

Gloria Olmos, Mayor
Richard Angel, Mayor Pro Tem
Manuel Acosta, Councilmember
Rudy Bojorquez, Councilmember
Hector Delgado, Councilmember



Rene Salas, City Manager
Donna G. Schwartz, City Clerk
Anthony R. Taylor, City Attorney

CITY OF SOUTH EL MONTE

REGULAR MEETING OF THE SOUTH EL MONTE CITY COUNCIL

AGENDA

April 11, 2023, 6:00 PM
1415 Santa Anita Avenue, South El Monte, CA 91733

PUBLIC COMMENT

To participate during public comment via teleconference, see below:

Link: <https://us02web.zoom.us/j/86581711880>

Webinar ID: 865 8171 1880

Or Call In: 1 669 900 6833, when prompted, enter 86581711880#

LIVE STREAMING OF MEETINGS

The City of South El Monte live streams the City Council Meetings over the Internet at <https://www.cityofsouthelmonte.org/129/City-Council-Agendas-Minutes> after the meetings, recordings are immediately posted. NOTE: Your attendance at this public meeting may result in the streaming and recording of your image and/or voice.

AMERICANS WITH DISABILITIES ACT

In accordance with the Americans with Disabilities Act of 1990, if you require a disability-related modification or accommodation to attend or participate in this meeting, including auxiliary aids or services, please call the City Clerk's office at (626) 652-3180 or (626) 652-3121 at least 72 hours prior to the meeting.

GENERAL COMMENT

Members of the public wishing to submit a general comment or a comment on an agenda item, can email dschwartz@soelmonte.org or call (626) 652-3180 to leave a voicemail message. All comments received an hour before the scheduled meeting will be read during public comment and made part of the record.

MEETINGS

The City Council holds regular meetings on the second and fourth Tuesday of every month. Regular meetings start at 6 p.m. in the Council Chambers at City Hall, 1415 Santa Anita Avenue, South El Monte, California. Special and Adjourned Regular meetings start time are to be determined.

POSTING LOCATIONS OF AGENDA AND/OR CANCELLATION NOTICES

Regular meeting agendas will be posted at least 72 hours before the meeting (GC 54954(a)(1)).

Agenda and Cancellation Notices can be viewed online and are also posted at the following three (3) locations: City Hall located at 1415 Santa Anita Avenue, Senior Center located at 1556 Central Avenue and the Community Center located at 1530 Central Avenue, South El Monte, California.

VIEWING OF AGENDA PACKETS

Full agenda packet can be viewed either at www.cityofsouthelmonte.org/129/City-Council-Agendas-Minutes or in the City Clerk's Office during normal business hours Monday through Thursday 7:00 a.m. to 5:30 p.m. Closed on Fridays and major holidays.

ISSUES RELATED TO AGENDA

For issues related to the agenda, including a disability-related accommodation necessary to participate in this meeting, please contact:

Donna G. Schwartz, CMC, City Clerk
Ph (626) 652-3180
Cell (626) 274-4842

Paola Lara, Deputy City Clerk
Ph (626) 652-3121
Cell (626) 374-1998

AGENDA BEGINS ON THE FOLLOWING PAGE

1. ROLL CALL

Councilmembers: Acosta, Bojorquez, Delgado, Mayor Pro Tem Angel, and Mayor Olmos

2. PLEDGE OF ALLEGIANCE

Councilmember Hector Delgado

3. INVOCATION

Pastor Charlie Corum, South El Monte Community Outreach

4. PRESENTATIONS

4.a. Proclamation Presented to Kim Sinclair, Executive Director, Autism Society of Los Angeles, Proclaiming "April 2023 as Autism Acceptance Month"

4.b. Proclamation Presented to Pauline Guevarra, OneLegacy Ambassador, Kidney Recipient and Donor, Proclaiming "April 2023 as Donate Life Month"

4.c. Certificates of Recognition Presented to the South El Monte Youth Basketball Co-Ed League Youth Participants for Placing 2nd at the Southern California Municipal Athletic Federation (SCMAF) San Gabriel Valley Youth Basketball Tournament

4.d. Certificates of Recognition Presented to the South El Monte High School Academic Decathlon Team Congratulating Their Top 10 Ranking in the 2023 Los Angeles County of Education Academic Decathlon Competition

4.e. Certificate of Recognition Presented to Gabriela M. Negrete, Principal, Epiphany Catholic School for Being Selected "Woman of the Year" by Assemblymember Lisa Calderon, District 56

4.f. Presentation by Amy Wong, Program Director, David Diaz, Executive Director and Carlos Vasquez, Managing Director, Active San Gabriel Valley (ActiveSGV) on South El Monte Rush Street- Sustainable Transportation Equity Project (STEP)

4.g. Update on Measure ES Funds by Masami Higa, Finance Director, City of South El Monte

5. APPROVAL OF THE AGENDA AND WAIVER OF FULL READING OF ORDINANCES

By motion of the City Council, this is the time to notify the public of any changes to the agenda, remove items from the consent calendar for individual consideration and/or rearrange the order of the agenda.

6. PUBLIC COMMENT

Speakers may provide public comments on any matter within the subject matter jurisdiction of the City Council, including items on the agenda. Each speaker will be limited to five minutes. Unless a majority of the Council objects, the Mayor may provide speakers more or less time to speak. All comments or queries shall be addressed to the Council as a body and not to any specific member thereof. Pursuant to Government Code Section 54954.2(a)(2), the Ralph M. Brown Act, no action or discussion by the City Council shall be undertaken on any item not appearing on the posted agenda, except to briefly provide information, ask for clarification, provide direction to staff, or schedule a matter for a future meeting.

7. CONSENT CALENDAR

Items on the consent calendar are considered to be routine and customary and are enacted by a single motion with the exception of items previously removed by a member of the City Council during "Approval of the Agenda" for individual consideration. Any items removed shall be individually considered immediately after taking action on the Consent Calendar.

7.a. CONSIDERATION AND APPROVAL OF THE REGULAR CITY COUNCIL MEETING MINUTES OF MARCH 28, 2023

Staff is requesting approval of Minutes for the March 28, 2023 Regular City Council Meeting.

RECOMMENDED ACTION: Staff is requesting approval of Minutes for the March 28, 2023 Regular City Council Meeting.

7.b. CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-29, APPROVING WARRANTS FOR THE PERIOD OF MARCH 29, 2023 THROUGH APRIL 11, 2023

Authorizing payment of City expenditures for the period of March 29, 2023 through April 11, 2023, totaling \$1,351,582.05.

RECOMMENDED ACTION: Staff recommends City Council adopt Resolution No. 23-29 authorizing payment of City expenditures.

7.c. and 7.d. next page.

CONSENT CALENDAR (CONTINUED)

7.c. **CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-30, APPROVING AUTHORIZATION TO ENTER INTO ADDITIONAL NATIONAL OPIOID SETTLEMENTS WITH TEVA, ALLERGAN, WALMART, WALGREENS, AND CVS**

At this time, a new settlement is proposed with Teva, Allergan, Walmart, Walgreens, and CVS, who are additional defendants that are retailers and manufacturers of opioids (for the purposes of this submittal, Teva, Allergan, Walmart, Walgreens, and CVS are collectively referred to as the “2023 Settling Defendants”). The terms of the 2023 Settlement Agreements are similar to the 2021 Settlement Agreements, which includes the requirement that a critical mass of participation is required, provides for a broad release of the 2023 Settling Defendants from liability relating to opioids, and, further, direct or indirect payment of settlement funds to the various local agencies agreeing to participate.

RECOMMENDED ACTION: Staff recommends City Council:

1. Approve Settlement Agreements and Participation Forms for the City’s participation in the National Opioid Settlement Agreements with Teva, Allergan, Walmart, Walgreens, and CVS;
2. Approve the California State-Subdivision Agreements Regarding Distribution and Use of Settlement Funds relating to the National Opioid Settlement Agreements with Teva, Allergan, Walmart, Walgreens, and CVS; and
3. Adopt Resolution No. 23-30, approving and authorizing the City Manager to carry out all necessary acts such that the City can participate in the National Opioid Settlements with Teva, Allergan, Walmart, Walgreens, and CVS, including signing necessary documents and transmittal thereof as necessary.

7.d. **CONSIDERATION OF RESOLUTION NO. 23- 31, AUTHORIZING EXECUTION OF AMENDMENT NO. 2 TO THE MEMORANDUM OF AGREEMENT WITH THE SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS (SGVCOG) FOR PARTICIPATION IN THE SAN GABRIEL VALLEY REGIONAL VEHICLE MILEAGE TRAVELED ANALYSIS MODEL**

On March 24th, 2020, the City Council approved an Memorandum of Agreement (MOA) with the SGVCOG to participate in the San Gabriel Valley Regional VMT Analysis Model. This Amendment No. 2 will add a web-based Regional VMT Analysis Tool ("Analysis Tool") to the scope of work, increase the compensation to be paid to SGVCOG by \$ 2,750 and extend the term of the MOA to April 1, 2028. The 2nd Amendment will also require a payment not to exceed \$15,000 from each City, which will go toward completing the model VMT analysis with more up to date data.

RECOMMENDED ACTION: Staff recommends City Council

1. Adopt Resolution No. 23-31, approving Amendment No. 2 to the existing Memorandum of Agreement (MOA) with the San Gabriel Valley Council of Governments extending the term of the MOA until April 2028, and increasing compensation under the MOA and incorporating the Analysis Tool to the scope of work, for an amount not to exceed \$15,000.00 for the implementation of the San Gabriel Valley Regional Vehicle Miles Traveled (VMT) Analysis Model & Tool Update; and
2. Authorize City Manager to execute the amendment.

8. PUBLIC HEARINGS - None

9. GENERAL BUSINESS

9.a. AUTHORIZATION FOR 2023 STAFF DEVELOPMENT AND TEAM BUILDING EVENT

The City Council supported the first Staff Development and Team Building Event previously held on April 30, 2022 at New Temple Park. This year, staff is seeking the support from the City Council to host another Staff Development and Team Building Event on Saturday, April 29, 2023.

RECOMMENDED ACTION: Staff recommends City Council approve a 2023 Staff Development and Team Building Event and allocate \$5,000.00 from the General Fund to the Human Resources Recognition account 01-100-1050-5940 to host the event.

10. COMMITTEE REPORTS, INCLUDING AB 1234 REPORTS

AB 1234, section 53232.3(d) requires Members of a legislative body to provide brief reports on meetings attended at the expense of the local agency (i.e., League of California Cities Conferences, ICSC conferences, etc.) at the next regular meeting of the legislative body.

11. CORRESPONDENCE

11.a. LETTER FROM EL MONTE/ SOUTH EL MONTE JETS REQUESTING A FACILITY FEE WAIVER FOR THE USE OF THE COMMUNITY CENTER, NEW TEMPLE PARK AND DEAN L. SHIVELY PARK FIELDS, CONSIDERATION TO WAIVE THE PARK LIGHT FEES, AND CONSIDERATION OF A MONETARY DONATION

The El Monte/ South El Monte Jets (Jets) are requesting a facility reservation fee waiver for the use of the City Community Center, New Temple Park fields, and Dean L. Shivley Park field to host football practices, cheerleading practices, sports physicals, and season banquets. Additionally, the Jets are also requesting the City Council consider waiving the park light fees and consider a monetary donation up to \$4,900.00.

RECOMMENDED ACTION: Staff recommends City Council discuss and consider the facility reservation fee waiver for the use of the Community Center, fields at Dean L. Shivley Park and New Temple Park in the amount of \$42,352.00, the request to waive the park light fees in the estimated amount of \$15,097.50, and request of a monetary donation up to \$4,900.00.

12. COUNCILMEMBERS' AGENDA - None

13. CLOSED SESSION

13.a. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9(d)(2) – (two cases)

14. ADJOURNMENT

Tuesday, April 25, 2023, at 6:00 p.m.

I Donna G. Schwartz, hereby certify under penalty of perjury under the laws of the State of California that the foregoing agenda was posted not less than 72 hours at the following locations: City of South El Monte City Hall, Senior Center and Community Center and made available at www.cityofsouthelmonte.org on this 6th day of April 2023.



City Clerk, CMC