



Gloria Olmos, Mayor
Gracie Retamoza, Mayor Pro Tem
Manuel Acosta, Councilmember
Richard Angel, Councilmember
Hector Delgado, Councilmember

Anthony R. Taylor, City Attorney
Rachel Barbosa, City Manager
Donna G. Schwartz, City Clerk

CITY OF SOUTH EL MONTE

REGULAR MEETING OF THE SOUTH EL MONTE CITY COUNCIL

AGENDA

October 13, 2020 at 6:00 PM
City Council Chambers
1415 N. Santa Anita Avenue
South El Monte, CA 91733

EFFECTIVE SEPTEMBER 8, 2020

City Councilmembers have returned to City Hall to Conduct City Council Meetings.
These Meetings are not Open to the Public until Further Notice.

SPECIAL NOTICE REGARDING COVID-19

On March 17, 2020, Governor Newsom issued Executive Order N-29-20 in response to the COVID-19 pandemic, which authorizes the City Council to hold public meetings via teleconferencing and to make public meetings accessible telephonically or otherwise electronically to all members of the public seeking to observe and to address the local legislative body. All requirements of the Brown Act requiring the physical presence of Council Members, staff, or the public as a condition of participation in or quorum for a public meeting have been waived.

Public participation will be allowed via the information below.

TELECONFERENCE

Members of the public will have access to listen to and participate in the meeting by calling-in at the information below. Teleconference participation shall be available to the public at the following USA Toll-Free number,
1-888-204-5987, Access Code: 9671457.

LIVE TELECAST

The public may also view a live telecast online at
www.cityofsouthelmonte.org/129/City-Council-Agendas-Minutes

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) 579-6540 to leave a voicemail message. All comments received an hour before the scheduled meeting will be added to the City Council agenda as part of the public comment.

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 N 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 and Adjourned 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 at (626) 579-6540 ext. 3280 or (626) 274-0412 Cell or Paola Lara, Deputy City Clerk at (626) 579-6540 ext. 3220 or (626) 522-5341 Cell.

[Agenda Begins on the Following Page]

1. **ROLL CALL** Councilmembers: Acosta, Angel, Delgado, Retamoza, and Mayor Olmos
2. **PLEDGE OF ALLEGIANCE** Mayor Pro Tem Gracie Retamoza
3. **INVOCATION** Planning Commissioner Jeff Ortiz
4. **PRESENTATIONS** None.
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 comment on any matter that is within the subject matter jurisdiction of the City Council, including items on the agenda. Each speaker may speak for up to five minutes. With respect to non-public hearing agenda items, speakers shall provide their comments at this time. With respect to public hearing agenda items, speakers are encouraged to speak during the public hearing if they want their comments to be included in the record of the public hearing. Unless a majority of the Council objects, the Mayor may provide to speakers more or less time to speak. Any documents for review should be presented to the City Clerk for distribution.

7. **CONSENT CALENDAR**

Items on the consent calendar are considered 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. **SPECIAL CITY COUNCIL MEETING, ADJOURNED REGULAR CITY COUNCIL MEETING, AND REGULAR CITY COUNCIL MEETING MINUTES**

Staff seeks Council approval of the Minutes for the Special Meeting of September 16, 2020, Adjourned Regular and Regular Meetings of September 22, 2020, and Special Meeting of September 29, 2020.

RECOMMENDED ACTION: Staff recommends City Council approve the above referenced minutes.

7.b. WARRANTS

Authorizing payment of City expenditures for the period of September 23, 2020 through October 13, 2020 totaling \$1,536,444.33.

RECOMMENDED ACTION: Staff recommends City Council adopt Resolution No. 20-105, authorizing payment of City expenditures.

7.c. CONSIDERATION OF RESOLUTION NO. 20-106, APPROVING AMENDMENT NO. 1 TO THE AGREEMENT WITH CALPROMAX ENGINEERING FOR PUBLIC WORKS SERVICES FOR THE TRAFFIC SIGNAL REHABILITATION PROJECT AT RUSH STREET AND PECK ROAD (PROJECT NO. 67-900-9020-293)

On November 12, 2019, the City Council awarded an agreement for Public Works Services to Calpromax Engineering (Agreement) for the rehabilitation of the traffic signal at Rush St. and Peck Rd. (Project No. 67-900-9020-293). An extension of the term of the Agreement is necessary for project completion. No additional compensation is required.

RECOMMENDED ACTION: Staff recommends City Council adopt Resolution No. 20-106, approving amendment no. 1 extending the term of the Public Works Services Agreement between the City and Calpromax Engineering to November 12, 2021.

7.d. CONSIDERATION OF RESOLUTION NO. 20-107, APPROVING AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH KOA CORPORATION FOR DESIGN ENGINEERING SERVICES FOR THE SANTA ANITA AVENUE & KLINGERMAN STREET, SANTA ANITA AVENUE & RUSH STREET, AND SANTA ANITA AVENUE & CENTRAL AVENUE SIGNAL MODIFICATION PROJECT (HSIPL 5352(019))

On October 23, 2018, the City Council awarded a Professional Services Agreement to KOA Corporation for Design Engineering Services for the Santa Anita Avenue & Klingerman Street, Santa Anita Avenue & Rush Street, and Santa Anita Avenue & Central Avenue Signal Modification Project (HSIPL 5352(019)). An extension of the term of the agreement is necessary for design phase completion. No additional compensation is required.

RECOMMENDED ACTION: Staff recommends City Council adopt Resolution No. 20-107, approving amendment no. 1 extending the term of the Professional Services Agreement between the City and KOA Corporation to October 23, 2021 to complete the project.

7.e. **CONSIDERATION OF RESOLUTION NO. 20-108, APPROVING AMENDMENT NO. 1 TO THE AGREEMENT WITH THE COUNTY OF LOS ANGELES FOR THE ELDERLY NUTRITION PROGRAM SERVICES**

On July 1, 2020, a one-year agreement between the County of Los Angeles through its Department of Workforce Development, Aging and Community Services (WDACS) and the City of South El Monte was entered into to assist with the funding for the City's Elderly Nutrition Program Services. This Amendment will increase the allocated baseline funding from \$209,000 to \$288,000 resulting in an increase of \$79,000 for Fiscal Year (FY) 2020-21 only.

RECOMMENDED ACTION: Staff recommends City Council adopt Resolution No. 20-108, approving amendment No. 1 to the agreement with the County of Los Angeles and authorizing the City Manager to execute the agreement.

7.f. **CONSIDERATION OF RESOLUTION NO. 20-109, APPROVING THE AGREEMENT WITH THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY ASSOCIATED WITH THE RECEIPT OF FEDERAL TRANSPORTATION AUTHORITY (LACMTA) SECTION 5310 GRANT FUNDING FOR TRANSPORTATION SERVICES**

On July 30, 2019, the City submitted a Federal Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities Program grant application to enhance the transportation division's efficiency. On September 16, 2020, the Los Angeles County Metropolitan Transportation Authority (LACMTA) notified the City that \$272,089 was awarded to the City for traditional capital and operating improvements. As part of the follow-up application process, LACMTA requires a resolution, authorizing the City Manager to enter into an agreement with LACMTA for the grant funds.

RECOMMENDED ACTION: Staff recommends City Council adopt Resolution No. 20-109, approving the agreement and authorizing the City Manager to enter into a grant contract with LACMTA for the Federal Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities Program grant.

7.g. **APPROVAL OF PROPOSED DARK CITY COUNCIL MEETING DATES**

Staff is requesting City Council consider "going dark" on Tuesday, November 24, 2020, due to the Thanksgiving holiday and Tuesday, December 22, 2020, due to the Christmas holiday.

RECOMMENDED ACTION: Staff recommends City Council "goes dark" on Tuesday November 24, 2020, due to the Thanksgiving holiday and Tuesday, December 22, 2020, due to the Christmas holiday.

7.h. **CONSIDERATION OF RESOLUTION NO. 20-110, APPROVING THE EMPLOYMENT AGREEMENT FOR COMMUNITY DEVELOPMENT DIRECTOR**

Approve the attached resolution and employment agreement for Colby Cataldi as Community Development Director.

RECOMMENDED ACTION: Staff recommends City Council adopt Resolution No. 20-110, approving employment agreement with Colby Cataldi as Community Development Director and authorizing Mayor to execute agreement.

7.i. **CONSIDERATION OF RESOLUTION NO. 20-111, RE-ADVERTISING BIDS FOR ENVIRONMENTAL SERVICES INCLUDING NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REPORTING REQUIREMENTS, AND APPROVING THE EXTENSION OF AGREEMENT WITH JOHN HUNTER AGREEMENT UNTIL JANUARY 30, 2021**

Staff only received one bid during the RFP process. Staff recommends to re-advertise for environmental services to receive at least two bids for price comparisons and to extend the current Environmental Service with Joh L. Hunter to January 30, 2021.

RECOMMENDED ACTION: Staff recommends City Council reject the bid for solicited environmental services including annual NPDES reporting requirements, rebid for environmental services, and adopt Resolution No. 20-111, approving an amendment to the agreement with John L. Hunter to extend the term until January 30, 2021.

8. **PUBLIC HEARINGS** None.

9. GENERAL BUSINESS

9.a. CONSIDERATION OF URGENCY ORDINANCE 1249-U AMENDING URGENCY ORDINANCE 1244-U, COMMERCIAL EVICTION PROTECTIONS AND RESIDENTIAL RENT DEFERRALS RELATING TO THE COVID-19 PANDEMIC

On April 7, 2020, the City Council of the City of South El Monte adopted Urgency Ordinance 1244-U, which established protections against evictions of businesses from commercial property and residential rent deferrals during the current declared state of emergency related to the COVID-19 pandemic. Amendments are necessary to Urgency Ordinance 1244-U in order to ensure that it continues to effectively protect the health, safety, and welfare of the citizens of South El Monte and to address changes in State law.

RECOMMENDED ACTION: Staff recommends City Council adopt Urgency Ordinance No. 1249-U, amending Urgency Ordinance 1244-U to make technical changes relating to commercial eviction protections and residential rent deferrals related to the COVID-19 Pandemic.

9.b. CONSIDERATION OF RESOLUTION NO. 20-112, TO AWARD PROFESSIONAL SERVICES AGREEMENT TO NBS GOVERNMENT FINANCE GROUP FOR A COST ALLOCATION, USER FEE STUDY, AND BUSINESS LICENSE FEE UPDATE STUDY, AND REQUEST FOR AN ADDITIONAL ALLOCATION OF FUNDS

On July 30, 2020, the City issued a Request for Proposals (RFP) for a cost allocation analysis, user fee study, and business license fee update study. There were five firms that submitted proposals by the deadline of August 31, 2020 by 4 p.m. Staff reviewed the proposals, conducted interviews, and determined that, of the five companies NBS Finance Group (NBS) is the consulting firm that best meets the needs of the City and also provided the lowest bid.

RECOMMENDED ACTION: Staff recommends City Council adopt Resolution No. 20-112, awarding a Professional Services Agreement to NBS Government Finance Group, an independent consulting firm serving local governmental agencies in the areas of Cost Allocation Analysis, User Fee Study, and Business License Fee Update. NBS was judged to be the best firm to fulfill the City's needs and was also the lowest cost proposal submitted. Staff is also requesting approval of an allocation of additional funds in the amount of \$17,920, which is the amount in excess of what was previously budgeted in the Fiscal Year 2020-21 budget to perform this study.

9.c. **DISCUSSION AND/OR ACTION - CONSIDERATION OF ASSEMBLY BILL (AB 571) IMPOSING CAMPAIGN CONTRIBUTION LIMITS COMMENCING JANUARY 1, 2021**

Beginning on January 1, 2021, Assembly Bill 571 (AB 571) imposes default campaign contribution limits upon city elected offices and certain regulations relating to campaign funds for cities with no local campaign contribution limit, but also permits cities to enact their own local campaign contribution limits as explained further in the staff report. The City Council is asked to consider either establishing a local campaign contribution limits ordinance or maintaining the status quo of no local ordinance and default to the State requirements of AB 571.

RECOMMENDED ACTION: Staff recommends City Council receive information, discuss, deliberate, and provide direction to staff regarding AB 571 and the following two options: 1. Maintain the status quo of no local ordinance and default to the requirements of AB 571 setting a campaign contribution limit of \$4,700, which is updated by the State in odd-numbered years, and establishing regulations for campaign funds; or 2. Establish an ordinance with local campaign contribution limits lower or higher than the State contribution limit and set standard enforcement regulations as explained further in the staff report.

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

AB 1234 requires that councilmembers must briefly report, orally or in writing, on meetings attended at City expense (for example, Contract City and League of California Cities Conferences, ICSC conferences, etc.) at the City Council meeting following the meeting.

11. **CORRESPONDENCE** None.

12. COUNCILMEMBERS' AGENDA

12.a. MAYOR GLORIA OLMOS

1. Discussion and/or Action on Canvassing Fraud and Misrepresentation of Tax Measure and Census Information
2. Waive fees for the Valle Lindo School District "Drive Thru Costume Parade" for families of Shively Middle School and New Temple Elementary on Friday, October 30, 2020 from 2:00 to 4:00 p.m. in the Shively Middle School Parking Lot.
3. COVID-19 City Facility Space Planning Including Staff Lounge, Exercise Room, Outdoor Patio and Main Area Office Space.

12.b. COUNCILMEMBER MANUEL ACOSTA

1. Update on the Effort to Increase Voter Awareness and Participation in the Upcoming Election.
2. Update on the City's Sales Tax Measure ES to Help Maintain Essential Public Safety and Neighborhood Services in the City.

12.c. COUNCILMEMBER RICHARD ANGEL

1. Consideration of Re-naming El Poche Street to IMS Way Between Santa Anita Avenue/Tyler Avenue.

13. CLOSED SESSION None.

14. ADJOURNMENT Tuesday, October 27, 2020 at 5:30 p.m.