

APPROVAL OF MINUTES  
EL MONTE CITY COUNCIL REGULAR MEETING  
OF FEBRUARY 2, 2021

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: **6:01 p.m.**

2. ROLL CALL FOR CITY COUNCIL AND AUTHORITY BODIES:

Jessica Ancona, Mayor/Chair – **present**  
Maria Morales, Mayor Pro Tem/Authority Member – **present**  
Martin R. Herrera, Councilmember/Authority Member – **present**  
Victoria Martinez Muela, Councilmember/Authority Member – **present**  
Alma D. Puente, Councilmember/Authority Member – **absent**

3. APPROVAL OF AGENDA:

WITH THE FOLLOWING EDITS/CHANGES TO THE AGENDA:

SPECIALLY ADDED REGULAR AGENDA ITEM:

14.16 Consideration and Approval of an Emergency Roofing Project for the Police Department Main Building.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the funding budget for an emergency roofing project at the Police Department Main Building for an amount not-to-exceed \$350,000;
2. Authorize the City Manager or her designee to execute an emergency Contract Service Agreement for the roofing project;
3. Authorize an increase in appropriation in the amount of \$200,000 in the Asset Forfeiture Fund (259) for the FY 2020-2021 fiscal budget to Expenditure Account Number 259-71-711-8116; and authorize the use of Asset Forfeiture Funds for this supplemental budget appropriation; and
4. Authorize an increase in appropriation in the amount of \$150,000 in the General Fund (100) for FY 2020-2021 fiscal budget to Expenditure Account Number 100-67-673-8116; and authorize the use of General Fund Reserves for this supplemental budget appropriation.

Total Cost: \$350,000

Account No: 100-67-673-8116 -\$150,000  
General Fund  
259-71-711-8116 - \$200,000

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Is the cost of this item budgeted? No

Asset Forfeiture Fund

**m) Mayor Ancona**

**s) Councilmember Martine Muela 4-0 (Councilmember Puente absent)**

**Councilmember Puente joined the City Council meeting at 6:03 p.m.**

**4. CLOSED SESSION:**

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 agendaized 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 *agendaized* 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 agendaized 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 agendaized Closed Session matter pursuant to the Brown Act (Govt. Code Section 54950 et seq.).

Mayor Ancona invited members of the public to address the City Council on Closed Session Items 4.1 through 4.9.

Mayor Ancona and the City Council recessed into Closed Session at approximately 6:05 p.m. Mayor Ancona and the City Council reconvened from Closed Session at approximately 7:45 p.m.

Assistant City Attorney Richard Padilla reported out of Closed Session with respect to Items 4.1 through 4.9.

- 4.1 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation Regarding the Following Related Matter: FEAH, LLC vs. City of El Monte, LASC Case No. 20STCP03720.

**General update on the status of each litigation matter was provided by Legal Counsel Michael Campion with the City Attorney's Office, questions posed by the City Council but no final action taken.**

- 4.2 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation Regarding the Following Related Matter: NeroCanna vs. City of El Monte, Los Angeles Superior Court Case No. 20STCP02545.

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**General update on the status of each litigation matter was provided by Legal Counsel Michael Campion with the City Attorney's Office, questions posed by the City Council but no final action taken.**

- 4.3 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation Regarding the Following Related Matter: Clade9Ellis Lane, LLC vs. City of El Monte, et al., Los Angeles Superior Court Case No. 20STCP04213.

**General update on the status of each litigation matter was provided by Legal Counsel Michael Campion with the City Attorney's Office, questions posed by the City Council but no final action taken.**

- 4.4 Closed Session Pursuant to Government Code Section 54956.9(d)(1) Conference with Legal Counsel – Existing Litigation Regarding the Following Related Matter: Calimed Baldwin, LLC vs. City of El Monte, Los Angeles Superior Court Case No. 20STCP03134.

**General update on the status of each litigation matter was provided by Legal Counsel Michael Campion with the City Attorney's Office, questions posed by the City Council but no final action taken.**

- 4.5 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation Regarding the Following Related Matter: Nibble This – El Monte, LLC vs. City of El Monte, et al., Los Angeles Superior Court Case No. 20STCP04044.

**General update on the status of each litigation matter was provided by Legal Counsel Michael Campion with the City Attorney's Office, questions posed by the City Council but no final action taken.**

- 4.6 Closed Session Pursuant to Government Code Section 54956.9(d)(2) and (e)(3) – Significant Exposure of Litigation: Two (2) Potential Cases.

**General update on the status of each litigation matter was provided by Legal Counsel Joaquin Vazquez with the City Attorney's Office, questions posed by the City Council but no final action taken.**

- 4.7 Closed Session Pursuant to Government Code Section 54956.9(d)(2) and (e)(3) – Significant Exposure of Litigation: One (1) Potential Case.

**Update provided by Joaquin Vazquez, questions posed by the City Council, but no final action taken.**

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- 4.8 Closed Session Pursuant to Government Code Section 54957.6 – Conference with Labor Negotiator – All Represented Employees:

Bargaining Units Subject to Negotiations: El Monte SEIU Local 721; El Monte Police Mid-Managers Association; El Monte Police Officers Association; Management Group; and El Monte General Mid-Managers Association.

City’s Designated Negotiator: Alma K. Martinez, City Manager and John Nguyen, Human Resources/Risk Management Director

**Presentation was provided by John Nguyen from HR Department and Bruce Foltz from the Finance Department and the City Manager, questions posed by the City Council, direction given but no final action taken.**

- 4.9 Closed Session Pursuant to Government Code Section 54956.9(d)(2) and (e)(1) – Significant Exposure of Litigation: One (1) Potential Case.

**Update was given by Joaquin Vazquez, questions posed by the City Council but no final action taken.**

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: **Mayor Ancona.**

6. FLAG SALUTE: Chief of Police, David Reynoso. **Present**

7. RECOGNITIONS, HONORS AND COMMUNITY INTEREST PRESENTATIONS:

Councilwoman Puente – I just wanted to bring to the attention of the community and the Council that our Colleague Mayor Pro Tem Maria Morales will be defending her Doctoral Dissertation next Monday. I wanted to take a brief moment to wish her Godspeed and to express my very personal sense of pride in your accomplishment so Godspeed and we look forward to referring to you in the official Dr. Morales at our next meeting.

Mayor Ancona – Congratulations and good luck Mayor Pro Tem.

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

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

Raul Diaz - I am the owner of Xecora restaurant here in El Monte. It was brought to my attention of comments made against Mayor Jessica Ancona and Councilwoman Martinez Muela on Tuesday, January 19th by an anonymous person. I was shocked as those statements are nothing but LIES. On Tuesday, December 15th at about noon, a woman by the name of Jackie Morales entered our restaurant and began to harass and question employees, demanding to know when was the last time Jessica Ancona had been in the restaurant. She insisted she knew that Jessica had been in the restaurant, and that she demanded to dine inside with Vicky just a week prior and that Jessica now had COVID and put others at risk in the restaurant. Her questioning and statements were similar to all of the lies stated in the public comment of the January 19th council meeting. The staff, confused, denied that ever happening. Jackie Morales continued to yell and asked to speak to a manager and stated that she would report us to the City and have us shut down. We later learned that Jackie Morales, is the niece of former Councilmember Jerry Velasco. She left her phone number for the owner to call her back. If anyone is abusing power, it appears to be the FORMER elected council member Velasco and his family by entering my restaurant making demands of my staff when they are not in any official capacity to do so. Staff informed me that the last time

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they saw Mayor Ancona was Spring/Summer of 2020 picking up take-out and leaving immediately after. My staff was shocked and even fearful not knowing who this woman was and immediately called me. Staff informed me that the last time they saw Mayor Ancona was Spring/Summer of 2020 picking up take-out and leaving immediately after. Mayor Ancona has been a loyal patron of ours over the past two years and has never made any special requests or demands. I want the record to reflect the truth of what happened at my restaurant.

Ken Rausch – Meet the Mayor Jessica Ancona Mayor of El Monte on Wednesday February 3, 2021 from 12:00 pm to 1:00 pm register at [www.sgvpartnership.org/events](http://www.sgvpartnership.org/events) and this is sponsored by the San Gabriel Valley Water Company. 38<sup>th</sup> Annual Charity Golf Tournament at Montebello Country Club on Friday, February 19<sup>th</sup> hosted by the Chamber and Lawrence Equipment.

Melissa Galvez – Hello, as my last email stated... I am growing concerned for the hate that First Works Baptist Church puts out into our City. It is alarming that no City officials have found this as concerning as your citizens have. You could do better as a City Council Member and El Monte resident. You all owe it to your residents to feel safe in their own City. Why is this hate group allowed to put others in danger? Do something. I am so ashamed my hometown officials do not even bat an eye. You should be ashamed if you are not actively working with your citizens to listen to what is going on. Thank you.

Cosmic J. Menes – As a 69-year resident of our fair city I am writing today to congratulate our newest councilman Mr. Herrera on his appointment to the serve the friendly City of El Monte. Councilman Herrera I wish you nothing but good fortune and success...something easily achieved by not aligning yourself with Mayor Ancona and Councilwoman Martinez-Muela. Beware of their saccharine smiles; behind those pearly whites lies their deceitful agenda. Moving on to important matters of the city, I am pleased to see that the council hosted a prayer event regarding that lovely church everyone is talking about. It makes sense that someone who campaigned on bringing “Bold New Leadership” to our fair city would do nothing of the sort, offering nothing more than thoughts and prayers instead of taking any real action. Mayor Palin you continue to make El Monte proud! As for the rest of the council agenda, it’s business as usual, lawsuits, infighting over who gets to wear the crown of Vice Mayor, and more soon-to-be broken promises. But hey, at least Irma Zamorano wasn’t appointed to the city council.

9. CITY TREASURER’S REPORT: **No material submitted.**

10. DEMAND RESOLUTION NO. D-636

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 \$5,776,700.80 have been examined by the City Treasurer and that warrant numbers 1095937 through 1096041, and the payroll period ending December 31, 2020

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inclusive are hereby allowed in the amounts and ordered paid out of the respective funds as set forth.

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

11. APPROVAL OF MINUTES:

Regular Meeting Minutes of January 5, 2021; Regular Meeting Minutes of January 19, 2021; and Special Meeting Minutes of January 26, 2021.

**m) Mayor Pro Tem Morales**  
**s) Councilmember Puente** **5-0**

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:

5. 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.

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

**m) Mayor Ancona**  
**s) Councilmember Martinez Muela** **5-0**

12.2 Approval of Request to Advertise and Publish the Notice Inviting Bids (NIB) for the Police Department Main Building Roof Replacement Project.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Authorize staff to advertise and publish the Notice Inviting Bids (NIB) for the Police Department Main Building Roof Replacement Project.

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

Account No: N/A

**m) Councilmember Martinez Muela**  
**s) Mayor Ancona** **5-0**

12.3 Approval of the 2019 State Homeland Security Program Subrecipient Agreement.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Consider and approve the 2019 State Homeland Security Program Subrecipient Agreement by and between the County of Los Angeles and the City of El Monte; and
2. Authorize the City Manager, or her designee, to sign the Agreement and all related grant documents.

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

Account No: N/A

**m) Mayor Ancona**  
**s) Councilmember Martinez Muela** **5-0**

13. PUBLIC HEARINGS:

13.1 A Public Hearing to Consider and Approve for First Reading of an Ordinance of the El Monte City Council Amending Chapters 17.02 (Definitions); 17.06 (General Regulations); 17.08 (Parking); 17.10 (Landscaping Requirements); 17.12 (Sign Standards and Sign Regulations); 17.14 (NonConforming Provisions); 17.18 (Zoning Clearances); 17.20 (Modification-Variance); 17.24 (Conditional Use Permit); 17.34 (R-1B Zone); 17.36 (R-1C Zone); 17.38 (R-2 Zone); 17.40 (R-3 Zone); 17.42 (R-4 Zone); 17.45 (Mixed/Multiuse Zone); 17.48 (C-O Zone); 17.50 (C-1 Zone); 17.52 (C-2 Zone); 17.54 (C-3 Zone); 17.56 (C-4 Zone); 17.58 (M-1 Zone); and 17.60 (M-2 Zone) of the El Monte Municipal Code (EMMC).

**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. Close the public hearing; and
7. Approve the proposed Ordinance by no less than three (3) votes, for first reading.



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

Account No: N/A

Ordinance No. 2994

- m) Mayor Ancona**
- s) Mayor Pro Tem Morales**                    **5-0**
- Open P.H.**
- m) Mayor Ancona**
- s) Mayor Pro Tem Morales**                    **5-0**
- Close P.H.**
  
- m) Mayor Ancona**
- s) Mayor Pro Tem Morales**                    **5-0**
- Ordinance No. 2994**

13.2 A Public Hearing to Consider and Approve a Resolution Approving Substantial Amendment No. 1 to the City of El Monte Fiscal Year (FY) 2020-2021 Annual Action Plan and Substantial Amendment No. 7 to the City of El Monte FY 2019-2020 Annual Action Plan in Accordance with the U.S. Department of Housing and Urban Development (HUD) Regulations.

**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. Close the public hearing;
7. Adopt a Resolution approving Substantial Amendment #1 to the Fiscal Year (FY) 2020-2021 Annual Action Plan;
8. Adopt a Resolution approving Substantial Amendment #7 to the FY 2019-2020 Annual Action Plan;
9. Authorize the reallocation of \$1,323,918 in HOME FY 2020- 2021 funds and \$24,000 in CDBG FY 2020-2021 funds in accordance with the projects listed in Substantial Amendment #1;
10. Authorize the reallocation of \$3,624,780 in ESG-CV FY 2019-2020 and \$62,328 in CDBG-CV FY 2019-2020 funds in accordance with the projects listed in the Substantial Amendment #7; and
11. Authorize the City Manager, or her designee to make all conforming modifications and edits, and to execute all implementing documents required by HUD.

Total Cost: \$5,035,0276

Account No: \$1,323,918 – HOME  
\$ 24,000 – CDBG  
\$3,624,780 – ESG-CV  
\$ 62,328 – CDBG-CV

Is the cost of this item budgeted? Yes

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Resolution No. 10231

Resolution No. 10232

**m) Mayor Ancona**  
**s) Councilmember Puente** **5-0**  
**Open P.H.**

**m) Mayor Ancona**  
**s) Mayor Pro Tem Morales** **5-0**  
**Close P.H.**

**m) Mayor Ancona**  
**s) Councilmember Herrera** **5-0**

13.3 A Public Hearing to Consider and Approve an Urgency Ordinance of the City of El Monte to Establish a Temporary Limit on the Charges Imposed by Third-Party Delivery Services on Retail Food Establishments During the COVID-19 Pandemic and for 90 Days after the County/State Order Prohibiting On-Premises Dining is Lifted.

**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. Close the public hearing; and
7. Approve the proposed Ordinance by no less than three (3) votes, to establish a temporary limit on the charges imposed by third-party delivery services on retail food establishments during the COVID-19 pandemic and for 90 days after the County/State order prohibiting dining on premises is lifted.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Ordinance No. 2995

**m) Mayor Ancona**  
**s) Councilmember Puente** **5-0**  
**Open P.H.**

Chad Horrell – During these unprecedented times, DoorDash is committed to partnering with our local government partners. We are also working closely with our restaurant partners to assist. As a direct response to the COVID-19 crisis, we have provided more than \$120 million in commission relief and marketing programs to help restaurants replace lost revenue and remain open for delivery. Beginning in mid-March we voluntarily launched a series of programs to support the restaurant community, and in April we went further by instituting a 50%

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reduction in commissions for mom-and-pop restaurants, plus 0% fees for pickup and 0% fees for restaurants new to DoorDash through the end of May. Thousands of Los Angeles County restaurants saved hundreds of thousands of dollars through these programs. Nationally, we are proud to say that restaurants on the DoorDash platform were 6 times more likely to stay open during the COVID-19 pandemic compared to US restaurants as a whole. As restaurants begin to reopen we are committed to finding support and growth opportunities that reflect our new operating environment. For instance, through our comprehensive initiative Main Street Strong, restaurants will be able to create their own online stores to offer takeout or delivery for a flat-fee and no commission. Recognizing the hardships smaller local restaurants face, those with fewer than 5 locations will pay no fees through March 2021. Main Street Strong also includes a free new web presence option, new delivery and pickup discounts, and prominent featuring of local restaurants in the app and on DoorDash.com. We are well aware of the crisis at hand, and have willingly adjusted our business model to accommodate the needs of our partners. That said, as a company, we oppose price controls imposed by local governments. As the City considers a possible ordinance limiting contractual agreements with our restaurant partners, it is important to understand when and why commissions are charged. Restaurants that offer delivery through DoorDash agree to pay a percentage of the order subtotal in exchange for that service. The restaurant and DoorDash agree to this commission in advance through their contract. Restaurants also have the option to offer their own delivery, or only offer pickup. Commissions help put money in workers' pockets (on average \$24/active hour in LA County) and cover a wide range of costs that the local restaurants would otherwise have to pay directly if they chose to provide their own delivery. These include background checks for Dashers that ensure food safety for consumers, insurance for on-the-job injuries, customer support, and other essential administrative needs. Overall, this business model protects the interests of our partners and the communities we serve, and taking them away would hurt the ability of many restaurants to continue operating in the "new normal" we find ourselves in. We are well aware that the City of El Monte is considering an ordinance imposing fee limits on third-party delivery platforms. We have seen many such ordinances adopted all over the country and we would like to share some suggestions that will help ease the burden on third-party delivery platforms while providing restaurants fee relief. 1. The ordinance should allow restaurants to opt in to optional marketing programs, which help restaurants attract new customers and drive sales. These programs are optional and restaurants will still have access to delivery and pickup even if they choose not to participate. We suggest amending the definition of "Covered Establishment" to read: "Covered Establishment" means a retail food establishment with fewer than 10 locations in the State that offers, in a single commercial transaction over the internet, whether directly or through third-party food delivery services, the sale and same-day delivery of food to customers from one or more retail locations within the City. 2. The commission cap should apply to small, local restaurants, identified as having 5 or fewer locations in the state, not chains. This would protect the small "mom and pop" restaurants that the City is clearly focused on. We would suggest amending Section 3(c) to read: Any fee, commission, or cost other than as permitted in subdivisions (a) and (b), above. However, a covered establishment may agree to pay a third-party food delivery platform a fee that exceeds the limits in this section to obtain optional products or services, including, but not limited to, advertising, marketing, or access to customer subscription programs, in addition

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to delivery or pickup service. We thank you greatly for your efforts to protect restaurants. We also thank you for considering these small but important changes to the proposed ordinance. Please do not hesitate to reach out with any questions, concerns or clarifications.

**m) Mayor Ancona**  
**s) Councilmember Martinez Muela** 5-0  
**Close P.H.**

**m) Mayor Ancona**  
**s) Mayor Pro Tem Morales** 5-0  
**Table Item 13.3 to the next City Council Meeting**

- 13.4 A Public Hearing to Consider and Approve an Urgency Ordinance of the City Council of the City of El Monte, California Adopting Temporary Regulations Prohibiting the Eviction of Storage Unit Patron Experiencing Loss of Income During the State of Local Emergency Caused by the COVID-19 Pandemic.

**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. Close the public hearing; and
7. Adopt the proposed Urgency Ordinance by no less than four-fifths (4/5) vote.

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

Ordinance No. 2996

**m) Mayor Ancona**  
**s) Councilmember Martinez Muela** 5-0  
**Open P.H.**

Ross Hutchings – We are the California Self-Storage Association, a 501 (c) 6 non-profit trade association representing self-storage facilities throughout California. Self-storage facilities in El Monte stand ready to work with the City to address any concerns that the City has concerning lockouts and lien sales in self-storage facilities. We know too well the negative health and economic effect of this pandemic. As with many other small businesses, many local self-storage operators are struggling too. The common misperception is that self-storage businesses are owned by large corporations. In fact, more than 80% of self-storage businesses are owned by small mom-and-pop operators. We have reviewed the proposed temporary moratorium on evictions ordinance (the “Ordinance”) specific to the self-storage industry, and respectfully request that

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you do not authorize the implementation of the Ordinance. Self-storage leases are month-to-month, providing customers the opportunity to vacate their property at any time to avoid additional rent obligations. When self-storage customers fail to pay, self-storage owners do not use the eviction process. Instead, the lien sale process set forth in the California Self-Service Storage Facility Act, BPC § 21701, et seq. (the “Act”) applies. However, a self-storage owner will typically use best efforts to communicate with the patron in an effort to reach a mutually agreeable alternative to the lien sale process, such as payment plans and vacating the space for a fraction of the outstanding bill. Suffice it to say that operators this City are already working closely with their patrons to mitigate the effects of the pandemic as they too have experienced first-hand financial hardship during these difficult times. If these workout efforts are fruitless, self-storage owners will then begin the lien sale process as a last resort. Please note, at any point during this lien process and prior to the auction, a self-storage patron may pay any owed amounts and the self-storage unit will no longer be subject to a lien sale. Additionally, the self-storage patron has the ability to challenge any lien sale under the Act. In addition to providing a lien notice to a delinquent customer, the Act requires that a self-storage owner provide a form declaration in opposition to the lien sale along with the lien notice for the patron to complete in the event they oppose the lien sale. This results in not only significant delays afforded under the Act to the benefit of the patron, but also allows the patron the means, literally at their fingertips, to stop the lien process. Given the nature of the self-storage business and existing rights afforded to patrons under the Act, the harm to small business owners outweighs the benefit to the patrons during this pandemic. In other words, the Ordinance is simply not necessary. Additionally, if implemented, the Ordinance likely violates self-storage operators’ constitutional rights under California law. Thus, again, we respectfully request that you do not authorize the implementation of the Ordinance. Nevertheless, to the extent Council votes to implement the Ordinance, please consider revising paragraph 3(A)(1.), to state as follows (change shown in underline and bold): “Prior to the date of this Order, the patron paid all rent due to the storage unit operator pursuant to an agreement.”

**m) Mayor Ancona**  
**s) Councilmember Martinez Muela** 5-0  
**Close P.H.**

**m) Councilmember Martinez Muela**  
**s) Councilmember Puente** 5-0  
**Urgency Ordinance No. 2996**

**At 9:32 p.m.**

**m) Mayor Pro Tem Morales**  
**s) Councilmember Herrera** 5-0  
**Extend the meeting past 10:00 pm**

**Break at 9:38 p.m.**  
**Return at 9:48 p.m.**

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14. REGULAR AGENDA:

- 14.1 Consideration and Approval of an Agreement By and Between the City of El Monte and Public Finance and Energy Advisors for Fiscal Advisory Services Related to City Yard Lease Revenue Bond Restructuring, City Parking Facility Capitalization, and Transit-Oriented Development Financing.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Approve the attached agreement with Public Financing Energy Advisors (PFEA) in the amount of \$87,210.04; and
2. Authorize the City Manager to execute above mentioned agreement and pay all outstanding invoices related thereto.

Total Cost: \$87,210.04

Account No: 100-11-112-6111

Is the cost of this item budgeted? Yes

**m) Mayor Ancona**

**s) Councilmember Puente**

**4-0-1 (Councilmember Martinez Muela abstain)**

- 14.2 Consideration and Approval of a Professional Services Agreement with Overland, Pacific & Cutler (OPC) for Relocation Consulting Services for Project Homekey for a Not-to-Exceed Amount of \$53,100.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Approve a Professional Services Agreement with Overland, Pacific & Cutler (OPC) to provide relocation services for Project Homekey for a not-to-exceed amount of \$53,100; and
2. Authorize the City Manager, or her designee to make all conforming modifications and edits and execute all implementing documents.

Total Cost: \$53,100

Account No: ESG-CV

Is the cost of this item budgeted? Yes

**m) Mayor Ancona**

**s) Councilmember Herrera**

**5-0**

- 14.3 Consideration and Approval of the First Amendment to the Professional Services Agreement with Absolute International Security to Provide Onsite Security Services for the Homekey Project for a Total Contract Amount Not-to-Exceed \$152,493.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

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1. Approve the First Amendment to the Professional Services Agreement with Absolute International Security to provide onsite security services for the Homekey Project for a total contract amount not-to-exceed \$152,493; and
2. Authorize the City Manager, or her designee to make all conforming modifications and edits and execute all implementing documents.

Total Cost: \$152,493

Account No: ESG-CV

Is the cost of this item budgeted? Yes

**m) Mayor Pro Tem Morales**

**s) Councilmember Herrera**

**5-0**

- 14.4 Consideration and Approval of the First Amendment to the Professional Services Agreement with Rio Hondo Community Development Corporation to Provide Administrative Management Services for the Homekey Program for a Total Contract Amount Not-to-Exceed \$59,055.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Approve the First Amendment to the Professional Services Agreement with Rio Hondo Community Development Corporation to provide Administrative Management services for the Homekey Program for a total contract amount not-to-exceed \$59,055; and
2. Authorize the City Manager, or her designee, to make all conforming modifications and edits and execute all implementing documents.

Total Cost: \$59,055

Account No: ESG-CV

Is the cost of this item budgeted? Yes

**m) Mayor Ancona**

**s) Councilmember Martinez Muela**

**5-0**

- 14.5 Consideration and Adoption of a Resolution Amending the Declaration of Covenant Between the City of El Monte and Cherrylee Gardens KBS, L.P., to Ensure that Housing Units Provided Within the Property at 11620 Cherrylee Drive are Available for Occupancy by Senior Citizens, in Accordance with the United States Department of Housing and Urban Development.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

If necessary or desired, it is recommended that the City Council:

1. Adopt a Resolution approving Amendment No. 1 to the Declaration of Covenant between the City of El Monte and Cherrylee Gardens KBS, LP; and
2. Authorize the City Manager or designee to execute Amendment No. 1 to the Declaration of Covenant between the City of El Monte and Cherrylee Gardens KBS, LP.

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

Resolution No. 10233

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

- 14.6 Consideration and Approval of a Resolution Authorizing Transmittal of a 30-Day Notice of Termination of the Parcel 3 Study Agreement By and Between the City of El Monte and Grapevine Advisors, LLC (El Monte Gateway Project).

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve a Resolution authorizing transmittal of a 30-day notice of termination of the Parcel 3 Study Agreement by and between the City of El Monte and Grapevine Advisors, LLC (El Monte Gateway Project).

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

Resolution No. 10234

**m) Mayor Ancona**  
**s) Mayor Pro Tem Morales** **5-0**  
**Continue to March 2, 2021**

- 14.7 Consideration and Approval to Purchase Chlorine Injection Pump Skids for Wells #2, 10, 12, and the Deep Well for a Not-to-Exceed Amount of \$68,072 Hopkins Technical Products, Inc.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the purchase of chlorine pump chemical injection units for Wells #2, 10, 12 and the deep well for a not-to-exceed amount of \$68,072 from Hopkins Technical Products, Inc.

Total Cost: \$68,072 Account No: Water Bond

Is the cost of this item budgeted? Yes

**m) Mayor Pro Tem Morales**  
**s) Councilmember Martinez Muela** **5-0**



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- 14.8 Consideration and Approval of Request to Purchase One (1) 2020 Nissan Leaf for the Utility Department.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the purchase of one (1) 2020 Nissan Leaf for an amount of \$39,731.

Total Cost: \$39,731

Account No: 715-67-693-8132

Is the cost of this item budgeted? Yes

Vehicle Replacement Fund

**m) Councilmember Puente**

**s) Mayor Pro Tem Morales**

**5-0**

- 14.9 Consideration and Approval of a Contract with Infinity General Contractor Group, Inc. to Upgrade the Water and Sewer SCADA Rooms for a Not-to-Exceed Amount of \$175,010.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve a Contract with Infinity General Contractor Group, Inc. to upgrade the water and sewer SCADA rooms for a contract amount of \$159,100 plus a ten percent (10%) contingency of \$15,910 for a total not-to-exceed amount of \$175,010; and
2. Authorize the City Manager, or her designee, to execute the contract.

Total Cost: \$175,010

Account No: Water Bond (\$108,020)

Is the cost of this item budgeted? Yes

Sewer CIP (\$66,990)

**m) Mayor Pro Tem Morales**

**s) Councilmember Puente**

**5-0**

- 14.10 Consideration and Approval of the Professional Services Agreement with Municipal Waste Solutions to Provide the City with As-Needed Administrative Support for the City's Environmental Program Services.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the Professional Services Agreement with Municipal Waste Solutions to provide the City with as-needed Professional Environmental Program Management Services for three (3) years with the option for two (2) one (1) year extensions for a not-to-exceed amount of \$50,000 per year; and

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2. Authorize the City Manager, or her designee, to execute the Municipal Waste Solutions agreement.

Total Cost: \$150,000                      Account No: 207-63-631-6111 - \$135,000  
Waste Diversion Fund  
299-63-632-6111 - \$ 10,500  
Beverage Recycling Grant  
299-63-633-6111 - \$ 4,500  
Used Oil Block

Is the cost of this item budgeted? Yes

**m) Councilmember Herrera**  
**s) Councilmember Martinez Muela                      5-0**

- 14.11 Consideration and Approval of Resolution Designating Thursday, March 11, 2021 as the 2021 Commemoration of Arbor Day in the City of El Monte.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Adopt a Resolution approving the commemoration of Arbor Day.

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

Resolution No. 10235

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

- 14.12 Consideration and Approval of a Construction Contract for the Rehabilitation of the 1.0 MG Reservoir to Associated Tank Constructors, Inc. for a Not-to-Exceed Amount of \$611,545.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve a Construction Contract for the rehabilitation of the 1.0 MG (Million Gallon) reservoir to Associated Tank Constructors, Inc. for a contract amount of \$555,950 plus a ten percent (10%) contingency of \$55,595 for a not-to-exceed amount of \$611,545; and
2. Authorize the City Manager or her designee, to execute the contract.

Total Cost: \$611,545                                      Account No: 600-06-698-8221  
Is the cost of this item budgeted? Yes                                      Water Authority

**m) Mayor Pro Tem Morales**  
**s) Councilmember Puente                                      5-0**

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- 14.13 Receive, Discuss and File the Comprehensive Annual Financial Report (CAFR) of the City of El Monte for the Year Ended June 30, 2020.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Receive and file the Comprehensive Annual Financial Report (CAFR) of the City of El Monte for the year ended June 30, 2020.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

**m) Mayor Pro Tem Morales**

**s) Mayor Ancona**

**5-0**

- 14.14 Consideration and Approval of Request to Use Asset Forfeiture Funds for Overtime Costs to address Critical Police Investigations.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the use of Asset Forfeiture Funds from Account No. 259-71-711-5132 in an amount not-to-exceed \$100,000 for overtime expenditures related to addressing critical police investigations.

Total Cost: \$100,000

Account No: 259-71-711-5132

Is the cost of this item budgeted? N/A

Asset Forfeiture

**m) Mayor Ancona**

**s) Mayor Pro Tem Morales**

**5-0**

- 14.15 Consideration and Approval of a Resolution of the City Council of the City of El Monte Designating the Member of the City Council who Shall Hold the Title of Mayor Pro Tempore.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Solicit nominations from among the membership for the post of Mayor Pro Tempore;
2. Vote to determine which of the nominees shall be selected as Mayor Pro Tempore; and
3. Approve the attached Resolution designating the Councilmember who has been selected to serve as Mayor Pro Tempore.

Total Cost: N/A

Account No: N/A

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Is the cost of this item budgeted? N/A

Resolution No. 10236

**m) Mayor Ancona**  
**s) Mayor Pro Tem Morales** 5-0  
**To Appoint Councilmember Martinez Muela**

- 14.16 Consideration and Approval of an Emergency Roofing Project for the Police Department Main Building.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Consider and approve the funding budget for an emergency roofing project at the Police Department Main Building for an amount not-to-exceed \$350,000;
2. Authorize the City Manager or her designee to execute an emergency Contract Service Agreement for the roofing project;
3. Authorize an increase in appropriation in the amount of \$200,000 in the Asset Forfeiture Fund (259) for the FY 2020-2021 fiscal budget to Expenditure Account Number 259-71-711-8116; and authorize the use of Asset Forfeiture Funds for this supplemental budget appropriation; and
4. Authorize an increase in appropriation in the amount of \$150,000 in the General Fund (100) for FY 2020-2021 fiscal budget to Expenditure Account Number 100-67-673-8116; and authorize the use of General Fund Reserves for this supplemental budget appropriation.

Total Cost: \$350,000	Account No:	100-67-673-8116 -\$150,000
		General Fund
		259-71-711-8116 - \$200,000
Is the cost of this item budgeted? No		Asset Forfeiture Fund

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

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

16. CITY MANAGER'S AGENDA:

I can definitely present what staff wanted to present to Council at the Council Goal Setting Session.

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

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18. COUNCIL COMMUNICATIONS/REPORTS:

18A. Mayor Ancona

18A.1 Update on COVID-19 Testing and Resources.

Mayor Ancona – Happy to share over the last month we brought COVID testing here to City Hall and over the span of time we had in approximation sixteen hundred people get tested on average it was about 400 people per week but I do remember that the first day we tested we originally had 700 people sign up. This past Wednesday numbers dwindled significantly so the need to be tested has decreased and part of it isn't that there isn't a need for testing but there were other centers here in the City that opened up. I know El Monte City School District opened up testing facilities at the Jeff Seymour Center and the County continues to provide their services as well as ours so I think as a community we did an absolutely great job in meeting the needs of our constituents to get them tested not cost testing so it was wonderful that we were able to provide this. This last Wednesday was our last day of testing here at City Hall as we saw that the need tapered off. Our next endeavors as a Council we've been looking for opportunities resources to provide vaccinations here within our community within our City. I do understand that at this time it is usually County agencies that are disseminating vaccinations to hospitals or to the large vaccination hubs across L.A. County and Orange County so with that said I want to ask staff for an update on where we are at at having access to vaccinations here in the City of el Monte for our residents.

City Manager Martinez – As most of you know the access to the doses are very scarce and I received an email from Joshua Bobrowsky, Director of Government Affairs for L.A. County Department of Health and in a nutshell what that email says is that those cities that previously completed a medical point of dispensing also known as EMPOD, site plans or an MOU which our City has an Memorandum of Understanding will be considered to host an MPOD and the Department of Public Health has our information on file and we will be contacted once the State gives direction to individual cities to host an MPOD. We don't have that yet and also know that the completion of these documents does not serve as approval to be a site activated for COVID-19 vaccination. However, in accordance with the MOU activation of any MPOD will require a formal request from the Department to designated City authorities. As you all know the Chief of Police represents the City on the County's committee in aligning resources for mass vaccinations and we will continue to follow-up with this committee to bring vaccination resources to our City. I have also reached out to Supervisor Hilda Solis's office and different agencies to be able to bring these resources to our City. In addition to this your City staff participates in weekly virtual meetings to keep apprised of the State's plans for vaccinations. So if things are going to be rolling out the format that the City will engage in will be an approved private health care provider that will manage and administer our large scale MPOD in our City for our general population or Los Angeles County Department of Public Health personnel will manage and administer our large scale MPOD in our City for our general population. I did personally call the Department of Public Health and let them know that the City is interested in providing resources if they were to make that service available to our community.

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Mayor Ancona – I wanted to give this opportunity to my colleagues if they wanted to add anything to that I just want to mention that Council Communications are an opportunity for us to engage in discussions and give direction to staff. So if there are any questions or anything to add on the COVID resources now would be the time before I move on to the next item.

Councilmember Martinez Muela – Mayor I do have a quick recommendation. Madam City Manager I got a recommendation from a senior in the community today who shared that some seniors may have a lack of technological capabilities or language barriers that may hold them from registering for the vaccine currently. My question or recommendation would be is there a way that Senior Center staff can make this a resource that we provide that they can type in the information on behalf of senior to help get them the vaccination appointments this was the recommendation that I said was from a resident.

City Manager Martinez – In the interest of informing the residents we do have four staff members helping with the vaccine appointments already and our staff is definitely available to help seniors can call City Hall or they can call 580-2210. In addition to that back to the vaccines the City is in a bid to be a vaccination site for our seniors at our Senior Center this is a discussion with the L.A. County Area Agency for Aging this bid was submitted this evening as well. We are in competition and reaching out to securing resources not just for residents but for our most vulnerable population.

Mayor Ancona – I just wanted to mention one more thing that I will bring back later there has been a conversation among cities in the San Gabriel Valley about working collectively in an effort to launch an education campaign to encourage all folks to get the vaccination as many may be hesitant to get the vaccine so there has been some conversation among elected officials in the San Gabriel Valley. As I receive more information I will be happy to bring that back to the Council for further discussion.

Councilmember Herrera – I just want to remind staff when we are considering a vaccine distribution site not everybody here has vehicles the current model is vehicle dependent. We do have a great asset here the bus station that could be used to bring in people from throughout the San Gabriel Valley to easily access the location if we have walk-up distribution centers.

City Manager Martinez – Also the City is offering free Dial-A-Ride vaccination trips to seniors 65 years and older. We are promoting that if people are interested we are more than happy to provide that service to our residents as well.

Mayor Ancona – That is great news that is wonderful to hear. Thank you.

### **18A.2 Update on Community Concerns.**

Update on community concerns regarding First Works Baptist Church. I think it is time that we address the situation as earlier this evening we did receive a comment asking us to do something. I have received numerous emails; I know several of my Council colleagues have received numerous emails from the community with growing concerns about First Works Baptist Church and the

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sermons they deliver. I have a timeline that I am going to go through. In early January 2021 we became aware of the growing concern of sermons which included hateful rhetoric against the LGBTQ community and messagistic speech that was given at First Works Baptist Church. We also became aware of a petition that was being circulated by members of this community to remove this church from the City of El Monte. Since then our Police Department, City Officials and staff have been very involved in monitoring the growing concern in our community and have been in contact with both Pastor Mejia of First Works Baptist Church and members of the LGBTQ community. We became aware of a protest that was set to take place by the Keep El Monte Friendly Group. They planned a caravan demonstration and a demonstration in front of the church on January 17, 2021. The City provided police presence at this demonstration to ensure the public safety and a peaceful demonstration. With the assistance of Supervisor Hilda Solis's Office and our City staff two meetings were held prior to the demonstration which included L.A. County Human Relations Commission, L.A. Versus Hate, U.S. Department of Justice, Bienestar, and the Asian Pacific Mediation Center via zoom with members of the Police Department and El Monte Elected Officials. The first meeting took place on January 12<sup>th</sup> and the purpose was to share de-escalation tactics with the Police Department and the organizations involved as well as facilitating a roundtable dialogue. The organizations involved agreed to reach out to the organizers of the demonstration and Pastor Mejia to offer suggestions and boundaries for peaceful demonstration and the opportunity to express their views and concerns. The Keep El Monte Friendly Group voluntarily engaged in discussion prior to the January 17<sup>th</sup> demonstration at that time Pastor Mejia did not chose to participate in the discussions. The second meeting was held on January 15, 2021, with the L.A. County Organizations, the El Monte City Council, City staff, and El Monte Police Department and Officers including our Chief. The Keep El Monte Friendly Group provided an update that they planned for a peaceful demonstration and a caravan in support of their views against hate speech. Pastor Mejia continued to refuse to participate in the discussions. The demonstration was a caravan of about 100 vehicles which began at Whittier Narrows and drove through El Monte, Baldwin Park and parts of Bassett and Industry this event was peaceful and orderly there were several groups involved in a loud yet peaceful demonstration against the church. There were two minor altercations that were documented in police incident reports during the demonstration. The City then received information that a second demonstration was going to occur on January 24, 2021. A third meeting was scheduled and held prior to the demonstration on January 22, 2021. El Monte Officials met with the same group of mediators and a member of the Keep El Monte Friendly Group to discuss the planned demonstration. The Keep El Monte Friendly Group planned a demonstration in support of their rights, beliefs, and concerns. Pastor Mejia continued to refuse to participate in the discussions. On January 23<sup>rd</sup> at about 1:00 am an unknown person or persons detonated an improvised explosive device at the church causing damage. The church was also vandalized with obscene graffiti. The FBI responded along with L.A. County Sheriff's Department, Bomb Technicians and Evidence Response Teams as they processed the scene. Based on the circumstances at the scene the FBI assumed jurisdiction over the crime scene. A fourth meeting was held on January 25, 2021 between the City Manager, the Chief of Police and First Works Baptist Church Pastor Mejia. During this conversation they asked Pastor Mejia to assist in bringing peace and unity to the community Pastor Mejia at the time agreed to participate in a January 27 zoom

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meeting with several community groups and County organizations to facilitate a mediation. A fifth meeting was held on January 27<sup>th</sup> with the L.A. County mediation organizations, representatives from Supervisor Solis's office, members of the City Council and our Police Department. Supervisor Solis's Office, the City and the County Organizations plan to continue to work on the concerns shared by our community. Pastor Mejia contacted Chief Reynoso prior to the meeting and declined to participate as long as the criminal investigation was in progress. This past Saturday, January 30<sup>th</sup>, local clergy members in partnership with the City hosted a live nondenominational community stream prayer with the focus on peace, unity and healing. So as of today the FBI with the assistance of the El Monte Police Department continue to investigate the incident and will provide updates as they are available. The location of the church has been red tagged and is currently uninhabitable and deemed unsafe. It will be up to the City Inspectors and Engineers to inspect the building before it could be utilized again and deemed safe for any inhabitation. So the reason for this update and this timeline that I went through is to provide the community with updates as to everything, all the meetings that have been held all the effort that we have put in collectively as a Council, as City staff, as law enforcement in partnership with our County organizations. We have been taking action, we have been involved. I want the community to know that we do care. As a City we all have been working on these concerns our number one priority has been to ensure the safety of every community member of this City. We are committed to ensure that everyone is treated with the utmost respect and dignity regardless of who they chose to love. We are currently still in communication with the L.A. County Human Relations Commission Department of Justice, Bienestar, the Asian Pacific Mediation Center to partner with the City to host a town hall and allow the community to bring forth their concerns so that we can have a roundtable discussion and facilitate a dialogue to come to a solution. I think it is important to engage in dialogue to explore options and next steps as a community. At the last meeting that we sat in Councilwoman Puente and I think there is concern or this impression, belief that as a Council we are not doing anything to address this situation but as I just read this timeline of all the meetings that we have engaged in we are very concern for our City for the safety of all of our members our LGBTQ community. We have been working, maybe we haven't been vocal about it I don't want our silence to be translated into inaction we have been working on this and we will continue to work on this as there continues to be an investigation but we are working to bring a solution to our City.

18B. Mayor Pro Tem Morales

18B.1 Update Regarding the Park Master Plan, Maclaren Park and Lambert Park-Phase 1.

18B.2 Cost of State Audit.

18B.3 Update Regarding the Citywide Broadband Accessibility.

18B.4 Update Regarding Crime Stats and Special Training from the El Monte Police Department.



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18B.5 Update Regarding Citywide Street Repairs and the Three (3) Year CIP Progress Report.

18B.6 Discussion Regarding Campaign Finance Reform.

18B.7 Discussion Regarding District Elections.

18B.8 Discussion Regarding Updating the General Plan.

18B.9 Action Item Regarding City Council Goal Setting Session.

18B.10 Discussion Regarding the Development of a Climate Action Plan.

18C. Councilman Herrera

18D. Councilwoman Martinez Muela

18D.1 Update on Economic Development Projects – Specifically Projects on Santa Anita.

18E. Councilwoman Puente

18E.1 Cost of State Audit.

18E.2 Update on Street Vendors Best Practices.

18E.3 Discussion Regarding Polling the Community on Top Budget Priorities to Inform at the City Council Goal Setting Session.

18E.4 Discussion Regarding Coordination with Los Angeles County Regarding COVID-19 Vaccine Distribution.

18E.5 Discussion Regarding Efforts to Provide Transportation for Seniors to Vaccination Sites.

18E.6 Discussion and Action on Annual Council Goal Retreat.

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**19. ADJOURNMENT:**

**m) Mayor Ancona**

**s) Mayor Pro Tem Morales**

**Adjourned the meeting at approximately 11:18 p.m.**

The next Regular Meeting of the City Council will be held on **February 16, 2021** 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.

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.

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Catherine A. Eredia, City Clerk  
City of El Monte

APPROVED:

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Jessica Ancona, Mayor  
City of El Monte