

**MINUTES
MONTEREY PARK CITY COUNCIL
SUCCESSOR AGENCY (SA)
REGULAR MEETING
MAY 4, 2016**

The City Council of the City of Monterey Park held a Regular Meeting of the Council in the Council Chamber, located at 320 West Newmark Avenue in the City of Monterey Park, Wednesday, May 4, 2016 at 7:00 p.m.

The minutes include items considered by the City Council acting on behalf of the Successor Agency of the former Monterey Park Redevelopment Agency, which dissolved February 1, 2012. Successor Agency matters will include the notation of "SA" next to the Agenda Item Number.

CALL TO ORDER:

Mayor Chan called the meeting to order at 7:03 p.m.

FLAG SALUTE:

The Monterey Park Fire Explorers led the flag salute.

ROLL CALL:

City Clerk Vincent Chang called the roll:

Council Members Present: Hans Liang, Stephen Lam, Teresa Real Sebastian, Peter Chan, Mitchell Ing

Council Members Absent: None.

ALSO PRESENT: City Manager Paul Talbot, Assistant City Attorney Karl Berger, City Treasurer Joseph Leon, Public Works Director/Assistant City Manager Ron Bow, Fire Chief Scott Haberle, Police Chief Jim Smith, Director of Management Services Chu Thai, Director of Human Resources Tom Cody, Recreation and Community Services Director Dan Costley, Community and Economic Development Director Michael Huntley, City Librarian Norma Arvizu, Controller Annie Young, Assistant City Engineer Rey Alfonso, Support Services Manager Tim Shay

AGENDA ADDITIONS, DELETIONS, CHANGES AND ADOPTIONS

None.

ORAL AND WRITTEN COMMUNICATIONS

- Sarkis Antonian spoke about his dissatisfaction with the Edison power outage that occurred on April 25, 2016. He expressed his concerns as to future upgrades that may lead to further power outages.
- Puiki Lok addressed her concerns regarding the Monterey Park Municipal Code that does not permit the riding or parking of a bicycle on the sidewalk. She also requested an update as to a potential dog park.

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

- Robert Callanan, representative for White Nelson Diehl Evans, LLP, introduced himself and his firm as the new auditing firm for the city of Monterey Park.
- Dominic Lombardo spoke regarding Agenda Item 6-D and expressed his support for the sale and consumption of alcohol at the Centennial event.
- Tammy Louie, part of the Centennial Concert Series Subcommittee, also spoke regarding agenda Item 6-D. She also requested that council allow the sale and consumption of alcohol at the event.

1. PRESENTATION

None.

2. SUCCESSOR AGENCY TO THE FORMER COMMUNITY REDEVELOPMENT AGENCY (SA)

NEW BUSINESS

2A. WARRANT REGISTER FOR SUCCESSOR AGENCY TO THE FORMER COMMUNITY REDEVELOPMENT AGENCY OF MAY 4, 2016

It is required that the City Council (acting on behalf of the Successor Agency) approve all disbursements. Disbursements will be made from the funds referenced in the Resolution in Warrants numbered 318-320.

Action Taken: The City Council acting on behalf of the Successor Agency of the former Monterey Park Redevelopment Agency approved items No. 2A and 2B. Approved payment of warrants and adopted Resolution Nos. SA-119 of the Successor Agency to the former Monterey Park Redevelopment Agency allowing certain claims and demands per warrant register dated May 4, 2016 totaling \$1,277.34 and specifying the funds out of which the same are to be paid.

Motion: Moved by Council Member Real Sebastian and seconded by Mayor Pro Tem Ing, motion carried by the following vote:

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

Resolution No. SA-119, entitled:

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE FORMER COMMUNITY REDEVELOPMENT AGENCY (SA) ALLOWING CERTAIN CLAIMS AND DEMANDS PER WARRANT REGISTER DATED 4TH DAY OF MAY 2016 TOTALING \$1,277.34 AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

2B. SUCCESSOR AGENCY (SA) MINUTES

Approve the minutes from the regular and special meeting of April 6, 2016.

Action Taken: The City Council acting on behalf of the Successor Agency of the former Monterey Park Redevelopment Agency approved the minutes from the special and regular meeting of April 6, 2016. Motion taken with Item No. 2A.

This is the end of Successor Agency (SA) items.

3. CITY OF MONTEREY PARK CONSENT CALENDAR

None.

4. PUBLIC HEARING

4A. APPEAL OF PLANNING COMMISSION RESOLUTION NO. 04-16, ADOPTED ON FEBRUARY 9, 2016, APPROVING CONDITIONAL USE PERMIT (CU-15-09) ALLOWING FOR A WIRELESS TELECOMMUNICATION FACILITY – 417 NORTH GARFIELD AVENUE

This is the continuing consideration of an appeal from the Planning Commission decision of February 9, 2016 to grant Conditional Use Permit CU-15-09 to AT&T for a wireless telecommunication facility at 417 North Garfield Avenue (Resolution No. 04-16). The City Council first opened a public hearing regarding the appeal on March 16, 2016; it was continued until April 6, 2016; again continued until April 20, 2016; and finally continued, at AT&T's request, until May 4, 2016. The City and AT&T entered into a tolling agreement during this time period to suspend the federal and state "shot clocks" that apply to AT&T's application.

On April 27 2016, the City received a correspondence from AT&T's attorney. No alternatives are offered by AT&T as to the location, aesthetics, or height of the proposed wireless facility. In addition to the letter, AT&T provided additional and supplemental documentation it states supports the reasons for the location and height of the wireless facility. The letter, in essence, reiterates AT&T's position and reaffirms its application.

Public Speaker:

- Thomas Leung expressed his concerns with the wireless tower because of the potential public health hazards.
- Nancy Acuri expressed her concerns as to the implementation of the wireless tower at the Christ Lutheran Church.
- John Fam, representative for the Christ Lutheran Church, expressed his support for the wireless tower.
- Bob Wardo, a church-goer, expressed his support for the wireless tower so long as there is no logo from AT&T on the tower.

- Arthur Lee, a church-goer, expressed his support for the wireless tower citing his experience with his poor signal from his AT&T phone.
- Todd Nakashima expressed his concerns with the studies associated with the Federal Communications Commission as well as the statistics provided by AT&T.

Action Taken: The City Council (1) opened the continued public hearing at 7:26 p.m. to consider the appeal brought to the City Council pursuant to Monterey Park Municipal Code ("MPMC") §21.32.130(B); (2) took additional testimonial and documentary evidence; (3) closed the public hearing at 7:47 p.m.; and (4) after considering the evidence, determined to deny the Planning Commission's Resolution No. 04-16.

Motion: Moved by Council Member Real Sebastian and seconded by Mayor Pro Tem Ing, motion failed by the following vote:

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

4B. PUBLIC HEARING TO CONSIDER UPDATING THE CITY'S DEVELOPMENT IMPACT FEES (DIF) AND RELATED SECTIONS OF THE MONTEREY PARK MUNICIPAL CODE

This matter is a continuation of the public hearing regarding development impact fees (DIFs) that was first opened on April 6, 2016, and continued on April 20, 2016. To authorize the imposition of the DIFs requires that the Monterey Park Municipal Code ("MPMC") be amended by the draft ordinance. If adopted, the ordinance would establish the new DIFs and establish requirements procedures for their imposition upon development projects. The resolution establishing the new DIFs schedule, if adopted, would become effective 60 days after the draft ordinance becomes effective, i.e., 90 days after second reading (the ordinance requires 30 days to become effective, the DIFs would become effective 60 days after that time).

Public Speaker:

- Joe Reichenberger expressed his support for the update to the City's DIF stating that they would be extremely beneficial.
- DeAnore Valencia, representative for the Building Industry Association, expressed his concerns regarding the new DIF and asked Council and staff to re-examine the fees.

Motion to adopt a Fee Schedule for law, fire circulation, water, sewer, and library at 90% of the proposed maximum amounts was moved by Council Member Real Sebastian and there being no second, the motion failed.

Action Taken: The City Council (1) reopened the continued Public Hearing of the proposed Development Impact Fee Calculation and Nexus Report at 8:31 p.m. and closed the public hearing at 8:42 p.m.; (2) introduced and waived the first reading of an ordinance amending the MPMC to add new development impact fees and establish standards for imposing such fees as amended below:

§3.110.010:

~~Law Enforcement Facilities, Vehicles, and Equipment;~~
~~Fire Suppression/Medic Facilities, Vehicles, and Equipment;~~
~~General Facilities, Vehicles, and Equipment~~Public Meeting Facilities;
~~Community, Activity and Sports Facilities, Centers and Equipment;~~
~~Library Facilities and Equipment~~Collection;
~~Water Storage/Distribution System;~~
~~Wastewater Collection System~~Sewer Collection; and
~~Aquatics Facilities;~~
~~Park Land and Improvements;~~
~~Road Project Construction, Right-of-Way Acquisition, and~~
~~Engineering~~Circulation.

§3.110.060 Subsection D:

Except as otherwise provided by applicable law, T~~he~~ city engineer will ~~collect~~ calculate and collect impact fees before the City issues a building permit, except that the connection fees are collected at the time an applicant seeks to connect to the City's utility system.

and (3) adopted Resolution No. 11834 establishing impact fee schedules as amended to change the proposed Fee Schedule at 90% of the maximum with the first year being 70% of the new proposed maximum, third year being 85% of the new proposed maximum, and the fifth year to be the 100% of the proposed new maximum.

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

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

Ordinance, first reading:

AN ORDINANCE ADDING A NEW CHAPTER 3.110, ENTITLED "DEVELOPMENT IMPACT FEES" TO TITLE 3 OF THE MONTEREY PARK MUNICIPAL CODE FOR THE PURPOSE OF IMPOSING FEES ON APPLICANTS SEEKING TO CONSTRUCT DEVELOPMENT PROJECTS

Resolution No. 11834, entitled:

A RESOLUTION ADOPTING DEVELOPMENT IMPACT FEES FOR LAW ENFORCEMENT, FIRE SUPPRESSION/MEDIC, CIRCULATION, WATER DISTRIBUTION, SEWER COLLECTION, LIBRARY FACILITIES AND COLLECTION, PUBLIC MEETING FACILITIES, COMMUNITY, ACTIVITY AND SPORTS FACILITIES, CENTERS AND EQUIPMENT, AQUATICS FACILITIES AND PARK LAND AND IMPROVEMENTS, IN ACCORDANCE WITH CHAPTER 3.110 OF THE MONTEREY PARK MUNICIPAL CODE

RECESSED AND RECONVENED

The City Council recessed at 10:11 p.m. and reconvened with all council members present at 10:27 p.m.

5. OLD BUSINESS

5A. SECOND READING AND ADOPTION: ORDINANCE TO ALLOW PIGGYBACK PURCHASING

The City's purchasing regulations (Chapter 3.20 of the Monterey Park Municipal Code) establish the procedures for procuring supplies, equipment, and services to ensure the City is obtaining the lowest possible pricing. The regulations are also intended to provide fair and transparent application of the purchasing rules. During recent reviews of the City's current purchasing regulations, the Council requested that the MPMC be amended to specifically include "Piggyback Purchases" (which are purchases made from contracts negotiated by another governmental agency which has no relationship to the City).

The first reading occurred at the April 20, 2016 City Council meeting. The ordinance is now ready for its second reading and adoption by the City Council.

Action Taken: The City Council waived second reading and adopted Ordinance No. 2133.

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

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

Ordinance No. 2133 entitled:

AN ORDINANCE AMENDING MONTEREY PARK MUNICIPAL CODE § 3.20.050 TO INCLUDE "PIGGYBACK PURCHASING" AS AN ALLOWABLE EXCEPTION TO BIDDING

6. NEW BUSINESS

6A. WARRANT REGISTER FOR THE CITY OF MONTEREY PARK OF MAY 4, 2016

It is required that the City Council approve all disbursements. Disbursements will be made from the funds referenced in the Resolution in Warrants numbered 308906-309194 and e-Payables numbered 000265-000284.

Action Taken: The City Council approved payment of warrants and adopted Resolution No. 11835 allowing certain claims and demands per Warrant Register dated May 4, 2016 totaling \$1,253,897.48 and specifying the funds out of which the same are to be paid.

Motion: Moved by Council Member Real Sebastian and seconded by Council Member Lam, motion carried by the following vote:

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

Resolution No. 11835, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTEREY PARK, CALIFORNIA ALLOWING CERTAIN CLAIMS AND DEMANDS PER WARRANT REGISTER DATED THE 4TH DAY OF MAY TOTALING \$1,253,897.48 AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

6B. CITY COUNCIL MINUTES

Approve the minutes from the regular and special meeting of April 6, 2016.

Action Taken: The City Council approved the minutes from the regular and special meeting of April 6, 2016.

Motion: Moved by Council Member Real Sebastian and seconded by Council Member Lam, motion carried by the following vote:

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

6C. AWARD OF BID – AMBULANCE REPLACEMENT

The Fire Department's Rescue Ambulance RA 62, inventoried in the City Shops as Unit #065, is a 2009 Ford E-350 Rescue Ambulance. It is unreliable and requires numerous repairs. Staff solicited bids to replace this ambulance with a new 2016 E-350 Ford Gasoline Cutaway Chassis and seeks Council consideration to award the bid to Leader I.

Action Taken: The City Council authorized the City Manager to execute an agreement, in a form approved by the City Attorney, with Leader Industries for an amount of \$155,967.27. Funds in the amount of \$150,000 have been budgeted in the Fiscal Year 2015-2016 Account No. 0010-801-5002-96086 and Council approved an additional \$5,967.27 from the same fund.

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

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

6D. SALE AND CONSUMPTION OF BEER AND WINE AT THE CENTENNIAL CONCERT SERIES AT BARNES PARK AMPHITHEATRE ON JUNE 18, JULY 16, AND AUGUST 20, 2016

Monterey Park Municipal Code ("MPMC") § 12.04.100 allows for the sale and consumption of alcohol upon public premises (which would include City Parks) when a permit is approved by a majority vote of the City Council. The Centennial Concert Series subcommittee is requesting permission from the City Council to have alcohol for three Saturdays at the Barnes Park Amphitheatre – June 18th, July 16th, and August 20th. The sale of alcohol at these events will be closely monitored by the vendor, private security staff, and police staff to ensure there is no sale or consumption of alcohol by underage attendees. Everyone wishing to buy or consume alcohol will be required to provide proof of age, and they will receive a wristband that must be worn so as to be easily seen by the police. Additionally, alcohol must stay within the permanent fence line of the Amphitheatre – alcohol will not be available or allowed in the grass seating area above the Amphitheatre. Steps will also be taken so that no one is over-served.

Action Taken: The City Council approved a request from the Centennial Committee/Concert Series Subcommittee to allow for the sale and consumption of beer and wine as a part of the concert Series scheduled on three Saturdays this summer – June 18th, July 16th, and August 20th of 2016 as amended to read "beer, wine, and alcohol."

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

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

6E. 2016 PARKS ROOF REPLACEMENT PROJECT – AUTHORIZATION TO ADVERTISE

The Public Works Department has prepared bid specifications for the 2015-2016 Parks Roof Replacement Project and is requesting the City Council's authorization to advertise the project for bids.

Action Taken: The City Council adopted Resolution No. 11836 authorizing staff to advertise the 2015-2016 Parks Roof Replacement Project.

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

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

Resolution No. 11836, entitled:

A RESOLUTION APPROVING THE DESIGN AND PLANS FOR THE 2016 PARKS ROOF REPLACEMENT PROJECT PURSUANT TO GOVERNMENT CODE § 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT

EXTENSION OF COUNCIL MEETING

Action Taken: The City council made a motion to extend the City Council Meeting to 11:15 p.m.

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

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

6F. 2016 VARIOUS STREET RESURFACING – AWARD OF CONTRACT

At the February 3, 2016 City Council meeting, the Council adopted a resolution authorizing staff to advertise for the 2016 Various Street Resurfacing Project. The Engineering Division prepared bid specifications and advertised the project. Staff

has completed the bidding process and is recommending the award of contract to All American Asphalt in the amount of \$887,720.00.

Action Taken: The City Council (1) awarded the contract for the 2016 Various Street Resurfacing to the lowest bidder, All American Asphalt, in the amount of \$887,720.00; (2) authorized the Public Works Director to approve construction change orders up to \$133,160 (up to 15% of construction contract amount) for this project; and (3) authorized the City Manager, or his designee, to execute the contract on behalf of the City.

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

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

7. COUNCIL COMMUNICATIONS AND MAYOR/COUNCIL AND AGENCY MATTERS

Council Member Liang reported that he attended the funeral of Virginia Gutierrez, who was a long time community member of the Langley Center. He said he also attended an art festival at the Pasadena Convention Center; the Upward Bound fundraising event at National Broadcasting Company; and the Cinco De Mayo celebration at Barnes Park.

Council Member Lam reported that he attended the Cinco De Mayo event at Barnes Park, and he intends to attend East Los Angeles College's ("ELAC") ribbon cutting, Langley Senior Center's Mother's Day event, and the Centennial events press conference May 5, 2016.

Council Member Real Sebastian reported that she attended the Cinco De Mayo event and the Department of Business Administration Advisory Committee at ELAC. She announced that she will be unable to attend the Langley Center's Mother's Day celebration because she will be at the Southern California Association of Governments' Regional Conference & General Assembly.

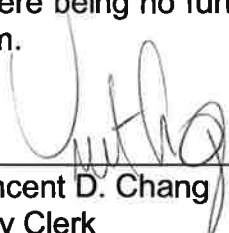
Mayor Pro Tem Ing reported that the City of Monterey Park has been selected to be in the 2017 Rose Parade. He announced that the item will be on the next agenda for discussion.

Mayor Peter Chan reported that he participated in Relay for Life with Council Member Liang, and reiterated the Town Hall meeting at Hillcrest Elementary School. He announced several upcoming events, the Monterey Park Fire Department open house, Centennial events, the welcoming banquet for Sister Cities from overseas at Ocean Star; and the Library Foundation Gala at Luminarias.

8. **CLOSED SESSION**
None.

ADJOURNMENT

There being no further business for consideration, the meeting was adjourned at 11:11 p.m.



Vincent D. Chang
City Clerk

Approved on June 1, 2016 at the Regular City Council Meeting