

APPROVAL OF MINUTES
EL MONTE CITY COUNCIL REGULAR MEETING
OF MARCH 16, 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**
Victoria Martinez Muela, Mayor Pro Tem/Authority Member – **present**
Martin R. Herrera, Councilmember/Authority Member – **present**
Dr. Maria Morales, Councilmember/Authority Member – **present**
Alma D. Puente, Councilmember/Authority Member – **present**

3. APPROVAL OF AGENDA:

WITH THE FOLLOWING EDITS/CHANGES TO THE AGENDA:

SPECIALLY ADDED CLOSED SESSION ITEM:

4.5 Closed Session Pursuant to Government Code Section 54956.9(d)(2) –
Conference with Legal Counsel – Anticipated Litigation – One (1) Matter.

m) Mayor Ancona

s) Dr. Morales

5-0

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

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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 agenda item 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 4.5.

Mayor Ancona and the City Council recessed into Closed Session at approximately 6:03 p.m. Mayor Ancona and the City Council reconvened from Closed Session at approximately 7:33 p.m.

Assistant City Attorney Richard Padilla reported out of Closed Session with respect to Items 4.1 through 4.5.

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

Property Location:
Channel Parcel and Fed-Ex Parcel

Name of Party City is Negotiating with:
Stuart Riddle

City's Designated Negotiators:
Betty Donovanik, Community and Economic Development Director; Jason Mikaelian, Community and Economic Deputy Director; and Joaquin Vazquez, Assistant City Attorney

Under Discussion:
Both Price and Terms.

General update was provided by legal Counsel Joaquin Vazquez and Scott Sheldon feedback given by the City Council but no final action taken.

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

General update was provided by legal Counsel Joaquin Vazquez, questions and feedback given 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: Gateway Four, LP; Gateway Two, LP; Gateway Five, LLC, US Bankruptcy Court Central District, Lead Case No. 1:20-bk-11581-MB.

Not considered in Closed Session this item will be kicked to a future meeting.

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

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

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

Presentation was provided by City Manager Martinez, Special Counsel Adriana Guzman and City’s legal counsel, feedback given by the City Council but no final action taken.

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

Presentation provided by Richard Padilla, 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:
- 7.1 Presentation by the City Council Proclaiming the Month of March 2021 as “American Red Cross Month.” **Present**
- 7.2 Presentation by Day One to the City Council Regarding Financial Equity Program. **Present**
- 7.3 Presentation by the City Council to Newly Elected Board of Trustee for the Rio Hondo College Anais Medina Diaz. **Present**

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8. PUBLIC COMMENT REGARDING NON-AGENDIZED MATTERS:

This time has been set aside for persons in the audience to make comments or inquiries on matters within the general subject matter jurisdiction of the City Council, the Housing Authority, the Financing Authority and/or the Water Authority (collectively, the "Council") that are not listed on this agenda. Although no person is required to provide their name and address as a condition to attending a Council meeting, persons who wish to address the Council are asked to state their name and address. Each speaker will be limited to three (3) continuous minutes. Speakers may not lend any portion of their speaking time to other persons or borrow additional time from other persons.

Except as otherwise provided under the Brown Act (Gov. Code Section 54950 et seq.), the Council may not deliberate or take action upon any matter not listed on this posted agenda but may order that any such matter be placed on the agenda for a subsequent meeting. The Council may also direct staff to investigate certain matters for consideration at a future meeting.

All comments or queries presented by a speaker shall be addressed to the Council as a body and not to any specific member thereof. No questions shall be posed to any member of the Council except through the presiding official of the meeting, the Mayor and/or Chair. Members of the Council are under no obligation to respond to questions posed by speakers but may provide brief clarifying responses to any comment made or questions posed. The Council may not engage in any sort of prolonged discussion or deliberation with any speaker or group of speakers on matters that are not listed on this agenda.

Enforcement of Decorum: The Chief of Police, or such member, or members of the Police Department as the Chief of Police may designate, shall serve as the Sergeant-at-Arms of any Council meeting. The Sergeant-at-Arms shall carry out all orders and instructions given by the presiding official for the purpose of maintaining order and decorum at the meeting. While members of the public are free to level criticism of City policies and the action(s) or proposed action(s) of the Council or its members, members of the public may not engage in behavior that is disruptive to the orderly conduct of the proceedings, including, but not limited to, conduct that prevents other members of the public from being heard when it is their opportunity to speak or which prevents members of the audience from hearing or seeing the proceedings. Members of the public may not threaten any person with physical harm or act in a manner that may reasonably be interpreted as an imminent threat of physical harm. All persons attending the meeting must adhere to the City's policy barring harassment based upon a person's race, religious creed, color, national origin, ancestry, physical handicap, medical condition, marital status, gender, sexual orientation or age.

David Martinez – I would like to express my dissatisfaction and disappointment over the actions of Councilmember Maria Morales. In the time that the residents of El Monte were meant to place our trust in her as a leader and representative, she has invariably put the needs of herself and those of her financial contributions above the needs of the community and the will of the people.

Councilmember Morales and her colleagues in Team El Monte deceived and silenced the voices of the residents with a divisive 3-2 vote during a special meeting called on the Wednesday before Thanksgiving. The purpose of this vote was to bring cannabis sales into El Monte under the nose of the people. Under the direction of former mayor Andre

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Quintero, Councilmember Morales and Team El Monte accepted campaign contributions from cannabis businesses, and these donors, in turn, received preferential treatment by being granted the licenses needed to operate. By illegally controlling which cannabis businesses receive licenses in exchange for campaign contributions, Team El Monte has pushed the consequences of their corrupt actions onto the City of El Monte, which now faces 7 lawsuits that will cost the city at least 2 million dollars in attorney fees alone. Though Team El Monte members former Mayor Andre Quintero and former Councilmember Jerry Velasco no longer have a seat in office, corruption continues to debase El Monte's government through Councilmember Maria Morales. In late last January, Councilmember Morales put her own indulgences above those of our seniors, our medically-vulnerable, our educators, and our brave frontline workers by jumping the line to receive her COVID-19 vaccine at the Greater El Monte hospital. During the time when people were forced to put their lives at risk by being unable to obtain a vaccine appointment, Councilmember Maria Morales used her power to trample over their needs. If that wasn't enough, she commandeered two on-duty police officers to personally chauffeur her to and from her home and the hospital with an unmarked police vehicle as her private chariot. This blatant waste of tax-payer dollars, abuse of power, deceptive scheming, and disregard for the needs of her constituents have brought shame to the offices of El Monte's halls of government. I urge the Mayor and members of the City Council to consider their priorities moving forward with consideration to the precedent of corruption perpetuated by Councilmember Maria Morales.

Gabriel Ramirez – Mayor and members of the City Council. I watched our last council meeting which was on Tuesday March 2nd. I was very interested in the public comment read by Mayor Ancona, in regards to the Covid-19 vaccination given the Councilwoman Morales. After Mayor Ancona read the letter, Councilwoman Morales questioned Chief David Reynoso. She asked him if it was true that two El Monte Police Officers transported her to receive her Covid-19 vaccination. Chief Reynoso responded that his officers did not transport Councilwoman Morales. Chief Reynoso lied and Councilwoman Morales led him into the lie. There were at least 10 El Monte City employees who witnessed this incident and know the real truth. Officer Luna and Rojas along with two other Officers in a black and white police car, also observed the entire incident. Luna was the driver and Rojas escorted Councilwoman Morales to and from her Covid shot at Greater El Monte Hospital located in South El Monte. Four Police Officers were at the scene, including Luna, who is now a Lieutenant. You would think that these Officers would have something more meaningful to do in El Monte. You would think that Lt. Luna would have prevented this from taking place. You would think that our Chief of Police and Councilwoman would know not to abuse the use of our Police Officers. More importantly, they lied when caught. Police Officers get fired for lying. This incident should be investigated so that the real truth can be revealed. An honest, reputable and trustworthy outside investigation should be assigned to find the truth. How many more lies have been told by our City leaders? P.S. I can provide the names of the City employees who were presented when this incident took place.

Denaee Amaya – I am one of the District representatives for the Office of Assembly member Blanca Rubio. I have been assigned the City of El Monte and I am excited to build relationships with our community. I would like to share my contact information with our constituents and help serve anyone that I can. I am best reached via email at Denaee.Amaya@asm.ca.gov. If you have any questions or need any assistance from the Office of Assembly Member Blanca Rubio please feel free to contact me directly at any time. Thank you so much for your time and I look forward to working with you all.

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

10. DEMAND RESOLUTION NO. D-639

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 \$5,632,896.74 have been examined by the City Treasurer and that warrant numbers 1096790 through 1097244, and the payroll period ending February 15, 2021 inclusive are hereby allowed in the amounts and ordered paid out of the respective funds as set forth.

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

11. APPROVAL OF MINUTES:

Regular Meeting Minutes of February 16, 2021.

m) Councilmember Puente
s) Dr. Morales **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:

1. Approval to waive full reading (except title) of all ordinances appearing on the City Council agenda as authorized under Government Code Section 36934, unless otherwise directed by the City Council.

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

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m) Mayor Ancona

s) Councilmember Puente

5-0

- 12.2 Approval of a Resolution of the City Council of the City of El Monte, California Denouncing Discrimination and Aggression Against Asian American Pacific Islanders Due to COVID-19 Pandemic.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve a Resolution denouncing discrimination and aggression against Asian American Pacific Islanders due to the COVID-19 pandemic.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 10249

m) Mayor Ancona

s) Councilmember Puente

5-0

- 12.3 Approval of an Agreement for Supplemental Law Enforcement Services By and Between California State University, Los Angeles and the City of El Monte for COVID-19 Vaccination Events that Occur at California State University, Los Angeles.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve an Agreement for Supplemental Law Enforcement Services by and between California State University, Los Angeles and the City of El Monte for the performance of supplemental law enforcement functions relating to COVID-19 vaccination events that occur at California State University, Los Angeles and shall remain in effect through December 31, 2021; and
2. Authorize the City Manager, or her designee, to execute the Agreement between California State University, Los Angeles and the City of El Monte.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

m) Mayor Ancona

s) Councilmember Puente

5-0

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- 12.4 Receive and File the Housing Successor Annual Report for Submission to the California Department of Housing and Community Development.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Receive and file the Housing Successor Annual Report; and
2. Direct staff to submit the Housing Successor Annual Report to the California Department of Housing and Community Development by April 1, 2021.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

m) Mayor Ancona

s) Councilmember Puente

5-0

- 12.5 Formal Acceptance of the Fletcher Dog Park Project as Complete and File the Notice of Completion with the Los Angeles County Recorder's Office.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Accept the Fletcher Dog Park Project (the "Project") as completed; and
2. File the Notice of Completion (NOC) with 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 Ancona

s) Councilmember Puente

5-0

- 12.6 Formal Acceptance of the Lambert Park Improvement Project, CIP No. 819 as Complete and Authorize Staff to File the Notice of Completion with the Los Angeles County Recorder's Office and an Amendment to the Professional Services Agreement for NV5.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and accept the Lambert Park Improvement Project, CIP No. 819 as completed and authorize staff to file the Notice of Completion (NOC) with the Los Angeles County Recorder's Office;
2. Consider and approve Amendment No. 2 to the Professional Services Agreement with NV5 for additional construction management and inspection services for Lambert Park Phase I construction for an amount not-to-exceed \$36,000; and

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3. Authorize staff to release the retention 35 days after acceptance by the City Council.

Total Cost: \$36,000
Is the cost of this item budgeted? Yes

Account No: 282-67-819-8221
Quimby Funds

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

- 12.7 Formal Acceptance of the Gibson Mariposa Park Block Wall Project as Complete and File the Notice of Completion with the Los Angeles County Recorder's Office.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Accept the Gibson Mariposa Park Block Wall Project as completed; and
2. File the Notice of Completion (NOC) with the Los Angeles County Recorder's Office.

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

Account No: N/A

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

- 12.8 Formal Acceptance of the Senior Center Roof Improvement Project, CIP No. 550 as Complete and Authorize Staff to File the Notice of Completion with the Los Angeles County Recorder's Office.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Accept the Senior Center Roof Improvement Project as completed; and
2. File the Notice of Completion (NOC) with the Los Angeles County Recorder's Office.

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

Account No: N/A

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

- 12.9 Formal Acceptance of the Mountain View Park Men's and Women's Outdoor Facility Restrooms Remodel Project as Complete and File the Notice of Completion with the Los Angeles County Recorder's Office.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

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It is recommended that the City Council:

1. Accept the Mountain View Park men's and women's outdoor facility restrooms remodel project as completed; and
2. File the Notice of Completion (NOC) with 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 Ancona

s) Councilmember Puente

5-0

- 12.10 Formal Acceptance of the Valley Boulevard at Arden Drive Storm Drain Improvement Project, CIP No. 808 as Complete and Authorize Staff to File the Notice of Completion with the Los Angeles County Recorder's Office.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and accept the Valley Boulevard at Arden Drive Storm Drain Improvement Project, CIP No. 808 (the "Project") as completed and authorize staff to file the Notice of Completion (NOC) with the Los Angeles County Recorder's Office; and
2. Authorize staff to release the retention 35 days after acceptance 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 Puente

5-0

13. PUBLIC HEARINGS:

- 13.1 A Public Hearing to Consider Adoption of a Resolution Authorizing an Application for the California Department of Housing and Community Development's Permanent Local Housing Allocation (PLHA) Program Funds.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Open the public hearing;
2. Receive a presentation from staff;
3. Allow a public comment period;
4. Close the Public Hearing;

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5. Adopt the proposed Resolution for the California Department of Housing and Community Development's Permanent Local Housing Allocation Program (PLHA);
6. Authorize the allocation of PLHA funds in accordance the revised and published Five-Year Allocation Activity Plan; and
7. Authorize the City Manager, or her designee, to enter into, execute, and deliver all other documents required or deemed necessary or appropriate to evidence and secure the PLHA grant funds.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 10250

m) Mayor Ancona

s) Mayor Pro Tem Martinez Muela **5-0**
Open P.H.

m) Mayor Ancona

s) Dr. Morales **5-0**
Close P.H.

m) Councilmember Herrera

s) Dr. Morales **5-0**
To approve item No. 5, 6 and 7

m) Mayor Ancona

s) Dr. Morales **4-0 (Mayor Pro Tem Martinez Muela absent)**
To end the meeting at 10:00 p.m.

14. REGULAR AGENDA:

- 14.1 Consideration and Approval of an Agreement with Cleverciti Systems Corp. for the Installation of an Automatic Parking Guidance System (APGS) and Web/Mobile Based Application System for the Metrolink and Main Street Parking Lots Project, CIP No. 846 for a Not-to-Exceed Amount of \$300,000.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve an Agreement for the Installation of an Automatic Parking Guidance System (APGS) and Web/Mobile Based Application System Project CIP No. 846 (the "Project") with Cleverciti Systems for a contract amount of \$264,917.50 plus an approximately thirteen percent (13%) contingency of \$35,082.50 for a total not-to-exceed amount of \$300,000;
2. Authorize an increase in appropriations in the amount of \$150,000 in Measure R funds; and
3. Authorize the City Manager, or her designee, to execute an with Cleverciti Systems Corp.

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Total Cost: \$300,000 Account No: 299-67-846-8221 - \$150,000
Local Transportation Fund
212-67-846-8221 -\$150,000
Is the cost of this item budgeted? No Measure R Fund

m) Dr. Morales
s) Councilmember Puente 4-0 (Mayor Pro Tem Martinez Muela absent)

14.2 Consideration and Approval of a Restated Agreement to the INX Building Maintenance Solutions, Inc. Contract Services Agreement to Increase the Original Sum by \$37,776.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve a Restated Contract Services Agreement with iNX Building Maintenance Solutions, Inc. to increase the original sum by \$37,776.

Total Cost: \$37,776 Account No: 100-51-511-6111 - \$14,052
General Fund
100-67-673-6111 - \$10,128
General Fund
100-71-711-611 - \$13,596
General Fund

Is the cost of this item budgeted? Yes

m) Councilmember Puente
s) Councilmember Herrera 4-0 (Mayor Pro Tem Martinez Muela absent)

14.3 Consideration and Approval of Recommendation to Award a Construction Contract to All American Asphalt, Inc. for the Ramona Boulevard Resurfacing Project – CIP No. 857 for a Not-to-Exceed Amount of \$3,392,180.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve to award a Construction Contract to All American Asphalt, Inc. for the Ramona Boulevard Resurfacing Project – CIP No. 857 (the “Project”) for an amount of \$3,392,180;
2. Authorize an increase in appropriations in the amount of \$213,603 in Measure R Funds;
3. Authorize an increase in appropriations in the amount of \$107,235 in Surface Transportation Program – Local (STP-L) Grant Funds; and
4. Authorize the City Manager, or her designee, to execute a Construction Contract with All American Asphalt, Inc.

Total Cost: \$3,392,180 Account No: 299-67-857-8221 - \$2,819,468
Misc. Grant Fund
205-67-857-8221 - \$ 170,000
Gas Tax Fund

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203-67-857-8221 - \$ 244,505
Prop C
212-67-857-8221 - \$ 158,207
Measure R

Is the cost of this item budgeted? No

m) Mayor Ancona
s) Dr. Morales **4-0 (Mayor Pro Tem Martinez Muela absent)**
To reject the Sully Miller Bid Protest

m) Mayor Ancona
s) Dr. Morales **4-0 (Mayor Pro Tem Martinez Muela absent)**
To award the Construction
Contract to All American

- 14.4 Consideration and Approval of the City of El Monte COVID-19 Prevention Program (“CPP”) and Temporary COVID-19 Related Policies.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the following COVID-19 related Polices:
 - a. City of El Monte COVID-19 Prevention Program (“CPP”);
 - b. City of El Monte Temporary COVID-19 Policy for Employee Hotel Reimbursements (“Hotel Reimbursement Policy”); and
 - c. City of El Monte Temporary COVID-19 Policy for Employee Leave and Telecommuting Requests for Childcare Needs Due to COVID-19 Related School Closures (“Childcare Leave/Telecommuting Policy”).

Total Cost: Undetermined Account No: Various
Is the cost of this item budgeted? No

m) Mayor Ancona
s) Dr. Morales **4-0 (Mayor Pro Tem Martinez Muela absent)**

- 14.5 Consideration and Approval of a Resolution Updating the Citywide Classification and Compensation Plan and Repealing and Replacing Resolution No. 10220 Approved December 15, 2020.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the attached Resolution establishing an update Citywide Classification and Compensation Plan, effective March 16, 2021.

Total Cost: \$107,300 (Total Savings) Account No: Various
Is the cost of this item budgeted? Yes

Resolution No. 10251

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m) Mayor Ancona
s) Councilmember Puente **4-0 (Mayor Pro Tem Martinez Muela absent)**

- 14.6 Consideration and Approval of a Resolution Approving the Annual General Plan Housing Element Progress Report for the Year 2020 and Direct Staff to Transmit the Report to the State Office of Planning and Research (OPR) and the California Department of Housing and Community Development (HCD).

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Adopt a Resolution approving the 2020 Annual General Plan Housing Element Report and direct staff to forward such report to the Governor's Office of Planning and Research and the California Department of Housing and Community Development (HCD).

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

Resolution No. 10252

m) Mayor Ancona
s) Dr. Morales **4-0 (Mayor Pro Tem Martinez Muela absent)**

- 14.7 Receive and File Artwork Sketches for Four (4) Projects for the Downtown Mural Program.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Receive presentation from staff;
2. Pose questions to staff; and
3. Receive and file artwork sketches for four (4) projects for the Downtown Mural Program.

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

m) Mayor Ancona
s) Dr. Morales **4-0 (Mayor Pro Tem Martinez Muela absent)**

- 14.8 Consideration and Approval of One of Two Alternative Ordinance Options Concerning Labor Standards and Requirements for "Hero" Pay for Front-Line Retail Establishment Employees in the City of El Monte

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

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1. Receive the presentation of staff.
2. Receive any oral or written comment and enter the same into the record of the proceedings.
3. Deliberate and take action on one of the following two ordinance alternatives concerning labor standards and requirements for Hero Pay for frontline retail establishment employees of the City of El Monte:
 - (a) Option A - Approval by 4/5 vote of a *substitute* Urgency Ordinance that modifies the provisions of Regular City Council Ordinance No. 2997, previously approved for First Reading by the City Council at its March 8, 2021 Concurrent Special Meeting; or, alternatively,
 - (b) Option B - Approval of Regular City Council Ordinance No. 2997 for Second Reading on the same terms as the same was previously approved for First Reading by the City Council at its March 8, 2021 Concurrent Special Meeting.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Urgency Ordinance No. 2998

Ordinance No. 2997

Blake Larson – I am the CFO of Superior Grocers. We are a family owned independent grocer in southern California and operate a store within the city of El Monte on 10683 Valley Blvd. As an independent operator, we are very concerned about our employees and customers. They have been our primary concern and focus. From the beginning of the Covid-19 pandemic, we have been out in front to provide protection to our employees and customers during this difficult time. Due to these efforts to protect our employees and customers, we have incurred significant costs. In addition to these costs, our stores are now being significantly impacted by Hero Pay ordinances being passed by cities and counties across southern California. Grocery stores operate on very thin margins. Many of our stores are now operating at a loss as a result of Hero Pay ordinances. As a small business, we have no opportunity to spread these costs to operations outside the state like national operators can do. We are being told that the City of El Monte is receiving \$43.62 million from the state for Covid relief in order to help effected businesses. We respectfully wish to be considered for receiving funds from the Covid Relief money you are receiving from the State to help us with the increased operating costs we are incurring due to the Covid-19 pandemic.

Florencio Briones – I am calling this evening on behalf of Los Angeles County Supervisor and Chair of the Board Hilda Solis who strongly supports adoption of the proposed Ordinance establishing labor standards and requirements for Hero Pay for frontline retail establishment employees in the City of El Monte. As you recall Edith Gonzalez shared at the March 8, 2021 City Council meeting that the Covid-19 pandemic has made it clear the importance of industries being essential including grocers and retail employees. Supervisor Solis supports tonight's Urgency Ordinance option with the following changes the first one is in Section 5 reducing the number of employees from 15 to 10 this will include this would include corporate owned stores that have a smaller number of staff this change would not have an impact on mom and pop stores as this would only include companies with 300 or more employees company wide. The second change which has already been considered by the Council which is removal of language in Section 6 referencing a bonus pay at the end of the month and changing the tier from orange to yellow. Supervisor Solis hopes that these modifications are amenable to the City Council however if those modifications are not amenable the Supervisor will support

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Option B adoption of Ordinance No. 2997. During this crucial time of need we stand behind essential workers and support Local 1428 and we ask that you please consider adoption of Urgency Ordinance establishing labor standards and requirements for hero pay for frontline retail establishment employees in the City of El Monte.

Kevin Morales – [INAUDIBLE]

Mark Ramos – I am the president of the United Food and Commercial Workers Local 1428 which represent grocery workers at Food for Less and CVS here in town. Again, I want to thank you for your continued conversation on hero pay for the frontline essential grocery workers and retail workers. I think it is time for these folks to be recognized not just with social media posts but with something they can take home to take care of their families with the daily risks they take when they go to work. The industry doesn't let up as we see another surge coming as we are seeing across the country college campuses being quarantined. We are not asking the grocery companies and retailers to do anything they are not financially able to do. For instance in the past year we have seen a 56 percent increase in profits this is not unusual among most grocery stores during the pandemic some big some small but they all have seen some increases. We are asking for them to please pay the workers to do this work. I am here tonight to also support the recommended changes.

m) Mayor Ancona

s) Dr. Morales

5-0

Break at 9:25 p.m.

Return at 9:34 p.m.

Mayor Pro Tem Martinez Muela left the meeting at approximately 9:25 p.m.

15. CITY ATTORNEY'S AGENDA:

16. CITY MANAGER'S AGENDA:

16.1 City of El Monte Budget Priority Survey.

16.2 City Council Direction Regarding Re-Opening City Hall.

17. WRITTEN COMMUNICATIONS:

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18. COUNCIL COMMUNICATIONS/REPORTS:

18A. Mayor Ancona

18A.1 Discussion and Action on Citywide Anti-Hate Program and Campaign.

18A.2 Update on Citywide Broadband Accessibility.

18A.3 Discussion Regarding Energy Efficiency Projects.

18A.4 Discussion on Virtual Job Fair.

18A.5 Update on Arts in Public Places.

18A.6 Reimplementation of Ad Hoc Committees.

18A.7 Filling Vacancies on Commissions and Committees.

18A.8 Request for Reports from Measure EM Committee.

18A.9 Discussion on Freeway Onramp Clean Up.

18A.10 Update on Flavored Tobacco Ban.

18B. Mayor Pro Tem Martinez Muela

18B.1 Discussion and Action Regarding COVID Recovery Town Hall – Needs of the Community, Families, Business and Schools.

18B.2 Discussion and Action Regarding Budget Priority Community Survey.

18B.3 Discussion and Action Regarding El Monte Policy on Smoke Free Outdoor Areas.

18B.4 Discussion and Action Regarding a Resolution of the City Council Calling for a State Audit for High Risk Local Governments.

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18B.5 Discussion and Direction Regarding City-Wide Employee Survey of Workplace Satisfaction and Recommendations.

18C. Councilman Herrera

18C.1 Discussion to Consider Seeking State Budget Allocation for Pioneer Park.

18C.2 Discussion to Consider Creation of Standing Committees of the City Council.

18C.3 Discussion to Consider Creation of Ethics Task Force.

18C.4 Discussion to Consider the Creation of an Ad Hoc Committee of the City Council Pertaining to the Street and Mobile Vendors.

18D. Councilwoman Dr. Morales

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

18D.2 Cost of State Audit.

18D.3 Update Regarding the Citywide Broadband Accessibility.

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

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

18D.6 Discussion Regarding Campaign Finance Reform.

18D.7 Discussion Regarding District Elections.

18D.8 Discussion Regarding Updating the General Plan.

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18D.9 Discussion Regarding the Development of a Climate Action Plan.

18D.10 Discussion and Action Regarding Support for HERO Pay for Grocery Workers.

18D.11 Discussion Regarding Analysis of All City Commissions and Creation of Human Relations Commission.

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.

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.

19. ADJOURNMENT:

m) Mayor Ancona

s) Councilmember Puente

4-0

To adjourn the meeting at 9:55 p.m.

The next Regular Meeting of the City Council will be held on **April 6, 2021** at 6:00 p.m. This Agenda will be posted on the City's website, www.ci.el-monte.ca.us, and physically posted no less than 72 hours prior to the start of the subject regular meeting. Although it is the City's practice and desire to electronically post a copy of this Agenda along with supporting material as part of its website posting, the size or formatting of certain supporting materials may render their website posting infeasible. Nevertheless, all supporting materials related to any item on this Agenda, that is made available to the members of the council may be inspected by members of the public at the City Clerk's Office located at 11333 Valley Boulevard, El Monte, Monday through Thursday, 7:00 am – 5:30 pm. For more information, please call the City Clerk's Office at 626-580-2016.

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Catherine A. Eredia, City Clerk
City of El Monte

APPROVED:

Jessica Ancona, Mayor
City of El Monte