

**CITY OF SOUTH EL MONTE
REGULAR CITY COUNCIL MEETING - MINUTES
TUESDAY, JULY 28, 2020**

1. **ROLL CALL**

Mayor Olmos called the meeting to order at 6:01 p.m.

PRESENT: Councilmembers: Acosta, Angel, Delgado, Retamoza, and Mayor Olmos.

STAFF PRESENT: Anthony R. Taylor, City Attorney; Rachel Barbosa, City Manager; Donna G. Schwartz, City Clerk; Public Works Director, Rene Salas; Accounting Manager, Masami Higa; Paola Lara, Deputy City Clerk; Joe Martinez, Code Enforcement/Public Safety Supervisor; and Ian McAleese, Assistant Planner.

Pursuant to Government Code Section 54953, Subdivision (B) and Governor Newsom's Executive Order N-25-20, dated March 12, 2020, and Executive Order N-29-20, dated March 17, 2020, Teleconference Participation Was Utilized By All City Councilmembers and the City Attorney's Office.

2. **PLEDGE OF ALLEGIANCE**

Councilmember Delgado led the Pledge of Allegiance.

3. **INVOCATION**

City Employee Laura Lozano, On Eagles Wings Christian Family Church offered the Invocation.

4. **PRESENTATIONS**

a. **CODE ENFORCEMENT AND PUBLIC SAFETY DEPARTMENT REPORT FOR THE MONTH OF JUNE**

Code Enforcement/Public Safety Supervisor Martinez presented an overview of the June activities including calls for service for Property Maintenance, Streets & Sidewalks, Business, Health & Safety, Building Code, Vehicles & Traffic, and presented the Bulk Item report and statistics for the Fourth of July illegal fireworks citations.

b. **SHERIFF'S DEPARTMENT REPORT FOR THE MONTH OF JUNE**

Deputy Rosales presented an overview of the statistics for Part I Crime, Target Crimes, Part I Crime Statistics Year to Date, Part I Crimes 2019, June Arrests 2019, Part I Crimes Year End 2018-2019, and calls for service regarding illegal fireworks.

c. **PRESENTED CERTIFICATE TO SING TAO NEWSPAPER LOS ANGELES FOR THEIR 31ST YEAR ANNIVERSARY**

The Mayor and City Council presented a "Certificate of Recognition," to Sing Tao Newspaper Los Angeles, congratulating them on their 31st year anniversary.

d. **HABITAT FOR HUMANITY**

Public Works Director Salas stated a staff report with an agreement for a home repairs program will be brought back to Council for their consideration.

Mark Van Lou, Habitat for Humanity, presented a PowerPoint on Home Repairs Partnership Proposal including San Gabriel Valley Habitat, Home Repairs at San Gabriel Valley Habitat, Proposed Partnership with South El Monte, and Preferred Outcomes.

Public Works Director Salas stated staff will bring back a report for Council's consideration with an agreement with Habitat for Humanity for a housing rehabilitation program, and confirmed there are about \$280,000 in housing funds available for loans, and the City can limit the loan amount and period.

e. **SENATOR SUSAN RUBIO**

Senator Susan Rubio provided an update on the diligent work her staff has done assisting people in these difficult times and with unemployment, the delivering of diapers and other items to the City's nonprofit organizations. Ms. Rubio stated the Senate and Assembly have been working remotely noting she had convened with City Managers from across the Senate District to share new policies and invited the City Manager to share that information with Council, extended her office's assistance and support to the City, and thanked City Council for the work being done.

5. **APPROVED THE AGENDA AND WAIVER OF FULL READING OF ORDINANCES**

City Attorney Taylor announced there is an Urgency Item to be added to the agenda as Item 9.e to adopt a Resolution authorizing technical changes to the ballot title and label for the Sales Tax Measure approved at the last Council meeting. The County has requested the item be brought back to Council and this is the last meeting before the submission deadline.

A motion was made by Delgado, seconded by Angel and carried 5 - 0 to add to the agenda Urgency Item 9.e. to adopt a Resolution authorizing technical changes to the ballot title and label for a Sales Tax Measure.

AYES: Councilmembers: Acosta, Angel, Delgado, Retamoza, and Mayor Olmos.

NAYS: None

A motion was made by Acosta, seconded by Angel and carried 5 - 0 to approve the agenda.

AYES: Councilmembers: Acosta, Angel, Delgado, Retamoza, and Mayor Olmos.

NAYS: None

6. **PUBLIC COMMENT**

Mayor Olmos opened public comment, there being none, closed public comment.

7. **CONSENT CALENDAR**

City Attorney Taylor read the title of Item 7.g. and read the salary amount for the item.

a. **MINUTES**

Approved Minutes of the Special Meeting on June 22, 2020, Adjourned Regular Meetings on June 23, 2020 and June 29, 2020, and Special Meeting on July 15, 2020.

b. **WARRANTS**

Adopted Resolution No. 20-84, authorizing payment of City expenditures for the period of July 15, 2020 through July 28, 2020 totaling \$1,296,114.83.

- c. Approved Request for State of Qualifications (RSQ) for Grant Writing Services
- d. Adopted Resolution No. 20-85, Approving a Fund Transfer Agreement No 2020 MP 76 Safe, Clean Water (SCW) Program with the Los Angeles County Flood Control District to Receive Annual Funding for Water Quality Projects and Programs
- e. Received and Filed the Annual Rate Adjustment for Solid Waste Collection Services for Commercial Industrial, Mobile Home, and Apartment Property Sites for the Period Commencing July 1, 2020 through June 30, 2020
- f. Approved Request for Proposal (RFP) for a Full Cost Allocation Analysis, User Fee Study and Business License Fee Update.
- g. Adopted Resolution No. 20-86, Approving First Amendment to the Employment Agreement with City Manager
- h. Adopted Resolution No. 20-87, Approving the Allocation of \$44,160 in Measure "M" Funds Toward the Transtech Design Engineering Services for Fiscal Year (FY) 20/21 Street Rehabilitation Projects

A motion was made by Acosta, seconded by Angel and carried 5 - 0 to approve the Consent Calendar.

AYES: Councilmembers: Acosta, Angel, Delgado, Retamoza, and Mayor Olmos.

NAYS: None.

8. **PUBLIC HEARINGS**

a. **CONSIDERATION OF RESOLUTION NO. 20-88 CHANGING THE NAME OF ADELIA AVENUE, SOUTH OF ALESIA STREET, TO AMRO WAY**

Public Works Director Salas presented the staff report.

Mayor Olmos opened public comment, there being none, closed public comment.

Mayor Olmos announced there were two emails received opposing the name change of Adelia Avenue. She read an email by Barry Koka, stated the second email was received from Zion Stainless, Inc. and noted an AMRO representative reached out to Zion Stainless, Inc. and agreed to assist with their concerns.

A motion was made by Angel, seconded by Acosta and carried 5 - 0 to temporarily approve changing the name Adelia Avenue to Amro Way, continue the item, and once there is an agreement among all the businesses, return the item to Council for final

approval.

AYES: Councilmembers: Acosta, Angel, Delgado, Retamoza, and Mayor Olmos.

NAYS: None.

b. **INTRODUCED ORDINANCE NO. 1248. AMENDING GRAFFITI ABATEMENT TO REQUIRE REMOVAL WITHIN 24 HOURS UNLESS GRANTED AN EXTENSION TO SECURE MATCHING PAINT**

City Attorney Taylor read the title Ordinance No. 1248.

Public Works Director Salas presented the staff report.

In response to Mayor Olmos' question, City Attorney Taylor stated implementing \$1,000 fines for graffiti and signs is not part of this ordinance, but it can be brought back Council.

Mayor Olmos opened public comment, there being none, closed public comment.

A motion was made by Delgado, seconded by Acosta and carried 5 - 0 to introduce Ordinance No. 1248 to change graffiti abatement to take place within 24 hours.

AYES: Councilmembers: Acosta, Angel, Delgado, Retamoza, and Mayor Olmos.

NAYS: None.

9. **GENERAL BUSINESS**

a. **DISCUSSED ACTION ON EXISTING AGREEMENT WITH AKITOI LEARNING CENTER TO LEASE CITY PROPERTY AT 1824 CENTRAL AVENUE**

Public Works Director Salas presented the staff report.

Discussion ensued among City Council and Staff regarding Akitoi's request for maintaining their monthly rental rate at \$2,010.14, the City to fund new playground flooring to remove wood chips, install a playground shade structure, and fund their summer program, and where the funds can be allocated from.

Ofelia Aguilar, Akitoi Learning Center, spoke of the cancellation of the summertime programs due to lack of funding, their search for funding sources, the amount of children enrolled in the program which is made up of 95% South El Monte residents, and the fees they charge, and clarified that the request is for a rent freeze, funding assistance for new playground flooring, and the installation of a shade structure that Akitoi Learning Center is purchasing.

A motion was made by Delgado, seconded by Angel and carried 5 - 0 to continue the item to September and freeze Akitoi Learning Center's rent at \$2,020.14 until the item is brought back for Council's consideration.

AYES: Councilmembers: Acosta, Angel, Delgado, Retamoza, and Mayor Olmos.

NAYS: None.

b. **ADOPTED RESOLUTION NO. 20-89 UPDATING THE FAIR MARKET VALUE OF LAND THAT IS USED TO CALCULATE FEES IN LIEU OF LAND DEDICATION**

Public Works Director Salas presented the staff report.

A motion was made by Angel, seconded by Acosta and carried 5 - 0 to adopt Resolution No. 20-89 updating the fair market value of land.

AYES: Councilmembers: Acosta, Angel, Delgado, Retamoza, and Mayor Olmos.

NAYS: None.

c. **ADOPTED RESOLUTION NO 20-90 AUTHORIZING DESIGNATED CITY EMPLOYEES TO OPEN, MAINTAIN, MAKE TRANSACTIONS, AND CLOSE CITY ACCOUNTS IN VARIOUS BANKS AND FINANCIAL INSTITUTIONS TO CONDUCT CITY BUSINESS**

Accounting Manager Higa presented the staff report.

A motion was made by Acosta, seconded by Angel and carried 5 - 0 to adopt Resolution No. 20-90 authorizing designated City employees to open, maintain, make transactions, and close City accounts in various banks and financial institutions in order to conduct City business.

AYES: Councilmembers: Acosta, Angel, Delgado, Retamoza, and Mayor Olmos.

NAYS: None.

d. **ADOPTED A NO-FEE SPECIAL EVENT PERMIT TO ALLOW CERTAIN BUSINESSES TO OPERATE OUTSIDE WHILE ADHERING TO LOS ANGELES COUNTY PUBLIC HEALTH PROTOCOLS**

Public Works Director Salas presented the staff report.

A motion was made by Angel, seconded by Acosta and carried 5 - 0 to authorize the City Manager to approve a no-fee Special Event Permit for an until such time that restrictions are lifted by the Los Angeles County Department of Public Health and authorize Special Event Permits for use in public and private spaces.

AYES: Councilmembers: Acosta, Angel, Delgado, Retamoza, and Mayor Olmos.

NAYS: None.

URGENCY ITEM ADDED TO THE AGENDA

e. **ADOPTED RESOLUTION 20-91 AMENDING RESOLUTION NO 20-79 APPROVING CHANGES TO THE BALLOT MEASURE LANGUAGE OF THE SOUTH EL MONTE ESSENTIAL SERVICES PROTECTION MEASURE**

City Attorney Taylor presented the staff report.

A motion was made by Angel, seconded by Acosta and carried 5 - 0 to approve Resolution No. 20-91 amending Resolution No. 20-79 approving minor changes to the South El Monte Essential Services Measure.

AYES: Councilmembers: Acosta, Angel, Delgado, Retamoza, and Mayor Olmos.

NAYS: None.

10. **COMMITTEE REPORTS, INCLUDING AB 1234 REPORTS**

Mayor Olmos announced she had attended teleconference meetings for Sanitation District and Greater El Monte Hospital.

11. **CORRESPONDENCE**

a. **DESIGNATED VOTING DELEGATE AND ALTERNATE, LEAGUE OF CALIFORNIA CITIES (LEAGUE) ANNUAL CONFERENCE & EXPO OCTOBER 7-9, 2020, LONG BEACH, CALIFORNIA**

City Clerk Schwartz presented the staff report.

A motion was made by Delgado, seconded by Angel and carried 5 - 0 to designate Mayor Olmos as the Voting Delegate and Mayor Pro Tem Retamoza as the alternate for the League of California Cities Annual Conference.

AYES: Councilmembers: Acosta, Angel, Delgado, Retamoza, and Mayor Olmos.
NAYS: None.

12. **COUNCILMEMBERS' AGENDA** - None

13. **CLOSED SESSION**

At 7:59 p.m. City Attorney Taylor announced City Council would recess to closed session to discuss Items 13.a. and 13.b. listed on the agenda.

At 8:22 p.m. Mayor Olmos reconvened to open session.

a. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Discussion of potential for initiation of litigation pursuant to Government Code Section 54956.9(d)(4) - 1 potential case.

b. CONFERENCE WITH LABOR NEGOTIATOR GOVERNMENT CODE SECTION 54957.6

City Negotiator: City Manager
Employee Organization: Unrepresented Employees

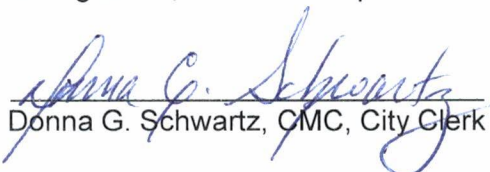
City Attorney Taylor announced Council discussed closed session Items 13.a. and 13.b., there was no reportable action taken.

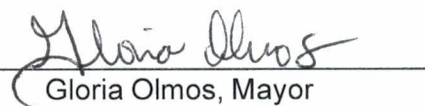
14. **RECESSED COUNCIL MEETING**

The meeting was recessed at 8:22 p.m. and reconvened at 8:25 p.m.

15. **ADJOURNEMENT**

There being no further business coming before this body, at 8:28 p.m. Mayor Olmos adjourned in memory of long time South El Monte Resident, Karl Caston, 93 years old, to August 18, 2020 at 5:30 p.m.


Donna G. Schwartz, CMC, City Clerk


Gloria Olmos, Mayor