

APPROVAL OF MINUTES  
EL MONTE CITY COUNCIL REGULAR MEETING  
OF OCTOBER 3, 2023

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

1. CALL TO ORDER: **6:02 p.m.**

2. ROLL CALL FOR CITY COUNCIL AND AUTHORITY BODIES:

Jessica Ancona, Mayor/Chair – **present**  
Martin Herrera, Mayor Pro Tem/Authority Member – **present**  
Marisol Cortez, Councilmember/Authority Member – **present**  
Victoria Martinez Muela, Councilmember/Authority Member – **present**  
Alma D. Puente, Councilmember/Authority Member – **absent**  
Richard Rojo, Councilmember/Authority Member – **present**  
Dr. Julia Ruedas, Councilmember/Authority Member – **present**

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

3. APPROVAL OF AGENDA:

**WITH THE FOLLOWING EDITS/CHANGES TO THE AGENDA:**

**Item 12.6 has been pulled.**

**m) Mayor Ancona**

**s) Councilmember Rojo**

**7-0**

4. CLOSED SESSION:

The City Council and the various legislative bodies whose membership is composed exclusively of the membership of the City Council will attempt to address and complete all Closed Session business between 6:00 p.m. and 7:00 p.m. If the City Council completes all Closed Session business prior to 7:00 p.m., the City 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 City 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 City Council on any *agendaized* Closed Session matter, the City Council shall allow such person to address the City Council on such matter(s) prior to going into Closed Session, provided that all persons wishing to address the Council on an agendaized Closed Session matter shall (i) call-in or submit a speaker card in the manner prescribed on page 1 of this agenda, above, prior to the City Council going into closed session; and (ii) be subject to a single speaker time allotment of three (3) continuous minutes total per speaker to address the City Council on any or all closed session items of business.

Andre Quintero – Spoke about the FEAH lawsuit.

4.1 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation – City of El Monte vs. Tom Han, et al., Los Angeles County Superior Court Case No. 22PSCV00249.

**No final reportable action taken.**

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- 4.2 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation – City of El Monte vs. Yu Min Chen, Los Angeles County Superior Court Case No. 22PSCV00252.

**No final reportable action taken.**

- 4.3 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation – City of El Monte vs. 4610 Peck LLC, Los Angeles County Superior Court Case No. 22PSCV00208.

**No final reportable action taken.**

- 4.4 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation – City of El Monte vs. Meiqing Wu, et al., Los Angeles County Superior Court Case No. 22PSCV00476.

**No final reportable action taken.**

- 4.5 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation – City of El Monte vs. Ony Glo, et al., Los Angeles County Superior Court Case No. 21PSCV00385.

**No final reportable action taken.**

- 4.6 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation – City of El Monte vs. Lino James Ibarra, et al., Los Angeles County Superior Court Case No. 22PSCV00257.

**No final reportable action taken.**

- 4.7 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation – City of El Monte vs. Zhi Quiang Chen, et al., Los Angeles County Superior Court Case No. 21PSCV00472.

**No final reportable action taken.**

- 4.8 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation – City of El Monte vs. Yuemei Sun, et al., Los Angeles County Superior Court Case No. 22PSCV00312.

**No final reportable action taken.**

- 4.9 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation – City of El Monte vs. Paul Matthew Gregoria, et al., Los Angeles County Superior Court Case No. 20PSCV0032.

**No final reportable action taken.**

- 4.10 Closed Session Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation – City of El Monte vs. Crown Estate Holding, LLC, Los Angeles County Superior Court Case No. 21STCV26110.

**No final reportable action taken.**

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

**No final reportable action taken.**

- 4.12 Closed Session Pursuant to Government Code Section 54956.9 Subparts (a), (d)(2), and (e)(3) – Conference with Legal Counsel – Anticipated Litigation – One (1) Matter.

**No final reportable action taken.**

- 4.13 Closed Session Pursuant to Government Code Section 54957.6 – Conference with Labor Negotiators.

City Representative: Alma K. Martinez, City Manager  
Unrepresented Employee: City Attorney.

**No final reportable action taken.**

- 4.14 Closed Session Pursuant to Government Code Section 54957.6 – Conference with Labor Negotiators.

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

City’s Designated Negotiator: Alma Martinez, City Manager and Rigoberto Gutierrez, Human Resources/Risk Management Director.

**No final reportable 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: Chaplain. **George Ussery, Evangelical Methodist Church.**
  
- 6. FLAG SALUTE: Gino Dominguez, 4<sup>th</sup> Grade Student from Cleminson Elementary School. **Present**
  
- 7. RECOGNITIONS, HONORS AND COMMUNITY INTEREST PRESENTATIONS:
  - 7.1 Presentation by the City Council to Gino Dominguez from Cleminson Elementary School for Leading the Pledge of Allegiance. **Present**
  
  - 7.2 Presentation to the City Council from Safe Moves Regarding the Safe Routes to School Program for the Mountain View School District. **Present**

**Dr. Raymond Andry from the Mountain View School District received the proclamation.**
  
- 8. GENERAL PUBLIC COMMENT:

This time has been set aside for members of the public to directly address the City Council on agenda items of business (other than those agenda items as public hearing or closed session items) or on any other matter of interest to the speaker/caller that is within the subject matter jurisdiction of the City Council, the Housing Authority, the Financing Authority and/or the Water Authority (collectively, the “Council”). Each speaker/caller will

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be limited to a single allotment of three (3) continuous minutes total to address the Council on any or all matters covered by this section. As explained more specifically under the Public Hearing portion of this agenda, members of the public wishing to offer comment on items of business agendized under the Public Hearing portion of the agenda shall have a separate allotment of three (3) continuous minutes per speaker per public hearing item. 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. Persons wishing to address the Council on matters covered under General Public Comment shall call in or submit a speaker card in the manner prescribed on page 1 of this agenda, above, by or before the General Public Comment portion of the agenda is closed. The City Council shall be under no obligation to entertain comments from speakers/callers who submit cards or call in to speak on matters covered by the section after the General Public Comment portion of the agenda is closed.

David Reynoso – Spoke about Chief of Police Benjamin Lowry, in support of Item No. 12.15

Jose Salazar – Spoke about an incident that took place on September 17, 2022.

Chris Rodriguez - Spoke about an incident that took place on September 17, 2022.

Kenneth MacKenzie – Spoke about an incident that took place on September 17, 2022.

Adria MacKenzie - Spoke about an incident that took place on September 17, 2022.

Christle Chumney – Los Angeles County Library. Introduced the new manager for the El Monte Library.

Danny Salas – Lives in District No. 1. Thanked the City Council for all of the work that is being done in District No. 1. Shed light on that work that still needs to be done.

Jane Myring – Looking for the Resolution regarding the non-profit equality for events. Also spoke about the Parking Permit work that had been done years ago.

Julio Ramirez – Spoke about his sister-in-law who passed away. Spoke about different matters.

Charles Hoffman – Spoke about the El Monte Historical Society event at the museum. October is Family History Month on October 15th will be hosting a special event that afternoon.

Nicholas Cordova – Spoke about a project called Collective Advocacy where they study housing rights and data to see how important tenant rights are.

Jason Moss – Spoke about Item No. 12.14.

Bryan Bejar – Tree People in El Monte. Spoke about the work that Tree People in El Monte have been doing in the City. Event where 50 trees will be planted around Rio Vista Park will take place on October 21<sup>st</sup>.

Sandra Meza – Spoke about various items including her support the business owners regarding the opposition of lunch trucks.

Tony Garcia – Invited the City Council to drive around the City of El Monte after the meeting to see that the City is clean and there is no traffic. Here to ask for the Council's support to now allow lunch trucks.

Jaime Galvan – Opposes lunch trucks to be allowed in the City.

Marisol Garcia – Opposes lunch trucks to be allowed in the City.

Cindy Wu – Spoke about a letter regarding the School Resource Officer that the Mountain View School District sent to the City Council.

Cosme Jimenez – Spoke about the cancelled City Council meeting of September 19<sup>th</sup>.

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Andre Quintero – Spoke about public comments made about him by Mr. Cosme Jimenez.

9. CITY TREASURER'S REPORT: **None**

10.1 DEMAND RESOLUTION NO. D-694

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 and demands totaling \$6,252,865.15 have been examined by the City Treasurer and that warrant numbers 1116808 through 1117237, and the payroll ending August 31, 2023, inclusive are hereby allowed in the amounts and ordered paid out of the respective funds as set forth.

**m) Councilmember Puente**  
**s) Councilmember Rojo** **7-0**

**Break at 8:20 p.m.**  
**Return at 8:34 p.m.**

10.2 DEMAND RESOLUTION NO. D-695

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 and demands totaling \$6,109,385.35 have been examined by the City Treasurer and that warrant numbers 1117238 through 1117517, and the payroll ending September 15, 2023, inclusive are hereby allowed in the amounts and ordered paid out of the respective funds as set forth.

**m) Mayor Ancona**  
**s) Councilmember Rojo** **7-0**

11. APPROVAL OF MINUTES: **None**

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

**m) Mayor Ancona**  
**s) Dr. Ruedas** **7-0**

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- 12.2 Consideration and Approval of the Annual Fees for XiO SCADA Monitoring for the Water, Wastewater, and Storm System Assets for \$39,224 for Fiscal Year 23/24.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the annual fees for XiO SCADA monitoring for the water, wastewater, and storm system assets for \$39,224 for Fiscal Year 23/24.

Total Cost: \$39,224

Account No: 600-67-695-6111 - \$15,689.60  
Water  
650-67-693-6111 - \$ 5,883.60  
Wastewater  
283-67-677-6220 - \$17,650.80  
Storm

Is the cost of this item budgeted? Yes

**m) Mayor Ancona  
s) Dr. Ruedas**

**7-0**

- 12.3 Consideration and Approval of Purchase Orders with JCL Traffic for Street Signs and Supplies.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve purchase orders with JCL Traffic for street signs and supplies.

Total Cost: \$60,000

Account No: 225-67-682-6211

Is the cost of this item budgeted? Yes

**m) Mayor Ancona  
s) Dr. Ruedas**

**7-0**

- 12.4 Consideration and Approval to Execute a Professional Services Agreement to Continue Established Special Counsel Relationship, Related to Certain Litigation, Internal Affairs Investigations, and Pre-Employment Background Inquiries with the Law Firm JL Group, LLC.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the use of General Funds from Account No. 100-71-711-6125, in an amount not-to-exceed \$100,000 for expenditures related to independent internal affairs investigations, legal counsel, and pre-employment background inquiries associated with potential workplace misconduct and police employee recruitment with the law firm JL Group, LLC; and
2. Authorize the City Manager, or her designee, to execute the Professional Services Agreement.

Total Cost: \$100,000

Account No: 100-71-711-6125

Is the cost of this item budgeted? Yes

**m) Mayor Ancona  
s) Dr. Ruedas**

**7-0**

- 12.5 Consideration and Approval to Execute a Professional Services Agreement with Meliora Public Safety Consulting to Conduct a Communications Center Assessment and Develop a Data Analysis Toolkit for the El Monte Police Department Communications Center.

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RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the use of Measure PC funding from Account No. 222-71-711-6111 in an amount not-to-exceed \$29,000 for expenditures related to an independent Communication Center Assessment and development of a Data Analysis Toolkit for the El Monte Police Department Communications Center;
2. Consider and approve the issuance of a purchase order to a sole source vendor Meliora Public Safety Consulting for the toolkit development and assessment; and
3. Authorize the City Manager, or her designee, to sign the Professional Services Agreement with the selected vendor to initiate the project.

Total Cost: \$29,000	Account No: 222-71-711-6111
Is the cost of this item budgeted? N/A	Measure PC

**m) Mayor Ancona**  
**s) Dr. Ruedas** **7-0**

- 12.6 Consideration and Approval for the Purchase of Ten (10) Defense Technology 40MM Less than Lethal Launchers for Use by Patrol, Investigators, and the Special Weapons and Tactics Team.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the expenditure of Asset Forfeiture funds from Account No. 259-71-711-6270 in an amount not-to-exceed \$13,000 for the purchase of ten (10) 40mm less than lethal launchers;
2. Consider and approve the purchase of the launchers from Adamson Police Products; and
3. Consider and approve the presentation of this purchase and identification of the funding source before the local governing body (Honorable Mayor and City Council) as following the guidelines set forth in State of California Assembly Bill 481 pertaining to the acquisition or intended use of military type equipment.

Total Cost: \$13,000	Account No: 259-71-711-6270
Is the cost of this item budgeted? N/A	Asset Forfeiture

**Item has been pulled.**

- 12.7 Consideration and Approval for the Purchase of a Crime and Traffic Scene Reconstruction Device, Maintenance, and Related Training of New Equipment and Software from “FARO” Technologies, Incorporated.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the purchase of one “FARO” Technologies, Incorporated crime, and traffic scene reconstruction scanner, its maintenance, and related training of the new equipment using Measure PC funds from Account No. 222-71-711-6218 in an amount not-to-exceed \$75,000; and
2. Consider and approve the issuance of a purchase order to a sole source vendor, identified as FARO Technologies, Incorporated.

Total Cost: \$75,000	Account No: 222-71-711-6218
Is the cost of this item budgeted? N/A	Measure PC

**m) Mayor Ancona**  
**s) Dr. Ruedas** **7-0**

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- 12.8 Consideration and Adoption of a Resolution of the City Council Approving the 2022 General Plan Annual Progress Report for Submittal to the Governor's Office of Planning and Research and the California Department of Housing and Community Development.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Adopt a Resolution approving the 2022 General Plan Annual Progress Report; and
2. Direct staff to transmit such report to the Governor's Office of Planning and Research and the California Department of Housing and Community Development.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 10481

**m) Mayor Pro Tem Herrera**

**s) Councilmember Puente**

**7-0**

- 12.9 Consideration and Approval of a Professional Services Agreement with Placer.ai to Provide Market Intelligence Analytics for the City of El Monte Economic Development Division.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Approve a Professional Services Agreement with Placer.ai to provide market intelligence analytics for the City of El Monte Economic Development Division; and
2. Authorize the City Manager, or her designee, to make all conforming modifications and edits and execute all implementing documents.

Total Cost: \$36,000

Account No: 242-64-456-6111

Is the cost of this item budgeted? Yes

**m) Mayor Ancona**

**s) Dr. Ruedas**

**7-0**

- 12.10 Consideration and Adoption of a Special Fund Budget for Proposition 64 Public Health and Safety Grant Funds for the El Monte Cannabis Awareness Safety and Enforcement (CASE) Program.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and adopt a special fund budget for the Proposition 64 Public Health and Safety Grant funds for the El Monte Cannabis Awareness Safety and Enforcement (CASE) Program; and
2. Direct staff to appropriate funds in accordance with the attached budget and amend the FY 23/24 Comprehensive Budget of the City of El Monte to include the CASE Special Fund Budget.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

**m) Councilmember Martinez Muela**

**s) Mayor Pro Tem Herrera**

**7-0**



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12.11 Consideration and Approval of a Grant Agreement By and Between the City of El Monte and the State of California Office of Traffic Safety for Federal Fiscal Year 2024 (Grant Agreement PT 24062).

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Authorize staff to enter into a Grant Agreement (PT24062) with the State of California, Office of Traffic Safety (OTS) for \$210,000 in funding the Selective Traffic Enforcement Program (STEP);
2. Authorize the City Manager, or her designee, to sign all grant related documents as the authorized representative of the City of El Monte; and
3. Direct staff to appropriate funds in accordance with the attached budget and amend the FY 23/24 Comprehensive Budget of the City of El Monte to include the OTS STEP Special Fund budget.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

**m) Mayor Ancona**

**s) Dr. Ruedas**

**7-0**

12.12 Consideration and Approval of a Grant Agreement By and Between the City of El Monte and the State of California Office of Traffic Safety for Federal Fiscal Year 2024 (Grant Agreement PS24012).

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Authorize staff to enter into a Grant Agreement (PS24012) with the State of California, Office of Traffic Safety (OTS) for \$54,250 in funding for the Pedestrian and Bicycle Safety Program;
2. Authorize the City Manager, or her designee, to sign all grant related documents as the authorized representative of the City of El Monte; and
3. Direct staff to appropriate funds in accordance with the attached budget and amend the FY 23/24 Comprehensive Budget of the City of El Monte to include the OTS Pedestrian and Bicycle Safety Special Fund budget.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

**m) Mayor Ancona**

**s) Dr. Ruedas**

**7-0**

12.13 Consideration and Approval of Amendment #5 to the American Rescue Plan Act Budget.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve Budget Amendment #5 to the American Rescue Plan Act (ARPA) fund budget.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

**m) Councilmember Martinez Muela**

**s) Mayor Pro Tem Herrera**

**7-0**

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- 12.14 Consideration and Adoption of a Resolution of the City Council of the City of El Monte, California, Condemning and Rejecting Antisemitism and Supporting the International Holocaust Remembrance Alliance by Affirming El Monte's Commitment to Ensuring our Community is a Safe and Welcoming Place.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and adopt a Resolution condemning and rejecting antisemitism and supporting the International Holocaust Remembrance Alliance by affirming El Monte's commitment to ensuring our community is a safe and welcoming place.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 10482

**m) Mayor Ancona**

**s) Dr. Ruedas**

**7-0**

- 12.15 Consideration and Approval for the City of El Monte to Formerly Dedicate the Police Services Building of the El Monte Police Department in Honor and Memory of Chief of Police Benjamin Lowry on October 24, 2023.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the dedication of the Main Police Services Building (east patrol facility) in honor and memory of Chief of Police Benjamin Lowry; and
2. Consider and approve a dedication ceremony on October 24, 2023, which will include the mounting of a bronze memorial plaque, and the affixing of the name and title of Chief of Police Benjamin Lowry and associated script on the exterior of the Police Department's Main Police Services Building (east patrol facility).

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

**m) Councilmember Martinez Muela**

**s) Mayor Pro Tem Herrera**

**6-0 (Councilmember Puente absent)**

- 12.16 Consideration and Adoption of a Resolution of the City Council of the City of El Monte, California Honoring the Life and Service of California Senator Dianne Feinstein for Her Lifelong Commitment as an Advocate for the People of the Great State of California and All Americans.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and adopt a Resolution honoring the life and service of California Senator Dianne Feinstein for her lifelong commitment as an advocate for the people of the great State of California and all Americans.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 10483

**m) Mayor Ancona**

**s) Dr. Ruedas**

**7-0**

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13. PUBLIC HEARINGS:

- 13.1 A Public Hearing to Consider and Adopt a Resolution Approving the Fiscal Year 2022-2023 Consolidated Annual Performance Evaluation Report (CAPER) and Authorizing the City Manager to Submit the CAPER to the U.S. Department of Housing and Urban Development (HUD).

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 a Resolution approving the Fiscal Year 2022-2023 CAPER and authorizing the City Manager to submit the CAPER to HUD.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 10484

**m) Mayor Ancona**

**s) Dr. Ruedas**

**7-0**

**Open P.H.**

**m) Mayor Ancona**

**s) Councilmember Martinez Muela**

**7-0**

**Close P.H.**

**m) Councilmember Martinez Muela**

**s) Mayor Pro Tem Herrera**

**7-0**

**Resolution No. 10484**

**At 9:37 p.m.**

**m) Councilmember Martinez Muela**

**s) Mayor Ancona**

**Extend the meeting past 10:00 p.m.**

- 13.2 A Public Hearing to Consider and Approve for First Reading an Ordinance Adopting a Military Equipment Policy Governing the Use of Military Equipment Pursuant to Assembly Bill 481.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Open and call the public hearing to order;
2. Receive presentation from staff;
3. Pose questions to staff, if any;
4. Solicit comments from members of the public;
5. Close the public comment portion of the public hearing;
6. Pose closing questions, if any;
7. Close the public hearing; and
8. Entertain a motion to approve the attached Ordinance which approves the attached Military Equipment Policy.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Ordinance No. 3029

**m) Mayor Pro Tem Herrera**

**s) Mayor Ancona**

**7-0**

**Open P.H.**

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**m) Mayor Ancona**  
**s) Councilmember Rojo** 7-0  
**Close P.H.**

**m) Mayor Pro Tem Herrera**  
**s) Dr. Ruedas** 7-0  
**Ordinance No. 3029**

- 13.3 A Public Hearing to Consider and Approve for First Reading an Ordinance Approving an Ordinance Amending Certain Provisions of Chapter 10.08 (Speed Limits) of Title 10 (Vehicles and Traffic) of the El Monte Municipal Code Relating to Speed Limits on City Streets.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Open and continue the Public Hearing to the meeting of October 17, 2023.

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

**m) Mayor Ancona**  
**s) Mayor Pro Tem Herrera**  
**Open the public hearing and continue to October 17, 2023.**

14. **REGULAR AGENDA:**

- 14.1 Consideration and Approval of a Professional Services Agreement with Michael Baker International for Design Services for the Garvey Avenue Complete Streets Feasibility Study and Design, CIP No. 065 for a Not-to-Exceed Amount of \$438,552.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Consider and approve a Professional Services Agreement for Design Services for the Garvey Avenue Complete Streets Feasibility Study and Design, CIP No. 065 with Michael Baker International for a not-to-exceed amount of \$438,552 for Phase 1, which includes an Agreement amount of \$398,683.12 plus a ten percent (10%) contingency of \$39,868.88; and a fee to be mutually agreed upon and approved by the City Council at a future date for Phase 2; and
2. Authorize the City Manager, or her designee, to execute the Professional Services Agreement with Michael Baker International.

Total Cost: \$438,552 Account No: 212-67-065-6111  
Is the cost of this item budgeted? Yes

**m) Councilmember Martinez Muela**  
**s) Councilmember Rojo** 7-0

- 14.2 Consideration and Approval of a Contract Services Agreement with DNA Overhead Doors & Dock Equipment to Provide Door and Gate Services As-Needed for a Cost of \$120,000.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Consider and approve a Contract Services Agreement with DNA Overhead Doors & Dock Equipment to provide door and gate services; and
2. Authorize the City Manager, or her designee, to execute a Contract Services Agreement with DNA Overhead Doors & Dock Equipment.

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Total Cost: \$120,000 Account No: 100-67-673-6111 - \$100,000  
202-67-576-6111 - \$ 10,000  
Is the cost of this item budgeted? Yes 600-67-695-6331 - \$ 10,000

**m) Dr. Ruedas**  
**s) Councilmember Martinez Muela 7-0**

- 14.3 Consideration and Approval of First Amendment of Multiple Professional Services Agreements for On-Call Professional Consulting Services (Project Management Services, Traffic Engineering Services, Land Development Engineering Services, Permit Technical Services, Construction Management & Inspection Services).

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Consider and approve the First Amendment of Multiple Professional Services Agreements for On-Call Professional Consulting Services comprised of three (3) consultants to provide Land Development Engineering and Permit Technician Services, three (3) consultants to provide Project Management and Traffic Engineering, and twelve (12) consultants to provide Construction Management/Inspection services; and
2. Authorize the City Manager, or her designee, to execute the First Amendment for Professional Services Agreement with multiple on-call consultants on behalf of the City.

Total Cost: \$850,000 Account No: 100-67-677-6111  
General Fund  
212-67-677-8221  
212-67-677-6111  
Measure R Fund  
225-67-677-8221  
225-67-677-6111  
Measure M Fund  
600-67-677-8221  
SB-1 Fund  
223-67-677-8221  
Water Authority Fund  
650-67-677-8221  
Sewer Fund

Is the cost of this item budgeted? Yes

**m) Dr. Ruedas**  
**s) Mayor Ancona 6-0 (Councilmember Martinez Muela absent)**

- 14.4 Consideration and Approval of a Budget Allocation in the Amount of \$453,294 from Fiscal Year 2022-2023 to Fiscal Year 2023-2024 to the City of El Monte Community Development Block Grant Budget for the Commercial Façade Grant Program.

**RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:**

It is recommended that the City Council:

1. Approval of a budget allocation in the amount of \$453,294 from Fiscal Year 2022-2023 to Fiscal Year 2023-2024 to the City of El Monte's Community Development Block Grant (CDBG) budget for the Commercial Façade Grant Program; and
2. Authorize the City Manager, or her designee, to make minor adjustments to the Commercial Façade Grant Program budget for completion of the projects.

Total Cost: \$453,294 Account No: 220-67-021-8771  
Is the cost of this item budgeted? Yes CDBG

**m) Mayor Ancona**  
**s) Councilmember Rojo 6-0 (Councilmember Martinez Muela absent)**

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- 14.5 Consideration and Authorization to Accept Funding from the El Monte City School District for the Youth Sports and After-School Program Contract Year 2023-2024.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Authorize the City of El Monte Parks, Recreation and Community Services Department to accept funding from the El Monte City School District for the Youth Sports and After School Program for Contract Year 2023-2024;
2. Authorize the City Manager, or her designee, to sign all necessary documents related to the Memorandum of Understanding; and
3. Authorize the appropriation in the amount of \$2,985,000 for the Youth Sports and After-School Program Fund for Fiscal Year 2023-2024 fiscal budget; and the use of School District funds for reimbursement for this budget appropriation.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

**m) Mayor Ancona**

**s) Councilmember Martinez Muela 7-0**

- 14.6 Consideration and Approval of a Resolution Updating the Citywide Classification and Compensation Plan and Repealing and Replacing Resolution No. 10480.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the attached Resolution updating the Citywide Classification and Compensation Plan, effective October 3, 2023.

Total Cost: \$1,325,600

Account No: CASE Program Grant Fund

Is the cost of this item budgeted? No

Resolution No. 10485

**m) Mayor Ancona**

**s) Councilmember Martinez Muela 7-0**

- 14.7 Consideration and Approval of Amendment to Existing Agreement for City Attorney Services.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Subject to the City Council Closed Session discussion, it is recommended that the City Council approve an Amendment to existing Agreement for City Attorney Services, in accordance with Government Code Sections 53262, 54953(c)(3) and 54956(b).

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

**m) Councilmember Martinez Muela**

**s) Mayor Ancona**

**Table the item to next meeting**

**3-4 (Mayor Pro Tem Herrera, Councilmembers Cortez, Puente, and Rojo)**

**m) Mayor Ancona**

**s) Councilmember Martinez Muela**

**Table the item to next meeting**

**4-3 (Mayor Pro Tem Herrera, Councilmembers Cortez and Rojo No)**

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15. CITY ATTORNEY'S AGENDA: **None**

16. CITY MANAGER'S AGENDA:

16.1 Presentation by the Police Department Regarding El Monte Thai Garment Slavery Case.

Chief of Police Jake Fisher provided the City Council with a presentation regarding this item. El Monte was well represented in Washington D.C. to receive the 2023 Department of Labor Hall of Honor Congressional Recognition for their work on the Thai Garment Slavery Case.

Mayor Ancona thanked the Chief for being there and representing the City of El Monte.

17. WRITTEN COMMUNICATIONS:

18. COUNCIL COMMUNICATIONS/REPORTS:

18A. Mayor Ancona

Shared with the community that today the City received a check presentation from Assemblymember Mike Fong we secured \$500,000 for the restoration of Pioneer Park.

This past Saturday a beautiful mural was unveiled at the Downtown Area it highlights some of the struggles that City of El Monte has faced.

18A.1 Discussion on Launching an Initiative to Become a Child Friendly City.

Want to bring forth the launching of an initiative to becoming a Child Friendly City. Information was provided to the City Council. Would like to champion an initiative addressing this. The City already has initiatives, programs and activities that considers the whole child.

Requested that staff research this and bring back to the City Council.

18A.2 Discussion on Library Commission Vacancy.

Mayor has resigned from the Library Commission due to conflicts in time. Provided the City Council with the information regarding the Library Commission and asked the City Council if they are interested to let her know to have their name submitted.

18A.3 Discussion on Emergency Preparedness.

Thanked Councilmember Dr. Ruedas regarding bringing this up.

18A.4 Discussion on SRO Contracts with School Districts.

18A.5 Discussion on Electronic Communications Policy.

Requested to see this policy and see if any updates need to be made. City Attorney's office to report back on this.

18B. Mayor Pro Tem Herrera

What is the bathroom Schedule for the Parks. What is the availability?

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City Manager Alma Martinez provided an update to the City Council regarding this. Staff has shared that they are short-staffed, especially with all of the activities going on. Working with the Police Department and Public Works on this.

There is a City Selection Committee date for the appointment of members to a Blue-Ribbon Committee for Homelessness. Baldwin Park Mayor Emmanuel Estrada is interested in serving on this committee.

18C. Councilwoman Cortez

18D. Councilwoman Martinez Muela

18D.1 Discussion Regarding the Protocol and Procedures for Naming City Parks and Buildings.

Councilmember Martinez Muela informed the City Council that there was precedent on naming of buildings in the City of El Monte. She provided the City Council with the City of Long Beach's Administrative Regulations as an opportunity for the City Council to create a policy moving forward. Would like to have a discussion in November.

Councilmember Dr. Ruedas asked Councilmember Martinez Muela if she researched surrounding cities for their policies.

18D.2 Discussion Regarding Policies for the Equitable Treatment of All City Nonprofits.

Assistant City Attorney Lloyd Pilchen discussed with the City Council regarding a table prepared by Assistant City Manager Amber Servin regarding the non-profits. The policy that the City follows is consistent with what others City have. Would like to see on a future agenda.

Big congratulations to La Historia Museum for their representation of women's dresses here in the City of El Monte at the Grace T. Black Auditorium.

Happy birthday to Mr. Baldivia thank you for your service and God bless you.

Purple with the Purpose is happening on October 12<sup>th</sup> starting at 5:00 pm at Arceo Park. Encouraged everyone to come out.

Councilmember Dr. Ruedas asked Councilmember Martinez Muela if there would be a chance to bring this event back to City Hall? Why is this at Arceo Park?

Councilmember Martinez Muela provided some history why this event was moved to the Park.

18E. Councilwoman Puente

Pleased that there was representation from the Police Department present at the presentation to the Police Department for the El Monte Thai Garment Slavery Case. Requesting support from the City Council for a structure memorializing the fact that this happened and honoring the heroism of these workers in our City. Maybe an artist can work on creating a art piece involving the piece of bob wire that was kept from the property.

Mayor Ancona agreed with this idea and happily support this recommendation. Maybe doing something around the anniversary date.

Chief Fisher decided on doing something maybe at the 30<sup>th</sup> anniversary which will allow staff to work on this.



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City Manager Alma Martinez and staff will work on this. The City Council will need to decide on a location for this.

Councilmember Martinez Muela mentioned that this would be a good time to engage the Art in Public Places Committee. The City can start working on something comprehensive when it comes to the art with an art community.

18F. Councilman Rojo

18G. Councilwoman Dr. Ruedas

18G.1 Request for City of El Monte Emergency Preparedness Presentation.

Thanked NALEO Educational Fund for a scholarship that Mayor Pro Tem and herself received to attend the Policy Institute on Emergency Response and Preparedness. Requested a presentation from staff on Emergency Preparedness Presentation regarding policies in place, emergency communication plan. Who will the City communicate with.

Councilmember Martinez Muela informed the City Council regarding what the City has done regarding the emergency preparedness.

18G.2 Discussion Regarding a Community Meeting for the Upcoming Merced Linear Park.

Requesting a community meeting as soon as possible, maybe this upcoming Saturday for the upcoming groundbreaking for the Merced Linear Park.

City Manager Alma Martinez is working on having this community meeting.

Councilmember Martinez Muela made a recommendation to have the meeting a few days after the groundbreaking.

18G.3 Discussion Regarding a Community Safety Meeting Rio Vista Park.

There have been some concerns regarding areas at the Rio Vista Park.

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19. ADJOURNMENT: **Adjournment in Memory of Mr. Fernando Robert Ledesma**

The next Regular Meeting of the City Council will be held on **October 17, 2023** 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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Gabriel Ramirez, City Clerk  
City of El Monte

APPROVED:

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Jessica Ancona, Mayor  
City of El Monte