

**CITY COUNCIL OF MONTEREY PARK
THE CITY COUNCIL ACTING ON BEHALF OF THE SUCCESSOR AGENCY OF THE FORMER
REDEVELOPMENT AGENCY, THE HOUSING AUTHORITY, THE MONTEREY PARK FINANCING
AUTHORITY AND THE MONTEREY PARK GEOLOGIC HAZARD ABATEMENT DISTRICT
AGENDA**

**REGULAR CITY COUNCIL MEETING
MONTEREY PARK CITY HALL COUNCIL CHAMBERS
320 W. NEWMARK AVENUE, MONTEREY PARK, CA 91754**

**Wednesday
April 20, 2022
6:30 p.m.**

MISSION STATEMENT

The mission of the City of Monterey Park is to provide excellent services
to enhance the quality of life for our entire community.

GENERAL INFORMATION

Documents related to an Agenda item are available to the public in the City Clerk's Office located at 320 West Newmark Avenue, Monterey Park, CA 91754, during normal business hours and the City's website at <http://www.montereypark.ca.gov/AgendaCenter/City-Council-17>.

The public may watch the meeting live on the city's cable channel MPKTV (AT&T U-verse, channel 99 or Charter Communications, channel 182) or by visiting the city's website at <http://www.montereypark.ca.gov/133/City-Council-Meeting-Videos>.

PUBLIC PARTICIPATION

You may speak up to 5 minutes on Agenda item. You may combine up to 2 minutes of time with another person's speaking. No person may speak more than a total of 10 minutes. The Mayor and City Council may change the amount of time allowed for speakers. Written Communication will be accepted up to 24 hours before the meeting via email to mpclerk@montereypark.ca.gov.

Per the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please call City Hall at (626) 307-1359 for reasonable accommodation at least 24 hours before a meeting. Council Chambers are wheelchair accessible.

CALL TO ORDER	Mayor
FLAG SALUTE	The Monterey Park Color Guard
ROLL CALL	Peter Chan, Hans Liang, Henry Lo, Yvonne Yiu

AGENDA ADDITIONS, DELETIONS, CHANGES AND ADOPTIONS

PUBLIC COMMUNICATIONS:

While all comments are welcome, the Brown Act does not allow the City Council to take action on any item not on the agenda. The Council may briefly respond to comments after Public Communications is closed. Persons may, in addition to any other matter within the City Council's subject-matter jurisdiction, comment on Agenda Items at this time. If you provide public comment on a specific Agenda item at this time, however, you cannot later provide comments at the time the Agenda Item is considered.

STAFF COMMUNICATIONS:

- Public Works – Introduction of Interim Director of Public Works, Anthony (Tony) Antich
- Recreation and Community Services
- Library Services

[1.] PRESENTATION – None.

[2.] OLD BUSINESS – None.

[3.] CONSENT CALENDAR ITEM NOS. 3A-3N

3-A. MINUTES

It is recommended that the City Council consider:

- (1) Approving the minutes from the regular and special meetings of March 16, 2022; and
- (2) Taking such additional, related, action that may be desirable.

3-B. DISTRICT NO. 3 CITY COUNCIL SEAT VACANCY

It is recommended that the City Council consider:

- (1) Receive and file this report;
- (2) Continue this matter until May 4, 2022; or
- (3) Taking such additional, related, action that may be desirable.

3-C. PROFESSIONAL MUNICIPAL CLERKS WEEK RESOLUTION

It is recommended that the City Council consider:

- (1) Adopting a Resolution declaring the week of May 1 through 7, 2022 as Professional Municipal Clerks Week in Monterey Park; and
- (2) Taking such additional, related, action that may be desirable.

3D. MONTHLY INVESTMENT REPORT – MARCH 2022

It is recommended that the City Council consider:

- (1) Receiving and filing the monthly investment report; and
- (2) Taking such additional, related, action that may be desirable.

3-E. PROFESSIONAL SERVICES AMENDMENT WITH FAIRBANK, MASLIN, MAULLIN, METZ AND ASSOCIATES TO CONDUCT PUBLIC OPINION RESEARCH

It is recommended that the City Council consider:

- (1) Authorizing the City Manager to execute an amendment with Fairbank, Maslin, Maullin, Metz and Associates (FM3) in a form approved by the City Attorney; to conduct public opinion research for an amount not to exceed \$113,000 and extend the term of the amendment through June 30, 2023; and
- (2) Taking such additional, related, action that may be desirable.

3-F. RENEWAL OF THE ASSESSMENT DISTRICT FOR FISCAL YEAR 2022-23 AND SCHEDULE A PUBLIC HEARING PURSUANT TO STREETS AND HIGHWAYS CODE §§ 22500, ET SEQ.

It is recommended that the City Council consider:

- (1) Adopting a resolution declaring the City Council's intent to levy and collect assessments for Fiscal Year 2022-23 in Citywide Maintenance District No. 93-1 pursuant to Streets and Highways Code §§ 22500, *et seq.* and setting a time and place for a public hearing; and
- (2) Taking such additional, related, action that may be desirable.

CEQA (California Environmental Quality Act):

The proposed action is exempt from review under the California Environmental Quality Act (Cal. Pub. Res. Code §§ 21000, *et seq.*; "CEQA") and CEQA Guidelines (Cal. Code Regs. tit. 14, §§ 15000, *et seq.*) because it establishes, modifies, structures, restructures, and approves rates and charges for meeting operating expenses; purchasing supplies, equipment, and materials; meeting financial requirements; and obtaining funds for capital projects needed to maintain service within existing service areas. The proposed action, therefore, is categorically exempt from further CEQA review under CEQA Guidelines § 15273.

3-G. ADOPT A RESOLUTION RATIFYING CERTAIN ACTIONS COMPLETED BY THE CITY MANAGER REGARDING COVID-19 PANDEMIC AND TERMINATING A LOCAL EMERGENCY

It is recommended that the City Council consider:

- (1) Adopting a Resolution ratifying certain actions completed by the City Manager regarding COVID-19 Pandemic and terminating a local emergency; and
- (2) Taking such additional, related, action that may be desirable.

ENVIRONMENTAL ASSESSMENT:

The Resolution itself and the actions ratified by the Resolution were reviewed pursuant to the California Environmental Quality Act (Public Resources Code §§ 21000, *et seq.*, "CEQA") and the regulations promulgated thereunder (14 Cal. Code of Regulations §§15000, *et seq.*, the "CEQA Guidelines"). Based upon that review, this action is exempt from further review pursuant to CEQA Guidelines § 15269(a) because the protection of public and private property is necessary to maintain service essential to the public, health and welfare.¹

¹ CEQA findings regarding an anticipated imminent emergency are valid (*see CalBeach Advocates v. City of Solana Beach* (2002) 103 Cal.App.4th 529).

3-H. CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES GRANT SUBAWARD – HIGH FREQUENCY COMMUNICATIONS EQUIPMENT PROGRAM

It is recommended that the City Council consider:

- (1) Adopting a Resolution authorizing the City Manager to apply for, receive, and execute an agreement, in a form approved by the City Attorney, with the California Governor's Office of Emergency Services (Cal OES) in the amount of \$60,000; and
- (2) Taking such additional, related, action that may be desirable.

3-I. WEED ABATEMENT AGREEMENT BETWEEN THE COUNTY OF LOS ANGELES AND THE CITY OF MONTEREY PARK

It is recommended that the City Council consider:

- (1) Authorizing the City Manager to execute an agreement with the County of Los Angeles, in a form approved by the City Attorney, for Weed Abatement Services; and
- (2) Taking such additional, related, action that may be desirable.

3-J. "DENIM" DAY RESOLUTION

It is recommended that the City Council consider:

- (1) Adopting a resolution declaring Wednesday, April 27, 2022 as "Denim Day Monterey Park"; and
- (2) Taking such additional, related, action that may be desirable.

3-K. NATIONAL CORRECTIONAL OFFICERS WEEK RESOLUTION

It is recommended that the City Council consider:

- (1) Adopting a Resolution Declaring the week of May 1-7, 2022, to be National Correctional Officers Week in the City of Monterey Park; and
- (2) Taking such additional, related, action that may be desirable.

3-L. FIRST AMENDMENT TO AGREEMENT NO. 2249-AB WITH OPERATIONAL TECHNICAL SERVICES LLC FOR STAFF AUGMENTATION SERVICES FOR THE WATER DIVISION

It is recommended that the City Council consider:

- (1) Authorizing the City Manager to execute the First Amendment, in a form approved by the City Attorney, to Agreement No. 2249-AB with Operational Technical Services LLC. This Amendment is for staff augmentation services for the Water Division in an amount not to exceed \$300,000;
- (2) Taking such additional, related, action that may be desirable.

3-M. AWARD OF CONTRACT TO EUROFINS, WECK AND CLINICAL LAB FOR LAB TESTING

It is recommended that the City Council consider:

- (1) Authorizing the City Manager to execute three-year Agreements, in a form approved by the City Attorney, with Eurofins Eaton Analytica, LLC, Weck Analytical Environmental Services, Inc., and Clinical Lab of San Bernardino, Inc. to provide laboratory analysis services for the Water Division for a combined total not to exceed \$400,000 annually; and
- (2) Taking such additional, related, action that may be desirable.

3-N. NOTICE OF COMPLETION FOR 2019-20 STREET REHABILITATION AT VARIOUS LOCATIONS SPECIFICATION NO. 2021-003

It is recommended that the City Council consider:

- (1) Receiving and filing the Notice of Completion recorded by the Public Works Director on January 06, 2022 accepting the 2019-20 Street Rehabilitation at Various Locations Specification No. 2021-003 completed by Sialic Contractors Corporation dba Shawnan; and
- (2) Taking such additional, related, action that may be desirable.

[4.] PUBLIC HEARING – None.

[5.] NEW BUSINESS – None.

[6.] CITY COMMUNICATIONS (CITY COUNCIL)

6-A. A TRIBUTE RESOLUTION OF HEARTFELT APPRECIATION BY THE CITY COUNCIL OF MONTEREY PARK HONORING FRED SORNOSO FOR HIS OUTSTANDING PUBLIC SERVICE AS MAYOR PRO TEM AND COUNCIL MEMBER REPRESENTING DISTRICT NO. 3 (Requested by Mayor Henry Lo)

It is recommended that the City Council consider:

- (1) Adopting a tribute resolution of heartfelt appreciation by the City Council of Monterey Park honoring Fred Sornoso for his outstanding public service as Mayor Pro Tem and Council Member representing District No. 3
- (2) Taking such additional, related, action that may be desirable.

[7.] FUTURE AGENDA ITEMS

[8.] CLOSED SESSION (IF REQUIRED; CITY ATTORNEY TO ANNOUNCE)

ADJOURN



City Council Staff Report

DATE: April 20, 2022

AGENDA ITEM NO: Consent Calendar - 3A

TO: The Honorable Mayor and City Council
FROM: Vincent D. Chang, City Clerk
SUBJECT: Minutes

RECOMMENDATION:

It is recommended that the City Council consider:

1. Approving the minutes from the regular and special meetings of March 16, 2022; and
2. Taking such additional, related, action that may be desirable.

EXECUTIVE SUMMARY:

None.

BACKGROUND:

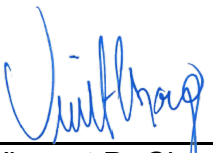
None.

FISCAL IMPACT:

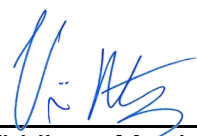
None.

Respectfully submitted,

Prepared by:

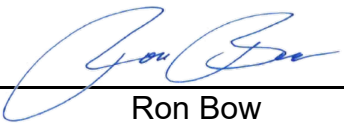


Vincent D. Chang
City Clerk



Viridiana Martinez
Senior Clerk Typist

Approved By:



Ron Bow
City Manager

ATTACHMENT(S):

1. Draft Minutes

ATTACHMENT 1

Draft Minutes

**MINUTES
MONTEREY PARK CITY COUNCIL
FINANCING AUTHORITY (MPFA)
HOUSING AUTHORITY (MPHA)
GEOLOGIC HAZARD ABATEMENT DISTRICT (GHAD)
SUCCESSOR AGENCY (SA)
SPECIAL MEETING
MARCH 16, 2022**

The City Council, the Financing Authority (MPFA), the Housing Authority (MPHA), the Geologic Hazard Abatement District (GHAD), and the Successor Agency (SA) of the City of Monterey Park held a Special Teleconference Meeting via Zoom on Wednesday, March 16, 2022 at 5:30 p.m. The special meeting was conducted pursuant to Government Code § 54953(e) as implemented by City Council Resolution. Accordingly, Council Members were provided a meeting login number and conference call number and were not physically present at Council Chambers.

PUBLIC PARTICIPATION

In accordance with Government Code § 54953(e) and guidance from the California Department of Public Health on gatherings, remote public participation was allowed in the following ways:

Via Email

Public comment was accepted up to 2 hours before the meeting via email to mpclerk@montereypark.ca.gov and read into the record during public comment, when feasible. We request that written communications be limited to no more than 50 words.

Via Telephone

Public comment may be submitted via telephone during the meeting, before the close of public comment, by calling (888) 788-0099 or (877) 853-5247 and entering Zoom Meeting ID: 817 2554 0825 then press pound (#). When prompted to enter participation ID number press pound (#) again. If participants would like to make a public comment they will enter “*9” then the Clerk’s office will be notified and you will be in the rotation to make a public comment. Press “*6” to unmute yourself when called upon to speak. Participants are encouraged to join the meeting 15 minutes before the start of the meeting. You may speak up to 5 minutes on Agenda item. Speakers will not be allowed to combine time. The Mayor and City Council may change the amount of time allowed for speakers. As part of the virtual meeting protocols, anonymous persons will not be allowed to provide public comment.

Important Disclaimer – When a participant calls in to join the meeting, their name and/or phone number will be visible to all participants. Note that all public meetings will be recorded.

MISSION STATEMENT

The mission of the City of Monterey Park is to provide excellent services to enhance the quality of life for our entire community

CALL TO ORDER:

Mayor Lo called the meeting to order at 5:31 p.m.

ROLL CALL:

Deputy City Clerk Cindy Trang called the roll:

Council Members Present: Peter Chan, Hans Liang, Henry Lo, Fred Sornoso, Yvonne Yiu

Council Members Absent: None

ALSO PRESENT: City Manager Ron Bow, City Attorney Karl Berger, Assistant City Manager Inez Alvarez, Director of Management Services Martha Garcia, Economic Development Manager Joseph Torres, Deputy City Clerk Cindy Trang

PUBLIC COMMUNICATIONS

Pursuant to Government Code Section 54954.3(a), the public may address the City Council only on matters listed on the Agenda. Those wishing to speak on an agenda item must utilize one of the methods listed above. No other public comment will be accepted. Attempts to provide comment at times not designated on the agenda may result in the City dropping you from the meeting.

ORAL AND WRITTEN COMMUNICATIONS

1. OPEN SESSION

1A. PRESENTATION REGARDING CITY COUNCIL CONSIDERATION OF POTENTIAL TO LEASE/SELL PROPERTY

Public Speakers

- Martin Howard, Chief Executive Officer of Howard CDM, was present and available for questions.
- Jennifer Le, Head of Marketing & Business Development at Howard CDM, was present and available for questions.
- Linda Tang asked City staff and Council for clarification on the sites being used for the SteelCraft Development Project

Action Taken: The City Council by consensus, received and filed a presentation provided by the City Manager & Economic Development Manager regarding a potential lease for a development project on property owned by the City in the Downtown Business Improvement District.

1B. APPOINTMENT OF REAL PROPERTY NEGOTIATORS

Action Taken: The City Council appointed the City Manager, Assistant City Manager, Economic Development Manager, Management Services Director, and City Attorney as the real property negotiators for Closed Session Item No. 2-A.

Motion: Moved by Council Member Liang and seconded by Council Member Yiu, motion carried by the following vote:

Ayes: Council Members: Yiu, Chan, Liang, Lo
Noes: Council Members: None
Absent: Council Members: Sornoso
Abstain: Council Members: None

Mayor Pro Tem Fred Sornoso left the meeting at 6:00 p.m.

2. CLOSED SESSION

The City Council adjourned to Closed Session at 6:12 p.m.

2A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS – GOVERNMENT

CODE § 54956.8:

Property: 109 N. Lincoln Ave., AIN 5255-008-902/5255-008-901;

City Negotiators: Ron Bow, City Manager
Karl H. Berger, City Attorney
Inez Alvarez, Assistant City Manager
Joseph Torres, Economic Development Manager
Martha Garcia, Management Services Director

Negotiating Party: SteelCraft Long Beach, LP C/O Jennifer P. Le

Under Negotiation: Potential to Lease/Sell property, Terms, and Price

RECONVENE & ADJOURNMENT

The City Council reconvened from Closed Session with a majority of Council Members present. The meeting was adjourned at 6:29 p.m.

Action Taken: No reportable action taken.

Vincent D. Chang
City Clerk

**MINUTES
MONTEREY PARK CITY COUNCIL
FINANCING AUTHORITY (MPFA)
HOUSING AUTHORITY (MPHA)
GEOLOGIC HAZARD ABATEMENT DISTRICT (GHAD)
SUCCESSOR AGENCY (SA)
REGULAR MEETING
MARCH 16, 2022**

The City Council, the Financing Authority (MPFA), the Housing Authority (MPHA), the Geologic Hazard Abatement District (GHAD), and the Successor Agency (SA) of the City of Monterey Park held a Regular Teleconference Meeting via Zoom on Wednesday, March 16, 2022 at 6:30 p.m. The regular meeting was conducted pursuant to Government Code § 54953(e), as implemented by City Council Resolution. Accordingly, Council Members were provided a meeting login number and conference call number and were not physically present at Council Chambers.

PUBLIC PARTICIPATION

In accordance with Government Code § 54953 (e) and guidance from the California Department of Public Health on gatherings, remote public participation was allowed in the following ways:

Via Email

Public comment will be accepted up to 24 hours before the meeting via email to mpclerk@montereypark.ca.gov. Written communications (if any) will be briefly summarized and include the name of each individual that submitted a comment; the summary will be read via prerecorded video and played during the Public Comment section of the City Council meeting. To view the full text of written communications, please visit www.montereypark.ca.gov/AgendaCenter. All written communications are provided to the City Council and filed as part of the City's administrative record.

Via Telephone

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CALL TO ORDER:

Mayor Lo called the meeting to order at 6:30 p.m.

FLAG SALUTE:

Mayor Lo led the Flag Salute.

ROLL CALL:

City Clerk Vincent Chang called the roll:

Council Members Present: Peter Chan, Hans Liang, Henry Lo, Yvonne Yiu

Council Members Absent: Fred Sornoso

ALSO PRESENT: City Treasurer Jospheh Leon, City Manager Ron Bow, City Attorney Karl Berger, Assistant City Manager Inez Alvarez, Fire Chief Matt Hallock, Police Chief Kelly Gordon, City Librarian Diana Garcia, Director of Human Resources & Risk Management Christine Tomikawa, Director of Management Services Martha Garcia, Director of Recreation & Community Services Robert Aguirre, Interim Director of Community & Economic Development Steve Sizemore, Economic Development Manager Joseph Torres, Planning Manager Jessica Serrano, Principal Management Analyst Xochitl Tipan, Deputy City Clerk Cindy Trang, Community Communications Coordinator Randy Ishino, Senior Clerk Typist Viridiana Martinez

AGENDA ADDITIONS, DELETIONS, CHANGES AND ADOPTIONS

PUBLIC COMMUNICATIONS

Public Speaker Disclaimer: Meetings are held virtually, and the information listed for the speakers may or may not reflect the correct spelling of their respective name.

- Arthur Fong thanked Mayor Lo and Council for approving the SR-710 N. Mobility Improvements Projects Funding Agreements and for moving forward for the betterment of the City.
- City Clerk Chang received, filed, and read a written communication from speaker Catherine Peng inquiring about the Spirit Bus.

STAFF COMMUNICATIONS

- Principal Management Tipan gave a PowerPoint presentation informing the community of the Spring Cleaning Day event on April 9, 2022 at the Barnes Park Service Club House.

1. PRESENTATION

Matters listed under presentation are for informational content and discussion only.

1A. AUTISM AWARENESS MONTH

- Police Chief Gordon gave a PowerPoint presentation informing the community that during the month of April the Police Department will be selling Autism Awareness patches in honor of Autism Awareness Month.

2. OLD BUSINESS – None.

3. CONSENT CALENDAR ITEMS NOS. 3A-3F

Matters listed under consent calendar are considered to be routine, ongoing business and are enacted by one motion unless specified.

Action Taken: The City Council approved and adopted Item Nos. 3A, 3B, 3C, and 3D, on Consent Calendar, excluding Item Nos. 3E and 3F which were pulled for discussion and separate motion, reading resolutions and ordinances by the title only and waiving further reading thereof.

Motion: Moved by Council Member Liang and seconded by Council Member Chan, motion carried by the following vote:

Ayes:	Council Members:	Yiu, Chan, Liang, Lo
Noes:	Council Members:	None
Absent:	Council Members:	Sornoso
Abstain:	Council Members:	None

3A. MINUTES

Approve the minutes from the regular and special meetings of February 16, 2022.

Action Taken: The City Council approved the minutes from the regular and special meetings of February 16, 2022 on Consent Calendar.

3B. MONTHLY INVESTMENT REPORT – FEBRUARY 2022

As of February 28, 2022 invested funds for the City of Monterey Park is \$88,282,706.77.

Action Taken: The City Council received and filed the monthly investment report on Consent Calendar.

3C. CITY HALL CARPET REPLACEMENT – AUTHORIZATION TO ADVERTISE BID PACKAGE

Staff has prepared a construction bid package (specifications) for the City Hall Carpet Replacement project and is requesting City Council's authorization to advertise the project for construction bids.

CEQA (California Environmental Quality Act):

The proposed project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to 14 California Code of Regulations §15301 as a Class 1 categorical exemption (Existing Facilities).

Action Taken: The City Council adopted Resolution No. 2022-R13 approving the design and plans for the City Hall Carpet Replacement Project; and authorized the solicitation of bids for the City Hall Carpet Replacement project on Consent Calendar.

Resolution No. 2022-R13, entitled:

A RESOLUTION APPROVING THE DESIGN AND PLANS FOR THE CITY HALL CARPET REPLACEMENT PROJECT PURSUANT TO GOVERNMENT CODE § 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT

3D. TASK ORDERS TO PUBLIC WORKS ON-CALL AGREEMENT WITH TRANSTECH ENGINEERS FOR STAFF AUGMENTATION

On January 19, 2022, the City Council authorized an On-call agreement with Transtech Engineers Inc. for on-call General Engineering Services.

Staff requests approval of two Task Orders to this Agreement for staff augmentation services to help fill vacant positions. The first Task Order would provide an associate engineer level staff person to help with project management services of the City's street rehabilitation projects at a cost not to exceed \$200,000, funded partially by street bond funds and salary savings. The second Task Order would provide part-time or full-time staff augmentation services to provide an engineering manager or capital improvement program manager to help fill the long since vacant position of Assistant City Engineer, at a cost not to exceed \$200,000. Staff augmentation services are temporary while the vacant positions are filled.

Action Taken: The City Council authorized the City Manager to execute two Task Orders for Transtech Engineers Inc. for staff augmentation as part of its on-call general engineering services agreement, each not to exceed \$200,000; and appropriated \$150,000 from the Street Bonds Fund on Consent Calendar.

3E. 2022 NATIONAL LIBRARY WEEK RESOLUTION

The Monterey Park Bruggemeyer Library is celebrating the week of April 3-9, 2022 as National Library Week. National Library Week is celebrated nationwide annually

in April to highlight the valuable role libraries, librarians, and library workers play in transforming lives and strengthening our communities. Libraries offer opportunities for everyone to explore new worlds and become their best selves through access to information, technology, multimedia content, and educational programs.

Action Taken: The City Council adopted Resolution No. 2022-R14 declaring the week of April 3-9, 2022 to be National Library Week in Monterey Park.

Motion: Moved by Council Member Chan and seconded by Council Member Liang, motion carried by the following vote:

Ayes: Council Members: Yiu, Chan, Liang, Lo
Noes: Council Members: None
Absent: Council Members: Sornoso
Abstain: Council Members: None

Resolution No. 2022-R14, entitled:

A RESOLUTION DECLARING APRIL 3, 2022 – APRIL 9, 2022 AS NATIONAL LIBRARY WEEK

3F. NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK RESOLUTION

The Monterey Park Police Department is celebrating the week of April 10-16, 2022, as National Public Safety Telecommunicators Week. This week, sponsored by the Association of Public-Safety Communications Officials (APCO) International and celebrated annually, honors the thousands of men and women who respond to emergency calls, dispatch emergency professionals and equipment, and render life-saving assistance to the citizens of the United States. We are enlisting your support in the form of a resolution to honor these men and women in our area for the work that they do every day to protect the residents of Monterey Park.

Action Taken: The City Council adopted Resolution No. 2022-R15 declaring the week of April 10 through 16, 2022 to be National Public Safety Telecommunicators Week in the City of Monterey Park.

Motion: Moved by Council Member Chan and seconded by Council Member Liang, motion carried by the following vote:

Ayes: Council Members: Yiu, Chan, Liang, Lo
Noes: Council Members: None
Absent: Council Members: Sornoso
Abstain: Council Members: None

Resolution No. 2022-R15, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTEREY PARK DECLARING APRIL 10-16 2022, NATIONAL PUBLIC SAFETY TELECOMMUNICATIONS WEEK IN MONTEREY PARK

4. PUBLIC HEARING

4A. ANNUAL WEED ABATEMENT PROTEST HEARING (PUBLIC HEARING)

The County of Los Angeles Department of Agriculture Commissioner and Weights and Measures submitted to the City the annual Weed Abatement Declaration List and resolution declaring that weeds, brush, rubbish, refuse, and dirt maintained on certain private properties in the City, are a public nuisance. At the regular City Council meeting on February 16, 2022, the Council adopted Resolution No. 2022-R11 approving the 2022 Weed Abatement Declaration List as posted by the County. By adopting the Resolution, the Council declared its intention to provide for the abatement of said public nuisances. To complete the process, the Council must hold a protest hearing to allow parcel owners identified on the Declaration List an opportunity to object to their inclusion thereon.

CEQA DISCUSSION:

Adoption of the Resolution is exempt for the California Environmental Quality Act ("CEQA") under CEQA Guidelines § 15061(b) (3), because it can be seen with certainty that there is no possibility that the Resolution may have a significant effect on the environment.

Action Taken: The City Council opened the public hearing at 7:04, received no public testimony; closed the public hearing at 7:05; and adopted Resolution No. 2022-R16.

Motion: Moved by Council Member Chan and seconded by Council Member Liang, motion carried by the following vote:

Ayes:	Council Members:	Yiu, Chan, Liang, Lo
Noes:	Council Members:	None
Absent:	Council Members:	Sornoso
Abstain:	Council Members:	None

Resolution No. 2022-R16, entitled:

A RESOLUTION ADOPTED PURSUANT TO GOVERNMENT CODE § 39561 DECLARING THAT WEEDS, BRUSH, RUBBISH AND REFUSE UPON OR IN FRONT OF SPECIFIED PROPERTY IN THE CITY ARE A SEASONAL AND RECURRENT PUBLIC NUISANCE, AND DECLARING ITS INTENTION TO PROVIDE FOR ABATEMENT

4B. ORDINANCE ESTABLISHING THE LAND USE RELATED TIME SUSPENSION PERIOD RELATED TO THE COVID-19 EMERGENCY

On May 7, 2020, the City Manager issued an Administrative Order that suspended all time periods for land use related appeals, reviews, or automatic approvals starting March 11, 2020 (collectively, the "Land Use Times" or "LATs"). That Administrative Order was subsequently ratified by the City Council via Resolution No. 12164, adopted June 3, 2020. Suspending the LAT was part of the City Council's overall

strategy that was encapsulated within the 2020 Monterey Park Business Recovery Program and implemented to assist businesses during the COVID-19 Emergency.

It is apparent that the COVID-19 Emergency is now ending. As the City emerges from emergency operations, it is in the public interest to bring some of the City Council's emergency actions to an end and restore the "normal" operations for processing land use applications.

CEQA (California Environmental Quality Act):

The Ordinance itself and the actions anticipated by the Ordinance were reviewed pursuant to the California Environmental Quality Act (Public Resources Code §§ 21000, *et seq.*, "CEQA") and the regulations promulgated thereunder (14 Cal. Code of Regulations §§15000, *et seq.*, the "CEQA Guidelines").

Based upon that review, this action is exempt from further review pursuant to CEQA Guidelines § 15269(a) because the protection of public and private property is necessary to maintain services essential to public, health and welfare.¹ Moreover, the Ordinance simply ratifies previously adopted emergency regulations and establishes a deadline for terminating such regulations. Such action does not constitute a "project" as defined by CEQA.

Action Taken: The City Council (1) opened the public hearing at 7:10 (2) did not receive any documentary and testimonial evidence; (3) closed the public hearing at 7:10; and (4) introduced and waived first reading of an uncodified ordinance that ends the suspension of time deadlines for various land use related applications and approvals.

Motion: Moved by Council Member Chan and seconded by Council Member Liang, motion carried by the following vote:

Ayes:	Council Members:	Yiu, Chan, Liang, Lo
Noes:	Council Members:	None
Absent:	Council Members:	Sornoso
Abstain:	Council Members:	None

5. NEW BUSINESS

5A. AMENDMENT TO VARIOUS SECTIONS OF MONTEREY PARK MUNICIPAL CODE CHAPTER 6.15 REGULATING MANDATORY ORGANIC WASTE DISPOSAL REDUCTION

Senate Bill 1383 (SB 1383) requires local jurisdictions to implement Short-lived Climate Pollutants: Organic Waste Reduction regulations as set forth by the California Department of Resources and Recovery (CalRecycle). On December 1, 2021 the City adopted Ordinance No. 2216 adding Chapter 6.15 to the to the Monterey Park Municipal Code (MPMC) that provides the requirements for collection and recycling of organic waste to comply with the law.

Staff requests to amend Chapter 6.15 to add definitions and provide clarification to the City's types of collection systems.

Action Taken: The City Council introduced and waived first reading of an ordinance amending various sections of Monterey Park Municipal Code ("MPMC") Chapter 6.15 regulating mandatory organic waste disposal reduction.

Motion: Moved by Council Member Liang and seconded by Council Member Chan, motion carried by the following vote:

Ayes:	Council Members:	Yiu, Chan, Liang, Lo
Noes:	Council Members:	None
Absent:	Council Members:	Sornoso
Abstain:	Council Members:	None

5B. DISCUSSION OF PENDING MONTEREY PARK MUNICIPAL CODE UPDATES

With changes in California law, City legislative responses in response to the Pandemic, and approval of the Land Use and Housing Elements of the General Plan, the City needs to update the MPMC. Staff prepared a Draft Program (defined below) to identify and process the necessary updates. The intent is that the City Council review, discuss, and make a final determination on the Draft Program.

Public Speakers:

- Linda Tang communicated her excitement for an Inclusionary Housing Ordinance. She also suggested City staff implement an Ad Hoc committee to increase public participation in the drafting of the Inclusionary Housing Ordinance.

Recommendation: It is recommended that the City Council (1) receiving and filing a report regarding pending updates to the Monterey Park Municipal Code ("MPMC") including, without limitation, an Inclusionary Housing Ordinance; (2) providing direction and making a final determination regarding the process for pending updates to the MPMC as contained in the draft Zoning Amendment program ("Draft Program"); and (3) taking such additional, related, action that may be desirable.

Action Taken: The City Council by consensus, received and filed a report regarding pending updates to the Monterey Park Municipal Code ("MPMC") including, without limitation, an Inclusionary Housing Ordinance.

6. CITY COMMUNICATIONS (CITY COUNCIL)

6A. RESOLUTION DECLARING THE CITY OF MONTEREY PARK'S SOLIDARITY WITH THE PEOPLE OF UKRAINE (REQUESTED BY MAYOR LO)

Action Taken: The City Council adopted Resolution No. 2022-R17 declaring the City of Monterey Park's solidarity with the People of Ukraine.

Motion: Moved by Mayor Lo and seconded by Council Member Chan, motion carried by the following vote:

Ayes: Council Members: Yiu, Chan, Liang, Lo

Noes: Council Members: None

Absent: Council Members: Sornoso

Abstain: Council Members: None

Resolution No. 2022-R17:

A RESOLUTION DECLARING THE CITY OF MONTEREY PARK'S SOLIDARITY WITH THE PEOPLE OF UKRAINE

Council Communications

Council Member Yiu reported that she attended the City of San Gabriel's installation of Mayor Tony Ding.

Council Member Chan reported that he attended the Metro Service Council meeting and informed the community of the On The Move Riders program for Seniors.

Council Member Liang stated that he had nothing to report and wished everyone a Happy St. Patrick's Day.

Mayor Lo gave an update on the LAX Roundtable meeting regarding how the Federal Aviation Administration can abate and mitigate airplane landing noise.

7. FUTURE AGENDA ITEMS

8. CLOSED SESSION (IF REQUIRED; CITY ATTORNEY TO ANNOUNCE)

None.

ADJOURNMENT

There being no further business for consideration, the meeting was adjourned at 7:45 p.m. in memory of the one-year anniversary of the mass shooting at a spa in Atlanta, Georgia.

Vincent D. Chang
City Clerk



City Council Staff Report

DATE: April 20, 2022

AGENDA ITEM NO: Consent Calendar - 3B

TO: The Honorable Mayor and City Council
FROM: Vincent D. Chang, City Clerk
SUBJECT: District No. 3 City Council Seat Vacancy

RECOMMENDATION:

It is recommended that the City Council consider:

1. Receive and file this report;
2. Continue this matter until May 4, 2022; or
3. Taking such additional, related, action that may be desirable.

EXECUTIVE SUMMARY:

On March 29, 2022, the City Clerk's office received a letter of resignation from Mayor Pro Tem Fred Sornoso, effective April 14, 2022. Pursuant to Government Code §§ 1750(f) and 1770(c), the resignation letter created a vacancy on the City Council on April 14th. The term of office for the vacant position ends November 5, 2024.

BACKGROUND:

Government Code § 36512 provides that the City Council may (1) appoint an eligible elector to fill the vacancy; or (2) call for an election to fill the vacancy. That election would be combined with the regular municipal election on November 8, 2022. The City Council must make a decision not later than June 13, 2022.

If the City Council chooses to appoint a person to the vacated office, it may adopt an application process to select an appointee or simply appoint someone nominated by one or more Councilmember. Any person appointed by the City Council must be an eligible elector residing in District No. 3, i.e., a person must be a City resident and be eligible to vote in City Council District No. 3. Persons appointed to office would serve until November 8, 2022. At that time, they could seek election for the District No. 3 seat. If elected, they would serve until November 2024 at which point they could seek re-election for a four-year term

Note that the Monterey Park Municipal Code ("MPMC") provides that

“[a]ny person, who, ***whether by appointment or election***, serves a partial term in public office ***for more than two years*** is deemed, for the purpose of this section, to have served a full four-year term.” (Emphasis added) MPMC § 2.04.040(d).

Consequently, a person who is appointed by the City Council now and is elected at the November 8, 2022 election will have served one term (out of two) for purposes of calculating the term limits in MPMC Chapter 2.04 (it would be more than two years). Accordingly, if that person was reelected in 2024 for a full four-year period, that would count as a second term.

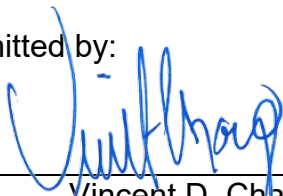
If, however, the City Council did not appoint now and instead called an election on November 8, 2022 to fill the vacant seat, the person elected to office could serve up to 10 years as a Councilmember. That is because the time between November 2022 and November 2024 would be two years (not more than two years); the individual could therefore seek office for two additional four-year terms.

Please note that a vote to appoint an individual to the City Council is a majority of the quorum. Accordingly, if only three councilmembers are present to vote, two affirmative votes will appoint.¹ Also note that the City Council’s Rules of Procedure provide that an abstention is counted with the majority vote. Thus, for example, if there were two affirmative votes for an appointment, one abstention, and one negative vote, the vote in favor of appointment would be 3-1.

FISCAL IMPACT:

The estimated costs for the November 8, 2022, regular election including the election to fill the vacancy in District No.3 is approximately \$196,300.

Submitted by:



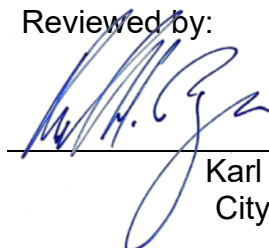
Vincent D. Chang
City Clerk

Reviewed by:



Ron Bow
City Manager

Reviewed by:



Karl H. Berger
City Attorney

¹ *Martin v. Ballenger* (1938) 25 Cal.App.2d 435.

ATTACHMENT:

1. Letter of Resignation from Mayor Pro Tem Sornoso

ATTACHMENT 1
Letter of Resignation from
Mayor Pro Tem Sornoso

CITY OF MONTEREY PARK

320 West Newmark Avenue • Monterey Park • California 91754-2896

www.montereypark.ca.gov



2022 MAR 29 A 10:51

CITY OF MONTEREY PARK

City Council

Peter Chan
Hans Liang
Henry Lo
Fred Sornoso
Yvonne Yiu

City Clerk

Vincent D. Chang

City Treasurer

Joseph Leon

March 22, 2022

City Council
c/o Vincent D. Chang, City Clerk
City of Monterey Park
320 West Newmark Ave.
Monterey Park, CA 91754

RE: Resignation from District No. 3 City Council Seat

Dear friends:

After much consideration and mixed emotion, I, Mayor Pro Tem Fred Sornoso, provide this letter of resignation to the City Council. Since April 1, 2020, when I was sworn in as a City of Monterey Park Council Member representing District #3, we were all about being "good neighbors" in our community.

My decision has nothing to do with the City or the City Council. I am very proud of all the accomplishments we made together. Perhaps my proudest achievement is the City Council's implementation of the 2020 Monterey Park Business Recovery Plan, which we passed in the middle of the COVID-19 Pandemic. I do not think any City Council – in the history of the City – achieved as much as we did while facing such global challenges.

The resignation will take effect April 14, 2022, a day that reflects a true-blue fan for my Los Angeles Dodgers, our home game "Opening Day" at Chavez Ravine.

I had hoped to continue serving the residents in my District and the entire City. Unfortunately, however, I face a serious health issue that prevents me from continuing my service.

The City Council may appoint someone to the District No. 3 seat. If the City Council chooses to make an appointment, please consider Abner Ramos. He is an outstanding candidate and would serve the District and the City well.

Thank you so much for all of your support. I will pray for all of your continued health and wisdom.

Your friend,

A handwritten signature in blue ink that reads "Fred Sornoso".

Fred Sornoso
Mayor Pro Tem



City Council Staff Report

DATE: April 20, 2022

AGENDA ITEM NO: Consent Calendar - 3C

TO: The Honorable Mayor and City Council
FROM: Vincent D. Chang, City Clerk
SUBJECT: Professional Municipal Clerks Week Resolution

RECOMMENDATION:

It is recommended that the City Council consider:

1. Adopting a Resolution declaring the week of May 1 through 7, 2022 as Professional Municipal Clerks Week in Monterey Park; and
2. Taking such additional, related, action that may be desirable.

EXECUTIVE SUMMARY:

The Office of the City Clerk is celebrating the week of May 1-7, 2022 as Professional Municipal Clerks Week. This week, sponsored by the International Institute of Municipal Clerk's (IIMC) and celebrated annually, honors and recognizes the Municipal Clerk profession as a vital part of local government celebrated throughout the world including the United States, Canada and 15 other countries. We are enlisting your support in the form of a resolution to honor Professional Municipal Clerks for providing supports to the Council, departmental staff, other agencies, and residents of Monterey Park.

BACKGROUND:

Historically, the Office of the City Clerk recognizes and celebrates the hard work, commitment and devotion Professional Municipal Clerks provide to ensure the integrity and democracy process of Monterey Park residents.

FISCAL IMPACT:

None.

Respectfully submitted by:

A blue ink signature of Vincent D. Chang, written over a horizontal line.

Vincent D. Chang
City Clerk

Prepared by:

A blue ink signature of Cindy H. Trang, written over a horizontal line.

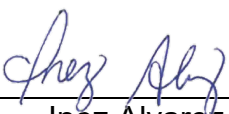
Cindy H. Trang
Deputy City Clerk

Reviewed by:



Ron Bow
City Manager

Reviewed by:



Inez Alvarez
Assistant City Manager

ATTACHMENT(S):

1. Draft Resolution

ATTACHMENT 1

Draft Resolution

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTEREY PARK DECLARING MAY 1-7, 2022, PROFESSIONAL MUNICIPAL CLERKS WEEK IN MONTEREY PARK

BE IT RESOLVED by the Council of the City of Monterey Park as follows:

SECTION 1: The City Council finds as follows:

- A. The Monterey Park Office of the City Clerk is celebrating the week of May 1-7, 2022 as Professional Municipal Clerks Week. This week, sponsored by the International Institute of Municipal Clerk's (IIMC), honors and recognizes the Municipal Clerk profession as a vital part of local government celebrated throughout the world including the United States, Canada and 15 other countries.
- B. In 1984 and in 1994, Presidents Ronald Reagan and Bill Clinton, respectively, signed a Proclamation officially declaring Professional Municipal Clerks Week the first full week of May and recognizing the essential role Professional Municipal Clerks play in local government.
- C. Although it is one of the oldest positions in local government, few people realize the vital services Professional Municipal Clerks perform for their community. Primarily, they act as the cornerstone of their council. They also prepare the council agendas, record and index minutes and maintain the ordinances and resolutions files. Other responsibilities include keeping the official records of the city and conducting local elections.
- D. The Office of the City Clerk provides the professional link between the residents, the local governing bodies and agencies of government at other levels. Professional Municipal Clerks serve as the information center on functions of local government and community acting as the contact office for general information, public records requests, receipt of claims and subpoenas.
- E. Professional Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all and continually strive to improve the administration of the affairs of the Office of the City Clerk.

- F. We are confident that you will stand behind the commitment and devotion Professional Municipal Clerks provide to ensure the integrity and democracy process of Monterey Park residents.
- G. The City of Monterey Park recognizes and celebrates the hard work of these dedicated professionals and declare May 1 through 7, 2022 as Professional Municipal Clerk Week in Monterey Park, honoring and recognizing the essential role Professional Municipal Clerks play in local government.

SECTION 2: *Electronic Signatures*. This Resolution may be executed with electronic signatures in accordance with Government Code §16.5. Such electronic signatures will be treated in all respects as having the same effect as an original signature.

SECTION 3: *Recordation*. The Mayor, or presiding officer, is authorized to sign this Resolution signifying its adoption by the City Council of the City of Monterey Park and the City Clerk, or her duly appointed deputy, may attest thereto.

SECTION 4: *Effective Date*. This Resolution will become effective immediately upon adoption and will remain effective unless repealed or superseded.

PASSED AND ADOPTED this 20th day of April, 2022.

Henry Lo, Mayor
Monterey Park, California

Attest:

Vincent D. Chang, City Clerk
Monterey Park, California

Resolution No.

Page 3 of 3

State of California)
County of Los Angeles) §.
City of Monterey Park)

I, Vincent D. Chang, City Clerk of the City of Monterey Park, California, do hereby certify that the foregoing Resolution No. was duly and regularly adopted by the City Council of the City of Monterey Park at a regular meeting held on the 20th day of April, 2022, by the following vote:

Ayes:	Council Members:
Noes:	Council Members:
Absent:	Council Members:
Abstain:	Council Members:

Dated this 20th day of April, 2022.

Vincent D. Chang, City Clerk
Monterey Park, California



City Council Staff Report

DATE: April 20, 2022

AGENDA ITEM NO: Consent Calendar - 3D

TO: The Honorable Mayor and City Council
FROM: Joseph Leon, City Treasurer
SUBJECT: Monthly Investment Report – March 2022

RECOMMENDATION:

It is recommended that the City Council consider:

1. Receiving and filing the monthly investment report; and
2. Taking such additional, related, action that may be desirable.

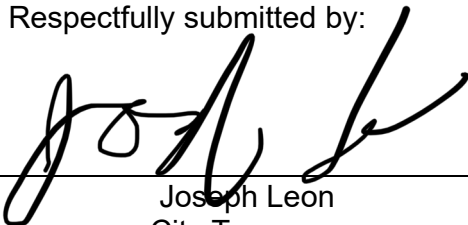
EXECUTIVE SUMMARY:

As of March 31, 2022 invested funds for the City of Monterey Park is \$86,005,226.92.

BACKGROUND:

In accordance with the City's Investment Policy, a monthly investment report is presented to the City Council showing the types of investments, dates of maturities, amounts of deposits, rates of interest, and the current market values for securities with maturity more than 12 months. The attached monthly investment report includes a summary investment report for the LA County Pooled Investment Fund, which displays the composition by type for the entire pooled investment fund.

Respectfully submitted by:



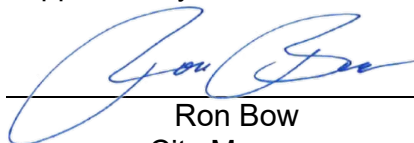
Joseph Leon
City Treasurer

Prepared by:



Martha Garcia
Director of Management Services

Approved by:



Ron Bow
City Manager

Attachment 1

Monthly Investment Report

**CITY OF MONTEREY PARK
INVESTMENT REPORT
MARCH 31, 2022**

INVESTMENTS PORTFOLIO PROFILE:

TOTAL BALANCE AT 3/31/2022

\$ 86,005,226.92

INVESTMENT COMPOSITION

(1) <u>LA COUNTY POOLED INVESTMENT FUND</u> <i>(See Schedule A for LA County Pool Composition)</i>	ON DEMAND	0.630%	<u>\$ 37,786,372.40</u>
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(2) <u>LOCAL AGENCY INVESTMENT FUND</u>	ON DEMAND	0.290%	<u>\$ 42,823,854.52</u>
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(3) <u>CERTIFICATES OF DEPOSIT</u>	<u>Purchase Date</u>	<u>Maturity Date</u>	<u>Interest Rate</u>	
1	PREFERRED BANK	09/03/21	09/03/22	100,000
2	PREFERRED BANK	09/08/21	09/08/22	150,000
3	SALLIE MAE BANK	08/11/21	08/12/24	245,000
4	GOLDMAN SACHS BANK	08/11/21	08/12/24	245,000
5	TOYOTA FINANCIAL SAVINGS BANK	09/16/21	09/16/24	245,000
6	BMW BANK NORTH AMERICA	09/17/21	09/17/24	245,000
7	SYNCHRONY BANK	09/17/21	09/17/24	245,000
8	UBS BANK USA	09/22/21	09/23/24	245,000
9	STATE BANK OF INDIA	10/18/21	10/18/24	245,000
10	LIVE OAK BANKING CO.	01/14/22	01/16/24	245,000
11	GREENSTATE CREDIT UNION	01/14/22	01/16/24	245,000
12	BEAL BANK USA	01/19/22	01/17/24	245,000
13	MEDALLION BANK UTAH	01/28/22	01/28/25	245,000
14	PENTAGON FEDERAL UNION	01/31/22	01/31/25	245,000
15	BEAL BANK	02/02/22	01/29/25	245,000
16	AMERICAN EXPRESS NATL BANK	03/09/22	03/11/24	245,000
17	BARCLAYS BANK DELAWARE	03/09/22	03/11/24	245,000
18	CAPITAL ONE BANK USA	03/16/22	03/17/25	245,000
19	VALLIANCE BANK	03/18/22	03/18/25	245,000
20	STATE BANK OF TEXAS	03/25/22	03/25/25	245,000
21	FIRST FED SAVINGS & LOAN	03/30/22	03/31/25	245,000
22	LAFAYETTE FEDERAL CREDIT UNION	03/30/22	03/31/25	245,000
23	ALLY BANK	03/31/22	03/28/24	245,000

<i>Total CDs (23)</i>		1.101%	<u>\$ 5,395,000.00</u>
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OTHER INFORMATION:

BANK BALANCE: ⁽¹⁾	\$ 4,890,648.83
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AVERAGE MATURITY DAYS	56
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AVERAGE INTEREST RATE FOR THE MONTH	0.492%
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THE CITY'S INVESTMENT HAS SUFFICIENT LIQUIDITY TO MEET THE CITY'S EXPENDITURE REQUIREMENTS FOR THE NEXT 180 DAYS. THE 180-DAY LIQUIDITY DISCLOSURE IS REQUIRED PER GOVERNMENT CODE 53646.

INTEREST EARNINGS FOR 3RD QUARTER 2021-2022	\$ 64,222.00
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THERE HAVE BEEN NO VARIANCES TO THE INVESTMENT POLICY.

(1) Bank balance is maintained to cover outstanding warrants, payroll checks and on-going operating costs.

POOLED SURPLUS AND SPECIFIC PURPOSE INVESTMENTS
AS OF FEBRUARY 28, 2022

SCHEDULE A

<u>PORTFOLIO PROFILE</u>	<u>Pooled Surplus Investments</u>	<u>Specific Purpose Investments</u>
Inventory Balance at 02/28/22		
At Cost	\$ 42,388,248,805	\$ 116,784,490
At Market	\$ 41,585,335,164	\$ 112,261,099
Repurchase Agreements	\$ -	\$ -
Reverse Repurchase Agreements	\$ -	\$ -
Composition by Security Type:		
Certificates of Deposit	4.72%	0.00%
United States Government and Agency Obligations	67.89%	62.86%
Bankers Acceptances	0.00%	0.00%
Commercial Paper	27.24%	0.00%
Municipal Obligations	0.07%	2.44%
Corporate and Deposit Notes	0.08%	0.00%
Repurchase Agreements	0.00%	0.00%
Asset-Backed	0.00%	0.00%
Other	0.00%	34.70%
1-60 days	34.14%	0.00%
61 days-1 year	26.44%	34.70%
Over 1 year	39.42%	65.30%
Weighted Average Days to Maturity	1,015	



City Council Staff Report

DATE: April 20, 2022

AGENDA ITEM NO: Consent Calendar - 3E

TO: The Honorable Mayor and City Council
FROM: Martha Garcia, Director of Management Services
SUBJECT: Professional Services Amendment with Fairbank, Maslin, Maullin, Metz and Associates to Conduct Public Opinion Research

RECOMMENDATION:

It is recommended that the City Council consider:

1. Authorizing the City Manager to execute an amendment with Fairbank, Maslin, Maullin, Metz and Associates (FM3) in a form approved by the City Attorney; to conduct public opinion research for an amount not to exceed \$113,000 and extend the term of the amendment through June 30, 2023; and
2. Taking such additional, related, action that may be desirable.

EXECUTIVE SUMMARY:

On September 1, 2021, the City entered into an agreement with FM3 to provide public opinion research. FM3's relevant experience conducting public opinion research has been instrumental in identifying the priorities of the residents of Monterey Park. The City is requesting to amend the agreement to allow for additional public opinion research including residential satisfaction and needs assessment, and revenue measure research.

The City is requesting an amendment for an additional amount of \$74,500 for a total not to exceed amount of \$113,000 and an extended term through June 30, 2023.

BACKGROUND:

On September 1, 2021, the City entered into an agreement with FM3 to provide public opinion research in the amount of \$38,500. The City is requesting to amend the agreement with FM3 to conduct community opinion surveys. Among other things, a community opinion survey helps identify key issues of importance for residents as well as measures residents' overall satisfaction with the City's efforts to provide municipal services.

FM3 will conduct two surveys: one survey will include a satisfaction and needs assessment regarding City services, infrastructure and other community needs; and a second survey related to the City's financial forecast and proposed revenue measure.

The City is requesting an amendment for an additional amount of \$74,500 for a total not to exceed amount of \$113,000 and an extended term through June 30, 2023.

FISCAL IMPACT:

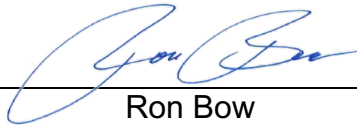
Funds for this item have been budgeted.

Respectfully submitted by:



Martha Garcia
Director of Management Services

Approved by:



Ron Bow
City Manager

Reviewed by:



Karl H. Berger
City Attorney



City Council Staff Report

DATE: April 20, 2022

AGENDA ITEM NO: Consent Calendar - 3F

TO: The Honorable Mayor and City Council
FROM: Martha Garcia, Director of Management Services
SUBJECT: Renewal of the Assessment District for Fiscal Year 2022-23 and schedule a public hearing pursuant to Streets and Highways Code §§ 22500, *et seq.*

RECOMMENDATION:

It is recommended that the City Council consider:

1. Adopting a resolution declaring the City Council's intent to levy and collect assessments for Fiscal Year 2022-23 in Citywide Maintenance District No. 93-1 pursuant to Streets and Highways Code §§ 22500, *et seq.* and setting a time and place for a public hearing; and
2. Taking such additional, related, action that may be desirable.

CEQA (California Environmental Quality Act):

The proposed action is exempt from review under the California Environmental Quality Act (Cal. Pub. Res. Code §§ 21000, *et seq.*; "CEQA") and CEQA Guidelines (Cal. Code Regs. tit. 14, §§ 15000, *et seq.*) because it establishes, modifies, structures, restructures, and approves rates and charges for meeting operating expenses; purchasing supplies, equipment, and materials; meeting financial requirements; and obtaining funds for capital projects needed to maintain service within existing service areas. The proposed action, therefore, is categorically exempt from further CEQA review under CEQA Guidelines § 15273.

EXECUTIVE SUMMARY:

In 1993 the City formed a citywide benefit assessment district to finance the operation and maintenance of public street lighting and landscaping. The district was renewed each of the past 29 years and must be renewed for 2022-23 in order for the City to continue collecting assessments. To begin the district renewal, staff recommends a public hearing be held on June 1, 2022. Scheduling the public hearing is a required process and it does not automatically renew the district. The district renewal will follow the City Council's action at the conclusion of the June 1st public hearing.

BACKGROUND:

In 1993, the State implemented the Education Revenue Augmentation (ERAF) transfer that shifts property tax revenues from local governments to schools. The City's loss from ERAF was \$1.2 million. In 1993, after considering various options to balance the budget, the City formed a benefit assessment district. The assessment revenues are used to pay for the costs for maintaining street lighting and public landscaping. The funds freed up by the assessment revenues are used to maintain essential City services such as police, fire, public works, recreation, and library.

The City's assessment district was formed under the 1972 Lighting and Landscaping Act (Streets and Highways Code § 22500). The law requires the City to renew the assessment district each year to continue the collection of assessments. The City has renewed the district for the past 29 years. To start the renewal process, the attached resolution and the April 12, 2022 engineer's report were prepared for the City Council's consideration.

RESOLUTION OF INTENTION

The draft Resolution incorporates the April 12, 2022 Engineer's Report which was prepared pursuant to Streets and Highways Code § 22566. It also describes the assessment district and its boundaries, specifies date, time, and place of the public hearing for protests. The proposed assessment per single family home for 2022-23 is \$40.97. There is no increase from 2021-22. As shown in the attached resolution, staff recommends that the hearing be scheduled for June 1, 2022 at 6:30 p.m. in the City Council Chamber. As required by law, a notice for the public hearing will be published.

FISCAL IMPACT:

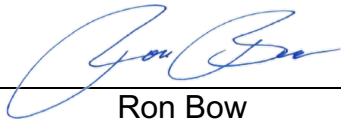
The proposed assessment rates for 2022-23 are the same as for 2021-22. The projected assessment revenue is approximately \$1,026,920. If the City does not renew the assessment district, it must reduce expenditures by \$1,026,920 to balance the budget.

Respectfully submitted by:



Martha Garcia
Director of Management Services

Approved by:



Ron Bow
City Manager

Reviewed by:



Karl H. Berger
City Attorney

ATTACHMENT:

1. Resolution

ATTACHMENT 1

Resolution

RESOLUTION NO.

RESOLUTION DECLARING THE CITY COUNCIL'S INTENT TO LEVY AND COLLECT ASSESSMENTS FOR FISCAL YEAR 2022-2023 IN CITYWIDE MAINTENANCE DISTRICT NO. 93-1 PURSUANT TO STREETS AND HIGHWAYS CODE § 22587 AND SETTING A TIME AND PLACE FOR A PUBLIC HEARING.

BE IT RESOLVED by the Council of the City of Monterey Park as follows:

SECTION 1: The City Council finds as follows:

- A. The City Council seeks to levy assessments for Fiscal Year 2022-23 pursuant to Streets and Highways Code §§ 22500, *et seq.* for Citywide Maintenance District No. 93-1 ("District"); and
- B. The District is exempt from the procedures and approval process of California Constitution art. XIID, § 4 pursuant to California Constitution, art. XIID, § 5(a).

SECTION 2: An Engineer's Report ("Report"), dated April 12, 2022, was prepared pursuant to Streets and Highways Code § 22566 for Fiscal Year 2022-2023. A copy of the Report is attached as Exhibit "A" and incorporated by reference.

SECTION 3: After reviewing the Report, the City Council finds as follows:

- A. The Report sufficient meets the requirements set forth in Streets and Highways Code §§ 22565, *et seq.*
- B. The Engineer's estimate of the itemized costs and expenses of said work, as contained in the Report is preliminarily approved and confirmed.
- C. The diagram, showing the boundaries of the land within the District referred to and described in the Report is preliminarily approved and confirmed.
- D. The proposed assessment upon the land in the District is in proportion to the estimated special benefit to be received by said land, as contained in the Report, is hereby preliminarily approved and confirmed.
- E. The Report may be used for the purposes of all subsequent proceedings pursuant to the proposed benefit assessment.

SECTION 4: The City Council directs the City Clerk to give notice that the City Council intends to undertake proceedings for levying and collecting of special assessments for Fiscal Year 2022-23 on real property within the District for the continual maintenance of certain improvements as shown and delineated on a map previously approved by City

Council and on file with the City Clerk which is available for public inspection and incorporated into this Resolution as if fully set forth ("Map") pursuant to Streets and Highways Code § 22508. Any proposed changes to the map, maintenance, and assessments are set forth in the Report.

SECTION 5: On June 1, 2022, the City Council will consider ordering the annual assessment recommended by the Report. The annual assessment proposed for each Equivalent Dwelling Unit (EDU) in the Report is \$40.97 for Fiscal Year 2022-23, no increase from Fiscal Year 2021-22.

SECTION 6: If approved, the assessment levied and collected is for maintaining certain landscaping and street lighting improvements, as set forth in the Report, referenced and so incorporated herein.

SECTION 7: If approved, the County Auditor/Controller must enter on the County Assessment Roll the amount of the assessments and collect such assessments at the time and in the same manner as County taxes are collected. After collection by the County, the net amount of the assessments, after the deduction of any compensation due to the County for collection, must be paid to the City Treasurer for purposes of paying the costs and expenses of the District.

SECTION 8: All monies collected for such assessments must be deposited in a special fund known as "Special Fund City of Monterey Park Citywide Maintenance District No. 93-1." Payment may be made out of said fund only for the purpose provided for in this Resolution and as set forth in an appropriate resolution on or about June 1, 2022.

SECTION 9: Any public property included within boundaries of the District is exempt from assessment.

SECTION 10: The public hearing to consider levying the assessments identified in this Resolution will take place on June 1, 2022, or as soon thereafter as is practicable, at a regular meeting of the City Council at the Council Chamber, 320 West Newmark Avenue, Monterey Park.

SECTION 11: The City Clerk is hereby authorized and directed to publish this Resolution pursuant to Government Code § 6061 and Streets and Highways Code § 22554.

SECTION 12: A majority protest from the property owners may cause any proposed increase of assessment for the 2022-23 Fiscal Year to be abandoned. Written protest must be submitted to the City Clerk's office at City Hall, 320 West Newmark Avenue, Monterey Park, CA 91754, before the close of the public hearing on June 1, 2022. Each written protest must state the grounds of objection and contain a description of property owned.

SECTION 13: For any and all information relating to the proceedings, protest procedure, any documentation and/or information of a procedural or technical-nature, your attention is directed to the below listed person so designated:

Martha Garcia
Director of Management Services
City of Monterey Park
320 West Newmark Avenue
Monterey Park, California 91754
(626) 307-1349

SECTION 14: *Electronic Signatures.* This Resolution may be executed with electronic signatures in accordance with Government Code §16.5. Such electronic signatures will be treated in all respects as having the same effect as an original signature.

SECTION 15: *Recordation.* The Mayor, or presiding officer, is authorized to sign this Resolution signifying its adoption by the City Council of the City of Monterey Park and the City Clerk, or her duly appointed deputy, may attest thereto.

SECTION 16: *Effective Date.* This Resolution will become effective immediately upon adoption and will remain effective unless repealed or superseded.

PASSED AND ADOPTED this 20th day of April, 2022

Henry Lo, Mayor

ATTEST:

Vincent D. Chang, City Clerk

Approved as to Form:



Karl H. Berger, City Attorney

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) **SS**
CITY OF MONTEREY PARK)

I, VINCENT D. CHANG, City Clerk of the City of Monterey Park, California, do hereby certify that the foregoing Resolution No. __ was duly adopted by the City Council of the City of Monterey Park at a Regular Meeting held on the 20th of April 2022, by the following vote of the Council:

AYES:
NOES:
ABSTAIN:
ABSENT:

Dated this 20th day of April 2022

Vincent D. Chang, City Clerk
City of Monterey Park

APRIL 12, 2022

ENGINEER'S REPORT

CITY OF MONTEREY PARK

CITYWIDE MAINTENANCE DISTRICT NO. 93-1

FOR THE 2022-2023 FISCAL YEAR

**ENGINEER'S REPORT
CITY OF MONTEREY PARK
CITYWIDE MAINTENANCE DISTRICT NO. 93-1
FOR THE 2022-2023 FISCAL YEAR**

PURPOSE

The purpose of this report is to establish the annual levy of assessments for the City of Monterey Park Citywide Maintenance District 93-1 (District) for the 2022-2023 Fiscal Year.

INTRODUCTION

The District was formed in 1993 under the Landscaping and Lighting Act of 1972 (the "Act"). The District provides the City with a source of funds for the operation and maintenance of street trees, median landscaping, and streetlights on arterial streets within the City. Assessments are levied upon each parcel for the necessary costs of operating, servicing, and maintenance of the respective facilities, which provides safety protection and enhances the value of each and every parcel in the City.

Street tree and median landscaping maintenance are important services in any urban environment. Trees and landscaping, when well maintained, provide beautification, shade, traffic safety, and enhancement of the desirability of the surroundings, along with a direct, positive effect on property values.

Adequate street lighting is considered imperative for their contribution to public convenience and community safety. Protection of property, increased public safety, reduction of traffic accidents, savings in accident costs and lost working hours, are specific benefits that benefit properties within the City of Monterey Park. The lighting benefit is directly related to public safety and property protection.

Property values in a community are increased when public infrastructure such as street trees, median landscaping, and street lighting are in place, improved, operable, safe, clean and maintained. Facilities that are unsafe or destroyed by the elements or vandalism decrease quality of life.

The operation, servicing, and maintenance of the facilities within the District are consistent with the Act, and will be administered pursuant to the City of Monterey Park ordinances and regulations.

The properties that benefit from operation and maintenance of the street trees, median landscaping, and lighting will fund these activities in proportion to the specific benefits that each property receives.

Payment for the assessment for each parcel will be made in the same manner and at the same time as payments are made for property taxes for each property. Revenues from these assessments must be placed in a special fund and cannot be used for any other purpose.

The City Council of the City of Monterey Park will set a date for a public hearing. The public hearing will be held on the date and at the time and place described specifically in the Resolution of Intention. Notice will be given by publishing the Resolution of Intention in accordance with requirements of the Government Code.

DESCRIPTION OF IMPROVEMENTS

The improvements are the operation, servicing, and maintenance of street trees, median landscaping, and street lighting, including but not limited to, personnel, electrical energy, utilities, materials, and contracting services for the satisfactory operation of these services described as follows:

Street Trees and Median Landscaping

Landscaping, planting shrubbery and trees, irrigation systems, hardscapes, and fixtures in public rights-of way within the proposed boundary of the District.

Street Lighting

Poles, fixtures, bulbs, conduits, equipment including anchors, posts and pedestals, and metering devices, as required to provide safety lighting in public rights-of-way within the proposed boundaries of the District.

Maintenance means the furnishing of services and materials for the ordinary and usual operation and servicing of the landscaping and public lighting facilities including repair, removal or replacement of all or part of any of the landscaping and public lighting facilities. Maintenance also means providing for the life, growth, health and beauty of the landscaping, including cultivation, irrigation, trimming, spraying, fertilizing and treating for disease or injury; and the removal of trimmings, rubbish, debris and other solid waste.

Servicing means the furnishing of water for the irrigation of the landscaping and the maintenance of any of the public lighting facilities or improvements and the furnishing of electric current or energy, gas or other illuminating agent for the public lighting facilities, or for the lighting or operation of landscaping.

ESTIMATE OF COST

The estimated costs of the operation, servicing and maintenance of the improvements for Fiscal Year 2022-2023, as summarized below same as last year.

I. STREET LANDSCAPING AND FACILITY MAINTENANCE

A. Street Trees and Median Landscaping

1. O & M	\$897,155
2. Reserves	<u>-0-</u>

	Sub-Total	\$897,155
II.	STREET LIGHTING	
A.	Street Lights	
	1. O & M	\$539,419
	2. Reserves	<u>-0-</u>
	Sub-Total	\$539,419
	Total Cost	\$1,436,574
	Less City General Fund Contributions	<u><409,654></u>
	Total Funded by Assessments	\$1,026,920

The Act requires that the City establish a special fund for the revenues and expenditures of the District. Funds raised by assessment shall be used only for the purposes as stated in this report. A contribution to the District by the City may be made to reduce assessments, as the City Council deems appropriate. Any balance or deficit remaining on July 1 must be carried over to the next fiscal year.

ASSESSMENT ROLL

The proposed assessment and the amount of assessment for Fiscal Year 2022-23 apportioned to each lot or parcel, as shown on the latest roll at the Assessor's Office are on file in the office of the City Clerk of the City of Monterey Park.

The description of each lot or parcel is part of the records of the Assessor of the County of Los Angeles and these records are, by reference, made part of this report.

The total proposed assessment for fiscal year 2022-2023 is approximately \$1,026,920.

METHODS OF APPORTIONMENT OF ASSESSMENT

1. GENERAL

Part 2 of Division 15 of the Streets and Highways Code (the Code), also known as the Landscaping and Lighting Act of 1972, permits the establishment of assessment districts by cities for the purpose of providing certain public improvements which include construction, operation, maintenance and servicing of street trees, median landscaping and street lights.

The Act requires that maintenance assessments be levied according to benefit rather than according to assessed value.

The Act also permits the designation of zones of benefit within any individual assessment district if by reasons or variations in the nature, location, and extent of the improvements, the various areas

will receive different degrees of benefit from the improvement. Thus, the Act requires the levy of a true "assessment" rather than a "special tax."

Exempt from the assessment would be the areas of all publicly owned property in use in performance of a public function. The City has made a determination to also except public utility rights of way.

2. ASSESSMENT FORMULA

Section 22509 of the Code provides that the Act shall be liberally constructed to effectuate its purpose. Therefore, any reasonable formula, or method, when upheld by the City Council after a public hearing, is conclusive.

Section 22573 of the Code provides the net amount to be assessed upon lands within an assessment district may be apportioned by any formula or method which fairly distributes the net amount among all assessable lots or parcels in proportion to the estimated special benefit to be received by each such lot or parcel from the improvements.

Since the assessment will be levied against properties as shown on the Property Tax Rolls of the Los Angeles County Assessor, the final charges must be assigned by Assessor's Parcel Number. The formula shown below takes into the consideration of land use and parcel size.

Single Family Residential.

The single-family residential parcel has been selected as the basic unit for calculation of the benefit assessments. This basic unit shall be called an Equivalent Dwelling Unit (EDU). Parcels developed for single family residential uses, including condominiums, are assessed one (1) EDU.

Multi-Family Residential.

Multi-family residential uses are given a factor of 0.85 EDU per dwelling unit. Based on data from representative cities in urban Southern California, the multiple residential factor of 85 percent is determined by the statistical proportion of relative trip generation from various types of residential uses, in combination with population density per unit.

Mobile Home.

Parcels designated for mobile home park uses are assigned 0.5 EDU per unit.

Commercial/ Industrial.

In converting improved non-residential properties to EDU's the factor used is the typical lot size for single-family residential parcels, which is 6,000 square feet, or 7.26 dwelling units per acre.

The commercial/industrial parcels will be assessed 7.26 EDU for each acre, or any portion thereof up to five (5) acres and 0.73 for every additional acre or portion thereof above five acres. This lower EDU factor is based on the fact that many of the larger commercial/industrial developments contain internal street systems and provide their own street lighting. The minimum number of EDUs per commercial/industrial parcel will be one (1) EDU.

Vacant Residential.

Vacant residential property is described as parcels with no improved dwelling structures. These properties receive benefits based on their land, as this is the basis of their value. The land value portion of residential property in Monterey Park is about 50 percent. Parcels defined as single-family residential parcels which do not have structures on the parcels are therefore, assessed 50 percent of a single-family dwelling. The parcels will be assessed 0.50 EDU per parcel. Parcels defined as vacant multi-family residential will be assessed at 50 percent of the rate for vacant commercial/industrial property.

Vacant Commercial/Industrial.

Parcels which are not zoned for residential use and which do not have structures on the parcels are assessed based upon the acreage of the parcel. These parcels will be assessed at 50 percent of the rate of improved commercial/industrial property.

Institutional.

Institutional parcels are defined as those used for private schools, lodge halls, convalescent hospitals, and other similar uses. These parcels will be assessed at the same rate as improved commercial/industrial property.

Utility.

Parcels owned by private utility companies will be assessed at the same rate as improved commercial/industrial property based upon a comparable land use for the property. Utility rights-of-way will be exempt from assessments.

Exempt.

Parcels of land defined in the County Assessor's records as being exempt from property taxes will be exempt from District assessments. This includes all publicly owned property, all easements and rights-of-way, and common areas.

BENEFIT DETERMINATION

Special Benefits from the public improvements operated and maintained by the District are received directly by all parcels within the City. The maintenance of street lighting and landscaping is distributed throughout the district and is of direct and specific benefit to all parcels within the District. Therefore the costs associated with these benefits are spread equally, based on Equivalent Dwelling Units (EDU), to all parcels within the District.

Special benefits include maintenance of street trees and medians on the major thoroughfares, which are the main travel ways of the City. Street lighting is also considered a special benefit since all parcels within the City access public streets which have streetlights. Costs incurred by the City to administer these programs are also considered a citywide benefit. The primary benefits of streetlights are convenience, safety, security, and protection of property, property improvements, and persons. The primary benefits of street trees and median landscaping on

arterial streets are the improved safety and aesthetic appeal within the community.

ASSESSMENT RATE BY MAINTENANCE CATEGORY

Category	2022-2023 Proposed	
	Budget	Rate Per EDU
Street Trees and Median Landscaping	\$487,501 ^(*)	\$19.45
Street Lighting	539,419 ^(*)	21.52
Total Assessment	\$1,026,920	\$ 40.97

* Net of City General Fund contributions

INVENTORY OF PARCELS

The following information was obtained from the Los Angeles County Assessor's Roll, Assessor's Parcel Maps, and the City of Monterey Park Public Works Department.

Land Use		Parcels	Units	Acres	EDUs
1. Single Family Residential (SFR)		13,789	13,789	1,763.83	13,789.0
2. Multi-Family Residential (MFR)		1,452	6,571	732.76	5,585.35
3. Vacant SFR		124		35.17	62.00
4. Vacant MFR					
5. Mobile Home		2	23	1.58	11.50
6. Commercial Industrial		913		552.43	3,665.51
7. Vacant Commercial Industrial		66		227.05	855.88
8. Utilities		58		154.87	792.88
9. Exempt					
a.	Alhambra City School District	4			
b.	Garvey School District	3			
c.	L.A. City Community College	4			
d.	LACO Flood Control District	4			
e.	L.A. County	10			
f.	L.A. Unified School District	2			
g.	Metropolitan Water District	7			
h.	Montebello Unified School Dist.	2			
i.	State of California	4			
j.	City of Montebello	1			
k.	City of Monterey Park	50			
l.	SFR Common Area	9			
	SUBTOTAL (9. Exempt a-l)	100	-	-	-
10. Institutional		50	50	41.59	303.06
	TOTAL:	16,554	20,433	3,509.28	25,065.18

PROPERTY OWNER LIST

A list of names and addresses of the owners of all parcels within the District is shown on the last equalized Property Tax Roll of the Assessor of the County of Los Angeles, which by reference is hereby made a part of this report.

ASSESSMENT DISTRICT BOUNDARY MAP AND ASSESSMENT DIAGRAM

An Assessment Diagram for the District has been submitted to the City Clerk in the format required under the provisions of the Act. The attached is a facsimile of the map on file in the office of the City Clerk.

The lines and dimensions of each lot or parcel within the District are those lines and dimensions shown on the maps of the Assessor of the County of Los Angeles for the year when this report was prepared. The Assessor's maps and records are incorporated by reference herein and made part of this report.

RESOLUTION

Resolution of Intention is on file in the Office of the City Clerk.

CERTIFICATION

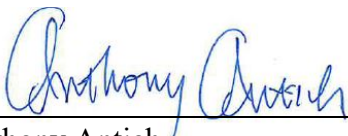
This report contains the necessary data required to conduct the proceedings and is submitted to the Office of the City Clerk for filing and public inspection.



Martha Garcia
Director of Management Services

04/12/2022

Date



Anthony Antich
Interim Director of Public Works

04/12/2022

Date



City Council Staff Report

DATE: April 20, 2022

AGENDA ITEM NO: Consent Calendar - 3G

TO: The Honorable Mayor and City Council

FROM: Ron Bow, City Manager & Director of Emergency Services

SUBJECT: Adopt a Resolution ratifying certain actions completed by the City Manager regarding COVID-19 Pandemic and terminating a local emergency

RECOMMENDATION:

It is recommended that the City Council consider:

1. Adopting a Resolution ratifying certain actions completed by the City Manager regarding COVID-19 Pandemic and terminating a local emergency; and
2. Taking such additional, related, action that may be desirable.

ENVIRONMENTAL ASSESSMENT:

The Resolution itself and the actions ratified by the Resolution were reviewed pursuant to the California Environmental Quality Act (Public Resources Code §§ 21000, *et seq.*, "CEQA") and the regulations promulgated thereunder (14 Cal. Code of Regulations §§15000, *et seq.*, the "CEQA Guidelines"). Based upon that review, this action is exempt from further review pursuant to CEQA Guidelines § 15269(a) because the protection of public and private property is necessary to maintain service essential to the public, health and welfare.¹

EXECUTIVE SUMMARY:

On March 18, 2020, the City Council adopted Resolution No. 12142 which confirmed the existence of a local emergency related to the COVID-19 Pandemic. Between March 18, 2020 and March 31, 2022 (as noted by multiple resolutions extending the local emergency), the City undertook all actions needed to preserve public health and safety in response to the Pandemic. A review of circumstances demonstrates that the need for conditions of a local emergency no longer exist. Accordingly, the City Manager recommends that the City Council adopt a resolution to terminate the local emergency effective April 20, 2022 and ratify all actions taken by the City Manager between March 11, 2020 and April 19, 2022 while exercising his emergency powers. Such actions were generally described in various resolutions adopted by the City Council; additional actions are listed in the Exhibit to the draft Resolution.

¹ CEQA findings regarding an anticipated imminent emergency are valid (*see CalBeach Advocates v. City of Solana Beach* (2002) 103 Cal.App.4th 529).

BACKGROUND:

The emergency conditions resulting from the COVID-19 Pandemic are well-documented. During the period between March 2020 and April 19, 2022, the City undertook extensive emergency operations responding to the various health, economic, and labor crises resulting from that Pandemic. Although various reporting requirements were suspended by the Governor's Executive Orders and Emergency Proclamations, the City Manager regularly sought City Council approval and ratification of his exercise of emergency powers delegated by applicable law.

It appears that the Pandemic is now at end. Near normal operations within the City resumed April 4, 2022. Accordingly, it is in the public interest for the City Council to terminate the local emergency and restore the City's normal procedures as governed by applicable law including, without limitation, the Monterey Park Municipal Code ("MPMC").

The draft resolution, if adopted, would ratify certain actions taken by the City Manager utilizing his emergency powers under the MPMC and also terminate the local emergency effective April 20, 2022. A list of the City Manager's most recent emergency actions is included as an Exhibit to the draft Resolution. Type text here

FISCAL IMPACT:

The final fiscal impacts resulting from the Pandemic are unknown at this time.

Respectfully Submitted by:



Ron Bow
City Manager

Reviewed by:



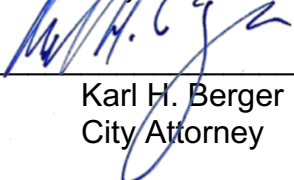
Kelly Gordon
Police Chief

Reviewed by:



Matt Hallock
Fire Chief

Reviewed by:



Karl H. Berger
City Attorney

ATTACHMENT:

1. Draft Resolution

ATTACHMENT 1

Resolution

RESOLUTION NO.

A RESOLUTION RATIFYING CERTAIN ACTIONS COMPLETED BY THE CITY MANAGER AND TERMINATING A LOCAL EMERGENCY

BE IT RESOLVED by the Council of the City of Monterey Park as follows:

SECTION 1: The City Council finds as follows:

- A. On March 18, 2020, the City Council adopted Resolution No. 12142 which confirmed the existence of a local emergency related to the COVID-19 Pandemic (the "COVID-19 Pandemic"). Section 4 of Resolution No. 12142 authorizes the City Manager to undertake all actions needed to preserve public health and safety in accordance with applicable law.
- B. In the two years since then, the City engaged in various emergency operations to protect public health and safety. This included, without limitation, responding to the health crisis resulting from the COVID-19 Pandemic, but also the economic and labor shortage challenges caused by the Pandemic. While the Governor's Proclamation of Emergency suspending certain reporting requirements during this time period, the City Manager nevertheless regularly sought City Council approval for multiple emergency actions undertaken during the COVID-19 Pandemic. Consequently, the City Council adopted a series of resolutions ratifying the City Manager's actions and extending the existence of a local emergency prompted by the COVID-19 Pandemic.
- C. Since the City Council's adoption of Resolution No. 2022-R1 on January 19, 2022, the City Manager undertook a number of actions that are listed in attached Exhibit "A," which is incorporated by reference ("Approved Actions"). The Approved Actions are in addition to all previously ratified actions undertaken by the City Manager as authorized by multiple City Council Resolutions adopted between 2020 and 2022 including, without limitation, Resolution No. 12255. For purposes of this Resolution, all such previously ratified actions are included within the Approved Actions.
- D. While the effects of the COVID-19 Pandemic are still being managed, the circumstances necessitating the declaration of an emergency no longer exist.

SECTION 2: *Ratification.* The City Council reviewed the state of the community and the COVID-19 Pandemic emergency. The Approved Actions are ratified and approved. Based upon the verbal and written reports of the City Manager regarding the COVID-19 Pandemic, the City Council is satisfied that the local emergency is terminated.

SECTION 3: *Electronic Signatures.* This Resolution may be executed with electronic signatures in accordance with Government Code §16.5. Such electronic signatures will be treated in all respects as having the same effect as an original signature.

SECTION 4: *Recordation.* The Mayor, or presiding officer, is authorized to sign this Resolution signifying its adoption by the City Council of the City of Monterey Park and the City Clerk, or her duly appointed deputy, may attest thereto.

SECTION 5: *Effective Date.* This Resolution will become effective immediately upon adoption and will remain effective unless repealed or superseded.

PASSED AND ADOPTED this 20th day of April, 2022.

Henry Lo, Mayor

ATTEST:

Vincent D. Chang, City Clerk

APPROVED AS TO FORM:



Karl H. Berger, City Attorney

APPROVED ACTIONS

- City Manager authorized temporary suspension of all indoor Bruggemeyer Library services and Recreation and Community Services programming until further notice.
- City Manager authorizes the resumption of in-person meetings, activities, programs, and services effective April 4, 2022 with the implementation of safety protocols as defined by the Los Angeles County Public Health Officer Order.
- Since August 31, 2021, the City Manager exercised authority pursuant to Section 3 of Resolution No. 12255, adopted June 16, 2021, to implement nuisance abatement at 1688 West Garvey Avenue. The City Manager identifies this nuisance abatement as the “Goodviews Abatement Project” or “GAP.” To complete the GAP, the City Manager executed multiple agreements, in a form approved by the City Attorney, with various contractors. The City Manager is specifically authorized to continue exercising his emergency powers in accordance with the Monterey Park Municipal Code and Resolution No. 12255 even after the local emergency related to the COVID-19 Pandemic terminates on April 20, 2022. The emergency powers exercised to complete the GAP are independent of those related to the COVID-19 Pandemic.
- City Manager continues to enforce the guidelines issued by the County of Los Angeles Public Health Department, Division of Occupational Safety and Health (Cal/OSHA) and the Centers for Disease Control and Prevention (CDC) related to a safe work environment and continues to regularly monitor recommendations and mandates.
- City Manager continues to enforce face masking requirements in accordance with the Los Angeles County Public Health Officer Order.
- City Manager authorized the promotion of part-time personnel to full-time the positions of Evidence Officer and Assistant Planner.
- City Manager authorized the extensions of all permits (building and fire) associated with 795 W. Garvey and the extension begin April 1, 2022 and will expire in six months. Such authorization is also in accordance with Ordinance No. 2219 governing the extension of land use related (“LUR”) timelines (“LATS”) adopted April 7, 2022.
- City Manager authorized the revision of the employee COVID-19 Prevention Program.



City Council Staff Report

DATE: April 20, 2022

AGENDA ITEM NO: Consent Calendar - 3H

TO: The Honorable Mayor and City Council
FROM: Matthew Hallock, Fire Chief
SUBJECT: California Governor's Office of Emergency Services Grant Subaward – High Frequency Communications Equipment Program

RECOMMENDATION:

It is recommended that the City Council consider:

1. Adopting a Resolution authorizing the City Manager to apply for, receive, and execute an agreement, in a form approved by the City Attorney, with the California Governor's Office of Emergency Services (Cal OES) in the amount of \$60,000; and
2. Taking such additional, related, action that may be desirable.

EXECUTIVE SUMMARY:

The City of Monterey Park Fire Department (Fire Department) received Notice of Funding Opportunity from Cal OES; regarding a formal invitation to submit a full application for the consideration of Cal OES subaward funds. The funding opportunity is for the purchase of high frequency communications equipment. If the City is offered a grant award, the total proposed budget request is \$60,000.

The Fire Department has identified Collins Aerospace as the vendor of choice. The product UrgentLink operates on a nationwide high frequency spectrum specifically authorized by the Federal Communications Commission (FCC). Moreover, Verdugo Fire Communications (Verdugo), a partnered agency of the Fire Department, currently utilizes this system. Acquiring this equipment will allow the Fire Chief and Battalion Chiefs a mechanism to communicate with Verdugo and other local, state, and federal entities in the event of a natural or manmade disaster.

Staff seeks City Council consideration and approval of the City of Monterey Park's Cal OES application. The application date was extended to April 21, 2022, for the City of Monterey Park. When the grant award decision is made and if the grant award is received, staff will inform the City Council.

BACKGROUND:

The purpose of the Cal OES subaward opportunity is to provide funding to Alerting Authorities, Emergency Operation Centers or County Sheriff's Offices, for equipment

that will allow local governments to be included in an integrated high frequency radio network service that utilizes frequencies authorized by the FCC and intended to be capable of communications with state, local and federal agencies.

The Fire Department must keep pace with public safety needs in the city and region. Subrecipient funds from Cal OES will allow local agencies, such as the City of Monterey Park to close gaps in emergency services; better preparing and equipping the Fire Department to respond to natural or manmade disasters.

FISCAL IMPACT:

The City of Monterey Park, Fire Department will receive a total of \$60,000 from the California Governor's Office of Emergency Services.

Respectfully submitted by:



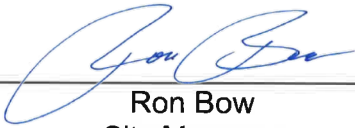
Matthew Hallock
Fire Chief

Prepared by:



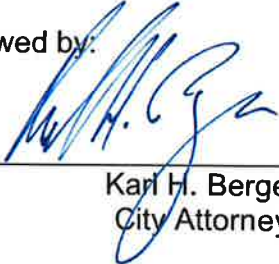
Angela Loera
Principal Management Analyst

Approved by:



Ron Bow
City Manager

Reviewed by:



Karl H. Berger
City Attorney

ATTACHMENTS:

1. Resolution for California Governor's Office of Emergency Services

ATTACHMENT 1
**Resolution for California Governor's Office of
Emergency Services**

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE CITY MANAGER, OR
DESIGNEE, TO APPLY FOR, RECEIVE, AND APPROPRIATE
GRANT FUNDS FOR THE CALIFORNIA GOVERNOR'S OFFICE
OF EMERGENCY SERVICES — HIGH FREQUENCY EQUIPMENT
PROGRAM**

The City Council does resolve as follows:

SECTION 1: The City Council finds as follows:

- A. The City plans to apply for the California Governor's Office of Emergency Services (Cal OES) – High Frequency Equipment Program subaward grant funds. The City plans to apply for funding to acquire a high frequency equipment system;
- B. The primary goal of the Cal OES - High Frequency Equipment Program is to provide funding to Alerting Authorities, Emergency Operation Centers or County Sheriff's Offices, for equipment that will allow local governments to be included in an integrated high frequency radio network service that utilizes frequencies authorized by the FCC and intended to be capable of communications with state, local, and federal agencies;
- C. The City plans to apply for the Cal OES grant by April 21, 2022, for an award amount of \$60,000. If the grant is awarded, the City Council believes that it is in the public interest to accept these grant monies.

SECTION 2: The City Manager, or designee, is authorized to apply for a grant, for the purchase of high frequency equipment system.

SECTION 3: The City Manager, or designee, is authorized to execute any required documents to receive the grant for the purposes identified herein.

SECTION 4: The City Manager, or designee, is authorized to accept and spend the grant monies identified in this Resolution for the purposes set forth herein.

SECTION 5: Effectiveness. This Resolution will become effective immediately upon adoption.

SECTION 6: Electronic Signatures. This Resolution may be executed with electronic signatures in accordance with Government Code §16.5. Such electronic signatures will be treated in all respects as having the same effect as an original signature.

SECTION 7: The City Clerk is directed to certify to the adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED AND ADOPTED this 20th day of April, 2022.

Henry Lo, Mayor

ATTEST:

Vincent D. Chang, City Clerk

APPROVED AS TO FORM:



Karl H. Berger, City Attorney

State of California)
County of Los Angeles) ss.
City of Monterey Park)

I, Vincent D. Chang, City Clerk of the City of Monterey Park, California, do hereby certify that the foregoing Resolution No. _____ was duly and regularly adopted by the City Council of the City of Monterey Park at a meeting held on the 6th day of May 2020, by the following vote:

Ayes:	Council Members:
Nays:	Council Members:
Absent:	Council Members:
Abstain:	Council Members:

Dated this 20th day of April, 2022.

Vincent D. Chang, City Clerk
Monterey Park, California



City Council Staff Report

DATE: April 20, 2022

AGENDA ITEM NO: Consent Calendar - 3I

TO: The Honorable Mayor and City Council
FROM: Matthew Hallock, Fire Chief
SUBJECT: Weed Abatement Agreement between the County of Los Angeles and the City of Monterey Park

RECOMMENDATION:

It is recommended that the City Council consider:

1. Authorizing the City Manager to execute an agreement with the County of Los Angeles, in a form approved by the City Attorney, for Weed Abatement Services; and
2. Taking such additional, related, action that may be desirable.

EXECUTIVE SUMMARY:

On June 12, 2012, the City of Monterey Park entered into an Agreement with the County of Los Angeles, Department of Agricultural Commissioner/Weights and Measures to provide weed abatement services. The County of Los Angeles submitted a letter to the City of Monterey Park stating that the current Weed Abatement Agreement expires on June 30, 2022. Staff is requesting that the City Council consider approving the Agreement thereby extending service for an additional five-year term, until June 30, 2027.

FISCAL IMPACT:

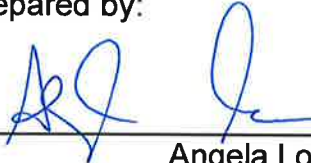
The abatement fee charged by the County covers the cost of abatement and there is no cost to the city.

Respectfully submitted by:



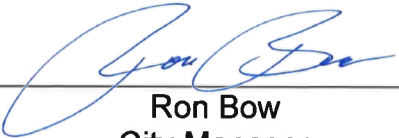
Matthew Hallock
Fire Chief

Prepared by:



Angela Loera
Principal Management Analyst

Approved by:



Ron Bow
City Manager

Reviewed by:



Timothy E. Campen
Assistant City Attorney

ATTACHMENTS:

1. Weed Abatement Service Agreement
2. Letter: Renewal of Five Year Weed Abatement Services Agreement

ATTACHMENT 1

Weed Abatement Service Agreement

WEED ABATEMENT SERVICE

AGREEMENT

THIS AGREEMENT ("Agreement"), dated upon execution by both parties, is made by and between the County of Los Angeles, hereinafter referred to as the "County", and the City of Monterey Park, hereinafter referred to as the "City".

RECITALS:

(a) The City is desirous of contracting with the County for the performance of weed abatement functions within its boundaries on unimproved and designated improved properties by the County, acting through its Department of Agricultural Commissioner/Weights and Measures.

(b) The County is agreeable to rendering such weed abatement services on the terms and conditions hereinafter set forth.

(c) Such contracts are authorized and provided for by the provisions of Section 56 ½ of the Charter of the County of Los Angeles and California Government Code (Government Code) section 51301.

THEREFORE, THE PARTIES AGREE AS FOLLOWS:

1. The County agrees to provide weed abatement services within the corporate limits of the City in accordance with the provisions of Government Code sections 39560 through 39588.

Such services shall encompass the weed abatement duties and functions of the type coming within the jurisdiction of, and customarily rendered by, the County and the statutes of the State of California.

The level of service shall be the same basic level of weed abatement service that is currently, and shall be hereinafter during the term of this Agreement, provided by the County in the unincorporated areas of the County of Los Angeles.

The rendition of such services, the standard of performance, control of personnel so employed, and other matters incidental to the performance of such services, shall remain at the

discretion of the County. The County shall have the discretion to terminate services on parcels in tax default.

The standard for hazardous vegetation clearance shall be equivalent to that detailed within the Los Angeles County Fire Code, sections 325.2.1 and 325.2.2, and this standard being the same which currently applies in the unincorporated areas of the County of Los Angeles unless some other standard is requested by the City in writing.

2. To facilitate the performance of said functions, it is hereby agreed that the County shall have full cooperation and assistance from the City Council and other City officers, agents, and employees.

To the best of its abilities, and using information provided by the City, the County will attempt to provide weed abatement services on improved parcels known or suspected to contain hazardous weeds and brush. The inherent difficulty in gaining access for inspection of improved parcels will mean that hazards could go undetected. In any case, all parcels upon which services are attempted will be assessed the current County inspection fee.

The City will, upon the County's request, acquire administrative warrants in accordance with applicable law allowing the County to perform Services as required. Abatement proceedings may be postponed by the County until the City acquires an administrative warrant.

3. For the purpose of performing said functions, the County shall furnish and supply all necessary labor, supervision, equipment, and supplies necessary to maintain the level of service to be rendered hereunder.

4. No City Employee as such shall be made into, or considered to be, an employee of the County, and no person employed by the County hereunder shall be granted any City pension, civil service, or any status or right.

For the purpose of performing such services and functions, and for the purpose of giving official status to the performance thereof where necessary, every County officer and employee engaged in the performance of any service hereunder shall be deemed to be an officer or employee of said City while performing services for said City, which services are within the scope of this Agreement and are purely municipal functions.

5. The City shall not be called upon to assume any liability for the direct payment of any salaries, wages, or other compensation to any County personnel performing services hereunder for the County, or any liability other than that provided for in this Agreement.

Except as herein otherwise specified, the City shall not be liable for compensation and/or indemnification to any County employee for any injury or sickness arising out of that person's employment.

6. The parties hereto have executed an Assumption of Liability Agreement approved by the Board of Supervisors on December 27, 1977, and/or a Joint Indemnity Agreement approved by the Board of Supervisors on October 8, 1991. Whichever of these documents the City has signed later in time is currently in effect and is hereby made a part of and incorporated into this Agreement as if set out in full herein. In the event that the Board of Supervisors later approves a revised Joint Indemnity Agreement and the City executes the revised Agreement, the subsequent Agreement as of its effective date shall supersede the Agreement previously in effect between the parties hereto.

The City understands and agrees that the fire protection indemnity provided in Government Code sections 850 and 850.2 applies to the County for work pursuant to this agreement.

7. Unless sooner terminated as provided for herein, this Agreement shall be effective commencing July 1, 2022, through June 30, 2027.

Notwithstanding the provisions of this paragraph hereinbefore set forth, the City may terminate this agreement as of the thirty-first day of December of any year upon notice in writing to the County on or before September 30 of the same year. The County may terminate this Agreement at any time and for any reason upon thirty (30) days prior written notice to the City.

8. The City, acting through its City Council, will perform the necessary functions required of the legislative body to which is referred in Government Code sections 39560 through 39588, as they relate to the execution of this Agreement.

9. If the City fails to adopt a resolution declaring that weeds upon parcels of property located within the City to be a public nuisance pursuant to Government Code section 39561, then the County shall have no obligation to carry out its duties under this Agreement until such year that the

City does adopt such resolution, unless the City's failure occurs in the final year of this Agreement, which shall mean the Agreement terminates.

10. It is the intent of this Agreement that the Agricultural Commissioner/Director of Weights and Measures of the County shall constitute the public officer designated by the City Council to perform the duties imposed by Government Code section 39560(a), and that the City Council of said City shall perform the duties of the legislative body as set forth in said section.

11. For and in consideration of the rendition of the foregoing services by the County, the City agrees that the costs of abating such weeds shall be assessed in the manner set forth in Government Code sections 39573 to 39585, and that upon collection of such assessments, they will be paid over to the County.

12. Each parcel, except tax-exempt parcels, upon which weeds, brush or rubbish are declared to be a public nuisance pursuant to paragraph 9 of this Agreement shall be assessed the current County Board of Supervisors approved inspection fee whether or not the County determines it is necessary to perform abatement work upon the parcel.

13. The parties hereto contemplate that the services of the County are limited to abatement of weeds, brush and rubbish, and agree that the County will not perform any other type of service or additional work of any kind.

14. This Agreement contains the entire Agreement between the County and the City for weed abatement services. This Agreement may not be modified except by formal amendment executed by the duly authorized representatives of the parties hereto.

15. Notices regarding this Agreement shall be addressed as follows:

COUNTY:

Adrian Zavala
Deputy Director
Los Angeles County Department of Agricultural Commissioner/
Weights and Measures
12300 Lower Azusa Road
Arcadia, California 91006-5872

CITY:

Vincent D. Chang
Office of the City Clerk
City of Monterey Park
320 West Newmark Avenue
Monterey Park, California 91754

IN WITNESS HEREOF, the CITY OF MONTEREY PARK, by motion duly adopted by its City Council, caused this Agreement to be signed by its Mayor and attested by its Clerk, and the County of Los Angeles, by order of its Board of Supervisors, has caused these presents to be subscribed by the Chair of said Board and seal of said Board to be affixed thereto and attested by the Clerk of the Board.

COUNTY OF LOS ANGELES

CITY OF MONTEREY PARK

Chair, Board of Supervisors

Mayor

ATTEST:

ATTEST:

CELIA ZAVALA, Executive Officer
Executive Office of the Board of Supervisors
of the County of Los Angeles

Vincent D. Chang
City Clerk

APPROVED AS TO FORM
BY COUNTY COUNSEL:
RODRIGO A. CASTRO-SILVA

APPROVED AS TO FORM
BY CITY ATTORNEY:
KARL H. BERGER

By: 

Brian T. Chu
Principal Deputy County Counsel

By: 

Timothy E. Campen
Assistant City Attorney

ATTACHMENT 2
**Letter: Renewal of Five Year Weed Abatement
Services Agreement**



Kurt E. Floren
Agricultural Commissioner
Director of Weights and Measures

COUNTY OF LOS ANGELES

Department of Agricultural Commissioner/ Weights and Measures

12300 Lower Azusa Road
Arcadia, CA 91006-5872
<http://acwm.lacounty.gov>



Protecting Consumers
and the Environment
Since 1881

March 9, 2022

City of Monterey Park
Vincent D. Chang, City Clerk
320 W. Newmark Avenue
Monterey Park, CA 91754

Dear City Clerk:

RENEWAL OF FIVE YEAR WEED ABATEMENT SERVICES AGREEMENT

The Weed Abatement Agreement (Agreement) between your City and the County of Los Angeles Agricultural Commissioner/Weights and Measures Department expires on June 30, 2022. Enclosed is the Renewal Agreement for the term of July 1, 2022 through June 30, 2027. It is our belief that the County's Weed Abatement program continues to be of significant mutual benefit to the County and the participating city.

We would appreciate your review and your Council's approval of the Agreement on or before April 15, 2022. This will allow us sufficient time to recommend approval by the Board of Supervisors before the current Agreement expires.

Please return e-signed copies of the Agreement to:

Myrna Madrid, Staff Assistant III
Los Angeles County Agricultural Commissioner/Weights & Measures Department
Weed Hazard and Pest Management Bureau
12300 Lower Azusa Road
Arcadia, CA 91006-5872

If you have any questions about this matter, please feel free to call our office at (626) 575-5487.

Sincerely,

ADRIAN ZAVALA
Deputy Director/Bureau Chief
Weed Hazard and Integrated Pest Management Bureau

MYRNA MADRID
Staff Assistant III
Weed Hazard and Pest Management Bureau

AZ:mm



City Council Staff Report

DATE: April 20, 2022

AGENDA ITEM NO: Consent Calendar - 3J

TO: The Honorable Mayor and City Council
FROM: Kelly Gordon, Chief of Police
SUBJECT: "Denim" Day Resolution

RECOMMENDATION:

It is recommended that the City Council consider:

1. Adopting a resolution declaring Wednesday, April 27, 2022 as "Denim Day Monterey Park"; and
2. Taking such additional, related, action that may be desirable.

EXECUTIVE SUMMARY:

"Denim Day" was established in 1999 after the California Legislature's Women's Caucus learned of a protest of a court decision that occurred in Italy. Enraged by the verdict and the judge's statement, within a matter of hours the women of the Italian Parliament launched into immediate action and protested by wearing jeans to work. This call to action motivated the California legislators to do the same. Peace Over Violence, a Los Angeles County based Sexual Assault and Domestic Violence victims' advocacy organization promoted the idea and the first "Denim Day-L.A." was created. "Denim Day" is now recognized throughout the United States.

BACKGROUND:

The United States Government has declared April as "Sexual Assault Awareness Month." As part of "Sexual Assault Awareness Month," Peace Over Violence, a Los Angeles County based Sexual Assault and Domestic Violence Victim Advocacy Organization, has declared April 27, 2022 as "Denim Day" in Los Angeles County and the USA.

"Denim Day" was established in 1999 after the California Legislature's Women's Caucus learned of a protest of a court decision that occurred in Italy. The Italian Supreme Court overturned a rape conviction. In overturning the conviction, the Chief Judge stated that because the victim wore tight jeans she had to have helped the perpetrator remove them no longer making it rape but consensual sex.

Enraged by the verdict and the judge's statement, within a matter of hours the women of the Italian Parliament launched into immediate action and protested by wearing jeans to work. This call to action motivated the California legislators to do the same. Peace

Over Violence, a Los Angeles County based Sexual Assault and Domestic Violence victims' advocacy organization promoted the idea and the first "Denim Day-L.A." was created. "Denim Day" is now recognized throughout the United States.

The Monterey Park City Council first recognized "Denim Day" in 2011. On "Denim Day", City Employees are encouraged to wear jeans to work as a show of support for Sexual Assault victims and as a sign that Sexual Assault will not be tolerated in our society. Businesses throughout the city are encouraged to participate as well.

Respectfully submitted by:



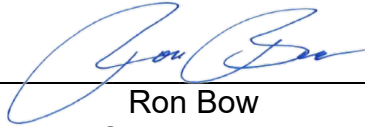
Kelly Gordon
Chief of Police

Prepared by:



Bing Han
Sergeant

Approved by:



Ron Bow
City Manager

ATTACHMENT:

1. Resolution

ATTACHMENT 1

Draft Resolution

RESOLUTION NO.

A RESOLUTION Declaring April 27, 2022 to be “Denim Day Monterey Park”, supporting sexual abuse awareness and the belief that there is no excuse and never an invitation to rape.

BE IT RESOLVED by the Council of the City of Monterey Park as follows:

SECTION 1: The City Council finds as follows:

- A.** The United States Government has declared April as “Sexual Assault Awareness Month” and Peace Over Violence, a Los Angeles County based Sexual Assault and Domestic Violence Victim Advocacy Organization, has declared April 27, 2022 as “Denim Day” in Los Angeles County and the USA.
- B.** “Denim Day” is intended to draw attention to the fact that rape and sexual assault remain serious issues in our society.
- C.** Harmful attitudes about rape and sexual assault allow these crimes to persist and allow victims and survivors to be re-victimized.
- D.** “Denim Day” was instituted to call attention to misconceptions and misinformation about rape and sexual assault, and the problem that many in society remain disturbingly uninformed with respect to issues of sexual assault and rape.
- E.** With proper education on the matter, there is compelling evidence that we can be successful in reducing incidents of this physically and psychologically damaging crime.
- F.** The members of the Monterey Park City Council strongly support the efforts of Peace Over Violence to educate people in our community about the true impact of rape and sexual assault in Southern California.
- G.** In future years, members of the Monterey Park City Council and City Staff will be encouraged to wear jeans the day of the City Council meeting when “Denim Day” resolutions are on the agenda for the City Council approval to bring about awareness of the upcoming “Denim Day” observance.
- H.** April 27, 2022 is “Denim Day” in the City of Monterey Park. That City Employees, along with residents, business persons, students, and visitors to the City are urged to wear jeans April 27, 2022 to help communicate the message that there is “no excuse and never an invitation to rape.”

SECTION 2: *Electronic Signatures*. This Resolution may be executed with electronic signatures in accordance with Government Code §16.5. Such electronic signatures will be treated in all respects as having the same effect as an original signature.

SECTION 3: *Recordation*. The Mayor, or presiding officer, is authorized to sign this Resolution signifying its adoption by the City Council of the City of Monterey Park and the City Clerk, or her duly appointed deputy, may attest thereto.

SECTION 4: *Effective Date*. This Resolution will become effective immediately upon adoption and will remain effective unless repealed or superseded.

PASSED AND ADOPTED this ____ day of _____, 2022.

Henry Lo, Mayor

Attest:

Vincent D. Chang, City Clerk



City Council Staff Report

DATE: April 20, 2022

AGENDA ITEM NO: Consent Calendar - 3K

TO: The Honorable Mayor and City Council
FROM: Kelly Gordon, Chief of Police
SUBJECT: National Correctional Officers Week Resolution

RECOMMENDATION:

It is recommended that the City Council consider:

1. Adopting a Resolution Declaring the week of May 1-7, 2022, to be National Correctional Officers Week in the City of Monterey Park; and
2. Taking such additional, related, action that may be desirable.

EXECUTIVE SUMMARY:

The Monterey Park Police Department is celebrating the week of May 1-7, 2022, as National Correctional Officers Week. In 1984, President Ronald Reagan announced the first week in May as National Correctional Officers Week, and it has been celebrated annually ever since. It honors the thousands of men and women responsible for managing those brought into custody by law enforcement and awaiting trial. These individuals face difficult and often dangerous work environments and play a vital role in the criminal justice system. We are enlisting your support in the form of a resolution to honor these men and women in our area for their work every day to protect the residents of Monterey Park.

BACKGROUND:

Historically, the Police Department recognizes and celebrates the hard work of these dedicated professionals. We are confident you will stand behind the commitment and devotion these men and women provide to ensure the safety of Monterey Park residents.

Respectfully submitted by:



Kelly Gordon
Chief of Police

Prepared by:

Paul Villalobos

Paul Villalobos
Lieutenant

Approved by:



Ron Bow
City Manager

ATTACHMENT:

1. Resolution

ATTACHMENT 1

Draft Resolution

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTEREY PARK DECLARING MAY 1-7, 2022, NATIONAL CORRECTIONAL OFFICERS WEEK IN MONTEREY PARK

BE IT RESOLVED by the Council of the City of Monterey Park as follows:

SECTION 1: The City Council finds as follows:

- A. The Monterey Park Police Department is celebrating the week of May 1-7, 2022, as National Correctional Officers Week. In 1984, President Ronald Regan announced the first week in May as National Correctional Officers Week.
- B. It has been celebrated annually and honors the thousands of men and women responsible for managing those brought into custody by law enforcement. These individuals are responsible for the custody, safety, and well-being of inmates awaiting trial.
- C. Law enforcement agencies throughout the State depend upon Correctional Officers and Jailers to provide them with vital services.
- D. These individuals face difficult and often dangerous work environments and play a vital role in the criminal justice system.
- E. The City of Monterey Park recognizes and celebrates the hard work of these dedicated professionals and declares May 1-7, 2022, as National Correctional Officers Week in Monterey Park. We stand behind the commitment and devotion these men and women provide to ensure the safety of Monterey Park residents.

SECTION 2: *Electronic Signatures.* This Resolution may be executed with electronic signatures in accordance with Government Code §16.5. Such electronic signatures will be treated in all respects as having the same effect as an original signature.

SECTION 3: *Recordation.* The Mayor, or presiding officer, is authorized to sign this Resolution signifying its adoption by the City Council of the City of Monterey Park, and the City Clerk, or her duly appointed deputy, may attest thereto.

SECTION 4: *Effective Date.* This Resolution will become effective immediately upon adoption and will remain effective unless repealed or superseded.

PASSED AND ADOPTED this _____ day of _____, 2022.

Henry Lo, Mayor
Monterey Park, California

Attest:

Vincent D. Chang, City Clerk
Monterey Park, California



City Council Staff Report

DATE: April 20, 2022

AGENDA ITEM NO: Consent Calendar - 3L

TO: The Honorable Mayor and City Council
FROM: Anthony Antich, Interim Director of Public Works
SUBJECT: First Amendment to Agreement No. 2249-AB with Operational Technical Services LLC for Staff Augmentation Services for the Water Division

RECOMMENDATION:

It is recommended that the City Council consider:

1. Authorizing the City Manager to execute the First Amendment, in a form approved by the City Attorney, to Agreement No. 2249-AB with Operational Technical Services LLC. This Amendment is for staff augmentation services for the Water Division in an amount not to exceed \$300,000;
2. Taking such additional, related, action that may be desirable.

EXECUTIVE SUMMARY:

In August 2021, the Water Division executed a contract with Operation Technical Services LLC to provide technical services that were the responsibility of the Water Production Supervisor who had retired a month earlier. The Professional Services Agreement is for an amount not to exceed \$60,000. Because the recruitment of the supervisor position is still pending and additional Water Division staff have since retired or resigned, staff is requesting the approval of the First Amendment to the Agreement for additional staffing support and to increase the budget from \$60,000 to \$300,000.

BACKGROUND:

When the Water Division's Production Supervisor retired in June 2021, the City Manager approved an Agreement with Operational Technical Services LLC (OTS) to provide professional/technical services that were previously performed by that position during the interim period while the supervisor position is being filled. The Agreement with OTS is a Professional Services Agreement for an amount not to exceed \$60,000.

Due to the requirement of highly specialized expertise and skills of the Water Production Supervisor who would oversee the Delta Plant's new advanced/oxidation treatment system, the recruitment is taking longer than expected. The \$60,000 budget for the existing Agreement with OTS will be exhausted by the end of April 2022. In addition, since the retirement of the Water Production Supervisor, the Senior Water Production Operator has retired; and one Cross Connection Control Inspector and two Water Utility Maintenance Workers have resigned from the city to pursue opportunities at other agencies.

The Human Resources Department is working with staff to fill the vacant positions and expect the Water Production Supervisor and Senior Water Production Operator to be filled in the next three months. The remaining positions are estimated to be filled within the next six months.

Staff is requesting the approval of the First Amendment to OTS's Agreement, for staff augmentation services, to increase the budget from \$60,000 to an amount not to exceed \$300,000. The increased budget is based on OTS's fee schedule (Attachment 2).

FISCAL IMPACT:

The cost for the First Amendment with OTS will be funded by salary savings from the vacant positions. A budget adjustment from permanent salary accounts to professional services account will pay for OTS's consultant services.

Respectfully submitted by:



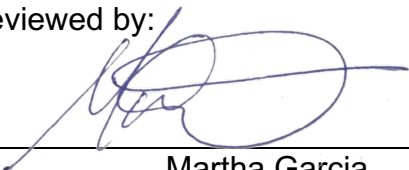
Anthony Antich
Interim Director of Public Works

Prepared by:



Richard Gonzales
Water Utility Manager

Reviewed by:



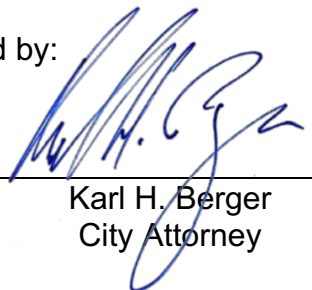
Martha Garcia
Director of Management Services

Approved by:



Ron Bow
City Manager

Reviewed by:



Karl H. Berger
City Attorney

ATTACHMENTS:

1. OTS First Amendment
2. OTS Fee Schedule

ATTACHMENT 1

OTS First Amendment

FIRST AMENDMENT TO
AGREEMENT NO. 2249-AB BETWEEN
THE CITY OF MONTEREY PARK AND
OPERATION TECHNICAL SERVICES LLC

THIS FIRST AMENDMENT (the "Amendment") is entered into this 20th day of April 2022, by and between the CITY OF MONTEREY PARK, a public entity ("CITY"), and OPERATIONAL TECHNICAL SERVICES LLC, a California limited liability company ("CONSULTANT").

1. Pursuant to Section 32 of the Agreement, Section 3-C of the Agreement is amended to read as follows:

C. The maximum not-to-exceed amount for any individual Task Order will be limited to \$300,000.
2. This Amendment may be executed in any number of counterparts, each of which will be an original, but all of which together constitutes one instrument executed on the same date.
3. Except as modified by this Amendment, all other terms and conditions of Agreement No. 2249-AB remain the same.

IN WITNESS WHEREOF the parties hereto have executed this Agreement the day and year first hereinabove written.

CITY OF MONTEREY PARK

CONSULTANT

Ron Bow,
City Manager

ATTEST:

Vincent D. Chang
City Clerk

Taxpayer ID No.

APPROVED AS TO FORM.

By: _____
Karl H. Berger
City Attorney

ATTACHMENT 2

OTS Fee Schedule

FEE SCHEDULE

OTS Fee Schedule	
OTS Water Production Supervisor	Local Regular Rate: \$115.00/hr Travel Regular Rate: \$138.00/hr
OTS Senior Water Production Operator	Local Regular Rate: \$110.00/hr Travel Regular Rate: \$133.00/hr
OTS Water Production Operator	Local Regular Rate: \$105.00/hr Travel Regular Rate: \$128.00/hr
OTS Water Distribution Supervisor	Local Regular Rate: \$115.00/hr Travel Regular Rate: \$138.00/hr
OTS Water Distribution Lead Worker	Local Regular Rate: \$110.00/hr Travel Regular Rate: \$133.00/hr
OTS Water Operations Supervisor	Local Regular Rate: \$115.00/hr Travel Regular Rate: \$138.00/hr
OTS Water Utility Maintenance Worker	Local Regular Rate: \$90.00/hr
OTS Jr. Engineer	Local Regular Rate: \$125.00/hr Travel Regular Rate: \$148.00/hr
OTS Engineer	Local Regular Rate: \$175.00/hr Travel Regular Rate: \$198.00/hr



City Council Staff Report

DATE: April 20, 2022

AGENDA ITEM NO: Consent Calendar - 3M

TO: The Honorable Mayor and City Council
FROM: Anthony Antich, Interim Director of Public Works
SUBJECT: Award of Contract to Eurofins, Weck and Clinical Lab for Lab Testing

RECOMMENDATION:

It is recommended that the City Council consider:

1. Authorizing the City Manager to execute three-year Agreements, in a form approved by the City Attorney, with Eurofins Eaton Analytica, LLC, Weck Analytical Environmental Services, Inc., and Clinical Lab of San Bernardino, Inc. to provide laboratory analysis services for the Water Division for a combined total not to exceed \$400,000 annually; and
2. Taking such additional, related, action that may be desirable.

EXECUTIVE SUMMARY:

The Water Division is requesting approval of Professional Services Agreements with three laboratory analyses firms – Eurofins, Weck, and Clinical Lab – for laboratory analyses services. The term for the contracts is three years for a combined total not to exceed \$400,000 annually.

BACKGROUND:

The Water Division is currently using three laboratory analyses firms for sample testing as required by the State Water Resources Control Board Division of Drinking Water (DDW) for the City's water operations. The three companies are Eurofins Eaton Analytica, LLC, Weck Analytical Environmental Services, Inc. and Clinical Lab of San Bernardino, Inc. Annual costs for lab testing is estimated to be \$400,000.

The number of firms that provide lab analyses for potable water in the Southern California region is currently less than ten. This highly specialized service requires certification from DDW as well as the ability to accommodate the specific testing requirements of the water purveyor's operations. The State Water Resources Board testing standards are rigorous and constantly changing with new contaminants being required for testing before potable water can be distributed to customers. The most recent added constituent is per- and polyfluoroalkyl substances (PFAS). Not all labs can provide analyses for all the regulated constituents. Turn-around time is varied based on the size of their operations and their case loads.

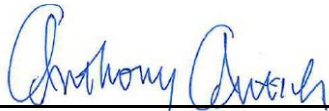
In addition, the Water Division is in the process of obtaining operating permits for the new treatment facility that uses ultraviolet/advanced-oxidation technology: DDW is requesting additional testing and sampling to confirm that the new system will meet the drinking water standards. For these reasons, staff is requesting contracts with all three firms that have confirmed their capability to provide specific lab analyses for the city to meet the State's requirements.

The Water Division has established good working relationships with all three labs: Eurofins has provided services to the city since 2018, and Weck and Clinical since 1996.

FISCAL IMPACT:

The Water Division's annual budget includes funds for laboratory analysis services. The funding source is water treatment (402) that is reimbursable by the Water Quality Authority.

Respectfully submitted by:



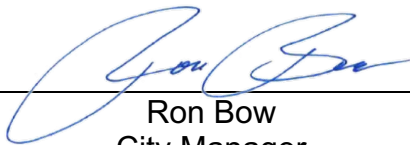
Anthony Antich Interim Director
of Public Works

Prepared by:



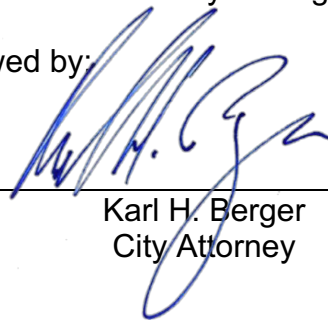
Richard Gonzales
Water Utility Manager

Approved by:



Ron Bow
City Manager

Reviewed by:



Karl H. Berger
City Attorney



City Council Staff Report

DATE: April 20, 2022

AGENDA ITEM NO: Consent Calendar - 3N

TO: The Honorable Mayor and City Council
FROM: Tony Antich, Interim Director of Public Works
SUBJECT: Notice of Completion for 2019-20 Street Rehabilitation at Various Locations Specification No. 2021-003

RECOMMENDATION:

It is recommended that the City Council consider:

1. Receiving and filing the Notice of Completion recorded by the Public Works Director on January 06, 2022 accepting the 2019-20 Street Rehabilitation at Various Locations Specification No. 2021-003 completed by Sialic Contractors Corporation dba Shawnan; and
2. Taking such additional, related action that may be desirable.

EXECUTIVE SUMMARY:

Pursuant to City Council Resolution No. 11701, the Public Works Director recorded the Notice of Completion for 2019-20 Street Rehabilitation at Various Locations project on January 26, 2022 (final recording date is February 24, 2022). The project is now complete, and the work was inspected and approved by the City Engineer.

BACKGROUND:

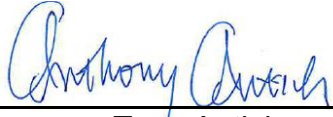
On July 07, 2021, the City executed a contract with Sialic Contractors Corporation dba Shawnan, for the 2019-20 Street Rehabilitation at Various Locations project in the amount of \$4,382,874. On January 06, 2022, the construction of the project was finalized. The work included the application of asphalt rubber hot mix and AC overlay on various city streets and concrete work such as sidewalk, curb & gutter, and curb ramps.

The final cost of the project was \$4,513,041.34, which included pavement evaluation services, Geotech services, and change order work necessitated by unforeseen field conditions and additional work added along the construction phase. The change order work included construction of cross gutter, additional striping, additional concrete work, and deep lift of unsuitable subgrade areas.

FISCAL IMPACT:

The project was funded by Road Maintenance and Rehabilitation (RMRA) SB1, Measure R, Measure M, and Water funds; CIP Project No. 96008. The final cost of the project was \$4,513,041.34.

Respectfully submitted by:



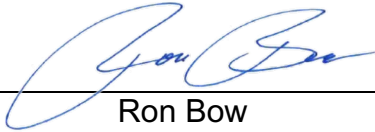
Tony Antich
Interim Director of Public Works

Reviewed by:



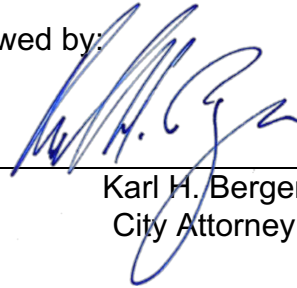
Martha Garcia
Director of Management Services

Approved by:



Ron Bow
City Manager

Reviewed by:



Karl H. Berger
City Attorney

ATTACHMENT(S):

1. Notice of Completion

ATTACHMENT 1

Notice of Completion

This page is part of your document - DO NOT DISCARD



20220218138



Pages:
0002

Recorded/Filed in Official Records
Recorder's Office, Los Angeles County,
California

02/24/22 AT 02:23PM

FEES:	0.00
TAXES:	0.00
OTHER:	0.00
PAID:	0.00



LEADSHEET



202202242850041

00021992568



013185263

SEQ:
01

DAR - Mail (Intake)

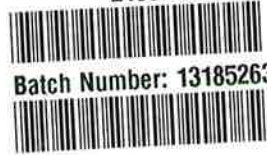


THIS FORM IS NOT TO BE DUPLICATED

RECORDING REQUESTED BY
CITY OF MONTEREY PARK
AND WHEN RECORDED MAIL TO:

Name Public Works Department
Street Address 320 West Newmark Avenue
City & State Monterey Park
CA 91754

21992568



SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

NOTICE OF COMPLETION

Notice is hereby given that:

1. The undersigned is owner or corporate officer of the owner of the interest or estate stated below in the property hereinafter described:
2. The full name of the owner is City of Monterey Park
3. The full address of the owner is 320 West Newmark Avenue, Monterey Park, CA 91754
4. The nature of the interest or estate of the owner is in fee.

(If other than fee, strike "In Fee" and insert, for example, "purchaser under contract of purchase," or "lessee")

5. The full names and full addresses of all persons, if any, who hold title with the undersigned as joint tenants or as tenants in common are:

NAMES

ADDRESSES

N/A

N/A

6. A work of improvement on the property hereinafter described was completed on 01/06/2022. The work done was: Street overlay/reconstruction and concrete work including ramps, sidewalk, curb and gutter

7. The name of the contractor, if any, for such work of improvement was Sialic Contractors Corporation dba Shawan July 7, 2021
(If no contractor for work of improvement as a whole, insert "none") (Date of Contract)

8. The property on which said work of improvement was completed is in the city of Monterey Park,
County of Los Angeles, State of California, and is described as follows: 2019-20 Street Rehabilitation at Various Locations. Specification No. 2021-003

9. The street address of said property is NONE
(If no street address has been officially assigned, insert "none")

Dated: 01/26/2022

CITY OF MONTEREY PARK

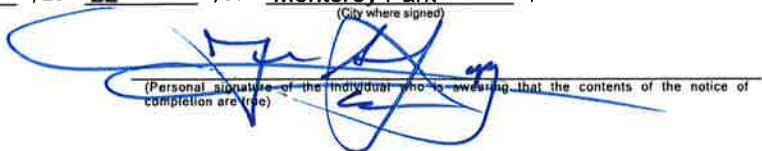

Signature of owner or corporate officer of owner
named in paragraph 2 or his agent

VERIFICATION

I, the undersigned, say: I am the Director of Public Works / City Engineer the declarant of the foregoing
(President of, "Manager of," "A partner of," "Owner of," etc.)
notice of completion; I have read said notice of completion and know the contents thereof; the same is true of my own knowledge.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on January 26, 20 22, at Monterey Park, California.
(Date of signature) (City where signed)


(Personal signature of the individual who is swearing that the contents of the notice of completion are true)

RESOLUTION NO.

**A TRIBUTE RESOLUTION OF HEARTFELT APPRECIATION BY THE
CITY COUNCIL OF MONTEREY PARK HONORING FRED SORNOSO
FOR HIS OUTSTANDING PUBLIC SERVICE AS MAYOR PRO TEM AND
COUNCIL MEMBER REPRESENTING DISTRICT NO. 3**

WHEREAS, Fred Sornoso was elected to the City of Monterey Park City Council on March 3, 2020, representing District No. 3. He served until April 14, 2022, providing the City of Monterey Park with exceptional public service during his tenure.

WHEREAS, Fred Sornoso championed many accomplishments to improve the quality of life for all community members, including reestablishing community clean-up events to keep Monterey Park a desirable place to live, work and play.

WHEREAS, Fred Sornoso encouraged residents to report issues such as graffiti and abandoned shopping carts to improve the aesthetics of Monterey Park.

WHEREAS, Fred Sornoso supported family excursions to the Los Angeles Dodgers games to promote community engagement and established the MLB Junior Home Run Derby for youth to participate in a free and friendly baseball competition.

WHEREAS, Fred Sornoso supported wellness programs and the purchase of fitness equipment to provide accessible opportunities for community members to stay healthy and active.

WHEREAS, Fred Sornoso volunteered for local organizations exhibiting community spirit and civic engagement.

WHEREAS, Fred Sornoso supported the historical preservation for future generations to learn about the rich culture and history of the Monterey Park community.

WHEREAS, Fred Sornoso fostered friendship, goodwill, and being a good neighbor to promote cooperation and community collaboration.

WHEREAS, Fred Sornoso embodied irrepressible good humor, kindness, energy, and graciousness, which enriched the lives of those fortunate enough to know and work with him.

WHEREAS, Fred Sornoso served as a City Council member during the COVID-19 Pandemic, undertaking unprecedented action to protect and preserve the public health and safety of the Monterey Park community.

WHEREAS, Fred Sornoso's unwavering commitment, willingness, and ability to understand and respond to the people of Monterey Park have worked in collaboration, making a substantial contribution to the betterment of the City of Monterey Park.

NOW, THEREFORE, BE IT RESOLVED that the City Council of Monterey Park commends the outstanding public service of Fred Sornoso and gratefully records its appreciation and the appreciation of the citizens of this community for the meritorious service rendered. We wish him the best in the future.

Electronic Signatures. This Resolution may be executed with electronic signatures in accordance with Government Code §16.5. Such electronic signatures will be treated in all respects as having the same effect as an original signature.

Recordation. The Mayor, or presiding officer, is authorized to sign this Resolution signifying its adoption by the City Council of the City of Monterey Park, and the City Clerk, or her duly appointed deputy, may attest thereto.

Effective Date. This Resolution will become effective immediately upon adoption and will remain effective unless repealed or superseded.

(Mayor signature and attestation must be on the same page.)

PASSED AND ADOPTED this 20th day of April 2022.

Henry Lo, Mayor

Attest:

Vincent Chang, City Clerk