

**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**

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

**Tuesday
January 31, 2023
6:00 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 Mayor

ROLL CALL Henry Lo, Vinh Ngo, Jose Sanchez, Thomas Wong, 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.

[1.] NEW BUSINESS

1-A. ADOPT A RESOLUTION EXTENDING A LOCAL EMERGENCY RESULTING FROM THE MASS MURDER ON JANUARY 21, 2023 AND AUTHORIZING THE CITY MANAGER TO ISSUE AN EXECUTIVE ORDER TO DIRECT THE CALIFORNIA COMMUNITY FOUNDATION TO ADMINISTER THE DISTRIBUTION OF DONATED FUNDS

It is recommended that the City Council consider:

- (1) Adopting a Resolution extending a local emergency resulting from the Mass Murder on January 21, 2023 and authorizing the City Manager to execute an Executive Order directing the California Community Foundation to administer the distribution of donated funds; and
- (2) Take such additional, related, action that may be desirable.

CEQA (California Environmental Quality Act):

The Resolution itself and the actions anticipated 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-B. FISCAL YEAR 2022 ASSISTANCE TO FIREFIGHTERS GRANTS (AFG) PROGRAM

It is recommended that the City Council consider:

- (1) Approving the Fiscal Year 2022 Assistance to Firefighters Grant (AFG) Program for consideration of AFG funding;
- (2) Authorizing the City's Finance Department to allocate \$8,416.12 from the City Budget to fund the required applicant match if the grant is awarded;
- (3) Adopting a resolution authorizing the City Manager or designee, to apply for, receive, and appropriate grant funds for the Fiscal Year 2022 Assistance to Firefighters Grant Program; and
- (4) Take such additional, related, action that may be desirable.

ADJOURN



City Council Staff Report

DATE: January 31, 2023

AGENDA ITEM NO: New Business - 1A

TO: The Honorable Mayor and City Council
FROM: Ron Bow, City Manager
SUBJECT: Adopt a Resolution extending a local emergency resulting from the Mass Murder on January 21, 2023 and authorizing the City Manager to issue an Executive Order to direct the California Community Foundation to administer the distribution of donated funds

RECOMMENDATION TO CITY COUNCIL

It is recommended that the City Council consider:

1. Adopting a Resolution extending a local emergency resulting from the Mass Murder on January 21, 2023 and authorizing the City Manager to execute an Executive Order directing the California Community Foundation to administer the distribution of donated funds; and
2. Take such additional, related action that may be desirable.

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The Resolution itself and the actions anticipated 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.

BACKGROUND:

On January 21, 2023, the Monterey Park community was traumatized by the murder of 11 individuals and the injury of nine others. In the aftermath of that horrific incident, the City's resources are stretched thin. The Monterey Park Fire and Police Departments are the most affected by addressing the public safety of the community; the other City Departments, however, are also affected as we all are undergoing a "crash course" in learning how to react to this tragedy. Under the circumstances, it is apparent that the local emergency that was already in effect because of the 2023 Winter Storms must be broadened to include the mobilization of public resources to meet the community's needs in healing from the January 21st incident.

In addition to a multitude of other matters, the outpouring of monetary donations must be appropriately administered. While the City does have policies in place for accepting donations (see, e.g., Resolution No. 11776 that is attached), the City simply does not have

the expertise or capacity to undertake the important mission of ensuring that the funds so generously contributed by persons around the world to support the victims' families are properly distributed. Accordingly, based upon the advice from other communities that previously dealt with similar mass casualty incidents, the City Manager selected the California Community Foundation ("CCF") to partner with nonprofit corporations within the community (that are already receiving donations) to act on the City's behalf for the purposes of coordinating the distribution of donated funds.

To implement this arrangement, it is crucial that the City issue an Executive Order. As described in the draft Resolution, the Executive Order would make a final decision regarding the arrangements with CCF; nomination persons for the contemplated oversight board; authorize selection of the fund administrator; and, ultimately, the name of the fund. The draft Resolution and Executive Order may be adopted or modified by the City Council in its discretion.

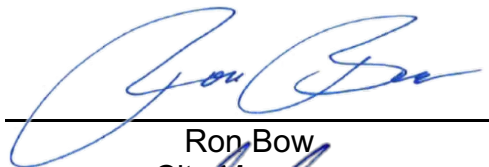
It is crucial, however, that an Executive Order be issued by the City. Doing so will not only allow the City to endorse the fund identified by the City Council, i.e., confirm its trustworthiness and legitimacy, but will also ensure that those who receive monies from that fund will not be further victimized by, for example, a tax burden that would be otherwise imposed upon financial distributions from other sources. Also important is that the City Council allow CCF and its other anticipated nonprofit partners – most notably the Asian American Advancing Justice Southern California ("AAAJ So Cal") – to form the oversight board. This will help ensure that the partnership established between the City and other nonprofits will share the responsibility of adopting and implementing protocols for distributing donations.

FISCAL IMPACT:

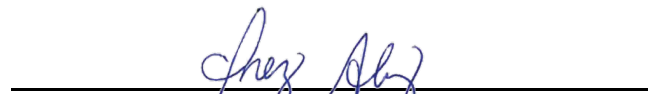
Unknown at this time.

Respectfully submitted,

Prepared by:



Ron Bow
City Manager



Inez Alvarez
Assistant City Manager

Reviewed by:


Karl H. Berger
City Attorney

Attachments:

1. Executive Order
2. City's Donation Policy

ATTACHMENT 1

PROPOSED RESOLUTION

RESOLUTION NO. _____

A RESOLUTION ADOPTED BY THE CITY COUNCIL EXTENDING A LOCAL EMERGENCY RESULTING FROM THE MASS MURDER ON JANUARY 21, 2023 AND RATIFYING THE CITY MANAGER'S ADMINISTRATIVE DECLARATION OF EMERGENCY AND EXECUTIVE ORDER DATED JANUARY 27, 2023.

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

SECTION 1: The City Council finds as follows:

- A. On January 21, 2023, 11 people were murdered and nine were severely injured as the result of a shooting spree. This tragedy is unprecedented within the City's history and will affect our community for many years in the future.
- B. As a result of this tragic event, the City's resources have been stretched thin: it was already addressing the local emergency declared earlier in January resulting from the 2023 Winter Storm systems and it is now addressing the aftermath of a violent and traumatic event that requires extensive resources.
- C. The outpouring of support from federal, state, local and private sources has been overwhelmingly appreciated by the City Council and City administration. Additionally, persons all over the world have donated funds to assist with victims, their families, and other persons suffering as a result of the January 21st event.
- D. The City does not currently have the resources to administer the collection and distribution of donations. Based upon the amounts already received, it is anticipated that significant time and effort will be needed to ensure that these funds are fairly and expeditiously distributed to those who need them.
- E. Accordingly, the City anticipates partnering with several nonprofits including, without limitation, the Asian American Advancing Justice Southern California ("AAAJ So Cal"), to create the "Monterey Park Victim and Family Support Fund" or simply the "MPK Support Fund." The MPK Support Fund is endorsed by the City of Monterey Park as the only official fund for accepting donations.
- F. The MPK Support Fund will (a) provide a single vehicle to receive donations which immediately began pouring in from the public after January 21, 2023, and thereby avoid the misdirection of donations to fraudulent organizations; (2) provide the infrastructure to coordinate the

collection, administration and distribution of these funds in a manner consistent with the City's interest in assisting the victims of the attacks with financial and other restitution; (3) act as a central resource to allow those affected by the tragedy to find appropriate and reputable services; and (iv) maintain the infrastructure in coordination with the City Monterey Park that would allow it to respond immediately to city needs in the event of a similar tragedy, in order to lessen the burdens of government.

- G. To help administer the distribution of donations through the MPK Support Fund, the City Council nominates the persons listed in the Executive Order signed by the City Manager on January 31, 2023, and such additional persons that may be identified by the City Council concurrently with adoption of this Resolution, to an oversight board comprised in the manner outlined in the Executive Order. Additionally, the City Council appoints a Fund Administrator who will be identified by the City Council concurrently with adoption of this Resolution or by the City Manager within two weeks after adoption of this Resolution with concurrence of the Mayor.

SECTION 2: Extension of Local Emergency. The City Council reviewed the state of the community and extends the local emergency declared on January 8, 2023 (as ratified by Resolution No. 2023-R5, adopted January 18, 2023) to include all actions needed to react to the January 21, 2023 shooting incident. This Resolution supplements Resolution No. 2023-R5 and confirms the ongoing local emergency

SECTION 3: Authorization of Executive Order. The City Council authorizes the City Manager to execute the Executive Order attached as Exhibit "A," which is incorporated by reference, including the Emergency Policies and Procedures attached to that Executive Order. The City Manager is authorized to modify the EP&P as may be required to implement the intent and direction of this Resolution.

SECTION 4: Validity. If any part of this Resolution or its application is deemed invalid by a court of competent jurisdiction, the City Council intends that such invalidity will not affect the effectiveness of the remaining provisions or applications and, to this end, the provisions of this Resolution are severable.

SECTION 5: Electronic Signatures. This Resolution may be executed with electronic signatures in accordance with Government Code §16.5 and Monterey Park Municipal Code Chapter 3.95. Such electronic signatures will be treated in all respects as having the same effect as an original signature.

SECTION 6: Effectiveness. This Resolution will take effect immediately upon adoption.

PASSED AND ADOPTED this _____ day of _____, 2023.

Jose Sanchez, Mayor

ATTEST:

Maychelle Yee, City Clerk

APPROVED AS TO FORM:



Karl H. Berger, City Attorney

Exhibits:

A – “Executive Order”



CITY OF MONTEREY PARK

EXECUTIVE ORDER JANUARY 31, 2023

The City of Monterey Park declares and orders as follows:

A local emergency exists within the City since January 8, 2023 in accordance with the Administrative Declaration of Emergency as ratified by Resolution No. 2023-R5, adopted January 18, 2023.

On January 21, 2023, the City experienced an unprecedented tragedy in the murder of 11 individuals and the severe physical injury of nine others resulting from a senseless shooting spree. This mass casualty incident ("MCI") caused physical injuries and trauma not only to the victims suffering gunshot wounds or other physical injuries, but also to the witnesses to the crime Monterey Park community as a whole.

Individuals, including residents of Monterey Park, residents of California, people throughout the country and around the world, as well as numerous businesses, exhibited extraordinary generosity in seeking to help those who were most impacted by the MCI.

The City of Monterey Park recognizes the burdens imposed on it to field inquiries for community support, collect gifts and monetary donations and ensure appropriate distribution, assist the victims in receiving both financial and other restitution, and provide a vehicle to centralize the community's efforts to assist those affected by the MCI.

In accordance with the Emergency Policies and Protocols ("EP&P"), attached as Exhibit "A," and incorporated by reference, the Monterey Park Victim and Family Support Fund at the California Community Foundation (the "MPK Support Fund"), was established concurrent with this Executive Order at the City's request. Among other things, the MPK Support Fund is intended to help distribute donations received to help pay for emergency needs of impacted individuals and families who lost loved ones.

The City of Monterey Park anticipates that all of the funds collected and pledged to date will be distributed to those individuals and families most affected by the MCI. Additionally, the City anticipates that the MPK Support Fund will receive a continuing stream of contributions thereafter to continue to provide support for those affected by the MCI.

To decrease the likelihood of people and organizations inadvertently donating funds to fraudulent charities, it was deemed prudent to direct the California

Community Foundation to operate the MPK Support Fund as the single vehicle where donations could be channeled that would address the loss suffered by victims and thereby lessen the governmental burdens. The MPK Support Fund will be used to address these concerns.

The foregoing conditions constitute the existence of conditions presenting a potential threat to the safety of persons and property within the City of Monterey Park, which conditions are likely to be beyond the control of the services, personnel, equipment and facilities of the City and require the combined forces of other political subdivisions to combat.

Accordingly, I order that:

1. The EP&P be implemented as written;
2. The MPK Support Fund be the only official fund for accepting Donations the purpose of which is to reduce the governmental burdens generally caused by the MCI by alleviating the suffering of those directly harmed by that event; and
3. That the local emergency declared January 8, 2023 be expanded to include all efforts needed to address the aftermath of the MCI described above and in the EP&P.

During the existence of said local emergency the powers, functions, and duties of the emergency organization of the City of Monterey Park will be those prescribed by state law, by ordinances, and resolutions of the City of Monterey Park.

Ron Bow, City Manager

Date/Time

EMERGENCY EXECUTIVE ORDER

JANUARY 31, 2023

MONTEREY PARK MASS CASUALTY INCIDENT

I. Purpose

These emergency policies and procedures (“EP&P”) were adopted pursuant to Monterey Park Municipal Code (“MPMC”) §§ 2.52.050 and 2.52.060; Resolution No. 2023-R5, adopted January 18, 2023; and Resolution No. 2023-RXX (adopted January 31, 2023) to protect public health, safety, and welfare. These protocols are implemented to relieve the stress on City resources including, without limitation, police officers; firefighters; public health professionals; public works employees; and other public officials needed to address the aftermath of the January 21, 2023 mass casualty incident in which 11 people were murdered and nine individuals were hospitalized (the “MCI”). The MCI caused both physical and mental injuries to hundreds of individuals who witnessed the MCI; are families of the victims or witnesses; and are otherwise affected by the traumatic circumstances of the MCI.

II. Definitions

Unless the contrary is stated or clearly appears from the context, the following definitions govern the construction of the words and phrases used in this EP&P. Words and phrases undefined in this EP&P have the same meaning as set forth in applicable law.

“Authorized Liaison” means those person(s) identified by the city of Monterey Park to organize and facilitate the creation of the Authorized Fund in order to lessen the City’s governmental burdens associated with the MCI.

“Authorized Fund” means the “Monterey Park Victim and Family Support Fund,” or such other caption that may be established by the Oversight Committee, established with the California Community Foundation. The Authorized Fund is necessary to create a centralized vehicle for receiving and distributing the generous Donations; fielding inquiries for community support; assisting victims in receiving both financial and other restitution; and providing a vehicle to centralize the community’s efforts to assist those affected by the MCI.

“Donations” means those monies deposited into the Authorized Fund for the purpose of assisting victims, victim families, and such other persons affected by the mass casualty incident on January 21, 2023.

“Fund Administrator” means a person selected by the city of Monterey Park to implement the protocols adopted by the Oversight Board and distribute monies from the Authorized Fund.

EMERGENCY EXECUTIVE ORDER

JANUARY 31, 2023

MONTEREY PARK MASS CASUALTY INCIDENT

“Oversight Board” means a volunteer board comprised of community members selected by independent nonprofit corporations including, without limitation, the California Community Foundation (“CCF”), and nominated by the city of Monterey Park, responsible for adopting protocols to distribute monies from the Authorized Fund. Such protocols should govern the distribution of financial assistance to those most seriously affected by the MCI.

III. Appointment of Authorized Liaison and Creation of Authorized Fund

By letter dated January 26, 2023, the California Community Foundation (“CCF”) is appointed as the Authorized Liaison.

The City agrees to creation of the Authorized Fund. Unless its name is changed by the Oversight Board, the Authorized Fund will be referred to as the “Monterey Park Victim and Family Support Fund” or simply the “MPK Support Fund.” The MPK Support Fund will be endorsed by the City of Monterey Park as the only official fund for accepting Donations.

The Authorized Fund will (1) provide a single vehicle to receive Donations which immediately began pouring in from the public in the wake of the MCI, and thereby avoid the misdirection of donations to fraudulent organizations; (2) provide the infrastructure to coordinate the collection, administration and distribution of these funds in a manner consistent with the City’s interest in assisting the victims of the attacks with financial and other restitution; (3) act as a central resource to allow those affected by the MCI to find appropriate and reputable services; and (iv) maintain the infrastructure in coordination with the City Monterey Park that would allow it to respond immediately to city needs in the event of a similar tragedy, in order to lessen the burdens of government.

IV. Oversight Board Nominees and Appointment of Fund Administrator

The City will appoint a Fund Administrator.

The City nominates City Treasurer Amy Lee; Ms. Anita Chu; Ms. Denise Jaramillo; Mr. Hans Liang; Mr. Paul Talbot; Mr. Ricky Choi, Ms. Krystal Hamner and such additional persons that may be identified by the City Council, for the Oversight Board. The Authorized Fund and Authorized Liaison may appoint these, or other, persons as may be desirable.

EMERGENCY EXECUTIVE ORDER

JANUARY 31, 2023

MONTEREY PARK MASS CASUALTY INCIDENT

V. Miscellaneous

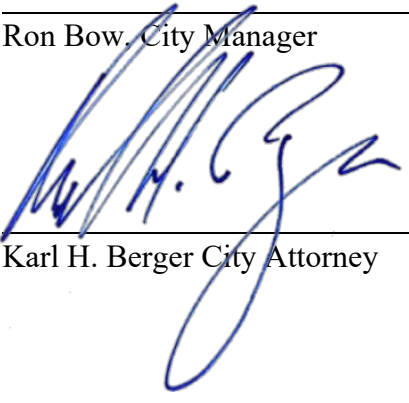
Under no circumstance may the Donation of any individual or corporation having business before the City or any agency thereof influence the decision of city officials in acting on such business. Should any City officer or employee have reason to believe that such contribution is in fact improperly influencing city officials, the reasons for such belief must be immediately communicated to the City Manager or City Attorney, or any other appropriate investigatory office, officer or body.

These EP&P are subject to review by the City Council in accordance with MPMC § 2.52.060(a)(6)(A). They will remain effective unless superseded by applicable federal or state law; or are terminated by the City Council or City Manager.

APPROVED:

Ron Bow, City Manager

APPROVED AS TO FORM:



Karl H. Berger City Attorney

Date: January 31, 2023

ATTACHMENT 2
Resolution No. 11776
City's Donation Policy

RESOLUTION NO. 11776

A RESOLUTION ESTABLISHING POLICIES AND PROCEDURES FOR ACCEPTING CONTRIBUTIONS, DONATIONS, GIFTS, BEQUESTS, AND DEVISES FOR PUBLIC PURPOSES.

The City Council of the City of Monterey Park does hereby resolve as follows:

SECTION 1: The City Council finds and declares as follows:

- A. Community members seeking to improve the City's services, contribute to the construction of important public facilities, or otherwise seeking to enhance the City frequently seek to make contributions, donations, gifts, bequests, or devises (collectively, "donations") to the City;
- B. A review of the City's documents show that there are no existing policies for accepting such generous donations;
- C. It is in the public interest for the City to establish policies for accepting donations so that persons making such donations may take appropriate tax deductions, the City uses donations for the purpose for which they were intended, and so the City's administration has clear direction regarding what kinds of donations should be accepted;
- D. The City Council, or its designee, may accept or reject any donation for any public purpose. In doing so, the City may keep or dispose such donations or use them in the manner required by the donor;
- E. Unless otherwise specified by the donor, the City may use donations in any manner it chooses to promote the public interest;
- F. Contributions to the City may be tax deductible as a charitable contribution if the donation is made exclusively for a public purpose (26 U.S.C. § 170(c)(1)). For example, without limitation, art education is a legitimate public purpose (Government Code § 15813).

SECTION 2: *Definitions.* Unless the contrary is stated or clearly appears from the context, the following definitions will govern the construction of the words and phrases used in this chapter.

- A. "City manager" means the city manager or designee;
- B. "Donation" means a contribution, donation, gift, bequest or devise of personal or real property, but not personal services. Donations may be solicited or unsolicited by the City;

- C. “Donor” means a person, including a corporate entity, making a donation to the City for a public purpose.

SECTION 3: Authority. Pursuant to Government Code § 37354, the city manager is authorized to accept donations in accordance with this Resolution and with applicable administrative policies and procedures that may be promulgated by the city manager.

SECTION 4: Donations. The City will accept the following donations, upon the recommendation of the city manager:

- A. *Property donations.* Donations consisting of pecuniary, real or personal property with a fair market value of less than \$25,000 shall receive a written confirmation from the City.
- B. *Donations valued over \$25,000.* At the discretion of the City Council, the City Council may accept donations with a value estimated at \$25,000 or greater.

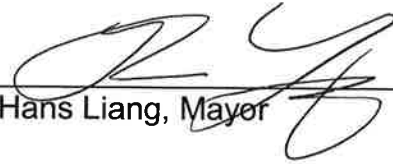
SECTION 5: Use of Donations. Pursuant to Government Code § 37355, the city manager may direct the use of donations unless a donor designated a donation for a particular use. If a donation must be used for a particular use, the city manager must ensure that the City uses the donations in the manner required by the donor.

SECTION 6: Charitable Contribution. Pursuant to 26 U.S.C. § 170(c)(1), donations made to the City may be tax deductible if made for a public purpose. Upon accepting or declining a donation, the city manager will provide donors with a written statement that includes the following information in accordance with Internal Revenue Code § 1.170A-13:

- A. Name of donor;
- B. Description of donation;
- C. Date of receipt;
- D. For personal or real property, the location of property;
- E. Use of property by the City;
- F. Whether the property is being used for exclusively public purposes; and
- G. That the City accepted or declined the donation.

SECTION 8: This Resolution will become effective immediately upon adoption and will remain effective unless superseded or repealed.

PASSED AND ADOPTED this 5th day of August, 2015.

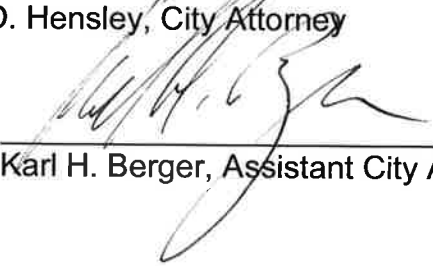

Hans Liang, Mayor

ATTEST:



Vincent D. Chang, City Clerk

APPROVED AS TO FORM:
Mark D. Hensley, City Attorney

By: 

Karl H. Berger, Assistant 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. 11776 was duly and regularly adopted by the City Council of the City of Monterey Park at a meeting held on the 5th day of August, 2015, by the following vote:

Ayes:	Council Members: Lam, Real Sebastian, Ing, Chan, Liang
Naes:	Council Members: None
Absent:	Council Members: None
Abstain:	Council Members: None

Dated this 5th day of August, 2015.



Vincent D. Chang, City Clerk
City of Monterey Park, California



City Council Staff Report

DATE: January 31, 2023

AGENDA ITEM NO: New Business - 1B

TO: The Honorable Mayor and City Council
FROM: Matthew Hallock, Fire Chief
SUBJECT: Fiscal Year 2022 Assistance to Firefighters Grants (AFG) Program

RECOMMENDATION:

It is recommended that the City Council consider:

1. Approving the Fiscal Year 2022 Assistance to Firefighters Grant (AFG) Program for consideration of AFG funding;
2. Authorizing the City's Finance Department to allocate \$8,416.12 from the City Budget to fund the required applicant match if the grant is awarded;
3. Adopting a resolution authorizing the City Manager or designee, to apply for, receive, and appropriate grant funds for the Fiscal Year 2022 Assistance to Firefighters Grant Program; and
4. Taking such additional, related, action that may be desirable.

EXECUTIVE SUMMARY:

The City of Monterey Park Fire Department received Notice of Funding Opportunity (NOFO) from Federal Emergency Management Agency (FEMA) regarding a formal invitation to submit a full application for consideration of AFG funds. If the City is offered a grant award, the total proposed budget request is \$92,577.35, which includes a federal share request of \$84,161.23 and a required applicant match of \$8,416.12. The application Activity Title is Personal Protective Equipment: Air Compressor/Fill Station/Cascade System Replacement.

Staff seeks City Council consideration and approval of the City of Monterey Park's AFG application. The application due date is February 10, 2023. When the grant award decision is made and if the grant award is received, staff will inform City Council.

BACKGROUND:

The Assistance to Firefighters Grants (AFG) was established under FEMA in 2001 as a funding resource for firefighters and first responders to obtain the necessary tools, equipment, and other critical resources needed to safely perform job duties while protecting the public.

The Fire Department (Department) seeks funding to update the air compressor system (system) in Fire Station 61. The system is used by the firefighters to fill their self-contained breathing apparatuses (SCBAs) with oxygen. The SCBAs are used to supply oxygen to firefighters responding to fire related incidents; and are considered critical Personal Protective Equipment (PPE).

The SCBAs will expire in the forthcoming years. The current air compressor will be inoperable with the new equipment. The system is over 20 years old and cannot be retrofitted to comply with new industry standards. In anticipation of new SCBAs, staff seeks to replace the legacy system with an upgraded air compressor system.

If the City of Monterey Park is offered a grant award, the total proposed budget request is \$92,577.35, which includes a federal share request of \$84,161.23 and a required applicant match of \$8,416.12. Per AFG, the required applicant match is factored in accordance with the size of the applicant's jurisdiction. For jurisdictions with a population of 20,000 but less than 1,000,000, a ten percent match is required.

Staff seeks City Council consideration and approval of the City of Monterey Park's AFG application, which also includes the authorization of funding the required applicant match. The due date to submit the application and required documents is February 10, 2023. The application period of performance will not exceed 24 months. If the grant award is offered, the City of Monterey Park will complete the update before the timeframe. When the grant award decision is made and if the grant award is received, staff will inform City Council.

FISCAL IMPACT:

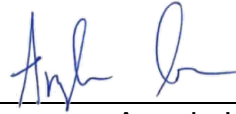
Potential impact to the City's adopted fiscal year budget would be contingent upon whether the application is approved and if the grant award is received. If the City is offered a grant award, the total proposed budget request is \$92,577.35, which includes a Federal Share Request of \$84,161.23 and a Required Applicant Match of \$8,416.12. A budget appropriation of \$8,416.12 from the General Fund is requested for the required application match.

Respectfully submitted by:



Matthew Hallock
Fire Chief

Prepared by:



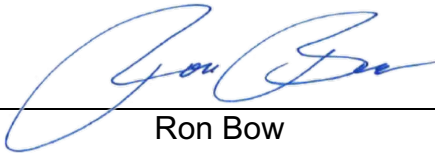
Angela Loera
Principal Management Analyst

Reviewed by:



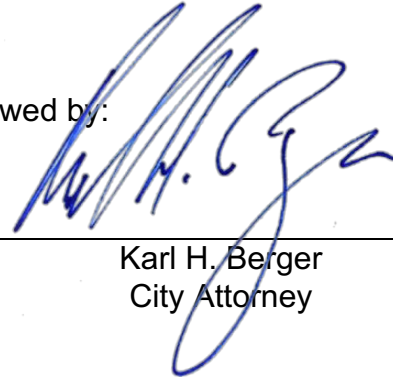
Martha Garcia
Director of Finance

Approved by:



Ron Bow
City Manager

Reviewed by:



Karl H. Berger
City Attorney

ATTACHMENTS:

1. Assistance to Firefighters Grant Resolution
2. Baur's Compressors Quote
3. Assistance to Firefighters Grant Program: Cost Share Calculator

ATTACHMENT 1

Assistance to Firefighters Grant Resolution

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE CITY MANAGER, OR
DESIGNEE, TO APPLY FOR, RECEIVE, AND APPROPRIATE
GRANT FUNDS FOR THE FISCAL YEAR 2022 ASSISTANCE TO
FIREFIGHTERS GRANTS PROGRAM — PERSONAL
PERTECTIVE EQUIPMENT: AIR COMPRESSOR/FILL
STATION/CASCADE SYSTEM REPLACEMENT.**

The City Council does resolve as follows:

SECTION 1: The City Council finds as follows:

- A. The City plans to apply for the Assistance to Firefighters Grants Program (“AFG”) from the Department of Homeland Security Federal Emergency Management Agency (“DHS FEMA”). The City plans to apply funding to replace the existing air compressor system in Fire Station 61;
- B. The primary goal of AFG is to meet the firefighting and emergency response needs of fire departments and nonaffiliated emergency medical service organizations. Since 2001, AFG helped firefighters and other first responders obtain equipment, protective gear, emergency vehicles, training, and other resources needed to protect the public and emergency personnel from fire and related hazards;
- C. The City plans to apply for AFG funds before the February 10, 2023, deadline for a federal award amount of \$92,577.35. If the grant is awarded, the City Council believes that it is in the public interest to accept these grant monies and match the grant with \$8,416.12 in City funds.

SECTION 2: The City Manager, or designee, is authorized to apply for a grant, with a City cost share match of \$8,416.12, from the City funds to be used for the replacement of the legacy air compressor in Fire Station 61.

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: The City Council amends or supplements the City’s Budget for fiscal year 2022-2023 to appropriate the monies identified by this Resolution to pay for the cost share match plan proposed by the City in support of its grant application. The City Manager, or designee, is authorized to implement the purpose of this section.

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

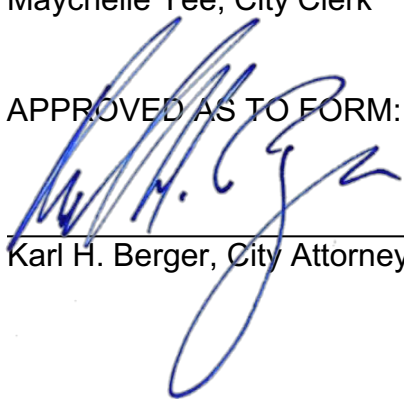
PASSED AND ADOPTED this 31st day of January, 2023.

Henry Lo, Mayor

ATTEST:

Maychelle Yee, City Clerk

APPROVED AS TO FORM:



Karl H. Berger, City Attorney

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

I, Maychelle Yee, 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 31st day of January 2023, by the following vote:

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

Dated this 31st day of January, 2023.

Maychelle Yee, City Clerk
Monterey Park, California

ATTACHMENT 2

Baurs Compressor Quote

1340 S. Simpson Circle
Anaheim, CA 92806-5531
(714) 991-8800

www.compressedairspecialties.com
A/R contact: colleen@compairspec.com
Federal Tax ID# 93-1177829

Quotation

Date	Quotation #
1/25/2023	5032

Bill To

Monterey Park Fire Department
350 West Newmark Ave.
Monterey Park, CA 91754

Ship To

Monterey Park Fire Department
350 West Newmark Ave.
Monterey Park, CA 91754

Rep		Quote Requested By/RFQ#		Estimated Ship Date		Terms	
ST		RD		2/24/2023		Net 30	
Qty	Item	Description	U/M	Price	Amount		
1	UN4S/25H-E3	Bauer Unicus 4 Air Compressor System 25 cfm, 6,000 psi, 20 hp, 230/460 vac, 3 phase, (2) integrated ASME code storage cylinders, (3) position 5,500 psi containment fill station	ea	84,663.00	84,663.00T		
1	GT/CO/III	Electronic Carbon Monoxide Monitor with calibration kit	ea	4,680.00	4,680.00T		
2	/CYL-9/6k	Additional 6,000 psi ASME cylinder	ea	4,900.00	9,800.00T		
		Subtotal			99,143.00		
	15%	15% Discount		-15.00%	-14871.45		
1	Shipping - Unicus	Shipping - Unicus	ea	3,300.00	3,300.00		
1	Installation	Installation Labor		500.00	500.00		
1	Trade-in	Trade in credit on current Bauer UNII26-E3		-3,500.00	-3,500.00		
	----	Note: Compressor will be delivered to CAS to uncrate, test and fill storage cylinders. CAS will then bring to your facility for installation. Customer is responsible for providing a wall mounted electrical disconnect box for us to connect to (***Current electrical connection should be sufficient***). A training class will be provided to personnel on proper filling procedures.		0.00	0.00T		

Quotation valid through July 2023

Subtotal	\$84,571.55
Sales Tax (9.5%)	\$8,005.80
Total	\$92,577.35

ATTACHMENT 3
**Assistance to Firefighters Grant Program: Cost
Share Calculator**

Fiscal Year 2022 Assistance to Firefighters Grant Program

EXAMPLE COST SHARE FORMULA

X = Federal Funding Assistance
Y = Total Project Cost
P = Local Cost Share Percentage
 $X + (P)(X) = Y$

X = Federal Funding Assistance
Y = \$100,000
P = 15%
 $X + (P)(X) = Y$
 $X = Y/1.15$

X = Federal Funding Assistance
Y = \$100,000
P = 15%
 $X = \$100,000/1.15$ X = \$86,956.52
Local Cost Share = \$13,043.48

Use the Calculator Below to Determine the Local Cost Share for your Organization

Total Project Cost:	\$ 92,577.35
Local Cost Share Percentage:	10%

Example: For 15% enter .15 into the calculator, for 10% enter .10, for 5% enter .05

Federal Funding Assistance:	\$ 84,161.227
Local Cost Share:	\$ 8,416.123