

City Council Meeting Minutes of July 21, 2020

- 4.2 Closed Session Pursuant to Government Code Section 54956.8 – Conference with Real Property Negotiator.

Property Location:
Channel Parcel and Fed-Ex Parcel

Name of Party City is Negotiating with:
Stuart Riddle

City's Designated Negotiators:
Betty Donovanik, Community and Economic Development Director; and Dave Gondek, Senior Deputy City Attorney; and Joaquin Vazquez, Assistant City Attorney

Under Discussion:
Both Price and Terms.

General update, direction given but no final action.

- 4.3 Closed Session Pursuant to Government Code Section 54956.9(d)(2) and 54956.9(e)(1) – Conference with Legal Counsel Regarding Significant Exposure to Litigation – One (1) Potential Case.

General update, direction given but no final action.

- 4.4 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation Regarding the Following Matter: Valdez (Estate of Chavez) vs. City of El Monte, et al., Los Angeles Superior Court Case No. 19STCV22449.

The City Council received a briefing from Legal Counsel on this matter unanimous approval was provided but no final action.

- 4.5 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation Regarding the Following Matter: El Rovia vs. City of El Monte, Court Appeal, Second Appellate District Case No. B288134, El Rovia vs. City of El Monte, District Court Central District Case No. 2:19-CV-7506 CAS AFMx, and El Rovia vs. City of El Monte, Los Angeles Superior Court Case No. 19STCP05151.

General update, direction given but no final action.

- 4.6 Closed Session Pursuant to Government Code Section 54956.9(d)(2) and 54956.9(e)(1) – Conference with Legal Counsel Regarding Significant Exposure to Litigation – One (1) Potential Matter.

General update, direction given but no final action.

- 4.7 Closed Session Pursuant to Government Code Section 54957.6 – Conference with Labor Negotiator – Represented Employees:

Bargaining Units Subject to Negotiations: El Monte SEIU Local 721; El Monte Police Mid-Managers Association; El Monte Police Officers Association; Management Group; and El Monte General Mid-Managers Association.

City's Designated Negotiator: Alma K. Martinez, City Manager and John Nguyen, Human Resources/Risk Management Director

General update, direction given but no final action.

m) Mayor Quintero

s) Mayor Pro Tem Morales

5-0

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OPEN SESSION PROCEEDINGS

(Commencing at 6:00 p.m. or as soon thereafter as the City Council reconvene from Closed Session/Short Recess)

5. INVOCATION: **Mayor Quintero**

6. FLAG SALUTE: **Chief of Police, David Reynoso. Present**

7. RECOGNITIONS, HONORS AND COMMUNITY INTEREST PRESENTATIONS: **None**

8. PUBLIC COMMENT REGARDING NON-AGENDIZED MATTERS:

This time has been set aside for persons in the audience to make comments or inquiries on matters within the general subject matter jurisdiction of the City Council, the Housing Authority, the Financing Authority and/or the Water Authority (collectively, the "Council") that **are not listed on this agenda**. Although no person is required to provide their name and address as a condition to attending a Council meeting, persons who wish to address the Council are asked to state their name and address. Each speaker will be limited to three (3) continuous minutes. Speakers may not lend any portion of their speaking time to other persons or borrow additional time from other persons.

Except as otherwise provided under the Brown Act (Gov. Code Section 54950 et seq.), the Council may not deliberate or take action upon any matter not listed on this posted agenda but may order that any such matter be placed on the agenda for a subsequent meeting. The Council may also direct staff to investigate certain matters for consideration at a future meeting.

All comments or queries presented by a speaker shall be addressed to the Council as a body and not to any specific member thereof. No questions shall be posed to any member of the Council except through the presiding official of the meeting, the Mayor and/or Chair. Members of the Council are under no obligation to respond to questions posed by speakers but may provide brief clarifying responses to any comment made or questions posed. The Council may not engage in any sort of prolonged discussion or deliberation with any speaker or group of speakers on matters that are not listed on this agenda.

Enforcement of Decorum: The Chief of Police, or such member, or members of the Police Department as the Chief of Police may designate, shall serve as the Sergeant-at-Arms of any Council meeting. The Sergeant-at-Arms shall carry out all orders and instructions given by the presiding official for the purpose of maintaining order and decorum at the meeting. While members of the public are free to level criticism of City policies and the action(s) or proposed action(s) of the Council or its members, members of the public may not engage in behavior that is disruptive to the orderly conduct of the proceedings, including, but not limited to, conduct that prevents other members of the public from being heard when it is their opportunity to speak or which prevents members of the audience from hearing or seeing the proceedings. Members of the public may not threaten any person with physical harm or act in a manner that may reasonably be interpreted as an imminent threat of physical harm. All persons attending the meeting must adhere to the City's policy barring harassment based upon a person's race, religious creed, color, national origin, ancestry, physical handicap, medical condition, marital status, gender, sexual orientation or age.

Councilmember Martinez Muela – As the late iconic representative John Lewis stated when you see something that is not right, not fair, not just you have to speak up you have to do something rest in power Congressman. Thank you for being an inspiration and more so the epitome of fearless leadership. Community and Council it is a mockery of good governance when an elected member of the City Council has to resort to have their statement read during the public comment section of the meeting. It is a blatant disrespect to the 116,000 residents that live in this City to have one person the person presiding over the meeting in this case the Mayor censor those who are elected to represent them as well as those trying to participate in public meetings. Yes, I said it censored. Censorship is happening and you may be complicit. For clarity the definition of censor is an official who examines material that is about to be released such as books, news and art and suppresses any parts that are considered obscene, politically unacceptable or threat to security. I emphasize suppress any parts that are politically unacceptable. As witnessed at the last meeting the Mayor attempted to dismiss the public comment in effect censoring

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residents he has also taken to censoring the City Council comments and communications. As of today the president of our meetings has manipulated the meeting five times to not allow all members of this Council to discuss their Council communication items five times. Residents tune in to hear their ideas be voiced by the Council and they have been violated. This is a complete disregard for their time and their concerns. Members of the Council I ask a simple question when was the last time you were silenced or your first amendment rights stifled? The answer two weeks ago on July 7, 2020 when you were not able to openly discuss your items important enough to you to include on the City public agenda. Mr. Velasco don't you think the community deserved to know how the census is going? Because I did address the Council and the community and nonetheless there were items issued on the last public agenda that Mr. Velasco pointed out which was the census that I think you would of liked to talk about at the last meeting or Mayor Pro Tem listing that she wanted to talk about the upcoming Farmer's Market that had not yet started. This community deserves better even when you don't have an item listed on your Council communications regardless if a member puts an item up for discussion on their agenda they should be heard. Am I fighting today to be heard the answer is absolutely. After experiencing censorship of the Mayor I must speak out. Am I fighting for you to be heard absolutely I would hate for you to have the exact same treatment. Together we can correct these wrongs for the good of those who have elected you to support the first amendment and in reverence to your responsibility to your constituents please vote to ensure that all members have the opportunity at each meeting to present their concerns on behalf of the community including public comment.

m) Councilmember Martinez Muela

s) Councilmember Ancona

to appeal the Mayor's order to summarize the public comments that were submitted and make sure that they get recorded into the meeting minutes as part of the record of this meeting.

2-3 (Mayor Quintero, Mayor Pro Tem Morales and Councilmember Velasco No)

Jean Escalera – Yes, I would like to hold a Prayer El Monte Day in an area big enough to hold many people to Pray Together for an end of the Covid 19 virus and the end of Racism here in El Monte. I know there is the issue of social distancing, but if we were to section off an area of Lambert Park where people could gather together in Prayer it would be so nice! They did this recently in San Diego and I for one feel this is so needed. Last year I subbed as a Teacher for the elementary schools in El Monte, and was privy to some disrespectful students. Also, I am originally not from El Monte, and I have heard some racist comments from all sides. I am white, and have been told things like: "I wouldn't move to that state because there are too many white people, or I will not go to "that Church-Nativity Catholic Church because there are too many white people." I mean there is a lot of racism here and frankly I am tired of it. I think if people want to see a change they must stop looking at color etc. and look at who the person is on the inside. I think if we kept it light and just said that we are gathered in Prayer to put a stop to hatred and the end of the virus. It could happen if we tried. I think the gathering in San Diego was called Pray San Diego, and someone did a video of the event and it was beautiful-showing people of all races gathered together in prayer practicing social distancing. I know there is probably racism on all sides. I am just expressing my own experiences. It hurts too, because my Grandparents came from different countries and Great Grandparents. They were all poor trying to earn a living like everyone else.

Cosme Jimenez – Good evening City Council and City Staff. Mr. Mayor I have been reviewing the requirements to participate during Public Comments and one of them is Enforcement of Decorum and the second one is Disruptive to the Orderly Conduct. My main concern is that you Mayor are expecting everybody to respect the Rules but looks like they do not apply to you when it comes to Council members that do not agree with you or say yes all the time. I think it is time for you to Act like a Mature Person and believe in a Democratic Process. Council woman Martinez and Council woman Ancona do not have to say yes all the time because they are representing the People of El Monte and have the right to Agree or Disagree. Councilwoman Morales and Councilmember Velasco have to say yes all the time because you help them with a lot of Money during their last Election. That proves that they rather Support you and follow your orders, than believe in a Democracy. And do not forget Mr. Mayor that people Elected 5 Council Members and not 3 that say yes all the time. One Last thing is related to Budget Committee that you want to select and you keep saying that you believe in Transparency but at the same time you are calling your Compadres and Comadres only and of course, they say yes all the time so they are qualified.

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Gabriel Ramirez – Good evening City Council, City Staff, and residents. At the previous City Council meeting Councilwoman Martinez-Muela and Councilwoman Ancona attempted to have their voices silenced by Mayor Quintero over basic protocol. Residents (mainly registered voters) witnessed this, as the video portion went viral on various social media platforms. I would like the Mayor to appreciate that this community is not naive or ignorant as he may believe. We may not all be lawyers, but the one thing Residents of this community will not stand for, is the mistreatment of our female elected officials over ego & macho pride. If the current Mayor for the “friendly” City of El Monte is no longer capable to withstand constructive criticism; maybe elected office isn’t for him anymore and he should consider not running for reelection. The vast majority of this community will support Mayor Andre Quintero to not run for reelection. Lastly, I recommend City council members seek a remedy to reinstate the rotating Mayor spot and not wait until next election.

Melissa Michelson – As an elected member of the LA County Democratic Party for this Assembly District as well as a California Democratic Party delegate, I wish to express my extreme dismay at the Mayor Quintero’s treatment of Councilwoman Martinez-Muela at the last city council meeting. I fully appreciated her attempt to stand up for the rights of the public to voice their messages. I find it disturbing and frankly questionable that the mayor was supposedly “acting on the advice of counsel”, as he said, to summarize the letters to be entered into the record rather than read them aloud. It is also unacceptable that when public letters in El Monte City Hall are read aloud, that any councilmember interject their own commentary, like the Mayor did, as seen in a July 10 posting of the video that is making its way all over the Internet. Councilwoman Martinez-Muela was right to correct him on that point, but that is when the Mayor unprofessionally raised his voice at her saying that HE was the one that had the mic and then he continued commenting on the public’s letter that there was no truth in it, completely ignoring what the Councilwoman was trying to tell him before he rudely and aggressively interrupted her. This disturbing exchange and behavior from the mayor serves as an example to other municipal governments as to how NOT to conduct a city council meeting, and I expect that Mr. Quintero first and foremost publically apologize to the councilwoman, and immediately cease such conduct in the future.

Antonio Perez – Hello El Monte City Council, As a concerned citizen of El Monte I'm very concerned why are we having Farmers Market during the pandemic COVID-19? I'm sure you are well aware according to Los Angeles County Department of Public Health El Monte COVID 19 cases 2,578, and 76 death cases, it is very contradicting to Mayor Andre Quintero and those who agree to put on the Farmers Market during this difficult times. You are putting El Monte residents and other community members from outside of El Monte at risk. I recommend city council to effective immediately cancel Famers Market until we are cleared. Do the right thing for the sake of the community please have the compassion and protect the lives of the community not putting them on jeopardy.

Charles Hoffman – My name is Chuck Hoffman, resistant of The City of El Monte. Good evening, Council members, city staff and public. It saddens me one cannot attend council meetings at this time, to voice their concerns of what is going on in our city to this council in person! I have been very disappointed with the council meetings as of late for many reasons! (Yes I am watching) Some of your members have been going after elected officials and city staff, because they do not seem to jump high enough and they seem unable to understand why they don’t jump as high as they want them too! Why one thinks the city is not being transparent just because they seem to have blinders on and do not know or ask or wish to listen or read what is going on? Council Communication: (City Council is unable to address or complete all agenized Closed Session items by 7:00 p.m., the Council will hear all such remaining items toward the end of the meeting, immediately following Council Communications) So it is written and if the meetings were to start at 7pm there might be time to get to some council communication and maybe not? Also it would not hurt to have council limited to a time for their communication, has the public is for their public comments! I wish to leave you with these thoughts. This is our City not your City but our City! No one asking me what I think! Before this pandemic I had a cow that die. (MY COW IS DEAD; I DO NOT NEED YOUR BULL.) I trust I've addressed this council as a whole? Thank you for this time to express couple of my thoughts and concerns, there are a lot much!

9. CITY TREASURER’S REPORT: **None**

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10. DEMAND RESOLUTION NO. D-625

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL MONTE, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID.

THE CITY COUNCIL OF THE CITY OF EL MONTE, CALIFORNIA, DOES RESOLVE AS FOLLOWS: SECTION 1. That the attached list of claims, demands, and payroll totaling \$5,739,353.10 have been examined by the City Treasurer and that warrant numbers 1091764 through 1092235 and the payroll period ending June 30, 2020 inclusive are hereby allowed in the amounts and ordered paid out of the respective funds as set forth.

m) Mayor Quintero
s) Mayor Pro Tem Morales 5-0

11. APPROVAL OF MINUTES:

Special Meeting Minutes of June 5, 2020

m) Mayor Quintero
s) Councilmember Velasco 5-0

Regular Meeting Minutes of June 16, 2020

m) Mayor Quintero
s) Mayor Pro Tem Morales 5-0

Adjourned Regular Meeting Minutes of June 23, 2020

m) Mayor Quintero
s) Councilmember Ancona 5-0

Regular Meeting Minutes of July 7, 2020.

Item was tabled

12. CONSENT CALENDAR:

All matters listed under the Consent Calendar are considered to be routine in nature and may be enacted by one motion approving the recommendation listed on the Agenda. One or more items may be removed from the Consent Calendar so that they may be discussed, considered and voted upon individually by the Council. A matter may be removed from the Consent Calendar and taken up separately by way of a seconded motion of any member of the Council with the approval of a majority of the Council quorum.

12.1 Waiver of Full Reading of Ordinance(s).

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Approval to waive full reading (except title) of all ordinances appearing on the City Council agenda as authorized under Government Code Section 36934, unless otherwise directed by the City Council.

Total Cost: N/A Account No: N/A
Is the cost of this item budgeted? N/A

m) Mayor Quintero
s) Councilmember Velasco 5-0

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- 12.2 Approval of Grant Agreements By and Between the City of El Monte and the State of California Office of Traffic Safety for Fiscal Year 2021 (Grant Agreements PT21114 and TR21043).

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Authorize staff to enter into a grant agreements (PT21114 and TR21043) with the State of California, Office of Traffic Safety (OTS) for Fiscal Year 2021; and
2. Authorize the City Manager, or her designee, to sign all grant related documents as the authorized representative of the City of El Monte.

Total Cost: \$0

Account No: N/A

Is the cost of this item budgeted? N/A

m) Mayor Quintero

s) Councilmember Velasco 5-0

- 12.3 Approval of a Resolution to Approve a Memorandum of Understanding By and Among the City of El Monte and the Other Homeless Cohort Cities (Baldwin Park and South El Monte) to Implement Measure-H Cities Homeless Plan Grant Funds.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

1. Adopt the proposed Resolution approving a Memorandum of Understanding by and among the City of El Monte and the Homeless Cohort Cities (Baldwin Park and South El Monte) to implement Measure-H Cities Homeless Plan Grant Funds; and
2. Authorize the City Manager, or her designee, to execute the Memorandum of Understanding.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 10165

m) Mayor Quintero

s) Councilmember Velasco 5-0

- 12.4 Approval of Recommendation to Adjust Lambert Park Phase I Construction Budget and Approval of Professional Service Amendments with MIG and NV5.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

1. Authorize the expenditure of Quimby in lieu fees in the amount of \$257,857 for Lambert Park Phase I Construction Budget;
2. Consider and approve Amendment No. 4 to the Professional Services Agreement with MIG to provide additional Construction Support Services for Lambert Park Phase I construction for an amount not-to-exceed \$35,000;
3. Authorize the City Manager, or her designee, to execute Amendment No. 4 to the Professional Services Agreement with MIG for Lambert Park Phase I Construction Support;
4. Consider and approve Amendment No. 1 to the Professional Services Agreement with NV5 to reallocate contract funds for additional construction management and inspection services for Lambert Park Phase I construction for an amount not-to-exceed \$122,857; and
5. Authorize the City Manager, or her designee, to execute Amendment No. 1 to the Professional Service Agreement with NV5 for Lambert Park Phase I Construction Management and Inspection Services.

Total Cost: \$305,857

Account No: 282-67-819-8601 (\$ 35,000)

282-67-819-8221 (\$148,000)

Is the cost of this item budgeted? Yes

282-67-819-8214 (\$122,857)

m) Mayor Quintero

s) Councilmember Velasco 5-0

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- 12.5 Approval of a Contract Service Agreement with Clean Harbors Environmental for the Operation of the City's Household Hazardous Waste Collection Program and On-Call Hazardous Waste Collection for Three (3) Years with the Option for Two (2) One (1) Year Extensions for an Amount Not-to-Exceed \$90,000 Per Year.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

1. Consider and approve a Contract Service Agreement with Clean Harbors Environmental Services, Inc. for the operation of the City's Household Hazardous Waste Collection Program and on-call hazardous waste collection for an amount not-to-exceed \$90,000; and
2. Authorize the City Manager, or her designee, to execute a Contract Service Agreement with Clean Harbors Environmental Services, Inc.

Total Cost: \$90,000

Account No: 207-63-631-6269

Is the cost of this item budgeted? Yes

m) Mayor Quintero

s) Councilmember Velasco 5-0

- 12.6 Approval of First Amendment to Professional Services Agreement with Enthalpy Analytical for Services to be Provided in Fiscal Year 2020-2021 and for Services Previously Rendered for Fiscal Year 2019-2020.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. That the City Council approve the attached First Amendment to the Existing Agreement with Enthalpy Analytical Authorizing a Budget of \$100,000 in expenditures for FY 2020-2021 and Authorizing Payment of Sums for Services Rendered During FY 2019-2020 (From August 2019 to the end of the Fiscal Year) in the amount of \$60,000.

Total Cost: Additional \$160,000

Account No: 600-67-696-6161

Is the cost of this item budgeted? Yes

m) Mayor Quintero

s) Councilmember Velasco 5-0

- 12.7 Approval of the Purchase of Fifty-Seven (57) HP Laptop Computers as an Emergency Purchase During the COVID-19 Pandemic to Facilitate Statewide Stay-at-Home Orders and Continue Operations for a Total Cost of \$109,144.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the purchase of fifty-seven (57) HP laptop computers as an emergency purchase during the COVID-19 pandemic to facilitate statewide stay-at-home orders and continue operations for a total cost of \$109,144.

Total Cost: \$109,144

Account No: 100-71-731-6218

Is the cost of this item budgeted? No

259-71-711-6218

m) Mayor Quintero

s) Councilmember Velasco 5-0

- 12.8 Approval of Recommendation to Authorize Prepayment of the Monthly Unfunded Accrued Liability (UAL) Portion of the CalPERS Retirement Costs Budgeted for Fiscal Year 2020-2021.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

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1. Consider and authorize the prepayment of the Unfunded Accrued Liability (UAL) portion of the CalPERS retirement costs budgeted for Fiscal Year 2020-2021 at a discounted rate; and
2. Direct staff to pay the UAL portion of the budgeted retirement costs for Fiscal Year 2020-2021 to CalPERS on or before July 31, 2020 in the total amount of \$1,439,806.

Total Cost: \$1,439,806

Account No: 200-11-112-5224

Is the cost of this item budgeted? Yes

m) Mayor Quintero

s) Councilmember Velasco 5-0

- 12.9 Approval of the Third Amendment to the Building and Safety Professional Services Agreement with Interwest Consulting Group to Reduce the Recovery Fee from Thirty-Five Percent (35%) to thirty Percent (30%) for Fiscal Year 2020-2021.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Approve the Third Amendment to the Building and Safety Professional Services Agreement with Interwest Consulting Group to reduce the recovery fee from thirty-five percent (35%) to thirty percent (30%) for Fiscal Year 2020-2021; and
2. Authorize the City Manager or her designee to execute the Third Amendment to the Building and Safety Professional Services Agreement with Interwest Consulting Group.

Total Cost: N/A

Account No: 100-61-612-6111 (Building

Is the cost of this item budgeted? Yes

Contract Services)

m) Mayor Quintero

s) Councilmember Velasco 5-0

13. **PUBLIC HEARINGS:**

- 13.1 A Public Hearing to Consider an Appeal of Planning Commission Resolution No. 3547 Denying Conditional Use Permit No. 06-19 for the Establishment of an Off-Sale Beer and Wine License Within an Existing Gasoline Station Convenience Market Located at 3266 Santa Anita Avenue.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Open the public hearing;
2. Receive presentation from staff;
3. Pose questions to staff;
4. Allow members of the public to offer comment;
5. Pose follow-up questions to staff;
6. Close the public hearing; and
7. Adopt, by no less than three (3) affirmative votes, (a) a Resolution to allow the ancillary off-sale of beer & wine at the existing gasoline station; or (b) a resolution to uphold the Planning Commission's decision and deny the ancillary off-sale of beer & wine at the existing gasoline station.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 10166

Item will be continued to a future meeting.

- 13.2 A Public Hearing to Consider and Approve a Resolution Approving Submission of an Application for Permanent Local Housing Allocation (PLHA) Program Funds.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

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It is recommended that the City Council:

1. Open the public hearing;
2. Receive presentation from staff;
3. Allow a public comment period;
4. Close the Public Hearing;
5. Adopt the proposed Resolution approving an application for state funds from the California Department of Housing and Community Development's Permanent Local Housing Allocation Program (PLHA); and
6. Authorize the allocation of PLHA funds in accordance with the published Five-Year Allocation Plan; and
7. Authorize the City Manager, or her designee, to execute the PLHA program application on behalf of the City and enter into, execute, and deliver all other documents required or deemed necessary or appropriate to evidence and secure the PLHA grant funds.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 10167

m) Mayor Quintero
s) Mayor Pro Tem Morales **5-0**
Open P.H.

m) Mayor Quintero
s) Mayor Pro Tem Morales **5-0**
Close P.H.

m) Mayor Quintero
s) Mayor Pro Tem Morales **5-0**
Resolution No. 10167

13.3 A Public Hearing to Consider and Approve a Substantial Amendment to the City of El Monte Citizen Participation Plan (CPP) to Provide No Less than Five (5) Days for Public Comments for Citizen Participation in the Development of the Consolidated Plan Documents and Any Subsequent Amendment.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Open the public hearing;
2. Receive the presentation from staff;
3. Allow members of the public to offer comment;
4. Close the public hearing; and
5. Approve the Substantial Amendment to the City of El Monte Public Participation Plan.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 10168

m) Mayor Quintero
s) Mayor Pro Tem Morales **5-0**
Open P.H.

m) Mayor Quintero
s) Mayor Pro Tem Morales **5-0**
Close P.H.

m) Mayor Quintero
s) Mayor Pro Tem Morales **5-0**
Resolution No. 10168

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- 13.4 A Public Hearing to Consider and Approve an Ordinance Amending Chapter 8, Adding a New Chapter 8.45 (Rental Housing Inspection Program) to the El Monte Municipal Code.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Open the public hearing;
2. Receive presentation from staff;
3. Allow a public comment period;
4. Pose follow-up questions to staff;
5. Close the public hearing; and
6. Approve the proposed Ordinance by no less than three (3) votes, for first reading.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Ordinance No. 2981

Break at 7:58 pm

Return at 8:03 pm

m) Mayor Quintero

s) Mayor Pro Tem Morales

Continue to another date

- 13.5 A Public Hearing to Consider and Approve a Resolution Approving a Written Report Detailing the Amount of the Annual Assessment to be Levied Upon the Owners of Real Property Parcels that Comprise the Klingerman/Bonwood Waste Disposal Service Area and Directing that the Same be Submitted to the Los Angeles County Auditor-Controller for Placement on the Fiscal Year 2020-2021 Property Tax Roll.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Open the public hearing;
2. Receive brief presentation from City staff and pose questions to City staff;
3. Receive public comment, if any;
4. Close Public Hearing and commence deliberation on the approval of a Resolution approving written report detailing the sums to be levied upon individual real property parcels that received trash service and directing that the same be submitted to the Los Angeles County Auditor-Controller for placement on the Fiscal Year 2020-2021 property tax roll.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 10169

m) Mayor Quintero

s) Mayor Pro Tem Morales 5-0

Open P.H.

m) Mayor Quintero

s) Mayor Pro Tem Morales 5-0

Close P.H.

m) Mayor Quintero

s) Councilmember Velasco 5-0

Resolution No. 10169

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14. REGULAR AGENDA:

- 14.1 Consideration and Approval of a Resolution to Approve the Gann Appropriation Limit for Fiscal Year 2020-2021.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Approve a Resolution to set the City's Expenditure Limit for FY 2020-2021 at \$149,851,793.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 10170

m) Mayor Quintero

s) Mayor Pro Tem Morales

5-0

- 14.2 Consideration and Approval of a Resolution for the Annual Setting of Property Tax Rate to Satisfy Obligations of City's Voter Authorized Indebtedness – Fiscal Year 2020-2021.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Approve the attached Resolution fixing the rates of taxes and levying taxes for Voter authorized Indebtedness of the City for Fiscal Year 2020-2021.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 10171

m) Mayor Quintero

s) Mayor Pro Tem Morales

5-0

- 14.3 Consideration and Approval of a Virtual Job Fair Program to Promote Employment Opportunities for El Monte Residents in Response to the Coronavirus COVID-19 Pandemic.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Approve a Virtual Job Fair Program to promote employment opportunities for El Monte residents in response to the Coronavirus COVID-19 pandemic.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

m) Mayor Quintero

s) Councilmember Velasco

5-0

- 14.4 Consideration and Approval of a Resolution Adopting a Vehicle Miles Traveled (VMT) Baseline and Thresholds of Significance for the Purpose of Analyzing Transportation Impacts Under the California Environmental Quality Act.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

City Council Meeting Minutes of July 21, 2020

1. Consider and approve a Resolution adopting a Vehicle Miles Traveled (VMT) Baseline and Thresholds of Significance for the purpose of analyzing transportation under the California Environmental Quality Act (CEQA).

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 10172

m) Mayor Quintero

s) Mayor Pro Tem Morales

5-0

- 14.5 Consideration and Approval of a Resolution of the City Council of the City of El Monte (1) Submitting to the City's Qualified Voters a Ballot Measure Proposing Authorization of the Low Rent (Affordable) Housing Projects Pursuant to Article XXXIV of the California Constitution and Section 9222 of the California Elections Code; (2) Requesting the County of Los Angeles to Provide Specific Election Services; (3) Setting Priorities for Filing Written Arguments and Rebuttals; and (4) Directing the City Attorney to Prepare an Impartial Analysis.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Receive presentation from staff; and
2. Consider and approve the proposed Resolution by no less than three (3) affirmative votes.

Total Cost: \$196,000

Account No: 100-21-221-6162

Is the cost of this item budgeted? Yes

Resolution No. 10173

m) Councilmember Martinez Muela

s) Councilmember Ancona

to extend the City Council meeting to include all Council communication through the end of the agenda

2-3 (Mayor Quintero, Mayor Pro Tem Morales and Councilmember Velasco No)

m) Mayor Quintero

s) Mayor Pro Tem Morales

5-0

Resolution No. 10173

500 units instead of 300 and also that the letters be HN for Housing Now and designate the Mayor to prepare the ballot argument in favor

- 14.6 Consideration and Approval of a Resolution of the City Council of the City of El Monte Accepting the Withdrawal of a Citizen-Initiated Cannabis General Tax Measure Pursuant to California Senate Bill 1153 and Confirming the City's Taxation of Commercial Cannabis Activities Pursuant to its Measure PC.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Receive presentation from staff; and
2. Consider and approve the proposed Resolution by no less than three (3) affirmative votes.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 10174

m) Mayor Quintero

s) Councilmember Velasco

5-0

Resolution No. 10174

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- 14.7 Consideration and Approval of a Resolution Updating and Amending the City of El Monte Executive Benefits Profile and Repealing Resolution No. 10087 to Reflect the Ten Percent (10%) Furlough Savings.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the attached Resolution updating and amending the City of El Monte Executive Benefits Profile and repealing and replacing Resolution No. 10087.

Total Savings: \$163,000

Account No: General Fund

Is the cost of this item budgeted? Yes

Resolution No. 10175

m) Mayor Quintero

s) Councilmember Velasco

5-0

Resolution No. 10175

15. CITY ATTORNEY'S AGENDA:

16. CITY MANAGER'S AGENDA:

16.1 COVID-19 Update.

16.2 Fourth of July Update.

16.2 Fiscal Year 2020-2021 Budget Update.

17. WRITTEN COMMUNICATIONS:

18. COUNCIL COMMUNICATIONS/REPORTS:

18A. Mayor Quintero

18B. Mayor Pro Tem Morales

18B.1 Discussion Regarding Farmers Market Update.

18C. Councilwoman Ancona

18D. Councilwoman Martinez Muela

18D.1 Discussion Regarding Bridging the Technology Gap a Partnership with the American Legion to Support Parents, Students and Seniors in Distance Learning and Online Communication Modes Via Technology Training Classes.

18D.2 Discussion Regarding Rising Large Number of COVID Cases in El Monte.

- i. Possibly postponing current community gatherings and give direction to staff to create immediately a "Stopping the Spread" Multi-Lingual Marketing Campaign.

18D.3 Discussion Regarding FY 20-21 Budget

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- i. Request for public documents regarding Budget as prepared and delivered to the Bargaining Units be delivered to each Councilmember at least 48 hours prior to Budget Workshop.

18D.4 Discussion Regarding Suppression of the City Council by Manipulation of the Council Meetings to Consistently Eliminate Council Communications.

- i. Recommended Action: Move Council Communication to the Beginning of the Meeting.

18D.5 Discussion Regarding Protocols for the Termination of Executive Employees.

18D.6 Discussion and Action Regarding Adding to the November Ballot a Rotating Mayorship Measure.

- i. Recommended Action: Add a ballot allowing voters to vote to change the current elected mayor system to a rotational mayor system based on seniority. This measure is an effort for cost savings as well as supporting a more collegial City Council.

18E. Councilman Velasco

18E.1 Discussion Regarding Census 2020 Update.

18E.2 Discussion Regarding Farmers Market on Main Street.

18E.3 Discussion Regarding Al Fresco Outside Dining.

18E.4 Discussion Regarding the Drive-In Movie Events on Main Street.

19. ADJOURNMENT: Adjourn in Memory of Mrs. Josephine Reyes, Volunteer for El Monte Fillies and El Monte National Little League; Adjourn in Memory of San Gabriel Valley Municipal Water District Board Member Raul Romero; and Adjourn in Memory of Congressman John Lewis.

Meeting was adjourned at 10:00 pm to an adjourned to a Regular Meeting on July 29, 2020 at 6:00 pm.

The next Regular Meeting of the City Council will be held on **August 18, 2020** at 6:00 p.m. This Agenda will be posted on the City's website, www.ci.el-monte.ca.us, and physically posted no less than 72 hours prior to the start of the subject regular meeting. Although it is the City's practice and desire to electronically post a copy of this Agenda along with supporting material as part of its website posting, the size or formatting of certain supporting materials may render their website posting infeasible. Nevertheless, all supporting materials related to any item on this Agenda, that is made available to the members of the council may be inspected by members of the public at the City Clerk's Office located at 11333 Valley Boulevard, El Monte, Monday through Thursday, 7:00 am – 5:30 pm. For more information, please call the City Clerk's Office at 626-580-2016.

All public meetings and events sponsored or conducted by the City of El Monte are held in sites accessible to persons with disabilities. Requests for accommodations may be made by calling the office of the City Clerk at (626) 580-2016 at least three (3) working days prior to the event, if possible. This Agenda and copies of documents distributed at the meeting are available in alternative formats upon request.

Catherine A. Eredia, City Clerk
City of El Monte

APPROVED:

Andre Quintero, Mayor
City of El Monte