

**CITY OF SOUTH EL MONTE
REGULAR CITY COUNCIL MEETING - MINUTES
TUESDAY, MAY 25, 2021 - 6:00 p.m.**

1. ROLL CALL

Mayor Olmos called the meeting to order at 6:02 p.m.

PRESENT (via Zoom Webinar): Councilmember(s): Acosta, Delgado, Retamoza, Mayor Pro Tem Angel, and Mayor Olmos.

STAFF PRESENT(via Zoom Webinar): Rachel Barbosa, City Manager; Anthony R. Taylor, City Attorney; Rene Salas, Deputy City Manager; Colby Cataldi, Community Development Director; William Fox, Interim Finance Director; Donna G. Schwartz, City Clerk and Robert Molina, Interim Deputy City Clerk.

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. Zoom webinar was provided for the Public.

2. PLEDGE OF ALLEGIANCE – Councilmember Manuel Acosta led the Pledge of Allegiance.

3. INVOCATION – Brianna Badar, Administrative Clerk, Public Works Department, City of South El Monte, offered the invocation.

4. PRESENTATIONS

4.a. City Council received a report and from the Code Enforcement Division of the Community Development Department on code enforcement and public safety activities.

4.b. City Council received a report from the Sheriff's Department and discussed matters concerning law enforcement in the City.

4.c. Mayor and City Council presented a "Certificate of Recognition" to David Del Rio, Valle Lindo School Board Member, for his years of service in the Valle Lindo School District.

5. APPROVAL OF THE AGENDA AND WAIVER OF FULL READING OF ORDINANCES

City Attorney Taylor announced Staff requested to pull Consent Calendar Item 7.c. for discussion.

A motion was made by Mayor Pro Tem Angel, seconded by Councilmember Acosta to pull Item 7.c. for discussion and approve the agenda as amended. Motion carried 5-0, by the following vote:

AYES: Councilmember(s): Acosta, Delgado, Retamoza, Mayor Pro Tem Angel, and Mayor Olmos.

NAYS: Councilmember(s): None.

6. PUBLIC COMMENT

Mayor Olmos opened public comment.

There being no speakers, Mayor Olmos closed public comment.

7. CONSENT CALENDAR

A motion was moved by Mayor Pro Tem Angel, seconded by Councilmember Acosta to approve Consent Calendar Items 7.a. and 7.b. Motion carried 5-0, by the following vote:

AYES: Councilmember(s): Acosta, Delgado, Retamoza, Mayor Pro Tem Angel, and Mayor Olmos.

NAYS: Councilmember(s): None.

7.a. Approved Minutes for the Regular City Council Meeting held Tuesday, May 11, 2021.

7.b. Adopted Resolution No. 21-27, authorizing payment of City expenditures for the period of May 12, 2021 through May 25, 2021 totaling \$552,243.68

ITEM PULLED FROM THE CONSENT CALENDAR FOR DISCUSSION

7.c. **CONSIDERATION AND APPROVAL OF RESOLUTION 21-28 APPROVING AMENDEMNT NO. 2 TO THE AGREEMENT FOR JOINT USE OF COMMUNITY RECREATION FACILITIES BETWEEN THE CITY OF SOUTH EL MONTE AND VALLE LINDO SCHOOL DISTRICT AT DEAN L. SHIVELY MIDDLE SCHOOL**

City Attorney Anthony Taylor introduced the item.

Deputy City Manager Rene Salas noted there was a change to Attachment B, which was posted on the City's website, and presented the staff report.

A motion was made by Mayor Pro Tem Angel, seconded by Councilmember Acosta, to adopt Resolution No. 21-28, approving Amendment No. 2 and allowing the installation of a storage container on Shively Park. Motion carried 5-0, by the following vote:

AYES: Councilmember(s): Acosta, Delgado, Retamoza, Mayor Pro Tem Angel, and Mayor Olmos.

NAYS: Councilmember(s): None.

8. **PUBLIC HEARINGS** – None.

9. **GENERAL BUSINESS**

9.a. **BUDGET WORKSHOP #1 - FISCAL YEAR 2020-2021 AND COVID RELIEF AND RECOVERY FROM THE AMERICAN RESCUE PLAN ACT**

Mayor Olmos announced the item.

City Manager Rachel Barbosa introduced the item and Interim Finance Director William Fox presented the staff report and provided a PowerPoint presentation.

A motion was made by Councilmember Delgado, seconded by Mayor Pro Tem Angel to receive and file the report. Motion carried 5-0, by the following vote:

AYES: Councilmember(s): Acosta, Delgado, Retamoza, Mayor Pro Tem Angel, and Mayor Olmos.

NAYS: Councilmember(s): None.

9.b. **CONSIDERATION OF ORDINANCE 1252, ADDING SOUTH EL MONTE MUNICIPAL CODE SECTION 8.36.065 TO CHAPTER 8.36, TITLED "PUBLIC NUISANCE," TO REGULATE REPEATED VIOLATIONS OF THE MUNICIPAL CODE**

Mayor Olmos announced the item.

City Attorney Anthony Taylor presented the staff report and read the title of the ordinance.

A motion was made by Councilmember Acosta, seconded by Councilmember Delgado to introduce Ordinances 1252, adding Section 8.36.065 to regulate repeat violations of the South El Monte Municipal Code. Motion carried 5-0, by the following vote:

AYES: Councilmember(s): Acosta, Delgado, Retamoza, Mayor Pro Tem Angel, and Mayor Olmos.

NAYS: Councilmember(s): None.

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

Councilmember Retamoza, nothing to report.

Councilmember Acosta, nothing to report.

Councilmember Delgado announced he attended Sheriff Alex Villanueva's 2021 Hate Crime Summit and thanked the Sheriff's department for capturing the suspect that victimized a Lyft driver in the city.

Mayor Pro Tem Angel, nothing to report.

Mayor Olmos announced she attended Sheriff Alex Villanueva's 2021 Hate Crime Summit and her virtual participation in the following meetings: San Gabriel Valley Council of Governments, Greater El Monte, Sanitation District No. 15, Southeast Area Animal Control Authority, and requested the public to continue to support local shops.

11. **CORRESPONDENCE** - None

12. **COUNCILMEMBERS' AGENDA**

12.a. **MAYOR PRO TEM RICHARD ANGEL**

1. Request staff to provide a construction update for the Rush/Peck Intersection Improvement Project, including anticipated date of completion.

Community Development Director Colby Cataldi provided an update on the project awarded in November 2020, stated field work started in January but due to the pandemic and the polar vortex in Texas critical manufacturing for the project was delayed, the contractor installed electrical pedestals in April and Edison will power them May 29th, and the project is scheduled to be complete by June 30th.

13. **CLOSED SESSION**

At 8:14 p.m. City Attorney Taylor recessed Council into closed session.

13.a. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
GOVERNMENT CODE SECTION 54956.9 (d)(1) - [ONE CASE]

Case No. BS156962: National Resources Defense Council et al v. California State Water Resources Control Board

13.b. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION**
GOVERNMENT CODE SECTION 54957

Title(s): Deputy City Manager, Community Development Director, Finance Director and City Clerk

At 9:14 p.m. Mayor Olmos reconvened to open session.

City Attorney Taylor announced City Council discussed closed session Items 13.a. and 13.b. No reportable action, nothing to report.

14. RECESS COUNCIL MEETING

At 9:14 p.m. Mayor Olmos recessed the Regular City Council meeting to the Successor Agency meeting.

At 9:17 p.m. Mayor Olmos reconvened to the Regular City Council Meeting.

15. RECONVENE AND ADJOURN COUNCIL MEETING

There being no further business coming before this body, at 9:17 p.m. Mayor Olmos adjourned the meeting in memory of Art Moreno, long time resident of South El Monte and former President of Little League to a regular meeting on Tuesday, June 8, 2021 at 6:00 p.m.



Donna G. Schwartz, CMC, City Clerk



Gloria Olmos, Mayor