

AMENDED AGENDA



CITY OF MONTEBELLO
CITY COUNCIL AND PUBLIC FINANCING AUTHORITY JOINT REGULAR
MEETING AGENDA

WEDNESDAY, AUGUST 10, 2022 AT 5:00 P.M.

CITY HALL COUNCIL CHAMBERS
1600 WEST BEVERLY BOULEVARD
MONTEBELLO, CALIFORNIA

CITY COUNCIL/PUBLIC FINANCING AUTHORITY

Kimberly A. Cobos-Cawthorne, Mayor/Chairman
Angie M. Jimenez, Mayor Pro Tem/Vice Chairman
Scarlet Peralta, Councilmember/Member
Salvador Melendez, Councilmember/Member
David N. Torres, Councilmember/Member

CITY MANAGER/EXECUTIVE

DIRECTOR

René Bobadilla, City Manager

CITY TREASURER

Rafael Gutierrez

CITY ATTORNEY/AUTHORITY

COUNSEL

Arnold M. Alvarez-Glasman

CITY CLERK/SECRETARY OF AUTHORITY

Christopher Jimenez

DEPARTMENT HEADS

Assistant City Manager

Fire Chief

Police Chief

Director of Finance

Director of Human Resources

Director of Planning/Community Development

Director of Public Works

Director of Recreation and Community Services

Director of Transportation

Arlene Salazar

Fernando Pelaez

Paul Espinosa

Michael Solorza

Nicholas Razo

Joseph Palombi

James Enriquez

David Sosnowski

Lupita Ibarra

NOTICES

COVID-19 NOTICE: The City Council rescinded the Declaration of the Local Emergency and the continuation of teleconferencing open meetings pursuant to AB 361 by adopting Resolution No. 22-21 on Wednesday, April 13, 2022. This City Council Meeting/Public Financing Authority Joint Regular Meeting (“Council”/ “PFA”) will be held in person and will meet at **City Hall – City Council Chambers, 1600 West Beverly Boulevard, Montebello, California.** The meeting will be live streamed and can be watched on the City’s website at: <https://www.cityofmontebello.com/government/live-streaming.html>, and may also be viewed on Spectrum Public Access Channel 3 for all Spectrum cable subscribers.

AMERICANS WITH DISABILITIES ACT: In compliance with the Americans with Disabilities Act (ADA) any person with a disability who requires special accommodations in order to participate in a meeting should contact the Administration Office at (323) 887-1437 Monday-Thursday from 7:30 a.m.-5:30 p.m. Please call 48 hours prior to the meeting to ensure that reasonable arrangements can be made to provide accessibility to this meeting (28 CFR 35.102-35.104 ADA Title II 1203). If you require translation services, please contact the City Clerk’s office 72 hours before this meeting. **Si necesita servicios de traducción, comuníquese con la Oficina del Secretario Municipal 72 horas antes de esta reunión. 如果您需要翻译服务，请在会议前 72 小时联系市书记员办公室**

RULES OF DECORUM:

As Established by Ordinance 2443, adopted on October 27, 2021: Signs, placards, banners, horns, noise-making devices, or other similar items shall not be permitted in the audience during a Public Meeting if the presence of such item disturbs, disrupts or otherwise impedes the orderly conduct of the meeting. All persons attending a public meeting shall remain seated in the seats provided, unless addressing the body at the podium or entering or leaving the meeting. No member of the audience shall willfully interrupt the orderly conduct at the meeting, this includes clapping or otherwise speaking from their seats. The presiding officer shall direct the removal of any individual whose willful interruption renders infeasible the orderly conduct of the meeting. In the event the removal of the individual or individuals willfully interrupting the meeting does not restore order, the presiding officer may order the meeting room cleared and continue in session. Speakers shall not engage in willful conduct which interrupts the meeting or interferes with the orderly conduct of the meeting. Any person who becomes boisterous while addressing the Council/PFA or who otherwise disrupts the orderly conduct of the Council/PFA’s business shall be subject to removal from the Chambers after being admonished by the presiding officer.

PUBLIC COMMENTS:

In-Person: For those interested in participating during the Public Comment period(s) or public testimony period for Public Hearings of the City Council meetings, you may address the City Council ***in person the day of the meeting.*** Speakers will be required to fill out a speaker card provided at the door and turn it into the Deputy City Clerk prior to each Public Comment announcement period. Staff will number and call each speaker card in the order received. Closed Session begins at 5:00 p.m. and Regular Session begins no later than 6:00 p.m.

Via Email: The public may also submit emailed comments via the City’s email address: ccpubliccomment@cityofmontebello.com, up until the day of the meeting, **Wednesday, August 10, 2022 by 3:00 p.m.** These comments will be submitted to all members of the City Council/PFA and may not be read aloud but will be entered into the record of the proceedings to the extent they relate to matters listed on the posted agenda or otherwise address matters/issues within the subject matter jurisdiction of the City Council/PFA. Any requests to provide public comment which is submitted after the deadlines indicated above will not be submitted to the City Council/PFA, with the exception of non-agenda written item comments which will be held over for the next regularly scheduled meeting.

AGENDA MATERIALS: The agenda and/or agenda packet are available for public inspection at City’s website at: <https://www.cityofmontebello.com/council-agendas.html>. The agenda cover sheets may also be emailed upon request.

IN CONSIDERATION OF OTHERS, PLEASE TURN OFF, OR MUTE, ALL CELL PHONES AND PAGERS
THANK YOU FOR YOUR COOPERATION

OPENING CEREMONIES

CALL TO ORDER

ROLL CALL

PUBLIC COMMENTS FOR CLOSED SESSION ITEMS

At this time, the general public may address the City Council/PFA on Closed Session Items. Please be aware that the maximum time allotted for members of the public to speak on Closed Session Items shall not exceed three (3) minutes per person. State Law prohibits the City Council/PFA from taking action or entertaining extended discussion on a topic not listed on the agenda. Please show courtesy to others and direct all of your comments to the Mayor.

CLOSED SESSION – 5:00 P.M.

The City Attorney shall provide a briefing on the item listed for Closed Session as follows:

1. THREAT TO PUBLIC SERVICES OR FACILITIES

Government Code Section 54957

Consultation with City Manager, Police Chief, City Attorney and other related City officials.

2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

a. Government Code Section 54956.8

Property: Bus Depot

Agency Negotiator: René Bobadilla, City Manager

Negotiating Party: Pico Rivera

Under Negotiation: Price and Terms

b. Government Code Section 54956.8

Property: 701 West Whittier Boulevard, Montebello

Agency Negotiator: René Bobadilla, City Manager

Negotiating Party: Jimmy's Property

Under Negotiation: Price and Terms

3. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Government Code Section 54956.9(d)(1)

Maria Perez v. City Of Montebello

Los Angeles Superior Court Case No. 19STCV06622

4. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Government Code Section 54957

Title: City Manager René Bobadilla

REGULAR SESSION – NO LATER THAN 6:00 P.M.

CLOSED SESSION REPORT

INVOCATION

PLEDGE OF ALLEGIANCE

CORRECTIONS TO THE AGENDA – CITY MANAGER

CEREMONIAL/PRESENTATIONS

5. RECOGNITION OF CITIZEN OF THE MONTH – MANUEL SANCHEZ
6. RECOGNITION OF ALINA MARTIROSYAN
7. PROCLAMATION CELEBRATING THE 100TH YEAR ANNIVERSARY OF THE CITY OF MONTEBELLO FIRE DEPARTMENT
8. RECOGNITION OF NATIONAL WELLNESS MONTH

PUBLIC COMMENTS ON NON-AGENDA AND AGENDA ITEMS (30 MINUTES)

At this time, the general public may address the City Council/PFA on both non-agenda *and* agenda items. Please be aware that the maximum time allotted for members of the public to speak shall not exceed three (3) minutes per speaker. State Law prohibits the City Council/PFA from taking action or entertaining extended discussion on a topic not listed on the agenda. Please show courtesy to others and direct all of your comments to the Mayor.

STAFF COMMUNICATIONS ON ITEMS OF COMMUNITY INTEREST

PUBLIC HEARING

9. **PUBLIC HEARING TO ADOPT RESOLUTION NO. 22-67 APPROVING THE DRAFT FISCAL YEAR 2022-23 COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PARTNERSHIPS ANNUAL ACTION PLAN AND THE FY 2022-23 COMMERCIAL FAÇADE PROGRAM**

RECOMMENDATION: It is recommended that the City Council:

- 1) Conduct a Public Hearing to consider adopting Resolution 22-67 approving the draft Fiscal Year 2022-23 Community Development Block Grant and Home Investment Partnerships Annual Action Plan and the FY 2022-23 Commercial Façade Program; and
- 2) Take such additional, related action that may be desirable.

REGULAR BUSINESS

10. INTRODUCTION AND FIRST READING OF ORDINANCE NO. 2452 UPDATING MONTEBELLO MUNICIPAL CODE CHAPTER 2.16 – DIRECTOR OF FINANCE

RECOMMENDATION: It is recommended that the City Council:

- 1) Introduce and Conduct First Reading of Ordinance No. 2452 Amending Montebello Municipal Code Chapter 2.16.020 – Director of Finance, Powers and Duties; and
- 2) Take such additional, related action(s) that may be desirable.

11. CONSIDERATION OF THIRD AMENDMENT TO EMPLOYMENT AGREEMENT FOR RENE BOBADILLA AS CITY MANAGER

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve the attached Third Amendment to the Employment Agreement between the City of Montebello and Rene Bobadilla as City Manager; and
- 2) Authorize the payment of a one-time performance compensation; and
- 3) Take such additional, related, action that may be desirable.

CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine. Any items a Councilmember wishes to discuss should be designated at this time. All other items may be approved in a single motion. Such approval will also waive the reading of any ordinance.

12. AWARD OF CONSTRUCTION CONTRACT NO. 4021 – ANNUAL SLURRY SEAL PROJECT, FISCAL YEAR 2022-2022 (CP. NO. 892)

RECOMMENDATION: It is recommended that the City Council:

- 1) Award a construction contract for the Annual Slurry Seal Project – Fiscal Year 2022-23 (CP 892) in the amount of \$399,920 to Doug Martin Contracting Company, Inc.; and
- 2) Authorize the Director Public Works to review and approve change orders within a 15% contingency of the contract amount as recommended by the City Engineer; and
- 3) Amend the Fiscal Year 2022-23 budget by increasing appropriations by \$300,000 in Account No. 200-99-7116 (Gas Tax, Improvements Other Than Building); and \$100,000 in Account No. 222-99-7116 (Measure M, Improvements Other Than Building); and
- 4) Authorize the City Manager to execute the Contract Agreement, on behalf of the City; and
- 5) Take such additional, related, action that may be desirable.

13. APPROVE AN AGREEMENT TO PROVIDE SCHOOL RESOURCE OFFICERS (“SRO”) TO THE MONTEBELLO UNIFIED SCHOOL DISTRICT (“MUSD”)

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve an agreement to provide School Resource Officers (“SRO”) to the Montebello Unified School District (“MUSD”); and
- 2) Take such additional, and related, action that may be desirable.

14. APPROVE RECEIPT OF AN AWARD FROM THE CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION (CAL FIRE) FIRE PREVENTION GRANTS PROGRAM AND APPROPRIATE FUNDS IN FISCAL YEAR 2022-23

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve the appropriation of \$108,997 awarded to the Fire Department by the California Department of Forestry and Fire Protection (CAL FIRE) Fire Prevention Grants Program for Fiscal Year 2022-23; and
- 2) Amend the Fiscal Year 2022-23 budget by increasing appropriations by \$108,997
- 3) in Expense Account No. 265-85-856-6040.10 and Revenue Account No. 265-99-4198.10 (Grants, Fire, Cal Fire Wildfire Prevention, Other Contract Services and Grants, Cal Fire Wildfire Prevention; and
- 4) Take such additional, related, action that may be desirable

15. APPROVE AMENDMENT NO. 3 TO AGREEMENT NO. 3697 WITH AVAIL TECHNOLOGIES, INC., FOR MAINTENANCE AND SUPPORT OF MONTEBELLO BUS LINES’ INTELLIGENT TRANSPORTATION SYSTEM AND FIXED ROUTE PASSENGER INFORMATION SYSTEM

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve Amendment No. 3 to Agreement No. 3697 with Avail Technologies, Inc. (Avail), in an annual not-to-exceed the amount of \$178,405, to extend software maintenance and support services for a one-year term with Montebello Bus Lines (MBL) for its Intelligent Transportation System (ITS) and Fixed Route Passenger Information System; and
- 2) Authorize the City Manager to execute Amendment No. 3 on behalf of the City; and
- 3) Take such additional, related, action that may be desirable.

16. APPROVE AMENDMENT NO. 1 TO AGREEMENT NO. 2669 WITH CLEAN ENERGY FUELS CORP. TO PROVIDE MAINTENANCE AND SUPPORT SERVICES FOR MONTEBELLO BUS LINES’ COMPRESSED NATURAL GAS STATION

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve Amendment No. 1 to Agreement No. 2669 with Clean Energy Fuels Corp. (Clean Energy), to provide maintenance and support services for Montebello Bus Lines' compressed natural gas (CNG) station for an additional one-year (1-year) term with the option for renewal of up to two (2) additional one-year (1-year) terms; and
- 2) Authorize the City Manager and/or designee to execute Amendment No. 1 on behalf of the City of Montebello (City); and
- 3) Take such additional, related, action that may be desirable.

17. ADOPT RESOLUTION NO. 22-61 AUTHORIZING THE CITY MANAGER TO EXECUTE ALL REQUIRED DOCUMENTS TO OBTAIN FUNDS PROVIDED BY SENATE BILL 1 (SB1)

RECOMMENDATION: It is recommended that the City Council:

- 1) Adopt Resolution No. 22-61 authorizing the City Manager to execute all required documents to obtain funds provided by Senate Bill 1 (SB1); and
- 2) Take such additional, related, action that may be desirable.

18. APPROVE ESTABLISHING SOLE-SOURCE BLANKET PURCHASE ORDERS WITH AMERICAN MOVING PARTS, CUMMINS PACIFIC, INLAND KENWORTH, INTERSTATE BATTERIES, NAPA AUTO PARTS, NFI PARTS, AND WAYNE ELECTRIC COMPANY TO PURCHASE MAINTENANCE-RELATED BUS PARTS AND VEHICLE FLEET PARTS

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve establishing a sole-source blanket purchase order with American Moving Parts, LLC (American Moving Parts), for the total not-to-exceed amount of \$80,000, to purchase maintenance-related bus parts for Montebello Bus Lines (MBL) and vehicle fleet parts for the Montebello Fire Department (MFD) for the Fiscal Year 2022-23; and
- 2) Approve establishing a sole-source blanket purchase order with Cummins Pacific, LLC (Cummins Pacific), for the total not-to-exceed amount of \$80,000, to purchase maintenance-related bus parts for MBL and vehicle fleet parts for the MFD for the Fiscal Year 2022-23; and
- 3) Approve establishing a sole-source blanket purchase order with Inland Kenworth Inc. (Inland Kenworth), for the total not-to-exceed amount of \$75,000, to purchase maintenance-related bus parts for the Fiscal Year 2022-23; and
- 4) Approve establishing a sole-source blanket purchase order with R & M Hansen Enterprises, Inc. (dba Interstate Batteries), for the total not-to-exceed amount of \$75,000, to purchase maintenance-related bus parts for the Fiscal Year 2022-23; and
- 5) Approve establishing a sole-source blanket purchase order with SoCal Auto & Truck Parts, Inc. (dba Napa Auto Parts), for the total not-to-exceed amount of \$85,000, to purchase maintenance-related bus parts for the Fiscal Year 2022-23; and
- 6) Approve establishing a sole-source blanket purchase order with The Aftermarket Parts Company, LLC (dba NFI Parts), for the total not-to-exceed amount of \$200,000, to purchase maintenance-related bus parts for the Fiscal Year 2022-23; and

- 7) Approve establishing a sole-source blanket purchase order with Wayne Harmeier, Inc., (dba Wayne Electric Company), for the total not-to-exceed amount of \$75,000, to purchase maintenance-related bus parts for the Fiscal Year 2022-23; and
- 8) Take such additional, related, action that may be desirable.

19. APPROVE AGREEMENTS WITH COASTAL OCCUPATIONAL MEDICAL GROUP (AGREEMENT NO. 3996) AND RELIANT IMMEDIATE CARE MEDICAL GROUP (AGREEMENT NO. 3997)

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve the attached agreement with Coastal Occupational Medical Group (Akeso) (Agreement No. 3996); and
- 2) Approve the attached agreement with Reliant Immediate Care Medical Group, Inc.(Reliant) (Agreement No. 3997); and,
- 3) Take such additional, related action(s) that may be desirable.

20. ADOPTION OF A MONTEBELLO PUBLIC FINANCING AUTHORITY (PFA) RESOLUTION NO. 22-01 ESTABLISHING THE REGULAR MEETING DATES

RECOMMENDATION: It is recommended that the City Council and Public Financing Authority:

- 1) Adopt the Resolution establishing the regular meeting dates and adopting the Debt Management Policy (the "Debt Management Policy") of the City of Montebello as the debt management policy of the Authority.

21. APPROVE AGREEMENT NO. 4020 WITH JCL TRAFFIC SERVICES

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve the attached agreement with JCL Traffic Services (Agreement No. 4020); and
- 2) Take such additional, related action(s) that may be desirable.

22. PAYMENT OF BILLS: RESOLUTION NO. 22-65 APPROVING THE CITY WARRANT REGISTER OF DEMANDS DATED AUGUST 10, 2022

RECOMMENDATION: Adopt Resolution No. 22-65 approving the Warrant Register dated August 10, 2022.

AB 1234 TRAVEL REPORTS

Members of the City Council will provide a brief report on meetings attended at the expense of the local agency as required by Government Code Section 53232.3(d).

COUNCIL ORALS

Council member announcements; requests for future agenda items; conference/meetings reports.

- **Councilmember Torres**
- **Councilmember Melendez**
- **Councilmember Peralta**
 - a. Direction to provide information and outreach on Tenant Protections and Resources to our community.
 - b. Discussion and action regarding District Election Public Outreach Plan and a city website function that allows residents to look up their district through address input.
 - c. Requesting that the Traffic & Safety Commission restarts their monthly meetings to address crucial concerns regarding traffic, parking, and dangerous streets/intersections.
- **Mayor Pro Tem Jimenez**
- **Mayor Cobos-Cawthorne**

ADJOURNMENT

The City of Montebello will adjourn to the next **Regular Meeting on Wednesday, August 24, 2022 at 5:00 p.m.** which can be live streamed at www.cityofmontebello.com (Click on Live Stream).

I, Alicia Fernandez, Senior Deputy City Clerk for the City of Montebello hereby certify that a copy of this agenda has been posted on or before **Sunday, August 7, 2022 5:00 p.m.**



Alicia Fernandez, Senior Deputy City Clerk