

APPROVAL OF MINUTES
EL MONTE CITY COUNCIL REGULAR MEETING
OF FEBRUARY 18, 2020

MEETING JOINTLY AND REGULARLY WITH THE EL MONTE HOUSING AUTHORITY; EL MONTE PUBLIC FINANCING AUTHORITY; EL MONTE WATER AUTHORITY; EL MONTE PARKING AUTHORITY; SUCCESSOR AGENCY TO THE FORMER EL MONTE COMMUNITY REDEVELOPMENT AGENCY; HOUSING SUCCESSOR AGENCY; AND, FROM TIME TO TIME, SUCH OTHER BODIES OF THE CITY WHOSE MEMBERSHIP IS COMPOSED EXCLUSIVELY OF THE MEMBERSHIP OF THE CITY COUNCIL

1. CALL TO ORDER: **6:02 pm**

2. ROLL CALL FOR CITY COUNCIL AND AUTHORITY BODIES:

Andre Quintero, Mayor/Chair – **present**
Maria Morales, Mayor Pro Tem/Authority Member – **present**
Jessica Ancona, Councilmember/Authority Member – **present**
Victoria Martinez Muela, Councilmember/Authority Member – **present**
Jerry Velasco, Councilmember/Authority Member – **present**

3. APPROVAL OF AGENDA:

m) Mayor Quintero
s) Councilmember Velasco **5-0**

4. CLOSED SESSION (6:00 p.m. – 7:00 p.m.):

The City Council and the various Authority Bodies whose membership is composed exclusively of the membership of the City Council (collectively, the “Council”) will attempt to address and complete all Closed Session business between 6:00 p.m. and 7:00 p.m. If the Council completes all Closed Session business prior to 7:00 p.m., the Council will take a short recess and commence all Open Session proceedings promptly at 7:00 p.m. In the event the City Council is unable to address or complete all agendized 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. Should any member of the public wish to address the Council on any *agendized* Closed Session matter, the Council shall allow such person to address the Council on such matter prior to going into Closed Session, provided that all persons wishing to address the Council on an agendized Closed Session matter shall fill out a speaker card and be subject to a speaker’s time limit of 3 minutes per speaker and further provided that the Council shall be under no obligation to respond to or deliberate upon any specific questions or comments posed by a speaker or take action on any issue raised by a speaker beyond such action as the City Council may be lawfully authorized to take on an agendized Closed Session matter pursuant to the Brown Act (Govt. Code Section 54950 et seq.).

Mayor Quintero invited members of the public to address the City Council on Closed Session Items 4.1 through 4.7.

Mayor Quintero and the City Council recessed into Closed Session at approximately 6:03 pm. Mayor Quintero and the City Council reconvened from Closed Session at approximately 7:00 pm.

Mayor Quintero and the City Council recessed into Closed Session at approximately 8:51 pm. Mayor Quintero and the City Council reconvened from Closed Session at approximately 10:34 pm.

City Attorney Rick Olivarez reported out of Closed Session with respect to Items 4.1 through 4.7.

4.1 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation Regarding the Following Related Matter: El Rovia vs. City of El Monte, Court Appeal, Second Appellate

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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, no final action

- 4.2 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation Regarding the Following Related Matter: Greater SGV Safe Community Foundation vs. City of El Monte, Los Angeles Superior Court Case No. 19STCP05662.

General update, 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 Anticipated Litigation – One (1) Matter.

General update, no final action

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

General update, no final action

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

Property Location: Northeasterly corner of the intersection of Santa Anita and Brockway (also known as the former Hyundai site)

Name of Party City is Negotiating with: Calby, LLC (Ryan Shea) and GSL Development, LLC (Scott Gunderson)

City’s Representative in Negotiations: Alma Martinez, City Manager; Betty Donovanik, Community and Economic Development Director; Dave Gondek, Deputy City Attorney

Under Discussion: Discussion of both price and terms.

General update, no final action

- 4.6 Closed Session Pursuant to Government Code Section 54957 – Public Employee Performance Evaluation.

Title of Employee: City Manager

Direction was given to City staff to draft and prepare an amendment for placement on the next regular meeting of the City Council but no final action was taken.

- 4.7 Closed Session Pursuant to Government Code Section 54957.6 – Conference with Labor Negotiator.

Unrepresented Employee: City Manager

City Representative: Rick. R. Olivarez, City Attorney

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Direction was given to City staff to draft and prepare an amendment for placement on the next regular meeting of the City Council but no final action was taken.

m) Mayor Quintero

s) Mayor Pro Tem Morales

3-0 (Councilmembers Ancona and Martinez Muela absent)

OPEN SESSION PROCEEDINGS

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

5. INVOCATION: Chaplain Bill Young, Victorian Christian Church. **Present**

6. FLAG SALUTE: Maybelline Zavala, 2nd Grader from Legore Elementary School. Enjoys Cheerleading. **Absent**

7. RECOGNITIONS, HONORS AND COMMUNITY INTEREST PRESENTATIONS:
 - 7.1 Presentation by the City Council to Maybelline Zavala from Legore Elementary School for Leading the Pledge of Allegiance. **Absent**

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,

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religious creed, color, national origin, ancestry, physical handicap, medical condition, marital status, gender, sexual orientation or age.

Jane Fall – I am the Executive Director of Our Saviour Center a social services non-profit outreach organization. I am here to formerly thank everybody in this body and everybody who has supported our organization over the years. I specifically wanted to thank you all for your continued support of our Soccer for Success program which is a program that has been in existence about ten years and during the last five years the City has been one of our significant partners in the process. I will invite you all to one of our twelve Saturdays coming up starting on the 29th where about 500 to 700 children are playing soccer between 8:00 am and noon. These games are meant to help the children improve their health and their cardio and physical abilities. Part of our program is to help them understand the importance of eating healthier and eating good nutritious food. That is part of the program that happens twice a week we have instructors go out to the different school sites and the children are able to participate this is K through the 10th grade. I also want to let you know that the financial support that this body helps provide provides all of these services to the children for free. The get shin guards, soccer balls and a team jersey, healthy snacks and all of the instructions are paid through the financial support. We thank you for that we feel that this is a wonderful program for our community. I also just wanted to let you know that one of the lovely aspects of this program is that it provides a career path, work experience and also the possibility to give back by the instructors. Many of our instructors who are trained come to us out of our direct community El Monte.

Charles Hoffman – Tonight I am here as a Director for the El Monte Historical Society to invite one and all to our tea on Sunday the 23rd it is this Sunday from 1:00 pm to 3:00 pm open to all. It will be hosted by our Board of Directors and that is at 3150 Tyler Avenue, El Monte. I would also like to say this is 2020 the year of the Census please be counted.

Gabriel Ramirez – I want to address one issue that is happening on my block on Valley and Gibson I believe I have been addressing this for quite a while. I believe I spoke about it and used the GoRequest app it is the lighting signal on Valley and Gibson is very confusing when you make a turn. It does not have a signal for a left turn or right turn and it is very confusing to the point where you don't know if when you make a turn you have to wait your turn because cars are speeding. A couple of years if you may know there was an accident of someone who got run over and I know I brought it up before. I know it was the past Public Works Director and the past City Managers and it was well know so I just want you to know for the staff to really look and see if there is an option where we can have a traffic study properly done and also having a signal there for a left turn because it is a very confusing. Lastly at the last meeting I wasn't there but I was very surprised that Councilmember Velasco voted against no and that was the first time that I see in the vote but keep it up thank you.

Cosme Jimenez – I couldn't make it to the last meeting but I would like to congratulate Councilmember Velasco for voting no at the last meeting that really meant a lot because you voted no you surprised me and everybody and that is the way it is supposed to be. That was an item related to not enough parking spaces. Developers have been building and continue to build in this City and getting away with not enough parking spaces. Even Ex-Councilmember Gomez always voted no not enough parking spaces 1.5 cars per house or condominium is ridiculous. When Councilmember Velasco first started the Council seat promised that he was going to follow the footsteps of Ex-Councilmember Patel and represent the community first that was the first two months but never continued. Something happened at the last meeting and that is why I am saying this we have been waiting for the representation of the people all the time not just once in a while.

Stephen Trumble – I am here from the Norwood Library on Peck Road up on the northern part of the City and I am here to announce a few programs they are all happening on the same day incredibly enough. This Saturday the 22nd we are having a decluttering program at 11:00 am. While all of this is going on at our library we have in our meeting room Vita Tax Prep Volunteers form 10:00 am to 4:00 pm. I also want to let you know that the Vita Tax Prep people will be at the El Monte Library on Tyler Avenue on Saturday, March 14th from 10:00 am to 4:00 pm and at the Baldwin Park Library on Saturday March 21st and Saturday, April 11th from 10:00 am to 4:00 pm. Now the volunteer tax assistance consist of IRS certified volunteers and they usually help people who make \$55,000 or less, people with disabilities, or limited English they help them do their taxes. On Tuesday, February 25th at 6:00 pm in the Norwood Library we will have

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Marco Zapien from the Salsa Grill in Pico Rivera and he is going to be demonstrating Mexican cooking light. Recipes and samples will be available.

Matt Smith – Thank you to the City Council because a lot of good things are being done for the pets. The San Gabriel Valley Family Center the ASPCA is there giving out cat food and dog food. The mobile veterinary trucks that are providing services are a really good thing.

9. CITY TREASURER'S REPORT:

9.1 Transmittal of the Treasurer's Investment Report for the Quarter Ended December 31, 2019.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Receive and file the Treasurer's Investment Report for the Quarter Ended December 31, 2019.

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

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

10. DEMAND RESOLUTION NO. D-615

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 \$1,757,533.13 have been examined by the City Treasurer and that warrant numbers 1088338 through 1088780 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: **No material submitted.**

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.

m) Mayor Quintero
s) Councilmember Velasco 5-0

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12.2 Approval of Request to Serve Wine and “Spirits” Liquor at the Following City-Owned Facility.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council consider and approve the request to serve/sell wine and “Spirits” liquor at the following City-owned facility:

<u>Non-Private User</u>	<u>Event</u>	<u>Date</u>
El Monte Women’s Club (Grace T. Black Auditorium)	Retirement Dinner (Attendance 120)	Friday, March 20, 2020 5:30 p.m. – 10:00 p.m.

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**

12.3 Receive and File a Report from Staff Regarding the Insufficiency of a Voter Initiated Referendum Filed with the City of El Monte Against Ordinance No. 2960.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Receive and file the attached report from the City Clerk’s Office related to the lack of sufficiency of the voter initiated “Referendum Against Ordinance No. 2960 passed by the El Monte City Council”; and
2. Authorize the City Manager and staff to proceed with the provisions of Ordinance No. 2960, which became effective as of January 2, 2020.

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**

12.4 Consideration and Approval of the Submittal of an Application for the Fiscal Year 2020 COPS Hiring Program (CHP).

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Authorize staff to submit an application to the United States Department of Justice 2020 COPS Hiring Program (CHP) for the funding to hire six (6) new Police Officers pursuant to the grant guidelines; and
2. Authorize the City Manager and Chief of Police to sign all grant related documents as the authorized representatives of the City of El Monte.

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**

12.5 Consideration and Adoption of a Resolution Approving the Purging and Destruction of Community and Economic Development Department Documents per the City’s Records Retention Policy.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

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1. Consider and adopt a Resolution authorizing the purging and destruction of Community and Economic Development Department documents per the City's Records Retention Policy.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 10089

m) Mayor Quintero

s) Councilmember Velasco

5-0

- 12.6 Consideration and Approval of a Professional Services Agreement with KTUA to Provide Citywide Master Planning Services for the Sidewalk Inventory and Repair Program, CIP No. 029, for a Not-to-Exceed Amount of \$115,000.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the appropriation of a not-to-exceed amount of \$115,000 from Measure M funds;
2. Consider and approve a Professional Services Agreement to provide Citywide master planning services for the Sidewalk Inventory and Repair Program, CIP No. 029, with KTUA for an amount of \$105,000 plus an approximate ten percent (10%) contingency for a total not-to-exceed contract amount of \$115,000; and
3. Authorize the City Manager, or her designee, to execute the Professional Services Agreement.

Total Cost: \$115,000

Account No: 225-67-029-6115

Is the cost of this item budgeted? Yes

m) Mayor Quintero

s) Councilmember Velasco

5-0

- 12.7 Consideration and Approval of a Professional Services Agreement with ALTA Planning + Design, Inc. to Provide Citywide Master Planning Services for the Streetscapes Beautification Improvements, CIP No. 027 for a Not-to-Exceed Amount of \$190,000.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the appropriation of a total not-to-exceed amount of \$190,000 from Measure M Funds;
2. Consider and approve a Professional Services Agreement to provide Citywide master planning services for the Streetscapes Beautification Improvements, CIP No. 027, with Alta Planning + Design, Inc. for an amount of \$172,562 plus an approximate ten percent (10%) contingency for a total not-to-exceed contract amount of \$190,000; and
3. Authorize the City Manager, or her designee, to execute the Professional Services Agreement.

Total Cost: \$190,000

Account No: 225-67-027-6115

Is the cost of this item budgeted? Yes

m) Mayor Quintero

s) Councilmember Velasco

5-0

- 12.8 Consideration to Accept the Federal Drive Resurfacing (CIP 894) as Complete and File the Notice of Completion with Los Angeles County Recorder's Office.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

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It is recommended that the City Council:

1. Accept the Federal Drive (CIP 894) as complete and authorize staff to file the Notice of Completion (NOC) with the Los Angeles County Recorder's Office as presented in Attachment 1.

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

- 12.9 Consideration and Approval of an Amendment to the iNX Building Maintenance Solutions Contract to Increase the Original Contract Cost of \$52,000 to a New Contract Cost of \$130,000.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve an amendment to the iNX Building Maintenance Solutions Contract to increase the original sum of \$52,000 to a new contract sum of \$130,000

Total Cost: \$78,000

Account No: 100-67-673-6331

Is the cost of this item budgeted? Yes

m) Mayor Quintero

s) Councilmember Velasco

5-0

- 12.10 Consideration and Approval to Adopt a Resolution Authorizing the Agreement for the Acquisition of Property and Acceptance of Right-of-Entry and Easements for Public Street Purposes Relating to Capital Improvement Project No. 857 (Ramona Boulevard Street Resurfacing Project).

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the Resolution authorizing the agreement for acquisition of properties (APN No. 8548-021-087, APN No. 8545-015-069, and APN No. 8585-015-902), whereas easements are required in order to commence with the construction of Ramona Boulevard Resurfacing Project, CIP No. 857;
2. Authorize the City Manager, or her designee to appropriate funds and execute all documents related to the purchase and sale agreement with the property owner; and
3. Authorize staff to enter into an agreement with Cogswam Inc., APN No. 8549-036-012 (Gas Station) for temporary right of entry on its property located at 12002 Ramona Boulevard.

Total Cost: \$28,300

Account No: 203-67-857-8201

Is the cost of this item budgeted? Yes

Resolution No. 10090

m) Mayor Quintero

s) Councilmember Velasco

5-0

13. PUBLIC HEARINGS:

- 13.1 A Public Hearing to Adopt a Resolution to Establish New Fees for Adult-Use and Medicinal Commercial Cannabis Activities Pursuant to the Adult Use of Marijuana Act (Proposition 64), the Medicinal and Adult-Use Cannabis Regulation and Safety Act, and City Council Ordinance No. 2960 and to Establish New or Revise Existing Planning Division Fees.

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

m) Mayor Quintero
s) Mayor Pro Tem Morales 5-0
Resolution No. 10092

13.3 A Public Hearing to Consider and Approve an Urgency Ordinance Amending Provisions of Chapter 13.04 and 13.06 of the El Monte Municipal Code to Conform to New State Law Requirements Under Senate Bill 998 Governing the Procedures Public Agencies must Follow Before Discontinuing Water Service for Non-Payment of Bills.

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 question 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. By 4/5 vote of the City Council, approve Urgency Ordinance amending Chapter 13.04 and 13.06 of the El Monte Municipal Code.

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

Urgency Ordinance No. 2968

m) Mayor Quintero
s) Councilmember Velasco 5-0
Open the P.H.

m) Mayor Quintero
s) Councilmember Velasco 5-0
Close the P.H.

m) Mayor Quintero
s) Councilmember Velasco 5-0
Urgency Ordinance No. 2968

14. **REGULAR AGENDA:**

14.1 Consideration and Approval of a Contract Service Agreement with Nationwide Environmental Services to Perform Transit Stop Cleaning and Maintenance Services for a Term of Two (2) Years with the Option for Two (2) One (1) Year Extensions for an Amount Not-to-Exceed \$180,000 Per Year.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve a Contract Service Agreement with Nationwide Environmental Services to perform transit cleaning and maintenance services for a term of two (2) years with the option for two (2) one (1) year extensions for an amount not-to-exceed \$180,000 per year; and
2. Authorize the City Manager, or her designee, to execute a Contract Service Agreement with Nationwide Environmental Services.

Total Cost: \$180,000 Account No: 203-67-585-6111
Is the cost of this item budgeted? No

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

- 14.2 Consideration and Approval to Award a Construction Contract to EBS General Engineering, Inc. for Durfee Ramona Kerrwood Sidewalk Improvement Project, CIP No. 002 for a Not-to-Exceed Amount of \$801,000.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve an additional appropriation of \$84,774 from TDA Funds for a total appropriation of \$992,900 (\$165,314 from TDA Funds and \$827,586 from Measure M Funds) as presented in the Project Budget in Attachment 1;
2. Consider and approve to award a construction contract to EBS General Engineering, Inc. for Durfee Ramona Kerrwood Sidewalk Improvements Project, CIP No. 002 for an amount of \$696,476 plus a contingency amount of \$104,524 for a total not-to-exceed amount of \$801,000; and
3. Authorize the City Manager, or her designee, to execute a Contract Services Agreement with EBS General Engineering, Inc.

Total Cost: \$801,000 Account No: 225-67-002-8221 (\$727,586)
Is the cost of this item budgeted? Yes 206-67-002-8221 (\$ 73,414)

m) Mayor Quintero
s) Councilmember Velasco **5-0**

- 14.3 Consideration and Approval to Advertise and Publish the Notice Inviting Bids for the Ramona Boulevard Resurfacing Project – CIP No. 857 and Enter into a Professional Services Agreement with KOA to Provide Construction Management and Inspection Services for a Not-to-Exceed Amount of \$295,493.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Authorize staff to advertise and publish the Notice of Inviting Bids for the Ramona Boulevard Street Resurfacing Project – CIP No. 857;
2. Consider and approve a Professional Services Agreement with KOA to provide Construction Management and Inspection Services for the Ramona Boulevard Street Resurfacing Project - CIP No. 857 for \$268,630 and 10% contingency for a not-to-exceed amount of \$295,493; and
3. Authorize the City Manager, or her designee, to execute the Professional Services Agreement.

Total Cost: \$295,493 Account No: 212-67-857-8214
Is the cost of this item budgeted? Yes

m) Mayor Quintero
s) Councilmember Velasco **5-0**

- 14.4 Consideration and Approval to Advertise and Publish the Notice of Inviting Bids for the Valley-Arden Drainage Improvements Project – CIP No. 808.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Authorize staff to advertise and publish the Notice of Inviting Bids for the Valley-Arden Drainage Improvements Project – CIP No. 808.

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

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

- 14.5 Consideration and Approval of Staff Recommendation to Overrule Bid Protest in Connection with the Fletcher “Fetch” Dog Park Improvement Project, CIP No. 820 and to Award a Construction Contract to FS Contractors for the Same for a Total Not-to-Exceed Amount of \$997,389.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and Move to Overrule the Written Protest Submitted by Marina Landscape, Inc.;
2. Consider and Move to Declare FS Contractors the lowest responsive and responsible bidder award a construction contract to FS Contractors for Fletcher “Fetch” Dog Park Improvements, CIP No. 820 for an amount of \$879,457 plus 13% contingency of \$117,932 for a total not-to-exceed amount of \$997,389;
3. Authorize the City Manager to execute a contract with FS Contractors on behalf of the City; and
4. Move to approve an additional appropriation of \$777,889 from CDBG Funds for a total appropriation of \$1,027,000 (\$947,889 from CBDG Funds and \$79,500 from Quimby Fee Funds) as presented in the Project Budget in Attachment 1.

Total Cost: \$1,026,889 Account No: 220-67-820-8221 (\$947,889)
Is the cost of this item budgeted? No 282-67-820-8221 (\$ 79,500)

m) Mayor Quintero
s) Councilmember Velasco **5-0**

- 14.6 Presentation, Consideration and Approval of Proposed Terms for a Release of City Development Covenant Affecting the Former Hyundai Site Property under Recording Instrument No. 20070693748 (Notice of Redevelopment) - City staff presentation of proposed deal terms

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve proposed terms for a release of a City Development Covenant affecting the former Hyundai site property under recording instrument No. 20070693748 (Notice of Redevelopment).

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

m) Mayor Quintero
s) Councilmember Martinez Muela **4-0-1 (Councilmember Velasco abstain)**

15. CITY ATTORNEY’S AGENDA: **No material submitted.**

16. CITY MANAGER’S AGENDA:

- 16.1 Police Department Update.

17. WRITTEN COMMUNICATIONS:

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18. COUNCIL COMMUNICATIONS/REPORTS:

18A. Mayor Quintero

18A.1 Discussion Regarding Appointments to Committees and Commissions.

I want to thank our City Manager the last Coffee with the City Manager was outstanding. We appreciate the Coffee with the City Manager it was well attended it was an opportunity to grab the attention of certain folks to get them interested in the committees and commissions and I think we got seven or nine and we are going to be reviewing them for consideration in the future so I want to thank you for that madam City Manager.

18B. Mayor Pro Tem Morales

Not only do I want to mention that the Finance Department has done a magnificent job with putting together all of our packages together working diligently, we also have the Planning Department who works very tirelessly to make sure that all of the work is done. We have our Police Department, we have Public Works you name it and all of it is under the direction of our City Manager. So I want to make sure that I publicly congratulate her for all the work that she puts and all the efforts that she puts forth to make sure that we are moving as a smooth City as much as we can be given the fact that we are growing and we are definitely moving. I also wanted to make sure that those of us who are in the audience or who are watching on television or at some point browse through our website this is lengthy it is a lot of fun to read because it is a lot of the work that is being put into our community and the work is not for us the work is for the families and the children of our community. We want to make sure that we are improving every single day and that we are a better version of our City in comparison to yesterday. So with that said, collectively back in January of last year we had agreed that we wanted to make sure that we were going to improve the quality of life for our community and I think this in itself, the two parks that are coming up that have been mentioned earlier today is definitely a result of that. You are going to see in this newsletter you have a collection of all the work that is happening and I just wanted to make sure that it did not go unnoticed that it was something that was started, everything has a beginning but let me tell you that everything has to come to a close and so if projects got started years ago there has to be someone who is pushing along these projects and in this case it has been our City Manager who has been pushing forward these projects to make sure that they are finalized.

18C. Councilwoman Ancona

18C.1 Discussion Regarding Measure EM Oversight Committee.

I wanted to discuss the Measure EM Oversight Committee. Before I became an official I was part of the Measure GG Committee which is the same as Measure EM the ½ cent tax and my understanding is that as a tax fiscal because the City has adopted this or voted to pass this tax measure we do need to have a citizen's oversight committee. My understanding is also that each Councilmember is allowed to appoint someone to show on that committee at least that's what it was when I served. So if that is still the case, actually I would like to see the Ordinance that we have on file, the Resolution I am sorry that outlines what this committee is to do. My understanding is that in 2019 they only met once and the Resolution calls for four (4) meetings a year so if that is the case I believe we are out of compliance so we do want to make sure that this committee is established that we have five members service, one member representative of each elected member here on this dais and that we get some feedback on what we are doing with these Measure EM tax dollars that we get yearly.

Mayor Quintero – We will have at the next meeting a presentation on that and if you have any names I think at the last Coffee with the City Manager we got a number of applications.

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Councilmember Martinez Muela – If we can also make sure that the application is online on our website and perhaps even to promote that it is. We already have an application but if we can promote we want more civic engagement with regards to these committees. The Oversight Committee thank you very much Ms. Ancona for bringing up the fact that it only met once in 2019 so it would be really good to get a schedule calendar of future meetings so that once they are appointed they can commit to the meetings for 2020.

Councilmember Ancona – I see that the newsletter is out again and I am really excited to look through it after this meeting.

18D. Councilwoman Martinez Muela

18D.1 Requesting Direction to Pursue Grants for Domestic Violence, Deadlines Quickly Approaching.

I put on my agenda a request at our last walk to end Domestic Violence we had a guest speaker Dr. Becky Ogaz she is a domestic violence survivor and advocate and she came to me stating that there are dollars out there available for funding potentially trauma recovery centers here in our City of DV victims or victims of sexual assault. There is also through the federal office of violence against women there are grant programs but those applications the deadlines are coming quickly. So what I was hoping was to be able to with the consensus of the Council to direct staff to jump on these applications so that we can have potentially legal assistance for victims, improving the criminal justice response to sexual assault DV and stalking these are just some of the ideas or potential availability for uses of these funds. Sexual assault services that are culturally specific and for a community that is so diverse I thought it would be very important for us to partner and pursue this particular grant applications. I was looking for us to move forward with pursuant direction on this with your approvals.

Mayor Quintero – Did you have before the meeting with the City Manager about this and the reason I ask is in terms of the staff allocation, grant writer who is a grant writer internally in-house do we have the capacity to do that are we going to have to contract with someone to be able to do these grants does this person have a grant writer who can partner with the City?

Councilmember Martinez Muela – She does so that would be the request just partnering with the City, the City's name needs to be on it and we need to be able to have some statics so that would be the level of staff support that is necessary.

City Manager Martinez Muela – We need to know who the organization is and definitely send them over to my office.

Councilmember Martinez Muela – The deadline is quickly approaching so I will forward the emails and the organization is a non-profit organization called Becky's Angeles.

Mayor Pro Tem Morales – Was funding just recently available or did you just find out about it?

Councilmember Martinez Muela – I just learned about it. A couple of last things you know what we have been talking a lot about parks. This Saturday is a big day for us, every Saturday seems like it is a big day for us so I hope that you clear your schedule and you come out and bring your pup we do have the groundbreaking for the Fletcher Fetch Park happening this Saturday. I did speak with one of our officers Officer Girgle and he is going to be bringing his K-9 to check out the scene so we are trying to make it as family friendly. Also right after that I believe it is at 12:00 o'clock we do have the ribbon cutting for Epoch Times if you have driven on Main Street recently on the corner of Main Street and Tyler there is a beautifully done building and that is Epoch Times so we are

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really honored that they chose us so I hope you will join us for that. I was just noticing Mr. Foltz out there in the audience and I have seen a lot of our staff. Mr. Foltz thank you very much for making sure that your staff sends out the check registers to us ahead of time and for making sure that our City Treasurer had a great report putting that all together so that she could deliver it, it was very informative. So a lot going on in the City of El Monte thank you so much Finance Team if I haven't said thank you lately thank you. Happy belated Valentine's Day and President's Day and happy February and see you in two weeks.

18E. Councilman Velasco

18E.1 Update Regarding Census 2020.

We are having a meeting tomorrow at 4:00 pm in the City Manager's Office. Please get involve and please help us get the word out. There are jobs available with pay beginning at \$16.00.

We are also congratulating the officers who were sworn in. They are very young but it is great to see young men and women being recruited.

I am part of the Mosquito Abatement and we have an epidemic and unfortunately the City of El Monte is number one on the list so we are going to be bringing in some programs. I have spoken to the City Manager about bringing in the Mosquito Abatement bring in some educational programs for the community. We want to make sure that you help the elders. Please help your neighbors. I am also part of the COG and it was brought up to our attention that we need to work on our water. I think the City of El Monte is not doing good at all I did bring this up to the City Manager she is going to be meeting with the staff. The COG is willing to meet with the City to find out how we can get funding and the County will also help us get more funding to make sure that this water that is out there is clean and safe to drink.

Councilmember Martinez Muela – Ms. City Manager I am caught off guard with the water issue I am not sure if the water issue is related to the groundwater, the water providers that have the majority of the City, the sewer issue so what is it that was being presented at the COG and if that is meant for a future report then I look forward to it I just want to have clarification in regards to our water.

Councilmember Velasco – I believe the City Manager at the next meeting will be providing a report about what exactly I was speaking about.

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19. ADJOURNMENT: **Adjourn in Memory of David Perez, former Mayor of the City of Industry; Lea Karch, retired Accounting Technician; Candida Rodriguez Gonzales, grandmother of Account Clerk Jaime Saldana.**

The next Regular Meeting of the City Council will be held on **March 4, 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