

APPROVAL OF MINUTES
EL MONTE CITY COUNCIL REGULAR MEETING
OF AUGUST 21, 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: **6:01 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 – **present**
Jerry Velasco, Councilmember/Authority Member – **present**

3. APPROVAL OF AGENDA:

WITH THE FOLLOWING EDITS/CHANGES TO THE AGENDA:

Items 12.1 and 14.2 will be continued to a future meeting.

SPECIALLY ADDED AGENDA ITEMS:

CLOSED SESSION ITEM:

4.6 Closed Session Pursuant to Government Code Section 54956.9(d)(2) and 54956.9(e)(3) – Conference with Legal Counsel to discuss Anticipated Litigation – Significant Exposure to Litigation: One (1) Potential Case.

RECOGNITIONS, HONORS AND COMMUNITY INTEREST PRESENTATIONS:

7.2 “State of the College” Presentation to the City Council by Rio Hondo College President Teresa Dreyfuss.

m) Mayor Quintero

s) Councilmember Velasco

4-0 (Councilmember Macias absent)

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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 agendaized Closed Session items by 7:00 p.m., the Council will hear all such remaining items toward the end of the meeting, immediately following Council Communications. Should any member of the public wish to address the Council on any *agendaized* Closed Session matter, the Council shall allow such person to address the Council on such matter prior to going into Closed Session, provided that all persons wishing to address the Council on an agendaized Closed Session matter shall fill out a speaker card and be subject to a speaker’s time limit of 3 minutes per speaker and further provided that the Council shall be under no obligation to respond to or deliberate upon any specific questions or comments posed by a speaker or take action on any issue raised by a speaker beyond such action as the City Council may be lawfully authorized to take on an agendaized Closed Session matter pursuant to the Brown Act (Govt. Code Section 54950 et seq.).

Mayor Quintero invited members of the public to address the City Council on Closed Session Items 4.1 through 4.6

Mayor Quintero and the City Council recessed into Closed Session at approximately 6:05 p.m. Councilmember Macias joined the City Council in Closed Session at approximately 6:08 pm to discuss all items in Closed Session.

Mayor Quintero and the City Council reconvened from Closed Session at approximately 7:05 p.m.

City Attorney Rick Olivarez reported out of Closed Session with respect to Items 4.1 through 4.6

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

General update, no final action

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

General update, no final action

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

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

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

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

General update, no final action

- 4.4 Closed Session Pursuant to Government Code Section 54956.8 – Conference with Real Property Negotiators.

Property Location:

Lands located to the north of the Interstate 10 Freeway lying East of Peck Road and abutting Federal Drive in the City of El Monte.

Name of Party City is Negotiating with:
Jim Ross, for Ross Nissan

City's Representatives in Negotiations:
Alex Hamilton, City Manager; Alma K. Martinez, Assistant City Manager; Ben Martinez, Interim Economic Development Director; and David F. Gondek, Senior Deputy City Attorney

Under Discussion:
Both price and terms.

Item not discussed

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

Bargaining Units Subject to Negotiations:
Executive Management Team (unrepresented employees).

City's Designated Negotiators:
Alex Hamilton, City Manager; Alma K. Martinez, Assistant City Manager; and Angela McCray, HR/Risk Management Director.

General update, no final action

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- 4.6 Closed Session Pursuant to Government Code Section 54956.9(d)(2) and 54956.9(e)(3) – Conference with Legal Counsel to discuss Anticipated Litigation – Significant Exposure to Litigation: One (1) Potential Case.

General update, no final action

- m) Mayor Quintero**
s) Councilmember Martinez **5-0**

OPEN SESSION PROCEEDINGS

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

5. INVOCATION:Chaplain Esrom Lempao, House of Faith El Monte. **present**
6. FLAG SALUTE: Alejandra Avila, 3rd Grader from Shirpser Elementary School. Enjoys making slime. **absent**
7. RECOGNITIONS, HONORS AND COMMUNITY INTEREST PRESENTATIONS:
- 7.1 Presentation by the City Council to Alejandra Avila from Shirpser Elementary School for Leading the Pledge of Allegiance. **absent**
- 7.2 “State of the College” Presentation to the City Council by Rio Hondo College President Teresa Dreyfuss. **Present**
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

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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.

Julio Ramirez – I want to say goodbye to Elaine the greatest public director it is a shame that she is leaving us and wish you the best on your journey and you do some better things over there because you were doing great things here. . From the bottom of my heart it hurts to see a good lady leave even though people don't agree with you they want to slap you but you took it. We have gone through a lot of pains here in El Monte but I want you to be proud, your parents really taught you how to be great public director. The City of El Monte is losing a great lady and I wish you the best. The Vons warehouse in El Monte, no one can do anything but we have a lot of rats coming from that warehouse. Please for the kids around that area look into it for safety matters.

Maryann Powers – First of I saw on the Police Department Facebook this week that in one day they issued 87 citations and I am glad that they are really cracking down particularly with school getting ready to start. The second thing is that when I looked at item 4.1 I saw an individual's name appear in 4.1. When a City Council's name appeared in closed session items there was a big to do about well I am not suing the City and then at that point I had heard that you guys were not going to put individual's names there. Let's be consistent if we are going to put this person's name there then if any of you have any litigation pending I want to you see your names too.

Howard Owens – Tomorrow school starts and I don't know about the other three projects but the Safe Routes to School Project near Cherrylee is not complete. There are holes everywhere, there are stop signs missing and we are going to have how many kids showing up to school tomorrow. I am not sure if we can have some additional help out there.

Herman – This public item 8, general public comment. I know the majority of people don't understand how the Council works and the way the Brown Act affects the way they can speak and what they have to say. The homeless crisis here in El Monte, I come from

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Los Angeles and I have seen homelessness throughout every City it is an epidemic a crisis and it is up to the City Manager to gain control of the situation.

Cosme Jimenez – Mayor I came to City Hall to ask for 460 Forms campaign donations but yours wasn't there. They are telling me that you filed for 410 new ways, new tricks and new gimmicks. The only problem I see is that I didn't see any reports, you are telling us you don't have a penny in the bank to run for Mayor. We should have gotten your 460 report to see how much money you have transparency is your number one priority. Also Civic Center was approved last Council meeting given to Mr. Acevedo. Mr. Acevedo cannot even finish his project over there. Civic Center is a big project to do according to my way he is not qualified to do it. He is building houses and he cannot finish them and you are giving him this now something is wrong. He donated 15 backpacks which is fine that gives you an open door to get a contract for a new deal something is wrong there too. I would like to say goodbye to Ms. Elaine, City Engineer number one I have seen in the last 25 years the first engineer I see her working in town. I am sad to see her leave.

Gabriel Ramirez – First of all a couple of days ago there are a lot of rodents coming into my neighborhood. As many of you know the Vons warehouse is being cleaned out. A couple of City Council meetings ago I asked about what the City can do regarding coyotes. Lastly, I want to let Elaine know thank you very much and it is very sad to see you go. We have never had a Public Works Director who worked as hard as she did especially for us the residents. Good luck wherever you go you will do great. Thank you Councilmember Macias, I know that you aren't running but I want to thank you from the bottom of my heart and wish you the best.

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

10. DEMAND RESOLUTION NO. D-580
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 \$13,486,044.30 have been examined by the City Treasurer and that warrant numbers 1075945 through 1076422 and the payroll period July 16, 2018 through July 31, 2018 inclusive are hereby allowed in the amounts and ordered paid out of the respective funds as set forth.

m) Mayor Quintero

s) Mayor Pro Tem Gomez

4-0 (Councilmember Martinez absent)

11. APPROVAL OF MINUTES: **No material submitted**

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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 Transmittal of the Treasurer's Investment Report for the Quarter ended June 30, 2018.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Receive and file the Treasurer's Investment Report for the quarter ended June 30, 2018.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Continued to a future meeting.

12.2 Approval of Special Legal Counsel Services Agreement with Burke, Williams & Sorenson, LLP in Connection with Transfer of Lead Counsel from Rutan & Tucker, LLP.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Approve the attached retainer agreement for special legal counsel services with Burke, Williams & Sorenson, LLP to transfer the work of special legal counsel Mark Austin from Rutan & Tucker, LLP to Burke, William & Sorenson, LLP in connection with representation in coverage litigation and authorize the City Manager to execute the same on behalf of the City. It is also requested that the City Council authorize the execution by the City Manager of all documents necessary to effectuate the substitution of law firms.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? Yes

m) Mayor Quintero

s) Councilmember Velasco

4-0 (Councilmember Martinez absent)

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- 12.3 Approval of a Professional Services Agreement with Enthalpy Analytical to Provide Water Quality Analyses.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve a \$9,400 increase to the Enthalpy Analytical contract of \$29,000 to \$38,4000 in fiscal year 2017-2018; and
2. Consider and approve an agreement with Enthalpy Analytical for Fiscal Year 2018-2019 for a not-to-exceed sum of \$80,000.

Total Cost: \$89,400	Account No: 600-67-679-6161 (\$30,000)
	600-67-696-6161 (\$50,000)
Is the cost of this item budgeted? N/A	600-67-696-6161 (\$ 9,400)

m) Mayor Quintero
s) Councilmember Velasco **4-0 (Councilmember Martinez absent)**

- 12.4 Approval of a Professional Services Agreement with Brayan Altamirano to Provide the City with EMTV Channel 3 Programming for a Not-to-Exceed Fee of \$22,000.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve a Professional Services Agreement with Brayan Altamirano to provide the City with EMTV Channel 3 Programming; and
2. Authorize the City Manager to execute a Professional Services Agreement with Brayan Altamirano for a not-to-exceed fee of \$22,000.

Total Cost: \$22,000	Account No: 208-21-244-6219
Is the cost of this item budgeted? Yes	

m) Mayor Quintero
s) Councilmember Velasco **4-0 (Councilmember Martinez absent)**

- 12.5 Approval of a Resolution Adopting a Revised List of Designated Positions and Disclosure Categories for Officers and Employees of the City Pursuant to Government Code Section 87306.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Approve the attached resolution adopting a revised list of designated positions for officers and employees of the City of El Monte pursuant to Government Code Section 87306.

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

Account No: N/A

Resolution No. 9899

m) Mayor Quintero
s) Councilmember Velasco **4-0 (Councilmember Martinez absent)**

12.6 Approval of the Third Annual City Sponsorship of Ballet Del Noroeste de Mexico and Escuela Campobello's Presentations of El Cascanueces ("Nutcracker") and Authorize the City Manager or his Designee to Execute Documents Relating Thereto.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Approve the City Sponsorship of Third Annual Ballet del Noroeste de Mexico and Escuela Campobello's presentations of El Cascanueces ("Nutcracker") and authorize the City Manager to execute documents relating thereto.

Total Cost: \$40,000
Is the cost of this item budgeted? Yes

Account No: 100-21-211-6268

m) Mayor Quintero
s) Councilmember Velasco **4-0 (Councilmember Martinez absent)**

12.7 Approval of a Service Exchange Agreement and Related Documents with American Fidelity Assurance Company for Services Related to the City's Section 125 Flexible Benefits Plan.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve a Service Exchange Agreement and related documents with American Fidelity Assurance Company to perform certain services related to the City's Section 125 Flexible Benefits Plan; and
2. Authorize the City Manager to sign all documents related to the proposed engagement with American Fidelity Assurance Company.

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

Account No: N/A

m) Mayor Quintero
s) Councilmember Velasco **4-0 (Councilmember Martinez absent)**

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- 12.8 Approval of Request to Submit a Grant Application to the State of California Office of Grants and Local Services for the Land and Water Conservation Fund Grant for the Zamora Park Revitalization Project.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and authorize the submittal of a grant application to the State of California Office of Grants and Local Services for the Land and Water Conservation Fund Grant, for the Zamora Park Revitalization Project; and
2. Adopt the attached Resolution and authorize the City Manager or his designee to sign all necessary documents and agreements related to the Land and Water Conservation Fund grant cycle.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? Yes

Resolution No. 9900

m) Mayor Quintero

s) Councilmember Velasco

4-0 (Councilmember Martinez absent)

13. PUBLIC HEARINGS:

- 13.1 A Public Hearing to Consider and Approve for First reading an Ordinance of the City Council of the City of El Monte, California Amending Titles 15 (Building and Construction) and 16 (Subdivisions) of the El Monte Municipal Code to Establish Regulations and Standards for the Grading and Erosion Control of Properties.

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. Consider adoption of a Categorical Exemption pursuant to Section 15061(b)(3)(the "General Rule") of the California Environmental Quality Act (CEQA) and approval of the proposed Ordinance for first reading.

Ordinance No. 2933

m) Mayor Quintero

s) Councilmember Martinez

Open the P.H.

5-0

m) Mayor Quintero

s) Councilmember Velasco

Close P.H.

5-0

m) Mayor Quintero

s) Councilmember Velasco

Ordinance No. 2933

5-0

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Herman – What we are talking about here is the substantial damaged made by water erosion and it could be wind or dirt erosion it depends on the location. Quality materials are a factor here. Does the City provide a matrix as to what the standards are in the quality of materials? I advocate on behalf of individuals who are disabled and the elderly the cities have failed to maintain these egresses and sidewalks. Permit denial, what qualifies you as a permit denial. What are the inspections? Are the City Manager and Public Works able to address the issues when the public comes into the offices to place a complaint?

- 13.2 A Public Hearing to Consider and Approve an Urgency Ordinance Amending Chapters 8.59 (Vacant Building Security and Maintenance) and 8.60 (Foreclosure of Residential Property Registration) of Title 8 (Health and Safety) of the El Monte Municipal Code to Prevent the Termination of the City's Vacant Building Security and Maintenance and Residential Property Foreclosure Registration Programs.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Open the public hearing;
2. Receive presentation from staff;
3. Pose questions to staff;
4. Allow members of the public to offer comment;
5. Pose follow up questions to staff;
6. Close the public hearing; and
7. Approve by four-fifths (4/5) vote, an Urgency Ordinance amending Chapters 8.59 (Vacant Building Security and Maintenance) and 8.60 (Vacant Building Security and Maintenance) of Title 8 (Health and Safety) of the El Monte Municipal Code to prevent the termination of the effectiveness of the City's Vacant Building Security and Maintenance and Residential Property Foreclosure Registration Programs.

Ordinance No. 2934

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

**m) Mayor Quintero
s) Councilmember Velasco
Close P.H.
5-0**

**m) Mayor Quintero
s) Councilmember Martinez
Ordinance No. 2934
With a Sunset of 5 years
3-2 (Velasco and Martinez Yes)**

**m) Mayor Quintero
s) Councilmember Macias
Ordinance No. 2934
Without a Sunset
4-1 (Martinez No)**

Herman – What is the urgency of a foreclosure? Do any of you know what that means? Do any of you know what economic recovery means? You do not force anyone out of their

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home due to economic hardship. No person in the State of California should be above or better than anyone here today. We have a programmatic mortgage problem because they are living paycheck to paycheck.

Cosme Jimenez – I have a quick comment here when it comes to public comments someday somehow take your time and open it for discussion between the Councilmembers and you. I have been coming to meetings for a long time and people speak and yes, yes, yes no one even bothers to, does it work his idea, can we discuss his idea or this person. People don't come, right now I am going to sit down and yes, yes, yes.

- 13.3 A Public Hearing to Consider and Approve for First Reading of an Ordinance Amending Chapter 8.10 (Retail Sales of Tobacco Products of Title 8 (Health and Safety) of the El Monte Municipal Code to Establish Packaging and Labeling Requirements for Tobacco Products and Minimum Package Sizes for Cigars and Little Cigars (Code Amendment No. 762).

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Open the public hearing;
2. Receive presentation from staff;
3. Pose questions to staff;
4. Allow members of the public to offer comment;
5. Pose follow up questions to staff;
6. Close the public hearing; and
7. Approve the first reading of an El Monte City Council Ordinance amending and updating the City's retail tobacco sale regulations set forth in Chapter 8.10 (Retail Sales of Tobacco Products) of Title 8 (Health and Safety) of the El Monte Municipal Code (Code Amendment No. 762).

Ordinance No. 2935

m) Mayor Quintero	m) Mayor Quintero	m) Mayor Quintero
s) Councilmember Martinez	s) Mayor Pro Tem Gomez	s) Mayor Pro Tem
Gomez		
Open the P.H.	Close P.H.	Ordinance No. 2935
5-0	5-0	5-0
(With the change to be packages of 20)		

Claudia Goyta – I am here tonight to thank you for revisiting your tobacco retail licensing ordinance and encourage strengthening your Ordinance by including a ban of single sale little cigars, cigarillos which are flavored tobacco products that are cheap, flashy and appealing to youth. The recommendation that was provided by staff was a strong comprehensive approach to reducing the access to these products to youth and your consideration of updating this Ordinance as well we also recommend that the City also update the current definition of electronic smoking devices. Kids as young as 11 years old are becoming addicted to these new products they do not consider them to be smoking devices so for us we see this as an opportunity to address public health.

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Andrew Yip – I work at the Jeff Seymour Center and some of the things that your speakers have spoken about I have found some of these cigarillo tips at my school site. I have also caught teens smoking before after school and I am sure these things happen at other schools. I am speaking in support of the Ordinance amending Chapter 8.10 and our Executive Director has submitted a letter on behalf of San Gabriel Valley. I would also like to ask the Council and City staff to setting the number for the minimum amount of cigars or little cigars packaging which is easier for enforcement.

Alicia Lopez – I am the tobacco prevention Director at Day One. I am here to applaud City staff's leadership and the Council's consideration of amending the current tobacco retail licensing. Implementation of this Ordinance will save numerous lives as many young people will not have easy access to these flavored tobacco products. I am also excited that City staff recommending the definition of electronic smoking devices be updated to the current state definition. We are hoping that the Council will consider a minimal pack size requirement for little cigars and cigarillos that it is the same number.

Catalina Gonzalez – I would like to speak in support of these provisions to strengthen the tobacco retail ordinance here in the City of El Monte. We think this is a good way to reduce some of the harm and we do want to support an important point again is setting a minimum package size, we support at least 10 or more. We also think it is key to update the language to include electronic cigarettes.

Shirley Luu – Resident of the City of El Monte. I am here to thank you for considering strengthening our City's tobacco retail ordinance by banning single sale of little cigars and cigarillos. It is also proactive of the City to consider updating the definition of electronic smoking devices in the ordinance.

Gabriel Ramirez – Since we are going to be regulating that is great to regulate the tobacco what about the marijuana too.

14. REGULAR AGENDA:

- 14.1 Consideration and Approval of the Following Policies & Procedures for Incorporation into the City's Administrative Policies and Procedures Manual for Immediate Inclusion and Operational Use.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

- 1. Consider and approve the following batched policies and procedures into the Approved City Administrative Policies & Procedures Manual to be effective immediately.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

m) Mayor Quintero

s) Councilmember Macias

4-0 (Councilmember Martinez absent)

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14.2 Consideration and Approval of the Purchase of a New Server Infrastructure.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve the purchase of technology hardware to include: servers; storage area network (SAN); back-up hardware/software; and professionals Services in the amount not-to-exceed \$290,000 from Nth Generation.

Total Cost: \$290,000

Account No: 100-31-351-8145

Is the cost of this item budgeted? No

Item 14.2 will be continued to a future meeting.

14.3 Consideration and Approval of a Resolution Accepting the Irrevocable Offer of Dedication of a Segment of Parcels 8576-025-038 and 8576-025-039 for Public Right-of-Way on Hickson Street and the Recordation of the Irrevocable Offer of Dedication, Grant Deed and Agreement Through the Los Angeles County Recorder's Office.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and approve to adopt a resolution accepting the Irrevocable Offer of Dedication of a segment of parcels 8576-025-038 and 8576-025-039;
2. Consider and approve to authorize the City Manager to execute the Irrevocable Offer of Dedication, Grant Deed and Agreement and all related documents for the public right-of-way on Hickson Street; and
3. Consider and approve the recordation of the Irrevocable Offer of Dedication, Grant Deed and Agreement through the Los Angeles County Recorder's Office.

Total Cost: N/A

Account No: N/A

Is the cost of this item budgeted? N/A

Resolution No. 9902

m) Mayor Quintero

s) Councilmember Macias

4-0 (Councilmember Martinez absent)

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- 14.4 Consideration and Approval of a City Council Resolution Creating a Senior Mobilehome Park Rental Assistance Program for Eligible Seniors for a Period of Three (3) Years.

RECOMMENDATION OF BUSINESS ITEM UNDER CONSIDERATION:

It is recommended that the City Council:

1. Consider and adopt a resolution authorizing the City Manager to create a Senior Mobilehome Park Rental Assistance Program for eligible seniors for a period of three (3) years; and
2. Authorize \$94,500 from the City of El Monte Housing Asset Fund (227 Fund) to fund this program.

Total Cost: \$94,500

Account No: 227-93-816-6351

Is the cost of this item budgeted? Yes

Resolution No. 9901

**m) Councilmember Macias
s) Mayor Pro Tem Gomez**

4-0 (Councilmember Martinez absent)

Councilmember Macias – Can I take a moment to also recognize our Public Works Director you have done a wonderful job I am sad to hear that you are leaving. Is it too late, can we still try to keep you. I mean you heard the public they don't want you to leave. I do want to say that in the nine (9) years that I have served here which have been a long time you have done a tremendous amount of work and it needs to be recognized and I appreciate all of your efforts in moving projects forward and doing your very best to make El Monte a better place. We will miss you best of luck to you.

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

16. CITY MANAGER'S AGENDA:

16.1 Police Department Update

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

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18. COUNCIL COMMUNICATIONS:

18A. Mayor Quintero

Thank you very much and I appreciate very much that you pointed out Labor Day. For all of those that are here and those of you that are tuned in. Please keep in mind all of our City workers they do an incredible job for us. Whether they are repaving our streets, keeping our streets safe, keeping our parks safe, providing support to the community for all kinds of functions. I also want to give a special thanks to Sheila Crippen our City Council Liaison who is always very attentive to the needs of our community when we are not here and to our City Manager and Management Team, thank you very much for what you do and thanks to everyone. And lastly on behalf of a very thankful City Council, Ms. Jeng thank you very much for all the work that you did while you were here we appreciate you we thank you and we wish you much success.

18B. Mayor Pro Tem Gomez

18C. Councilwoman Macias

18D. Councilwoman Martinez

I want to say thank you very much for a successful Back to School Resource Fair. This was our 7th Annual Resource Fair and we gave away approximately 1,200 backpacks through our partnership with the Professional Institute of beauty located at Valley Mall they gave away 1,200 vouchers for free haircuts. It was a very tremendous successful day. I measured the success by the number of smiles we saw. The children that received backpacks were so grateful. So to all the sponsors, to all the volunteers, to all of those who supported it we are very grateful and we look forward to the 8th Annual Back to School Resource Fair. For those of you who always look to Labor Day as a great four day weekend I just want to say thank you to those who truly labor on our behalf every day and it is a very important celebration and the work that has been done in this Country to protect our labor force and our workforce. So thank you very much Council thank you for your support.

18E. Councilman Velasco

I just want to congratulate Councilmember Martinez for your great success on the Back to School Resources Fair and all the volunteers you had.

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19. ADJOURNMENT:

With no objection Mayor Quintero adjourned the City Council meeting at 8:53 p.m.

The next Regular Meeting of the City Council will be held on **September 4, 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