals \$175-\$185

Irma Rodriguez Moisa's hourly rate for 2019 is \$335.