

APPROVAL OF MINUTES
EL MONTE CITY COUNCIL ADJOURNED REGULAR MEETING
OF JUNE 12, 2018

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: **6:04 p.m.**

2. ROLL CALL FOR CITY COUNCIL AND AUTHORITY BODIES:

Andre Quintero, Mayor/Chair – **present**
Juventino “J” Gomez, Mayor Pro Tem/Authority Member – **present**
Norma Macias, Councilmember/Authority Member – **absent**
Victoria Martinez, Councilmember/Authority Member – **absent**
Jerry Velasco, Councilmember/Authority Member – **present**

3. APPROVAL OF AGENDA:

m) Mayor Quintero
s) Mayor Pro Tem Gomez **3-0 (Councilmembers Macias and Martinez absent)**

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

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

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Mayor Quintero invited members of the public to address the City Council on Closed Session Items 4.1 as listed on the agenda and Item 7.1 as listed on the special agenda.

Mayor Quintero and the City Council recessed into Closed Session at approximately 6:09 p.m.

Mayor Quintero and the City Council reconvened from Closed Session at approximately 6:57 p.m.

Assistant City Attorney Richard Padilla reported out of Closed Session with respect to Item 4.1 and Item 7.1.

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

General update, no final action

m) Mayor Quintero

s) Mayor Pro Tem Gomez

3-0 (Councilmembers Macias and Martinez absent)

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 Quintero**

6. FLAG SALUTE: **Mayor Quintero**

7. 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.

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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.

Item 8.3 as we were looking at some of our special funds between our water and sewer budget, the committee had an opportunity to review that and recommended to consider approval when it comes to water and sewer. I would like to bring to the Council's attention I have to look at this not only as the committee chair but also as your City Treasurer. One of the things on the sewer end that continues to drive our administrative costs are contract services on the sewer end where we have a 15% cap there is a small amount of money allocated to that but hopefully in lieu of contract staffing which gets pretty expensive for the City we can start looking at filling those with regular positions. Also we have the same thing on the water end. One of the water positions which was frozen that is not a general fund item, that is a Water Authority funded item, also that has administrative costs attached to that even though there is no cap for water that tends to drive our costs considerably above and beyond versus having a regular employee. The particular position that is being talked about which was the Water Supervisor if we continue to contract it is going to cost us an additional \$48,000 a year. Item 8.7 the Investment Policy, there are some changes to the Investment Policy asking Council to approve. As my job as City Treasurer I have Government Code responsibility for oversight. Previous administration went around my authority four times, so there is change to the Policy as far as investments go mainly naming the Finance Director as the person to manage those investments as well as defining the oversight within the Investment Policy. This is a change that will create accountability. Finally, in regards to Item 8.10, Water Bonds coming up there are some changes from my office and I want to bring to the Council's attention one of them is a standard required under SEC which my office does have liability for things like disclosure. The other change I will be working with the Finance Director on the Government Code was amended effective January 2018 that all accounting and appropriate accounting responsibilities for bonds now lie with my office.

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8. REGULAR AGENDA:

- 8.1 Consideration and Approval of a Joint Resolution of the City of El Monte as Successor Agency to the Former El Monte Community Redevelopment Agency and the City Council Approving a Bond Expenditure Agreement Between the City of El Monte and the Successor Agency to the Former El Monte Community Redevelopment Agency.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council and the Governing Board of the Successor Agency to the Former El Monte Community Redevelopment Agency:

1. Adopt a Joint Resolution approving a Bond Expenditure Agreement between the City of El Monte and the Successor Agency to the Former El Monte Community Redevelopment Agency; and
2. Approve the Bond Expenditure Agreement.

Resolution No. 9864
Resolution SA-66

m) Mayor Quintero
s) Mayor Pro Tem Gomez **3-0 (Councilmembers Macias and Martinez absent)**

- 8.2 Consideration and Approval of Joint Resolutions of the City of El Monte as Successor Agency to the Former El Monte Community Redevelopment Agency and the City Council Approving the Transfer of Real Properties to the City of El Monte from the Successor Agency to the Former El Monte Community Redevelopment Agency.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council and the Governing Board of the Successor Agency to the Former El Monte Community Redevelopment Agency:

1. Approve the transfer of six (6) governmental public use real properties from the Successor Agency to the Former El Monte Community Redevelopment Agency ("Successor Agency") to the City of El Monte (the "City"), upon the adoption of each of the attached Joint Resolutions of the City Council and Successor Agency.

Resolution No. 9865 and Resolution No. SA-67
Resolution No. 9866 and Resolution No. SA-69
Resolution No. 9867 and Resolution No. SA-70
Resolution No. 9868 and Resolution No. SA-71
Resolution No. 9869 and Resolution No. SA-72

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Resolution No. 9870 and Resolution No. SA-73

m) Mayor Quintero
s) Mayor Pro Tem Gomez **3-0 (Councilmembers Macias and Martinez absent)**

8.3 Consideration and Approval of the Comprehensive Budget for Fiscal Year 2018-19 by Resolution.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council and the Governing Board of the Water Authority:

1. Consider and adopt a Resolution approving the FY 2018-19 Comprehensive Annual Operating Budget totaling \$167.8 million, which includes: \$74.5 million General fund budget; \$12.4 million Enterprise Fund (Water and Sewer) budget; and \$80.9 million Special Revenue Funds and Other Fund Budget; and
2. Consider and adopt a Resolution approving the Fiscal Year 2018-19 Water Budget totaling \$6,762,000.

Resolution No. 9871 Comprehensive Budget
Resolution No. EMWA- 25 Water Budget

m) Mayor Quintero
s) Mayor Pro Tem Gomez **3-0 (Councilmembers Macias and Martinez absent)**

We ask staff to look at the position in the Water Authority that has been frozen.

8.4 Consideration and Approval of Successor Agency Administrative and Recognized Obligations Budgets for Fiscal Year 2018-19 by Resolution.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council as the Governing Body of the Successor Agency to the Former El Monte Community Redevelopment Agency:

1. Approve by Resolution the Administrative and Recognized Obligations Budgets for the Successor Agency for Fiscal Year 2018-19.

Resolution No. SA-68

m) Mayor Quintero
s) Mayor Pro Tem Gomez **3-0 (Councilmembers Macias and Martinez absent)**

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- 8.5 Consideration and Approval of a Resolution to Approve the GANN Appropriation Limit for Fiscal Year 2018-19.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Approve a Resolution to set the City's Expenditure Limit for FY 2018-19 at \$147,396,463.

Resolution No. 9872

m) Mayor Quintero
s) Councilmember Velasco **3-0 (Councilmembers Macias and Martinez absent)**

- 8.6 Consideration and Approval of a Resolution Setting the Annual Property Tax Rate to Satisfy Obligations of City's Voter Authorized Indebtedness – Fiscal Year 2018-2019.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Approve the attached Resolution fixing the rates of taxes and levying taxes for voter authorized indebtedness of the City for Fiscal Year 2018-19.

Resolution No. 9873

m) Mayor Quintero
s) Mayor Pro Tem Gomez **3-0 (Councilmembers Macias and Martinez absent)**

- 8.7 Consideration and Approval of a Resolution to Approve the City's Investment Policy and Debt Management Policy for Fiscal Year 2018-2019.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Adopt a Resolution to approve the City's Investment Policy and Debt Management Policy for FY 2018-19.

Resolution No. 9874

m) Mayor Quintero
s) Mayor Pro Tem Gomez **3-0 (Councilmembers Macias and Martinez absent)**

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- 8.8 Consideration and Approval to Adopt a Resolution Approving the Capital Improvement Program for Fiscal Year 2018-2019.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve to adopt a Resolution approving the FY 2018-2019 Capital Improvement Program (CIP) for Fiscal Year 2018-2019.

Resolution No. 9875

m) Mayor Quintero

s) Mayor Pro Tem Gomez

3-0 (Councilmembers Macias and Martinez absent)

- 8.9 Consideration and Approval of Second Amended and Restated Water Enterprise Lease Agreement and Second Amended and Restated Water Enterprise Management Agreement.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve a Resolution of the City Council of the City of El Monte approving the execution and delivery of a Second Amended and Restated Water Enterprise Lease Agreement and a Second Amended and Restated Enterprise Management Agreement and certain other matters as relates to the approval by the El Monte Water Authority Revenue Bond, Series 2018A.

Resolution No. 9876

m) Mayor Quintero

s) Mayor Pro Tem Gomez

3-0 (Councilmembers Macias and Martinez absent)

- 8.10 Consideration and Approval of El Monte Water Authority Revenue Bonds, Series 2018A.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the Governing Board of the Water Authority:

1. The issuance of El Monte Water Authority Revenue Bonds Series 2018A which includes: (i) refunding the outstanding El Monte Water Authority Refunding Revenue Bonds, 2006 Series; (ii) reimbursing the City for costs previously expended on certain Water Enterprise improvements, including repayment of the 2016 Water Meter Loan; and (iii) financing the cost of

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certain improvements to the City's Water Enterprise, along with related costs of issuance; and

2. Instruct staff to initiate a water rate study.

Total Cost: \$34,494,733
7121, 7129

Account No.: 600-67-192-7111, 7112,

Is the cost of this item budgeted? No.

Resolution No. EMWA-26

m) Mayor Quintero

s) Councilmember Velasco

3-0 (Councilmembers Macias and Martinez absent)

9. ADJOURNMENT:

With no objection Mayor Quintero adjourned the City Council meeting at 7:10 p.m.

The next Regular Meeting of the City Council will be held on **July 3, 2018** at 6:00 p.m. This Agenda will be posted on the City's website, www.ci.el-monte.ca.us, and physically posted no less than 72 hours prior to the start of the subject regular meeting. Although it is the City's practice and desire to electronically post a copy of this Agenda along with supporting material as part of its website posting, the size or formatting of certain supporting materials may render their website posting infeasible. Nevertheless, all supporting materials related to any item on this Agenda, that is made available to the members of the council may be inspected by members of the public at the City Clerk's Office located at 11333 Valley Boulevard, El Monte, Monday through Thursday, 7:00 am – 5:30 pm. For more information, please call the City Clerk's Office at 626-580-2016.

All public meetings and events sponsored or conducted by the City of El Monte are held in sites accessible to persons with disabilities. Requests for accommodations may be made by calling the office of the City Clerk at (626) 580-2016 at least three (3) working days prior to the event, if possible. This Agenda and copies of documents distributed at the meeting are available in alternative formats upon request.

Jonathan Hawes, City Clerk
City of El Monte

APPROVED:

Andre Quintero, Mayor
City of El Monte