



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

November 10, 2020 at 6:00 PM
City Council Chambers
1415 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** Councilmember Richard Angel
3. **INVOCATION** Accounting Technician, Brianna Badar
4. **PRESENTATIONS**

4.a. **"ENERGY CHAMPION AWARD," PRESENTED TO CITY OF SOUTH EL MONTE ON BEHALF OF SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS**

4.b. **PRESENTATION ON FISCAL YEAR 2018 -2019 FINANCIAL AUDIT RESULTS**

The Certified Public Accounting firm of CWDL was selected by the City through an RFP process to perform the independent audit of the City's books and records. Fiscal year 2018-2019 is the first year of their engagement. As part of their audit process, various steps were performed including transaction testing, an internal control review, confirmations, and analytical procedures in order to provide an opinion on the City's financial statements. The City received a "clean opinion", which recognizes that the books and records are properly reflected in accordance with Generally Accepted Accounting Principles. While performing their audit there were four material weaknesses and four significant deficiencies identified. Each of these will be reviewed and addressed by Staff who will report back to City Council on how they will be corrected.

RECOMMENDED ACTION: Staff recommends City Council receive and file the report.

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 within the subject matter jurisdiction of the City Council, including items on the agenda. Each speaker may speak up to five minutes. With respect to non-public hearing items, speakers shall provide their comments at this time. With respect to public hearing items, speakers are encouraged to speak during public hearing if they want their comments to be included in the record. Unless a majority of the Council objects, the Mayor may provide 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 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. ADJOURNED REGULAR CITY COUNCIL, REGULAR CITY COUNCIL, AND SPECIAL CITY COUNCIL MEETING MINUTES

Staff seeks Council approval of the Minutes for the Adjourned Regular, Regular City Council, and Special City Council Meetings of October 27, 2020.

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

7.b. WARRANTS

Authorizing payment of City expenditures for the period of October 28, 2020 through November 10, 2020 totaling \$442,695.15

RECOMMENDED ACTION: Staff recommends City Council adopt Resolution No. 20-119, authorizing payment of City expenditures.

7.c. ADOPT RESOLUTION NO. 20-120, APPROVING AMENDMENT NO. 9 TO THE AGREEMENT WITH THE COUNTY OF LOS ANGELES FOR THE ELDERLY NUTRITION PROGRAM SERVICES FOR FISCAL YEAR 2019-2020

On July 1, 2016, a four-year agreement between the County of Los Angeles through its Department of Workforce Development, Aging and Community Services (the "County") and the City of South El Monte (the "City") was entered into to assist with the funding for the City's Elderly Nutrition Program Services (the "Agreement"). This Amendment will increase the allocated baseline funding from \$260,361 to \$294,650 resulting in an increase of \$34,289 for Fiscal Year (FY) 2019-20 only. The \$31,000 will be allocated through the Older Americans Act ("OOA") Title III B (Supportive Services and Senior Centers) Disaster Relief funding

RECOMMENDED ACTION: Staff recommends City Council adopt Resolution No. 20-120, approving Amendment No. 9 to the Agreement and authorizing the City Manager to execute the agreement.

7.d. CONSIDERATION OF A BLUE CURB FEE WAIVER REQUEST BY RICHARD GALVEZ FOR 10310 FERN STREET

The City received a written request from Mr. Richard Galvez asking the City to waive all fees for the installation of a disabled blue curb parking spot in front of his home due to financial hardship.

RECOMMENDED ACTION: Staff recommends City Council approve the request to waive the \$400 installation fee and the annual renewal fee of \$25.

7.e. CONSIDERATION OF RESOLUTION NO. 20-121, APPROVING PROJECT ACCEPTANCE AND COMPLETION FOR THE SENIOR CENTER WOMEN & MEN'S RESTROOM RENOVATION PROJECT FUNDED BY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)

Senior Center Women & Men's Restroom Renovation Project was completed in compliance with the plans and specifications by Urban Professional Builders, Inc. The work included renovation of existing women and men's restroom facilities at the Senior Center. The final cost for the construction work completed by Urban Professional, Inc. is \$76,800.

RECOMMENDED ACTION: Staff recommends City Council adopt Resolution No. 20-121, accepting the improvements for the Senior Center Women & Men's Restroom Renovation Project and authorize the City Clerk to record the Notice of Completion. Upon approval, staff will file standard Notice of Completion at County Recorder's Office and release retention accordingly.

7.f. CONSIDERATION OF RESOLUTION NO. 20-122, APPROVING AMENDMENT NO. 3 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 (the "County") and the City of South El Monte (the "City") was entered into to assist with the funding for the City's Elderly Nutrition Program Services (the "Agreement"). This Amendment will increase the allocated baseline funding from \$309,000 to \$404,000 resulting in an increase of \$21,000 for Fiscal Year (FY) 2020-21 only. The \$95,000 will be allocated through supplemental Federal Coronavirus Aid, Relief, and Economic Security Act ("CARES") funding.

RECOMMENDED ACTION: Staff recommends the City Council adopt Resolution No. 20-122, approving Amendment No. 3 and authorizing the City Manager, or her designee, to execute the same.

8. PUBLIC HEARINGS – None.

9. GENERAL BUSINESS

9.a. **CONSIDERATION OF RESOLUTION NO. 20-123, APPROVING A COOPERATIVE AGREEMENT BETWEEN CITY OF SOUTH EL MONTE AND CITY OF EL MONTE FOR THE CONSTRUCTION OF CERTAIN STREET IMPROVEMENTS AND APPROVING AN ADDITIONAL \$228,430 IN MEASURE M FUNDS FOR THE PROJECT**

In June of this year, the City of El Monte contacted the City of South El Monte regarding a cost sharing on certain street improvements that are common to both cities along Fern Street between Chico Avenue and Continental Avenue. The total project cost is estimated at \$1,329,530. South El Monte's share is estimated at \$644,130.

RECOMMENDED ACTION: Staff recommends City Council adopt Resolution No. 20-123, approving the Cooperative Agreement with the City of El Monte for the construction of certain streets improvements in the City of South El Monte. The streets include Fern Street between Chico and Continental. Approve allocating an additional \$228,430 in Measure M funds for this project.

9.b. **CONSIDERATION OF RESOLUTION NO. 20-124, AUTHORIZING THE SUBMISSION OF THE 2020-2021 ANNUAL EXPENDITURE PLAN (ANNUAL PLAN) FOR THE SAFE, CLEAN WATER (SCW) PROGRAM AND APPROVE CREATION OF NEW SEPARATE FUND NUMBER 70 TO TRACK FUNDS RECEIVED AND EXPENDITURES**

The SCW Program is intended to improve water quality in a manner that achieves additional benefits such as increasing water supply and investing in the health and well-being of Los Angeles County communities.

RECOMMENDED ACTION: Staff recommends City Council approve Resolution No. 20-124 authorizing the City Manager to submit the SCW Program Annual Plan to the Flood Control District. and approve Finance Department's creation of new separate Fund number 70 to track funds received and expenditures. Along with the executed fund transfer agreement, the Annual Plan must be submitted to receive the City's 2020/2021 SCW Program funding for water quality projects and programs. The City's 2020-2021 municipal fund is estimated to be \$450,000.

9.c. **STATUS UPDATE, DISCUSSION AND FURTHER DIRECTION ON ASSEMBLY BILL (AB 571) - CAMPAIGN CONTRIBUTION LIMITS BEGINNING JANUARY 1, 2021**

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

DISCUSSION/DIRECTION OF CORRESPONDENCE FROM THE SOUTH EL MONTE EMPLOYEES ASSOCIATION FOR SPONSORSHIP FOR AN EMPLOYEE LUNCH/RECOGNITION TRUCK IN LIEU OF A HOLIDAY RECOGNITION PARTY DUE TO COVID-19 PANDEMIC

The South El Monte Association has a yearly Employee Recognition Awards and Holiday party for employees sponsored by the City of South El Monte. Due to Covid-19 the party is being cancelled and an IN-N-OUT truck will provide employees a Christmas lunch. The IN-N-OUT truck is \$2000 plus tax and will provide 100 meals to all employees.

RECOMMENDED ACTION: Staff recommends City Council approve the allocated sponsorship from account 01-100-1050-5940.

12. COUNCILMEMBERS' AGENDA

12.a. MAYOR GLORIA OLMOS

1. Discussion and/or Action - Turkey Giveaway - City Partnership with Pastor Charlie to host a drive-thru Turkey Giveaway at the Community Center back parking lot on Monday, November 23rd beginning at 2pm. City Staff will provide decorations and delineators for the parking lot area.
2. Discussion and/or Action - Canvassing fraud and misrepresentation of tax measure and Census information.
3. Discussion and/or Action - Look into rezoning property lines for potential businesses coming into the city.


13. CLOSED SESSION

13.a. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION GOVERNMENT CODE SECTION 54956.9(D)(1)

Robert Ramirez vs. City of South El Monte
Case No. 20STLC08015

14. ADJOURNMENT Tuesday, December 8, 2020, 5:30 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 City of South El Monte City Hall, Senior Center and Community Center and made available at www.cityofsouthelmonte.org on this 5th day of November 2020.



CMC, City Clerk