

Gloria Olmos, Mayor  
Richard Angel, Mayor Pro Tem  
Manuel Acosta, Councilmember  
Rudy Bojorquez, Councilmember  
Hector Delgado, Councilmember



Rene Salas, City Manager  
Donna G. Schwartz, City Clerk  
Anthony R. Taylor, City Attorney

## **CITY OF SOUTH EL MONTE**

### **REGULAR MEETING OF THE SOUTH EL MONTE CITY COUNCIL**

#### **AGENDA**

June 13, 2023, 6:00 PM  
1415 Santa Anita Avenue, South El Monte, CA 91733

#### **PUBLIC COMMENT**

To participate during public comment via teleconference, see below:

Link: <https://us02web.zoom.us/j/86581711880>

Webinar ID: 865 8171 1880

Or Call In: 1 669 900 6833, when prompted, enter 86581711880#

#### **LIVE STREAMING OF MEETINGS**

The City of South El Monte live streams the City Council Meetings over the Internet at <https://www.cityofsouthelmonte.org/129/City-Council-Agendas-Minutes> after the meetings, recordings are immediately posted. NOTE: Your attendance at this public meeting may result in the streaming and recording of your image and/or voice.

#### **AMERICANS WITH DISABILITIES ACT**

In accordance with the Americans with Disabilities Act of 1990, if you require a disability-related modification or accommodation to attend or participate in this meeting, including auxiliary aids or services, please call the City Clerk's office at (626) 652-3180 or (626) 652-3121 at least 72 hours prior to the meeting.

#### **GENERAL COMMENT**

Members of the public wishing to submit a general comment or a comment on an agenda item, can email [dschwartz@soelmonte.org](mailto:dschwartz@soelmonte.org) or call (626) 652-3180 to leave a voicemail message. All comments received an hour before the scheduled meeting will be read during public comment and made part of the record.

#### **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 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 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](http://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  
Ph (626) 652-3180  
Cell (626) 274-4842

Paola Lara, Deputy City Clerk  
Ph (626) 652-3121  
Cell (626) 374-1998

**AGENDA BEGINS ON THE FOLLOWING PAGE**

**1. ROLL CALL**

Councilmembers: Acosta, Bojorquez, Delgado, Mayor Pro Tem Angel, and Mayor Olmos

**2. PLEDGE OF ALLEGIANCE**

Councilmember Rudy Bojorquez

**3. INVOCATION**

William Gil, Knights of Columbus

**4. PRESENTATIONS**

**4.a.** Certificates of Recognition, Presented to the South El Monte High School 2023 Valedictorians and Salutatorian

**4.b.** Certificates of Recognition Presented to South El Monte High School Students, Recipients of El Monte/South El Monte Chamber of Commerce Scholarship Program in Partnership with the City of South El Monte

**4.c.** Proclamation Proclaiming the Month of June 2023 as LGBTQ Pride Month

**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 comments on any matter within the subject matter jurisdiction of the City Council, including items on the agenda. Each speaker will be limited to five minutes. Unless a majority of the Council objects, the Mayor may provide speakers more or less time to speak. All comments or queries shall be addressed to the Council as a body and not to any specific member thereof. Pursuant to Government Code Section 54954.2(a)(2), the Ralph M. Brown Act, no action or discussion by the City Council shall be undertaken on any item not appearing on the posted agenda, except to briefly provide information, ask for clarification, provide direction to staff, or schedule a matter for a future meeting.

**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.

## CONSENT CALENDAR (CONTINUED)

**7.a. CONSIDERATION AND APPROVAL OF THE ADJOURNED REGULAR CITY COUNCIL MEETING MINUTES OF MAY 24, 2023**

Staff is requesting approval of Minutes for the May 24, 2023 Adjourned Regular City Council Meeting.

**RECOMMENDED ACTION:** Staff is requesting approval of Minutes for the May 24, 2023 Adjourned Regular City Council Meeting.

**7.b. CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-54, APPROVING WARRANTS FOR THE PERIOD OF MAY 25, 2023 THROUGH JUNE 13, 2023**

Authorizing payment of City expenditures for the period of May 25, 2023 through June 13, 2023 totaling \$1,212,867.26.

**RECOMMENDED ACTION:** Staff recommends City Council adopt Resolution No. 23-54, authorizing payment of City expenditures.

**7.c. ADOPTION OF ORDINANCE NO. 1266, AMENDING THE SOUTH EL MONTE MUNICIPAL CODE TO AMEND THE COMMUNITY SERVICES COMMISSION, THE PLANNING COMMISSION AND THE PATRIOTIC COMMISSION CHAIRPERSONS PROCEDURE TO A ONE-YEAR ELECTED POSITION, AND PERMITTING THE CITY COUNCIL TO AMEND CHAPTERS GOVERNING THE COMMUNITY SERVICES COMMISSION, THE ADVANCEMENT OF WOMEN AND GIRLS COMMISSION, THE TRAFFIC COMMISSION, THE PLANNING COMMISSION, AND THE PATRIOTIC COMMISSION, BY RESOLUTION**

At an adjourned regular City Council meeting held on Wednesday, May 24, 2023, City Council waived first reading and introduced Ordinance No. 1266, amending the South El Monte Municipal Code to amend the Community Services Commission, the Planning Commission and the Patriotic Commission Chairpersons procedure to a one-year elected position, and permitting the City Council to amend chapters governing the Community Services Commission, the Advancement of Women and Girls Commission, the Traffic Commission, the Planning Commission, and the Patriotic Commission, by resolution.

**RECOMMENDED ACTION:** Staff recommends City Council waive second reading and adopt Ordinance No. 1266.

7.d – 7.i following pages.

**CONSENT CALENDAR (CONTINUED)**

**7.d. ADOPTION OF ORDINANCE NO. 1267, AMENDING AND ADDING TO THE MUNICIPAL CODE SECTIONS RELATED TO THE PENALTIES AND THE UNAUTHORIZED USE OF THE CITY SEAL AND GRANTING THE CITY COUNCIL AUTHORITY TO AMEND THE REGULATIONS BY RESOLUTION**

At an adjourned regular City Council meeting held on Wednesday, May 24, 2023, City Council waived first reading and introduced Ordinance No. 1267, amending and adding to the municipal code sections related to the penalties and the unauthorized use of the city seal and granting the city council authority to amend the regulations by resolution.

**RECOMMENDED ACTION:** Staff recommends City Council waive second reading and adopt Ordinance No. 1267.

**7.e. CONSIDERATION AND ADOPTION OF RESOLUTION NO. 23-55, APPROVING AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT (PSA) WITH HINDERLITER DE LLAMAS & ASSOCIATES (HDL) FOR TAX ADMINISTRATION SERVICES**

City Council is requested to consider and adopt Resolution No. 23-55, approving Amendment No. 1 to the PSA with Hinderliter de Llamas & Associates (HdL), formerly known as HdL Software, LLC for Tax Administration services.

**RECOMMENDED ACTION:** Staff recommends City Council:

- 1. Adopt Resolution No. 23-55, approving Amendment No. 1 to the Professional Services Agreement (PSA) with HdL, to extend the term of the agreement by two (2) years, to include additional services relative to the City’s business license tax administration, and to amend the fee schedule; and
- 2. Authorize the City Manager or designee to negotiate and execute the agreement.

**7.f. CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-56, APPROVING CONTINUED PARTICIPATION IN THE COUNTY OF LOS ANGELES COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") PROGRAM PARTICIPATING CITY COOPERATION AGREEMENT**

The Los Angeles County Development Authority ("LACDA") has requested that all cities participating in the Los Angeles Urban County Community Development Block Grant ("CDBG") program sign a new Cooperation Agreement with the County for fiscal years 2024-2026.

**RECOMMENDED ACTION:** Staff recommends City Council:

- 1. Adopt Resolution No. 23-56, approving the City's continued participation in the CDBG program with the County; and
- 2. Authorize Mayor or designee to execute the agreement.

## CONSENT CALENDAR (CONTINUED)

**7.g. CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-57, APPROVING THE LIST OF STREET REHABILITATION PROJECTS KNOWN AS THE CITY WIDE PAVEMENT PROGRAM (PROJECT #628) FOR FISCAL YEAR (FY) 2023-24 UNDER THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017 (SENATE BILL 1)**

On April 28, 2017, the Governor signed Senate Bill (SB) 1 (Beall and Frazier, Chapter 5, Statute 2017), which is known as the Road Repair and Accountability Act of 2017 (Act), to address basic road maintenance, rehabilitation and critical safety needs on both the state highway and local streets and road system. Beginning November 1, 2017, the State Controller will deposit various portions of this new funding into the newly created Road Maintenance and Rehabilitation Account (RMRA). A percentage of this new RMRA funding will be apportioned by formula to eligible cities and counties pursuant to Streets and Highways Code (SHC) Section 2032 (h) for basic road maintenance, rehabilitation, and critical safety projects on the local streets and road systems. In order to be eligible for this funding, cities are required to adopt a resolution listing proposed projects every fiscal year.

**RECOMMENDED ACTION:** Staff recommends City Council adopt Resolution No. 23-57, approving the list of street rehabilitation projects for FY 2023/24 under the Road Repair and Accountability Act of 2017 (SB1) known as the City Wide Pavement Program (Project # 628).

**7.h. CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-58, APPROVING THE AGREEMENT BY AND BETWEEN CITY OF SOUTH EL MONTE AND EL MONTE UNION HIGH SCHOOL DISTRICT FOR JOINT USE OF FACILITIES**

Staff is requesting City Council approve agreement with the El Monte Union High School District for Joint Use of Facilities.

**RECOMMENDED ACTION:** Staff recommends City Council:

1. Adopt Resolution No. 23-58, approving the agreement with the El Monte Union High School District for Joint Use of Facilities; and
2. Authorize the City Manager or designee to negotiate and execute the agreement.

7.i next page.

## CONSENT CALENDAR (CONTINUED)

### 7.i. **CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-59, APPROVING AMENDMENT NO. 12 TO AGREEMENT SUBAWARD NUMBER ENP202110 WITH THE COUNTY OF LOS ANGELES FOR THE ELDERLY NUTRITION PROGRAM SERVICES**

On June 23, 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"). The agreement has since been amended and will expire on June 30, 2023. This Amendment No. 12 will extend the term of the Agreement through June 30, 2024 to provide baseline funding for the Elderly Nutrition Programs during Fiscal Year (FY) 2023-2024. Staff is requesting for City Council to authorize the City Manager to approve Amendment No. 12 to the Agreement to continue providing nutrition services for seniors.

**RECOMMENDED ACTION:** Staff recommends City Council:

1. Adopt Resolution No. 23-59, approving Amendment No. 12 to extend existing agreement Subaward Number ENP202110 with the County of Los Angeles; and
2. Authorize the City Manager or designee to execute agreement.

## 8. **PUBLIC HEARINGS**

### 8.a. **CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-60, ADOPTING AN UPDATED GENERAL FEE SCHEDULE**

Consideration to adopt an updated General Fee Schedule.

**RECOMMENDED ACTION:** Staff recommends City Council:

1. Conduct a public hearing;
2. Take public testimony; and
3. Adopt Resolution No. 23-60, adopting an updated General Fee Schedule; or
4. Provide direction to staff.

## 9. **GENERAL BUSINESS**

### 9.a. **CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-61, ADOPTING THE CITY'S FISCAL YEAR (FY) 2023-24 GANN APPROPRIATION LIMIT**

A Resolution adopting the City's Fiscal Year (FY) 2023-24 Appropriation Limit pursuant to Article XIII B of the State of California Constitution.

**RECOMMENDED ACTION:** Staff recommends City Council adopt Resolution No. 23-61, establishing the City's Appropriation Limit at \$176,362,911 for FY 2023-24.

**GENERAL BUSINESS (CONTINUED)**

**9.b. CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-62, AUTHORIZING THE CITY TO JOIN WITH OTHER PUBLIC AGENCIES AS A PARTICIPANT OF THE CALIFORNIA ASSET MANAGEMENT TRUST AND TO INVEST IN SHARES OF THE TRUST AND IN INDIVIDUAL PORTFOLIOS**

Authorize the City to join with other public agencies as a participant of the California Asset Management Trust and to invest in shares of the trust and in individual portfolios.

**RECOMMENDED ACTION:** Staff recommends City Council:

- 1. Adopt Resolution No. 23-62, authorizing the City of South El Monte to join with other public agencies as a Shareholder of the California Asset Management Trust, a joint powers authority (JPA), to invest in shares of the Trust and/or utilize an individual portfolio. Shareholders may choose to join as an Investor or a Participant. Both receive the same investment results, but only Participants are members of the JPA; and
- 2. Authorize Mayor to execute any and all documents.

**9.c. CONSIDERATION AND APPROVAL OF RESOLUTION NO. 23-63, APPROVING ENTERING INTO A MEMORANDUM OF AGREEMENT (MOA) WITH SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS (SVGCOG) FOR FOOD RECOVERY PROGRAM**

The proposed action would engage the San Gabriel Valley Council of Governments (SGVCOG) to coordinate the implementation of an edible food recovery recycling and enforcement program for designated food generators.

**RECOMMENDED ACTION:** Staff recommends City Council:

- 1. Adopt Resolution No. 23-63, approving an MOA with the SGVCOG for a regional food recovery program; and
- 2. Authorize the City Manager or designee to negotiate and execute agreement.

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

AB 1234, section 53232.3(d) requires Members of a legislative body to provide brief reports on meetings attended at the expense of the local agency (i.e., League of California Cities Conferences, ICSC conferences, etc.) at the next regular meeting of the legislative body.



## 11. CORRESPONDENCE

### 11.a. LETTER FROM EL MONTE/SOUTH EL MONTE JETS REQUESTING A FACILITY RESERVATION FEE WAIVER FOR THE USE OF THE SOUTH EL MONTE COMMUNITY CENTER, NEW TEMPLE PARK FIELDS, AND SHIVELY PARK FIELD AND CONSIDERATION TO WAIVE THE LIGHT FEES AT NEW TEMPLE AND SHIVELY PARK

The El Monte/South El Monte Jets (Jets) are requesting a facility reservation fee waiver for the use of the South El Monte Community Center Gymnasium, Amphitheater, Dance Room, and fields at Shively and New Temple Park to host practices, games, sports physicals, and season banquets. Additionally, the Jets are requesting the City Council to consider waiving the reservation light fees at Shively and New Temple Park.

**RECOMMENDED ACTION:** Staff recommends City Council:

1. Discuss and consider the facility reservation fee waiver for the use of the South El Monte Community Center Gymnasium, Amphitheater, Danceroom, and fields at Shively and New Temple Park in the amount of \$18,821.00; and
2. Discuss the request to waive the light fees in the amount of \$6,015.00.

### 11.b. LETTER FROM SOUTH EL MONTE COMMUNITY OUTREACH CHURCH REQUESTING A FACILITY RESERVATION FEE WAIVER AND CONSIDERATION TO WAIVE ALL THE FEES ASSOCIATED WITH THE RESERVATION FOR THE USE OF THE SOUTH EL MONTE COMMUNITY CENTER AMPHITHEATER

The South El Monte Community Outreach Church (SEMCO) is requesting a facility reservation fee waiver for the use of the South El Monte Community Center Amphitheater to host Sunday Services for members of the community. In addition, they are requesting to waive all the fees associated with the reservation.

**RECOMMENDED ACTION:** Staff recommends City Council:

1. Discuss and consider the facility reservation fee waiver for the use of the South El Monte Community Center Amphitheater in the amount of \$3,900.00; and
2. Discuss the request to waive the staff time and damage deposit in the amount of \$1,748.00.

## 12. COUNCILMEMBERS' AGENDA

### 12.a. Councilmember Hector Delgado

1. Discussion on Funding for the Los Angeles County Sheriff's Department (LASD) Saturation Patrol.

RECOMMENDATION: Discussion and/or Action.

2. Discussion on Funding Equipment for LASD Special Assignment Deputies.

RECOMMENDATION: Discussion and/or Action.

3. Discussion on Developing a Homeless Action Plan to Address Concerns for Property/Business/Home Owners.

RECOMMENDATION: Discussion and/or Action.

## 13. CLOSED SESSION

### 13.a. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION Pursuant to Government Code Section 54956.9(d)(1) - (One case)

Phillip Killgore v. City of South El Monte, a municipal corporation;  
Garveykcvn Holdings LLC; and Does 1-10 Inclusive  
Case No. 2:23-cv-04022-SVW-MRW

### 13.b. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Pursuant to Government Code Section 54956.9(d)(2) – (one case)

## 14. ADJOURNMENT

Tuesday, June 27, 2023, at 6:00 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 the following locations: City of South El Monte City Hall, Senior Center and Community Center and made available at [www.cityofsouthelmonte.org](http://www.cityofsouthelmonte.org) on this 8<sup>th</sup> day of June 2023.



City Clerk, CMC