

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
ADJOURNED REGULAR MEETING
OF THE SOUTH EL MONTE CITY COUNCIL

AGENDA

May 24, 2023, 6:00 PM
1415 Santa Anita Avenue, South El Monte, CA 91733

NOTICE

Councilmember Acosta will attend the meeting remotely. Per AB2449, Mr. Acosta has "just cause" to attend remotely as he is *traveling on official business of the local agency*.

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 Manuel Acosta

3. INVOCATION

Pastor Patricia Garrett, Faith Dominion Church

4. PRESENTATIONS

4.a. Proclamation Proclaiming May 21-27, 2023, as National Public Works Week

4.b. Proclamation Proclaiming the Month of May as Asian Americans and Pacific Islanders Heritage Month 2023

4.c. Presentation by Ms. Sil Ruiz, Librarian, South El Monte Library, on Library Resources and Programs

4.d. Sheriff's Department Report for the Month of April

4.e. Code Enforcement and Public Safety Department Report for the Month of April

4.f. Amanda Mejia, Athens Services, Introducing the New Director of Government Affairs, Jessica Alvarenga

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 MAY 9, 2023**

Staff is requesting approval of Minutes for the May 9, 2023 Regular City Council Meeting.

RECOMMENDED ACTION: Staff is requesting approval of Minutes for the May 9, 2023 Regular City Council Meeting.

7.b. **CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-46, APPROVING WARRANTS FOR THE PERIOD OF MAY 10, 2023 THROUGH MAY 24, 2023**

Authorizing payment of City expenditures for the period of May 10, 2023 through May 24, 2023 totaling \$454,704.16.

RECOMMENDED ACTION: Staff recommends City Council adopt Resolution No. 23-46, authorizing payment of City expenditures.

7.c. **CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-47, APPROVING FIRST AMENDMENT TO AGREEMENT WITH DUDEK FOR CONSULTING SERVICES TO UPDATE THE HOUSING ELEMENT OF THE CITY'S GENERAL PLAN**

In December 2020, Dudek, the consultant, was acquired to provide updates to the City's Housing, Safety and Environmental Justice elements. In June of 2022, Dudek and the City provided the updates to the Department of Housing and Community Development (HCD), and were provided a list of additional revisions required to be addressed prior to final approval of the City's Housing Element.

RECOMMENDED ACTION: Staff recommends City Council:

1. Adopt Resolution No. 23-47, approving first amendment to agreement with Dudek for a change order in the amount of \$16,210.00 to address additional changes needed to update the city's Housing Element; and
2. Authorize the City Manager to negotiate and execute agreement.

7.d next page

CONSENT CALENDAR (CONTINUED)

- 7.d. **CONSIDERATION AND APPROVAL OF ORDINANCE NO. 1266, AMENDING THE SOUTH EL MONTE MUNICIPAL CODE TO AMEND THE COMMUNITY SERVICE COMMISSION, THE PLANNING COMMISSION, AND THE PATRIOTIC COMMISSION CHAIRPERSONS PROCEDURE TO A ONE-YEAR ELECTED POSITION, AND PERMITTING THE CITY COUNCIL TO AMEND CHAPTERS GOVERNING THE COMMUNITY SERVICE COMMISSION, THE COMMISSION FOR THE ADVANCEMENT OF WOMEN AND GIRLS, THE TRAFFIC COMMISSION, THE PLANNING COMMISSION, AND THE PATRIOTIC COMMISSION, BY RESOLUTION**

Staff is requesting that the City Council consider for adoption Ordinance No. 1266 amending the South El Monte Municipal Code (SEMMC) to amend the Community Service Commission, the Planning Commission, and the Patriotic Commission organization procedure. The Ordinance reverts the chair of the respective Commissions to a selected position via motion of the Commission, rather than a 2-month rotation. The Ordinance also extends the position of chair to one-year seat. The Ordinance would further allow the SEMMC Chapters governing all City Commissions governed by Title 2 of the SEMMC, including the Community Service Commission, the Commission for the Advancement of Women and Girls, the Planning Commission, the Traffic Commission, and the Patriotic Commission, to be amended by City Council resolution.

RECOMMENDED ACTION: Staff recommends that City Council:

1. Waive further reading and introduce Ordinance No. 1266, amending the SEMMC reverting the Community Service Commission, the Planning Commission, and the Patriotic Commission chairperson selection process to be a one-year position rather than a two-month rotation, and allowing the City Council to amend the Chapters for City Commissions governed under Title 2 of the SEMMC by resolution; and
2. Adopt said ordinance at the next regular city council meeting.

7.e and 7.f next page

CONSENT CALENDAR (CONTINUED)

7.e. CONSIDERATION OF APPROVAL OF ORDINANCE NO. 1267, AMENDING AND ADDING TO THE MUNICIPAL CODE SECTIONS RELATED TO THE PENALTIES AND THE UNAUTHORIZED USE OF THE CITY SEAL AND GRANTING THE CITY COUNCIL AUTHORITY TO AMEND BY RESOLUTION

Staff is requesting that the City Council adopt Ordinance No. 1267, amending the Municipal Code to clarify the range of penalties for the unauthorized use of the City Seal. The Ordinance also allows for the City Council to amend the regulations on the use of the City Seal by resolution. Further, the Ordinance amends the Municipal Code to clarify the penalties applicable to violation of the South El Monte Municipal Code (SEMMC).

RECOMMENDED ACTION: Staff recommends City Council:

1. Waive further reading and introduce Ordinance No. 1267, amending the SEMMC Chapter 1.08 to clarify the range of penalties that apply to the unauthorized use of the City Seal and that allows the City Council to amend the chapter on use of the City Seal by resolution as well as to amend Section 1.16.010A to clarify the application of the penalty to SEMMC violations; and
2. Adopt said ordinance at the next regular city council meeting.

7.f. CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-49, AUTHORIZING SUBMITTAL OF APPLICATION TO THE DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE) FOR USED OIL PAYMENT PROGRAM THROUGH CALRECYCLES'S USED OIL RECYCLING PROGRAM

Staff seeks adoption of Resolution No. 23-49 to be eligible to submit an application for CalRecycle's Used Oil Recycling Program.

RECOMMENDED ACTION: Staff recommends City Council:

1. Adopt Resolution No. 23-49, authorizing submittal of application for CalRecycle payment programs and related authorizations; and
2. Authorize the City Manager or designee to execute all documents as the signature authority.

7.g and 7.h next page.

CONSENT CALENDAR (CONTINUED)

7.g. CONSIDERATION AND APPROVAL TO REJECT ALL BIDS AND RE-ADVERTISE REQUEST FOR PROPOSAL (RFP) FOR LIGHTING AND MECHANICAL ENERGY EFFICIENCY UPGRADE SERVICES FOR SOUTH EL MONTE AUTONOMOUS BUILDING CONTROLS RETROFIT PROJECT

The City received one proposal during the RFP process. Staff recommends the City re-advertise the RFP in order to receive at least two (2) proposals for service and price comparisons.

RECOMMENDED ACTION: Staff recommends City Council reject the one proposal received and authorize re-advertising the RFP to provide implementation of Lighting and Mechanical Energy Efficiency upgrades (DOE Project).

7.h. CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-50, APPROVING REVISED AMENDMENT TO MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS (SGVCOG) AND THE CITY OF SOUTH EL MONTE FOR PARTICIPATION IN THE SAN GABRIEL VALLEY REGIONAL VEHICLE MILES TRAVELED (VMT) ANALYSIS MODEL

The City Council has previously approved a similar amendment to the MOA, the SVGCOG is seeking a slightly revised contract amendment. The proposed amendment makes similar changes to the City's participation in the regional Vehicle Miles Traveled analysis model. Staff is recommending approval of the revised amendment.

RECOMMENDED ACTION: Staff recommends City Council:

1. Adopt resolution 23-50, approving Amendment No. 2 to the MOA; and
2. Authorize the City Manager to execute the amendment.

8. PUBLIC HEARINGS - None

9. GENERAL BUSINESS

9.a. REVIEW OF 4TH OF JULY FIREWORKS STAND PERMIT APPLICATIONS

Pursuant to Section 8.080.050 of the South El Monte Municipal Code, the City Council has the authority to grant up to eight fireworks stand permits per year to qualified organizations. Pursuant to 8.08.040, the City Administrator is required to investigate and report to the Council recommending for or against issuance of the requested permits.

RECOMMENDED ACTION: Staff Recommends City Council approve the permits to allow for five firework stands and for which applications have been received in conjunction with the Fourth of July, 2023. The Planning Division has reviewed the applications and find that they are in compliance with Chapter 8.08 of the South El Monte Municipal Code.

GENERAL BUSINESS (CONTINUED)

9.b. FISCAL YEAR (FY) 2023-2024 ANNUAL BUDGET STUDY SESSION #1

This year the City scheduled one budget study session for the adoption of the upcoming FY2023-24 annual budget.

RECOMMENDED ACTION: Staff recommends City Council review the preliminary FY2023-24 annual budget, provide feedback, and give directions to finalize the budget for adoption.

9.c. CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-51, APPROVING A THREE YEAR MEMORANDUM OF AGREEMENT (MOA) BETWEEN THE CITY AND THE SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS (SGVCOG) AND 18 PARTICIPATING PUBLIC AGENCIES ON A COST SHARING BASIS FOR IMPLEMENTATION OF 1.) THE ENHANCED WATERSHED MANAGEMENT PLAN ASSOCIATED TASKS; AND 2.) COORDINATED INTEGRATED MONITORING PROGRAM FOR THE UPPER LOS ANGELES RIVER WATERSHED MANAGEMENT AREA

Staff is requesting that the City Council approve MOA with San Gabriel Valley Council of Governments and 18 participating public agencies on a cost share basis for implementation of 1.) the enhanced watershed management plan associated tasks; and 2.) coordinated integrated monitoring program for upper Los Angeles river watershed management area.

RECOMMENDED ACTION: Staff recommends City Council:

1. Adopt Resolution No. 23-50, approving a Memorandum of Agreement (MOA) with San Gabriel Valley Council of Governments; and
2. Authorizing the City Manager to negotiate and execute the MOA.

9.d. CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-52, APPROVING A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE VALLE LINDO SCHOOL DISTRICT TO PROVIDE SUMMER LEARNING RECOVERY SERVICES

The proposed Memorandum of Understanding with Valle Lindo School District (VLSD) and City of South El Monte (City) will provide youth summer learning recovery services, under the Summer Partnership Program (SPP). Under this agreement, the City of South El Monte will receive up to \$139,600 from VLSD for providing summer learning afternoon enrichment services.

RECOMMENDED ACTION: Staff recommends City Council:

1. Adopt Resolution No. 23-52, approving a Memorandum of Understanding (MOU) with the Valle Lindo School District to provide summer learning afternoon enrichment services; and
2. Authorize City Manager or designee to execute MOU .

9.e. next page.

GENERAL BUSINESS (CONTINUED)

9.e. **CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-53, APPROVING AGREEMENT WITH MOSS, LEVY & HARTZHEIM LLP FOR AUDITING SERVICES**

Staff is seeking approval to enter into a three-year agreement with Moss, Levy & Hartzheim (MLH) to obtain auditing services.

RECOMMENDED ACTION: Staff recommends City Council:

1. Adopt Resolution No. 23-53, approving agreement with MLH for auditing services; and
2. Authorize City Manager or designee to negotiate and execute agreement.

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. **CONSIDER REQUEST FROM EPIPHANY CHURCH TO WAIVE FEES RELATED TO STAFF TIME TO HOLD A PROCESSION ALONG CITY STREETS ON SUNDAY, JUNE 11, 2023**

The City received a letter from Dr. Humberto Ramos requesting fee waivers to hold a procession on city street.

RECOMMENDED ACTION: Staff recommends City Council to consider the request made by Epiphany church to waive city fees

12. **COUNCILMEMBERS' AGENDA**

12.a. **MAYOR PRO TEM RICHARD ANGEL**

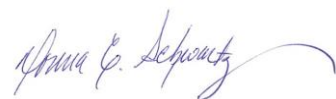
1. Consideration of implementing speed dots on Lidcome and Central Avenue in front of New Temple Park.

13. **CLOSED SESSION - None**

14. **ADJOURNMENT**

Tuesday, June 13, 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 18th day of May 2023.



City Clerk, CMC