

Gloria Olmos, Mayor/Chair
Richard Angel, Mayor Pro Tem/ Vice
Chair
Manuel Acosta, Councilmember/
Boardmember
Rudy Bojorquez, Councilmember/
Boardmember
Hector Delgado, Councilmember/
Boardmember



Rene Salas, City Manager
/Executive Director
Donna G. Schwartz, City Clerk
/Secretary
Anthony R. Taylor, City Attorney
/General Counsel
Masami Higa, Director of Finance
/Treasurer

CITY OF SOUTH EL MONTE

REGULAR MEETING OF THE SOUTH EL MONTE CITY COUNCIL AND THE SUCCESSOR AGENCY TO THE SOUTH EL MONTE IMPROVEMENT DISTRICT

AGENDA

October 24, 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

Robert Molina, Interim 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

Mayor Gloria Olmos

3. INVOCATION

Mayor Gloria Olmos

4. PRESENTATIONS

4.a. Sheriff's Department Report for the Month of September

4.b. Code Enforcement and Public Safety Department Report for the Month of September

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 OCTOBER 10, 2023

Staff is requesting approval of Minutes for the October 10, 2023 Regular City Council meeting.

RECOMMENDED ACTION: Staff is requesting approval of Minutes for the October 10, 2023, Regular City Council meeting.

CONSENT CALENDAR(CONTINUED)

7.b. CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-97, APPROVING WARRANTS FOR THE PERIOD OF OCTOBER 11, 2023, THROUGH OCTOBER 24, 2023

Authorizing payment of City expenditures for the period of October 11, 2023 through October 24, 2023 totaling \$512,079.82

RECOMMENDED ACTION: Staff recommends City Council adopt Resolution No. 23-97, authorizing payment of City expenditures.

7.c. ADOPTION OF ORDINANCE NO. 1269, REPEALING SOUTH EL MONTE MUNICIPAL CODE TITLE 2 CHAPTER 2.52 TRAFFIC COMMISSION

Staff is recommending dissolution of the Traffic Commission as the ordinance establishing the Commission expired in 1997 and there is no need for such a Commission in the City as further described below. The proposed ordinance would repeal South El Monte Municipal Code Title 2, Chapter 2.52, "Traffic Commission."

RECOMMENDED ACTION: Staff recommends City Council:

1. Waive second reading and adopt Ordinance No. 1269 to repeal Title 2, Chapter 2.52 "Traffic Commission."

7.d. CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-98, CONSENTING TO THE APPOINTMENT OF JOHN POEHLER AS DIRECTOR OF PUBLIC WORKS AND APPROVAL OF PUBLIC WORKS DIRECTOR EMPLOYMENT AGREEMENT

Staff is asking the City Council to consent to the appointment of John Poehler as Public Works Director and approve his employment contract for services as Public Works Director.

RECOMMENDED ACTION: Staff recommends City Council:

1. Adopt Resolution No. 23-98, approving the employment agreement between the City and John Poehler for the position of Director of Public Works; and
2. Authorize the City Manager to execute agreement.

7.e. next page.

CONSENT CALENDAR(CONTINUED)

7.e. CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-99, AUTHORIZING THE CITY MANAGER TO SIGN EXTENSIONS TO ONGOING FACILITY USE AGREEMENTS AND TO ENTER INTO NEW AGREEMENTS FOR THE USE OF CITY FACILITIES

Staff is requesting City Council to authorize the City Manager to sign extensions to ongoing facility use agreements and to enter into new agreements for the use of city facilities.

RECOMMENDED ACTION: Staff recommends City Council:

1. Adopt Resolution No. 23-99, authorizing the City Manager to sign extensions to ongoing facility use agreements and to enter into new agreements for the use of city facilities.

8. PUBLIC HEARINGS - None

9. GENERAL BUSINESS

9.a. PUBLIC OUTREACH PRESENTATION AND APPROVAL OF CONCEPT PLANS FOR CIVIC CENTER AND INTERJURISTICTIONAL BICYCLE LANES PROJECT

Staff seeks City Council approval on the concept plans for Civic Center and Interjurisdictional Bicycle Lanes Project to proceed with final design of the project.

RECOMMENDED ACTION: Staff recommends City Council:

1. Receive and file the public outreach presentation for Civic Center and Interjurisdictional Bicycle Lanes Project; and
2. Direct staff to proceed with final design of the proposed improvements.

9.b. DISCUSSION AND DIRECTION CONCERNING SIDEWALK VENDOR LAWS AND POTENTIAL NEW REGULATIONS

The City Attorney's Office and City staff are presenting this item to the City Council so that the Council can review and discuss potential improvements to the regulations for sidewalk vendors in the City. South El Monte Municipal Code ("SEMMC") Chapter 5.09, "Sidewalk Vending," is limited by recent state laws protecting sidewalk vendors. This staff report discusses potential amendments to Chapter 5.09 that could be brought back as an amended ordinance for first reading at a future city council meeting.

RECOMMENDED ACTION: Staff recommends City Council review and discuss existing regulations for sidewalk vendors under SEMMC Chapter 5.09, "Sidewalk Vending," summarized in this report. Consider suggested amendments to Chapter 5.09. Provide direction to staff regarding these suggested amendments and/or provide alternative direction.

GENERAL BUSINESS (CONTINUED)

9.c. CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-100, IN SUPPORT OF LAWSUIT FILED BY TWELVE CALIFORNIA CITIES AGAINST ZERO-BAIL POLICY

Consideration and approval of a resolution in support of the lawsuit filed by twelve cities against the Los Angeles Superior Court Zero-Bail policy.

RECOMMENDED ACTION: Staff recommends City Council:

1. Adopt Resolution No. 23-100, in support of the lawsuit filed by twelve cities against the LA Superior Court zero-bail policy.

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 - None

12. COUNCILMEMBERS' AGENDA

12.a. COUNCILMEMBER HECTOR DELGADO

1. Discussion on Planning Commission's Decision from the Planning Commission Meeting on October 17, 2023, regarding Resolution No. 23-04, Conditional Use Permit (CUP) No. 23-03.

RECOMMENDATION: Direction and/or action.

12.b. MAYOR GLORIA OLMOS

1. More User Friendly with Business License Process through HdL.

RECOMMENDATION: Direction and/or action.

13. CLOSED SESSION - None

14. RECESS COUNCIL MEETING

15. ANNOUNCEMENT BY THE CITY CLERK (PRIOR TO CONVENING THE SUCCESSOR AGENCY MEETING)

Pursuant to Government Code Section 54952.3, Board Members do not receive any compensation or stipend for attending the Successor Agency meeting.

Successor Agency next page.

Successor Agency Meeting

16. CALL TO ORDER AND ROLL CALL

Board Members: Acosta, Bojorquez, Delgado, Vice Chair Angel, and Chair Olmos

17. APPROVAL OF AGENDA

This is the time for the Board to remove any items from the consent calendar for individual consideration, table, continue, add items, or to make a motion to rearrange the order of this agenda.

18. PUBLIC COMMENTS

Speakers may provide public comments on any matter within the subject matter jurisdiction of the Board, including items on the agenda. Each speaker will be limited to five minutes. Unless a majority of the Board objects, the Chair may provide speakers more or less time to speak. All comments or queries shall be addressed to the Board 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 Board 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.

19. CONSENT CALENDAR

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19.a. CONSIDERATION AND APPROVAL OF THE SUCCESSOR AGENCY MEETING MINUTES FOR SEPTEMBER 26, 2023

Staff is requesting approval of the Minutes of the September 26, 2023 Successor Agency Meeting.

RECOMMENDED ACTION: Staff recommends the Board approve the Successor Agency Meeting Minutes of September 26, 2023.

19.b. PROPOSED DARK SUCCESSOR AGENCY MEETING DATE

Each year, staff request the Successor Agency consider "going dark" on the fourth Tuesday (second meeting) in November and December due to the Thanksgiving and Christmas holidays. This year, however, the fourth Tuesday (second meeting) in November does not fall on a holiday. Therefore, there will be a city council meeting on November 28, 2023.

RECOMMENDED ACTION: Staff recommends the Board approve going dark on Tuesday, December 26, 2023, due to the Christmas holiday.

- 20. EXECUTIVE DIRECTOR'S AGENDA - None**
- 21. ADJOURNMENT OF SUCCESSOR AGENCY MEETING**
- 22. RECONVENE AND ADJOURN COUNCIL MEETING**

Tuesday, November 14, 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 19th day of October 2023.



City Clerk, CMC