



**City Council Meeting Minutes of July 3, 2018**

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 4.8.**

**Mayor Quintero and the City Council recessed into Closed Session at approximately 6:05 p.m. Councilmember Macias joined the City Council in Closed Session at approximately 6:28 p.m.**

**Mayor Quintero and the City Council reconvened from Closed Session at approximately 7:42 p.m.**

**Assistant City Attorney Richard Padilla reported out of Closed Session with respect to Items 4.1 through 4.8.**

- 4.1 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Eric A. Walterscheid vs. City of El Monte, Los Angeles Superior Court Case No. BC495445.

**General update, no final action**

- 4.2 Closed Session Pursuant to Government Code Section 54956.9(d)(2) and 54956.9(e)(3) – Conference with Legal Counsel to Discuss Receipt of Tort Claim – One (1) Matter.

**Item not heard.**

- 4.3 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel to Discuss Matter of Existing Litigation – Nakada & Associates, Inc., et al. vs. City of El Monte, USDC Case No. 5:16-CV-01467-GW-SP.

**General update, no final action**

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- 4.4 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation Regarding the Following Related Matters:

El Rovia Mobile Home Park, LLC vs. City of El Monte, Los Angeles Superior Court Case No. KC069501; and

In the Matter of El Rovia Trailer Village, LLC, OAH No. 2017070107; and

El Rovia vs. City of El Monte, Los Angeles Superior Court Case No. BS172209.

**General update, no final action**

- 4.5 Closed Session Pursuant to Government Code Section 54956.9(d)(2) and 54956.9(e)(1) – Conference with Legal Counsel to Discuss Facts and Circumstances which May Create Exposure to Litigation – One (1) Matter.

**General update, no final action**

- 4.6 Closed Session Pursuant to Government Code Section 54956.9(d)(4) – Conference with Legal Counsel to Discuss Facts and Circumstances which May Form the Basis for Initiating Litigation – One (1) Matter.

**Item not heard. Item will be reconsidered at the meeting of July 17, 2018.**

- 4.7 Closed Session Pursuant to Government Code Section 54957.6 – Conference with Labor Negotiator – All Represented Employees and Unrepresented Employees.

Bargaining Units Subject to Negotiations:

El Monte Police Mid-Managers Association; El Monte Police Officers Association; and Executive Management Team (unrepresented employees).

City's Designated Negotiators:

Alex Hamilton, City Manager; Alma K. Martinez, Assistant City Manager; and Angela McCray, HR/Risk Management Director.

**Item not heard.**

- 4.8 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel to discuss Existing Litigation: Kathryn Ramirez vs. City of El Monte, LACSC Case No. BC625005.

**General update, no final action**

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**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez**

**5-0**

**OPEN SESSION PROCEEDINGS**

(Commencing at 7:00 p.m. or as soon thereafter as the City Council reconvene from Closed Session/Short Recess)

5. INVOCATION: Chaplain Manny Coronilla, Cavalry Chapel El Monte. **present**
  
6. FLAG SALUTE: Angel Ortiz, 6<sup>th</sup> Grader from Madrid Middle School. Enjoys playing Basketball and Baseball. **Absent. Flag Salute led by Officer Jake Fisher.**
  
7. RECOGNITIONS, HONORS AND COMMUNITY INTEREST PRESENTATIONS:
  - 7.1 Presentation by the City Council to Angel Ortiz from Madrid Middle School for Leading the Pledge of Allegiance. **absent**
  
  - 7.2 "State of the College" Presentation to the City Council by Rio Hondo College President Teresa Dreyfuss.

**CONTINUED TO A FUTURE MEETING**

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

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

Veronica Lopez – Assembly Member Blanca Rubio's Office. I would like to thank the City and the Department of Parks & Recreation for partnering with our office on the 3<sup>rd</sup> Annual Red, White and Bounce Health & Resource Fair this Friday, July 6, 2018 from 4:00 pm to 8:00 pm. We look forward to partnering up with the City on future events. On the note of Parks & Recreation, July being Parks and Recreation month, we would like to take this moment to also thank Parks & Recreation for all that they do for the City and for helping to provide a better quality of life. Thank you very much and happy 4<sup>th</sup> of July to everyone.

Howard Owens – I want to make two commendments that finally got done in the City, one was the curb fix at Roseglen and La Madera and then they fixed the gutter on Cogswell and Roseglen. There's a project going up by my house the Safe Routes to School Federal Project and it seems that no one is getting together with anybody on that as far as the Water should have been notified before so we could have gotten with them because they had to rush to replace a fire hydrant because cement was going in today. Parking Enforcement they have covers over the No Parking signs because there is no place for the residents to park. Our streets, you go to the City of Monrovia, the City of Baldwin Park you go to Temple City they all have new streets. Our streets are never getting fixed. Another two places on my street on La Madera by Fairview. There has been a raise in the curb for who knows how long and also on Roseglen heading towards Peck. That is where kids walk all the time and could trip. We go out of this town to shop and eat and we see all this other cities that have nice streets. Where are we failing, aren't we getting the grants. 18A.2 that is on your thing and it has been on your speaker thing for four months. We need someone on the Sewer oversight committee.

Mary Ann Powers – I just want to say thank you to the El Monte PD. We had an issue on our street with FedEx using us as a shortcut. I contacted Sheila Crippen who immediately got to work on contacting the various departments at the City and the Police Department got back to us. Sergeant Pitts immediately contacted us and discussed with us that they were going to take action and today they did an enforcement. I understand that a large group of people have learned that there is a no right turn on

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Roseglen during certain hours of the morning and a couple of people lost their vehicles and a couple of FedEx drivers got cited. Thank you very much to El Monte PD.

Joe Blackburn – I am here to speak on Item 13.1.

Mary Griffith – My concern has been the streets and the sidewalks. I have made several attempts to try to get hearings from some of you in reference railroad tracks on Tyler. Sergeant Smith has a machine for speed checking on Bryant and Tyler. What I don't understand is we need it because of the kids being out of school and seniors in that area. I am hoping that what he is doing will make a big change because Tyler is a highway like Santa Anita. I do say that I am seeing a lot more officers out on our streets. I know my labor wording is not accepted by most of you elected officials but it is time you let everyone speak. I have a concern with the transportation meeting. The companies are bidding for too long, and the attitude of some of those drivers from Dial-a-Ride and the trolley are horrid and people do not understand that wheelchairs and scooters are supposed to board first.

Julio Ramirez – I just wanted to bring up about the pavement on the streets. We have to thank Burbank, Domino's Pizza; they are going to start paving everywhere when you call. Another item is FedEx, I don't know how they picked Arcadia the Planning Commission, the bumps, they speed until someone gets killed.

Gabriel Ramirez – I want to say that on June 10<sup>th</sup> on the block of Gibson there was an accident. In our neighborhood there is speeding again, the speed bumps don't work. The fire hydrant has not been fixed since the day of the accident at the block of Valley and Gibson. I want to address, on Sunday, there were Coyotes in the area.

Cosme Jimenez – Item one related to Close Session, two meetings you are here on time for the regular meeting and two meetings you are late half hour and one hour. Let's see if you can do something about that. This agenda is a long agenda it is going to go through without checking some of the items. Something needs to be done regarding the closed session. The Oversight Committee Members, one of the comments made by one of the other speakers is that you are taking too long to appoint someone to Item 18A.2. Assembly Woman Blanca Rubio sent us a flyer regarding five cities celebrating 4<sup>th</sup> of July events. Three of the cities have a lower budget than El Monte, how can they do it, El Monte had its last one in 2002. Why can't El Monte have an event like that to eliminate the illegal fireworks?

Alexis Proctor – I sat through the financial report at the last meeting and I listed to the guy talk about eliminating some positions but I didn't hear anything about eliminating some positions at City Hall. Why was he attacking the Police Department and Code Enforcement those are the main arteries for the residents of El Monte. Why can't he generate more events to bring in more revenue instead of eliminating positions. The horse people are wonderful people but you omit them. Sidewalks are being put on my street, the City of San Dimas they have for horse riding, it will be safer for the people, for the cars and for everyone.

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9. CITY TREASURER'S REPORT:

9.1 Transmittal of the Treasurer's Investment Report for the Quarter Ended March 31, 2018.

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 March 31, 2018.

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**

10. DEMAND RESOLUTION NO. D-577

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 \$5,527,837.32 have been examined by the City Treasurer and that warrant numbers 1074449 through 1075120 and the payroll ending May 31, 2018 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 Gomez**

**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.

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- 12.1 Consideration and Approval of a Resolution of the City Council of the City of El Monte Authorizing the Establishment of a Sister City Relationship with Wanning City, Hainan Province in the People's Republic of China.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve a Resolution authorizing the establishment of a sister city relationship with Wanning City, Hainan Province in the People's Republic of China; and
2. Authorize the City Manager, or his designee, to execute all documents related to this action.

Resolutions No. 9877

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez**

**5-0**

- 12.2 Consideration and Authorization to Prepay the Monthly Unfunded Accrued Liability (UAL) Portion of the CalPERS Retirement Costs Budgeted for Fiscal Year 2018-2019.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and authorize the prepayment of the Unfunded Accrued Liability (UAL) portion of the CalPERS retirement costs budgeted for Fiscal Year 2018-2019 at a discounted rate; and
2. Direct staff to pay the UAL portion of the budgeted retirement costs for Fiscal Year 2018-19 to CalPERS on or before July 31, 2018 in the total amount of \$10,429,486.

Total Cost: \$10,429,486

Account No: 200-11-112-5224

Is the cost of this item budgeted? Yes

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez**

**5-0**

- 12.3 Notice of Completion for the Rehabilitation of a City-Owned Residential Property Located at 3537 Meeker Avenue.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:



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1. Authorize the Notice of Completion (NOC) for the rehabilitation of a City-owned residential property located at 3537 Meeker Avenue to be filed with the Los Angeles County Recorder's Office.

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez**

**5-0**

- 12.4 Consideration and Approval of an Easement for Utility Purposes on Parcel One (1) of Parcel Map No. 74460 and the Recordation of the Utility Easement through the Los Angeles County Recorder's Office.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Consider and approve a Grant of Easement for Utility Purposes on Parcel One (1) of Parcel Map 74460;
2. Consider and approve to authorize the City Manager to execute the Grant of Easement for Utility Purposes; and
3. Consider and approve the recordation of the Grant of Easement for Utility Purposes through the Los Angeles County Recorder's Office.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 9878

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez**

**5-0**

- 12.5 Consideration and Approval of a "Notice of Dedication of Land for Street Purposes" for Segments of Bessie Avenue and the Recordation of the Notice of Dedication of Land for Street Purposes through the Los Angeles County Recorder's Office.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Consider and approve a "Notice of Dedication of Land for Street Purposes" for segments of Bessie Avenue;
2. Consider and approve to authorize the City Manager to execute the Instrument "Notice of Dedication of Land for Public Street Purposes" on Bessie Avenue; and

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3. Consider and approve the recordation of the Notice of Dedication of Land for Public Street Purposes through the Los Angeles County Recorder's Office.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez**

**5-0**

- 12.6 Consideration and Approval to Apply for Local Government Partnership Program Funding through the Mobile Source Air Pollution Reduction Review Committee (MSRC) for the Purchase of an All-Electric Truck and Purchase and Installation of Electric Vehicle Charging Stations.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Authorize staff to apply for Local Government Partnership Program funding through the Mobile Source Air Pollution Reduction Review Committee (MSRC) for the purchase of an all-electric truck and the purchase and installation of electric vehicle charging stations utilizing special transportation funding as required 50% match; and
2. Authorize City Manager to execute required documentation for funding through MSRC's Local Government Partnership Program for the purchase of an electric truck and purchase and installation of electric vehicle charging stations; and
3. Acknowledge receipt of MSRC's PowerPoint presentation.

Total Cost: \$114,125

Account No: 230-67-583-8133 (\$102,000)

Measure M/R Fund (\$ 12,125)

Is the cost of this item budgeted? Yes (\$102,000); No (\$12,125)

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez**

**5-0**

- 12.7 Consideration and Approval to Enter into a Professional Services Agreement with Moore & Associates to Provide a Route-by-Route Analysis of City's Local Transit Services and to Conduct and Report Results from a Customer Satisfaction Survey.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Consider and approve a Professional Services Agreement with Moore & Associates to provide a route-by-route analysis and to report results from a customer satisfaction survey; and

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2. Authorize City Manager to execute a Professional Services Agreement with Moore & Associates on behalf of the City of El Monte.

Total Cost: \$97,322

Account No: 202-67-579-6115

Is the cost of this item budgeted? Yes

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez**

**5-0**

- 12.8 Consideration and Approval to Apply for Bus Stop Enhancement Program Funds through Foothill Transit for Bus Stop and Shelter Improvements and Enter into an Agreement with Foothill Transit.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Authorize staff to apply for Bus Stop Enhancement Program funds through Foothill Transit for bus stop and shelter improvements; and
2. Authorize City Manager to execute an agreement with Foothill Transit to allow the City of El Monte to receive funding for bus stop improvements on Cogswell Road between Lower Azusa Road and Garvey Avenue.

Total Cost: \$12,300

Account No: 203-67-579-8403

Is the cost of this item budgeted? Yes

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez**

**5-0**

- 12.9 Consider and Approve the Overhaul of Police Helicopter N108DJ.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Consider and approve the overhaul of Police Helicopter N108DJ in an amount not-to-exceed \$300,000; and
2. Consider and approve Robinson Helicopters as the sole source vendor in accordance with City of El Monte Municipal Code Section 3.24.060A.1., addressing the City's Purchasing Policy related to single-source or sole source procurements.

Total Cost: \$300,000

Account No: 100-71-741-6337

Is the cost of this item budgeted? Yes

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez**

**5-0**

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13. PUBLIC HEARINGS:

- 13.1 Public Hearing to Consider: (1) the Introduction and First Reading of an Uncodified Ordinance Approving Development Agreement No. 01-18 with GLC El Monte, LLC For the Construction of Two Industrial Buildings at 10150 Lower Azusa Road; and (2) a Resolution Approving an Addendum to the 2011 El Monte General Plan and Zoning Code Update Environmental Impact Report as the Environmental Documentation for Such Project.

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 questions to staff;
4. Allow members of the public to offer comment;
5. Pose follow up questions to staff;
6. Conduct additional deliberation, if needed;
7. Close the public hearing; and
8. Approve the proposed Ordinance (Attachment 1) ratifying Development Agreement No. 01-18 for first reading; and
9. Adopt the proposed Resolution (Attachment 2) approving the addendum to the 2011 El Monte General Plan and Zoning Code Update Environmental Impact Report as the environmental documentation for the proposed project.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Ordinance No. 2929

Resolution No. 9879

**m) Mayor Quintero**  
**s) Mayor Pro Tem Gomez**  
**Open the Public Hearing**

**Continued to a Special Meeting of July 19, 2018.**

- 13.2 Public Hearing to Consider and Approve a Resolution of the City Council of the City of El Monte, California Approving the Amount of the Special Tax Rate to be Levied Upon Real Property Parcels Within the Mountain View Community Facilities District No. 2013-1 (Public Services) for the 2018-2019 Fiscal Year, which shall be Added to the Los Angeles County Auditor-Controller's Office Annual Tax Roll in Accordance with El Monte City Council Resolution of Formation No. 9390 and Ordinance No. 2918.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

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1. Open the Public Hearing;
2. Receive brief presentation from City staff and pose questions to City staff;
3. Receive public comment, if any;
4. Move to close the public hearing; and
5. Commence deliberations to approve the attached Resolution approving the amount of the special tax rate to be levied upon real property parcels within the Mountain View Community Facilities District No. 2013-1 (Public Services) and direct City staff to submit charges to the Los Angeles County Auditor-Controller's Office for placement on the annual property tax roll.

Resolution No. 9880

**m) Mayor Quintero**

**s) Councilmember Martinez**  
**Open the P.H.**

**5-0**

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez**  
**Close P.H.**

**5-0**

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez**  
**Resolution No. 9880**

**5-0**

- 13.3 Public Hearing to Consider and Approve a Resolution Authorizing Placement of the 2017-2018 Lewis Homes Sewer Maintenance Cost Recovery Assessment on the Los Angeles County Auditor-Controller's Office Annual Tax Roll 2018-2019.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Open the Public Hearing;
2. Receive brief presentation from City staff and pose questions to City staff;
3. Receive public comment, if any;
4. Move to close the public hearing; and
5. Commence deliberations to approve a written report detailing the sums owed by each real property parcel owner and approve Resolution authorizing the submission of the 2017-2018 Lewis Homes Sewer Maintenance Cost Recovery Assessment to the Los Angeles County Auditor-Controller for placement on the Fiscal Year 2018-2019 property tax roll.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 9881

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez**  
**Open the P.H.**

**5-0**

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez**  
**Close P.H.**

**5-0**

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez**  
**Resolution No. 9881**

**5-0**

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- 13.4 Public Hearing to Consider and Approve a Resolution Authorizing Placement of Certain Waste Disposal Delinquency Service Charges Owed to Valley Vista Services Pursuant to its Solid Waste Franchise with the City of El Monte on the 2018-2019 Los Angeles County Auditor-Controller's Office Annual Tax Roll.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Open the Public Hearing;
2. Receive brief presentation from City staff and pose questions to City staff;
3. Receive public comment, if any;
4. Move to close the public hearing; and
5. Commence deliberations to approve the attached Resolution placing certain delinquent trash fee sums owed to Valley Vista Services and directing staff to submit to the Los Angeles County Auditor-Controller for Placement on the Fiscal Year 2018-2019 property tax roll.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 9882

**m) Mayor Quintero**

**m) Mayor Quintero**

**m) Mayor Quintero**

**s) Councilmember Martinez**

**s) Councilmember Velasco**

**s) Councilmember Martinez**

**Open the P.H.**

**Close P.H.**

**Resolution No. 9882**

**5-0**

**5-0**

**5-0**

- 13.5 Public Hearing to Consider and Approve a Resolution Approving a Written Report Detailing the Amount of the Annual Assessment to be Levied Upon the Owners of Real Property Parcels that Comprise the Klingerman/Bonwood Waste Disposal Service Area and Directing that the same be Submitted to the Los Angeles County Auditor-Controller for Placement on the Fiscal Year 2018-2019 Property Tax Roll.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Open the Public Hearing;
2. Receive brief presentation from City staff and pose questions to City staff;
3. Receive public comment, if any;
4. Move to close the public hearing; and
5. Commence deliberations to approve the attached Resolution approving the written report detailing the sums to be levied upon individual real property parcels that receive trash service and directing that the same be submitted to the Los Angeles County Auditor-Controller for Placement on the Fiscal Year 2018-2019 property tax roll.

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Total Cost: N/A  
Is the cost of this item budgeted? N/A

Account No: N/A

Resolution No. 9883

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

**m) Mayor Quintero**  
**s) Mayor Pro Tem Gomez**  
**Close P.H.**  
**5-0**

**m) Mayor Quintero**  
**s) Mayor Pro Tem Gomez**  
**Resolution No. 9883**  
**5-0**

- 13.6 Public Hearing to Consider and Approve a Resolution Levying the Fiscal Year 2018-2019 Citywide Sewer Assessment Upon each Real Property Parcel Connected to the City's Sewer System and Directing that the same be Added to the Los Angeles County Auditor-Controller's Office Fiscal Year 2018-2019 Property Tax Roll.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Open the Public Hearing;
2. Receive brief presentation from City staff and pose questions to City staff;
3. Receive public comment, if any;
4. Move to close the public hearing; and
5. Commence deliberations to approve the attached Resolution approving the Fiscal Year 2018-2019 levy of the City's sewer service charge and direct that the same be submitted to the Los Angeles County Auditor-Controller for placement on the Fiscal Year 2018-2019 property tax roll.

Total Cost: N/A  
Is the cost of this item budgeted? N/A

Account No: N/A

Resolution No. 9884

**m) Mayor Quintero**  
**s) Mayor Pro Tem Gomez**  
**Open the P.H.**  
**5-0**

**m) Mayor Quintero**  
**s) Mayor Pro Tem Gomez**  
**Close P.H.**  
**5-0**

**m) Mayor Quintero**  
**s) Mayor Pro Tem Gomez**  
**Resolution No. 9884**  
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- 13.7 Public Hearing to Consider and Approve the Amount of the Special Tax Rate to be Levied Upon Real Property Parcels Within the El Monte Gateway Community Facilities District No. 2014-1 (Lot Division No. 708 Within the El Monte Gateway Specific Plan for the 2018-2019 Fiscal Year And Submit the Approved Amount of Special Tax to the Los Angeles County Auditor-Controller's Office for Placement on the Annual Property Tax Roll in Accordance with El Monte City Council Resolution of Formation No. 9500 and Ordinance No. 2842.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Open the Public Hearing;
2. Receive brief presentation from City staff and pose questions to City staff;
3. Receive public comment, if any;
4. Move to close the public hearing; and
5. Commence deliberations to approve the attached Resolution approving the amount of the special tax rate to be levied upon real property parcels within the El Monte Gateway Community Facilities District No. 2014-1 (Public Services) Lot Division No. 708 Within the El Monte Gateway Specific Plan and direct City staff to submit charges to the Los Angeles County Auditor-Controller's Office for placement on the annual property tax roll.

Resolution No. 9885

**m) Mayor Quintero**  
**s) Mayor Pro Tem Gomez**  
**Open the P.H.**  
**5-0**

**m) Mayor Quintero**  
**s) Mayor Pro Tem Gomez**  
**Close P.H.**  
**5-0**

**m) Mayor Quintero**  
**s) Mayor Pro Tem Gomez**  
**Resolution No. 9885**  
**5-0**

14. **REGULAR AGENDA:**

- 14.1 Consideration and Approval of Request for Action to Designate One Voting Delegate and Other Two Alternates for the League of California Cities Annual Conference to be Held September 12-14, 2018 in Long Beach, California.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

In response to the letter dated May 17, 2018 from the League of California Cities, it is recommended that the City Council act by motion(s) to designate one voting delegate and two alternates to the League of California Cities Annual Conference.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

**m) Mayor Quintero**  
**s) Mayor Pro Tem Gomez**

**5-0**



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**Councilmember Macias Nominated:  
Delegate - Mayor Andre Quintero  
Alternate - Councilmember Jerry Velasco  
Alternate Councilmember Victoria Martinez**

- 14.2 Consideration and Approval of Resolutions Calling a November 6, 2018 General Municipal Election for Various Elective City Offices and Related Resolutions for the Administration of the Election.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Approve the attached resolutions calling for the November 6, 2018, General Municipal Election for the offices of Mayor and City Council and related resolutions requesting consolidation and seeking assistance from Los Angeles County and stating statutory requirements for the form and submission of candidate statements.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 9886

**m) Mayor Quintero**

**s) Councilmember Macias**

**5-0**

- 14.3 Consideration of Initiation of Environmental Clean-Up of the Blighted Property Located at 4350 Temple City Boulevard, El Monte, by Order of the City of El Monte as Authorized by Health and Safety Code Section 25403 et seq.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Make the findings as set forth in the accompanying Resolution that the land and improvements situated at 4350 Temple City Boulevard, El Monte are "blighted property" situated in a "blighted area" as each of these terms are referenced in the Health and Safety Code Section 25403 (the "Gatto Act");
2. Authorize the Director of Public Works and the City Manager to prepare and execute a professional services agreement with Ninyo & Moore for geotechnical and environmental science professional services to the City related to the remediation of the 4350 Temple City Boulevard El Monte property for a not-to-exceed cost of \$20,000;
3. Authorize the Director of Public Works and the City Manager to notify the State of California Department of Toxic Substance Control pursuant to Health and Safety Code Section 25403.1 that the City proposes to initiate certain

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environmental clean-up activities on the blighted property situated at 4350 Temple City Boulevard, El Monte, California as authorized by the Gatto Act; and

4. Adopt the proposed Resolution of the City Council as attached which also authorizes an expenditure of up to \$28,000 in City funds to initiate the clean-up of the 4350 Temple City Boulevard Property.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 9887

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez 5-0**

**Approval of Resolution 9887 is with the condition that the City will enter into a Reimbursement Agreement prior to issuance of any type of Gatto Letter.**

- 14.4 Consideration and Approval of Memoranda of Understanding with the City of El Monte Police Officers' Association (POA) and the City of El Monte Police Mid-Manager's Association (PMMA) for the Period Covering March 1, 2018 through December 31, 2020.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Approve and ratify the collective bargaining Memorandum of Understanding by and between the City of El Monte and the POA for the term of January 1, 2018 through December 31, 2020; and
2. Approve and ratify the collective bargaining Memorandum of Understanding by and between the City of El Monte and the PMMA for the term of January 1, 2018 through December 31, 2020.

Total Cost: \$2,649,025

Account No: N/A

Is the cost of this item budgeted? Yes

**m) Mayor Quintero**

**s) Councilmember Macias 5-0**

- 14.5 Approval of a Resolution Amending and Updating the Citywide Classification and Compensation Plan (Salary Resolution), Retroactive to January 1, 2018, to Reflect: (1) Terms Agreed to by and between the City of El Monte and the City of El Monte Police Officers' Association, and the City of El Monte and the City of El Monte Police Mid-Managers' Association (PMMA) in Respective Memoranda of Understanding; and (2) Certain Administrative Updates.

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RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the attached Resolution amending and adopting the Citywide Classification and Compensation Plan, retroactive to January 1, 2018, to reflect cost-of-living adjustments for classifications represented by the City of El Monte Police Officers' Association and the City of El Monte Police Mid-Managers' Association, and certain administrative updates.

Total Cost: \$547,046

Account No: N/A

Is the cost of this item budgeted? Yes

Resolution No. 9888

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez**

**5-0**

- 14.6 Consideration and Approval to Appropriate Measure M Local Return Funds to Repair Pavement Defects for the Downtown Parking Lot Improvements Project CIP 818 and Execute a Professional Services Agreement with the Nickerson Company to Provide Construction Management Services to Complete the Project.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the appropriation of \$304,000 of Measure M local return revenue to fund the repair of the pavement defects in the Downtown Parking Lot 1 and complete the project (CIP 818); and
2. Authorize the City Manager to execute a Professional Services Agreement with the Nickerson Company to provide construction management services for a not-to-exceed fee of \$50,589 for the Downtown Parking Lot Improvements Project CIP 818.

Total Cost: \$304,000

Account No: 225-67-818-8121

Is the cost of this item budgeted? No

Mary Ann Powers – I went back and looked up Measure M when it was put on the ballot, where does it say fixing a parking lot. I see money and money being spent on El Monte Mall. We put a playground. We are doing everything for that mall while businesses in that mall do nothing for the City or for even maintaining their own buildings. We have heard people come up before this Council tonight and speak about the conditions of our roads There are streets in this City that I cannot drive with my smart car, one of them is Lower Azusa Road between Cogswell and La Madera because the pot holes are so big. It is the same way on

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Ramona this is what we are dealing with. I see people avoiding the manholes because they are two inches higher than the worn out streets and we are going to go and use Measure M funds to fix the parking lot.

Cosme Jimenez – Most of the businesses there don't pay taxes because they say they are losing money. In a way we are subsidizing that no value property because according to them they make no money. Is there any way that we can do an audit someday, somehow to see how much money we are getting. We are throwing away that money instead of using it for parks.

**Brief recess at 8:47 pm**

**Returned at approximately 8:54 pm**

**m) Mayor Quintero**

**s) Mayor Pro Tem Gomez 4-0 (Councilmember Macias absent)**

**Parking Business District Fund**

- 14.7 Consideration and Extension of the Professional Services Agreement with SA Associates to Provide the City with Public Works Inspector Services for the Public Works Engineering Division for a Not-to-Exceed Fee of \$115,728.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider, approve and authorize the City Manager to execute an Amendment of the Professional Services Agreement with SA Associates to provide the City with Public Works Inspector Services for a not-to-exceed fee of \$115,728.

Total Cost: \$115,728

Account No: 100-67-677-6111

Is the cost of this item budgeted? No

**m) Mayor Quintero**

**s) Councilmember Martinez 5-0**

- 14.8 Consideration and Approval of the Professional Services Agreement with Alan Palermo Consulting to Provide the City with Land Development Management Services for the Public Works Engineering Division for a Not-to-Exceed Fee of \$154,800.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider, approve and authorize the City Manager to execute the Professional Services Agreement with Alan Palermo Consulting to provide

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the City with Land Development Management Services for a not-to-exceed fee of \$154,800.

Total Cost: \$154,800

Account No: 100-67-677-6111

Is the cost of this item budgeted? No

**m) Mayor Quintero**

**s) Councilmember Martinez**

**5-0**

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

16. CITY MANAGER'S AGENDA:

16.1 Presentation/Update by Public Works on the Recycled Used Oil Report.

**Continued to the meeting of July 17, 2018.**

16.2 Update Regarding the Establishment of an Administrative Policy and Procedures Manual.

**Continued to a future meeting.**

Mayor Pro Tem – I would like to suggest that as you complete them that you bring them to the Council because you wait until all of them are complete I don't know how many will be looked through thoroughly.

Councilmember Velasco – So when did you say you are going to have something? So once they are ready will they be available to the public? Once they are ready and approved by the Council and we are ready to move on them, it is important that the public knows that we have policies that we follow too.

17. WRITTEN COMMUNICATIONS: **No material submitted**

18. COUNCIL COMMUNICATIONS:

City Manager Hamilton – Just as an update to the Council and the community. Unfortunately, as many of you may be aware the opening of Norms has been delayed. It was supposed to be open today, July 3<sup>rd</sup>. Unfortunately there was a construction fire that was confined to the rear of the restaurant, that damage is reparable but it has delayed the opening of Norms for a few weeks. We will try and get it done sooner but we want to manage expectations it is going to happen it is going to open soon.

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18A. Mayor Quintero

18A.1 Appointment to the El Monte Measure EM Oversight Committee.

Appointee: \_\_\_\_\_

18A.2 Appointment to the El Monte Sewer Service Charge and Water Service Oversight Committee (“Enterprise Fund Committee”).

Appointee: \_\_\_\_\_

18A.3 Discussion Regarding Appointment for Cindy Wu as Planning Commissioner.

Unfortunately, I got a call about a month ago from Dallas Baker one of our Planning Commissioners, actually one of our best Planning Commissioners; they are doing a great job.

**m) Quintero**

**s) Mayor Pro Tem Gomez 5-0**

**To Appoint Cindy Wu.**

18A.4 Discussion on Facebook Cyber Trolling and Cyber Bullying.

18B. Mayor Pro Tem Gomez

I am going to ask all of the residents here and those watching via their cable station. Not only is tomorrow the 4<sup>th</sup> of July and the reason, and how great it is and our independence. But one of the sad things in El Monte like other cities is the illegal fireworks. Instead of going somewhere, I will find myself getting up early in the morning watering my roof, in the middle of the day watering my roof and before it gets dark watering my roof. So if any of our residents can join the team here in the City and when you see illegal fireworks or you have an idea of where they are coming from, if you can call our Police Department they are ready to address this because the more we get everyone working together and getting more of those citations for \$1,000 hopefully that will stop them. I am not talking about the safe and sane, I am talking about the illegal fireworks. Again for many reasons, animals go berserk, it is just not safe, no way so please join us.

18C. Councilwoman Macias

I want to wish everyone a happy 4<sup>th</sup> of July. I want to thank our Police Department in advance for all of the hard work that is going to be going on in patrolling our streets and I want to say that I appreciate them for taking time out of their own family life to be here

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patrolling unfortunately because of all the illegal fireworks that are lit in our City. I have noticed an improvement, I don't know if you all have noticed an improvement. It seems as though there are less and less on the days leading to it and that I think is thanks to that \$1,000 fine that you will get if you light an illegal firework. I also want to thank the residents who came up to speak about the FedEx problem. I have noticed that there is a large FedEx center at the Arcadia Logistics located in the City of Arcadia. It was my understanding that anyone going there or leaving the site were to access the site via the 605 and Lower Azusa to the east of us. When I drove by I have noticed that there is an ability to be able to turn right I don't know if that was always the intention for them to be able to have the access to turn right. You have the FedEx who are turning right onto Lower Azusa traveling our streets. This has been a concern of mine that Lower Azusa would be experiencing a significant amount of wear and tear as well as the residents that are being impacted in that area having all of these trucks driving in that area. I appreciate the residents taking the initiative to contact the Police Department and the Police Department being responsive to it. I wanted to bring it up to my colleagues because I think it is something that perhaps we need to ask our City Manager to take the issue up to the folks that are running the facility to access what is going on and to mitigate the problem.

Mayor Quintero – We do have an agreement, if the City Attorney's Office can look into it.

Councilmember Velasco – The City Manager has spoken to the owners. We do have a Memorandum of Understanding we have looked into it we have spoken to them.

Mayor Pro Tem Gomez – Somewhere along the way you are going to have to reach to City of Arcadia and talk to their City Manager and our Council to their Council because the owner of the property can tell a thousand times that this is going to happen but I think we need to touch all bases.

Councilmember Macias – Again it was a concern of mine which is why I never supported agreeing to whatever agreement we had with them because we get zero dollars from Arcadia Logistics to re-slurry resurface those streets. We basically allowed them to do it with very minimal mitigation so I do appreciate it. Happy 4<sup>th</sup> of July and be safe out there.

18D. Councilwoman Martinez

I recently attended the San Gabriel Valley Council of Governments and they raised a couple of issues that the COG would like to take a position on a couple of controversial votes so they recommended that we bring it back to our Council have a discussion as to whether the City would like to say yes or no to these particular votes and those will be on my agenda for the next meeting on the 17<sup>th</sup> as there is a COG meeting on the 19<sup>th</sup>. One of the votes they are asking on the gas tax or gas tax repeal. There has been a lot of conversation about streets, paving and sidewalks, one of the things I think is important is that when there are so many conversations about one topic that we address it immediately. The City of El Monte has invested money into capital improvement program that is repaving streets, that is working on sidewalks currently. Can we do it fast enough, of course not? Everyone wants their street done sooner rather than later. But I can tell you driving down Brockway is a whole new experience. There are some streets that have been addressed that have been prioritized. So we ask for continued patience but know that your tax dollars are working. Have a safe and sane 4<sup>th</sup> of July, for those of

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you who don't know 4<sup>th</sup> of July is terrible for animals. Hopefully you are not out there using illegal fireworks. Those illegal fireworks are becoming so jarring and there are too many of our residents who are veterans in this community that suffer from PTSD it is reminiscent of areas where they may have been that they don't want to remember ever again. I know that our Police Department will be vigilant but be conscientious. Finally, I don't know if you have seen this incredible packet put together by our Parks & Rec of all our summer events.

18E. Councilman Velasco

I do not have anything.

19. ADJOURNMENT:

**With no object Mayor Quintero adjourned the City Council meeting at 9:20 p.m.**

The next Regular Meeting of the City Council will be held on **July 17, 2018** at 6:00 p.m. This Agenda will be posted on the City's website, [www.ci.el-monte.ca.us](http://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.

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Jonathan Hawes, City Clerk  
City of El Monte

APPROVED:

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Andre Quintero, Mayor  
City of El Monte