



CITY OF MONTEBELLO
CALL AND NOTICE OF A SPECIAL CITY COUNCIL MEETING AGENDA

WEDNESDAY, AUGUST 1, 2022 AT 5:00 P.M.

**CITY HALL COUNCIL CHAMBERS
1600 WEST BEVERLY BOULEVARD
MONTEBELLO, CALIFORNIA 90640**

NOTICE IS HEREBY GIVEN that a Special Meeting for the City of Montebello City Council is hereby called to be held on **Monday, August 1, 2022 at 5:00 p.m. at City Hall, Council Chambers, located at 1600 West Beverly Boulevard, Montebello, CA 90640**. 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.

COVID-19 NOTICE: The City Council rescinded the Declaration of the Local Emergency and the continuation of teleconferencing open meetings pursuant to AB 361 by adopting Resolution No. 22-21 on Wednesday,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 will be held in person and will meet at **City Hall – City Council Chambers, 1600 West Beverly Boulevard, Montebello, California.**

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 48 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 or who otherwise disrupts the orderly conduct of the Council'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, **Monday, August 1, 2022 by 3:00 p.m.** These comments will be submitted to all members of the City Council 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. Any requests to provide public comment which is submitted after the deadlines indicated above will not be submitted to the City Council.

AGENDA MATERIALS: The agenda/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 ON AGENDA ITEMS ONLY (30 MINUTES)**

At this time, the general public may ***only*** address the City Council during this Special Meeting on items which have been described in the notice of this Special meeting in accordance with Government Code Section 54954.3(a). Please be aware that the maximum time allotted for members of the public to speak on shall not exceed three (3) minutes per person. State Law prohibits the City Council 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

1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Government Code Section 54956.8

Property: 901 Via San Clemente, Montebello CA

Agency's Negotiator: René Bobadilla, City Manager

Negotiating Party: Topgolf

Under Negotiation: Price and Terms

2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Government Code Section 54956.9(d)(2)

One Matter Related To SB 1383 Compliance

3. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

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

4. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Government Code Section 54956.8

Property: Bus Depot

Agency Negotiator: René Bobadilla, City Manager

Negotiating Party: Pico Rivera

Under Negotiation: Price and Terms

5. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Government Code Section 54957

Title: City Manager René Bobadilla

REGULAR SESSION – 5:00 P.M.

CORRECTIONS TO THE AGENDA – CITY MANAGER

REGULAR BUSINESS

6. ADOPT RESOLUTION NO. 22-60 AUTHORIZING THE CITY OF MONTEBELLO TO INITIATE THE PROCESS TO DISCONTINUE ROUTE 60 TRANSPORTATION SERVICES PROVIDED BY AND THROUGH MONTEBELLO BUS LINES FOR THE WINTER/SPRING 2023 SHAKEUP

RECOMMENDATION: It is recommended that the City Council:

- 1) Adopt Resolution No. 22-60 authorizing the City of Montebello ("Montebello") to initiate the process to discontinue Route 60 transportation services provided by and through Montebello Bus Lines ("MBL") for the Winter/Spring 2023 shakeup,

- including but not limited to, the issuance of a termination notice to the City of Pico Rivera (“Pico Rivera”) and scheduling of the required public hearing; and
- 2) 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.

7. APPROVE AMENDMENT OF RESOLUTION NO. 22-55 AND RESOLUTION NO. 22-57 TO ADD THE OFFICE OF CITY TREASURER TO THE NOVEMBER 2022 BALLOT

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve amendment of Resolution No. 22-55 calling for the holding of a General Municipal Election to be held on Tuesday, November 8, 2022, for the election of certain officers as required by the provisions of the laws of the State of California relating to General Law Cities to add the office of City Treasurer to the November 2022 ballot; and
- 2) Approve amendment of Resolution No. 22-57 requesting the Board of Supervisors of the County of Los Angeles to consolidate a General Municipal Election to be held on Tuesday, November 8, 2022 with other Los Angeles County and State of California elections to be held on the date pursuant to § 10403 of the Elections Code to add the office of City Treasurer to the November 2022 ballot.

8. APPROVE RESOLUTION NO.’S 22-63 AND 22-64 AUTHORIZING APPLICATIONS FOR THE LOS ANGELES COUNTY REGIONAL PARK AND OPEN SPACE DISTRICT MEASURE A COMPETITIVE GRANT PROGRAMS

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve Resolution No.’s 22-63 and 22-64 authorizing the submission of applications for Los Angeles County Regional Park and Open Space District (LARPOSD) Measure A Competitive Grant Recreation Access and Youth and Veteran Job Training and Placement Programs; and
- 2) Take such additional, related, action that may be desirable.

9. AWARD OF CONSTRUCTION CONTRACT – HYRAP STREETS PROJECT FISCAL YEAR 2022-23 (CP NO. 897)

RECOMMENDATION: It is recommended that the City Council:

- 1) Award a construction contract for the HYRAP Streets Project (CP 897) in the amount of \$2,440,259 to Manhole Adjusting, Inc.; and

- 2) Authorize the Director of Public Works to review and approve change orders within a 10% contingency of the contract amount as recommended by the City Engineer; and
- 3) Authorize the City Manager to execute the Contract Agreement, on behalf of the City; and
- 4) Amend the Fiscal Year 2022-23 budget by reallocating funds in Fund 222 (Measure M) by \$600,000 (Account No. 222-99-7116) and in Fund 220 (Measure R) by \$90,000 (Account No. 220-99-7116); and
- 5) Take such additional, related, action that may be desirable.

10. APPROVE NINTH AMENDMENT TO AGREEMENT NO. 2883 WITH SAN GABRIEL VALLEY WATER COMPANY FOR THE OPERATION OF THE CITY'S WATER SYSTEM

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve a Ninth Amendment to Agreement No. 2883 with San Gabriel Valley Water Company for the operation of the City's Water System; and
- 2) Authorize the City Manager to execute the Amendment on behalf of the City; and
- 3) Take such additional, related, action that may be desirable

11. AUTHORIZE NOTICE INVITING BIDS – MONTEBELLO MUNICIPAL GOLF COURSE RENOVATION PROJECT (CP NO. 894)

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve the Plans, Specifications, and Estimate (PS&E) for the Montebello Municipal Golf Course Renovation Project – Phase 1 (CP No. 897-1) and authorize the City Clerk to publish the Notice Inviting Bids (Attachment A); and
- 2) Approve the Plans, Specifications, and Estimate (PS&E) for the Montebello Municipal Golf Course Renovation Project – Phase 2 (CP No. 897-2) and authorize the City Clerk to publish the Notice Inviting Bids (Attachment B); and
- 3) Approve the Notice of Exemption (Attachment C) for the subject project and authorize the City Clerk to file the Notice of Exemption with Los Angeles Registrar-Recorder; and
- 4) Approve Amendment No. 2 to Agreement No. 3937 with SportFive Golf, LLC (Attachment D) for additional architectural and engineering design services in the amount not-to-exceed \$149,980; and
- 5) Award Task Order No. 3 via an Engagement Letter (Attachment E) under Master Retainer Agreement No. 3919 with AIM Consulting Services for additional Program Management Services for a not-to-exceed-fee of \$188,841; and
- 6) Amend the Fiscal Year 2022-23 budget by increasing appropriations by \$149,980 (SportFive Golf LLC) in Account No. 610-99-6040.80 (Golf Course, Engineering Services), and \$188,841 (AIM Consulting Servings) in Account No. 610-99-6040.95 (Golf Course, Other Professional Services); and
- 7) Take such additional, related, action that may be desirable.

12. ANNUAL CONCRETE REPAIR PROGRAM (CP NO. 891) – ENGAGEMENT LETTER FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES BY ONWARD ENGINEERING

- 1) Award Task Order No. 3 via an Engagement Letter under Master Retainer Agreement No. 3920 with Onward Engineering for a not-to-exceed-fee of \$83,100; and
- 2) Authorize the City Manager to execute the Agreement, on behalf of the City; and
- 3) Take such additional, related, action that may be desirable.

13. APPROVE MATERIAL RECOVERY FACILITIES (MRF) USE AGREEMENT NO. 4010 WITH ARAKELIAN ENTERPRISES, INC. (DBA ATHENS SERVICES)

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve the Material Recovery Facilities (MRF) Use Agreement (Attachment A) with Arakelian Enterprises, Inc. (DBA Athens Services); and
- 2) Authorize the Mayor to execute the agreement on behalf of the City; and
- 3) Take such additional, related, action that may be desirable.

14. APPROVE A SOLE-SOURCE AGREEMENT NO. 3978 WITH OPTIBUS, INC., FOR SCHEDULING SOFTWARE LICENSES AND SUPPORT SERVICES

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve a sole-source agreement with Optibus, Inc. ("Optibus"), for scheduling software licenses and support services; and
- 2) Authorize the City Manager and/or his designee to execute an agreement on behalf of the City; and
- 3) Take such additional, related, action that may be desirable.

15. APPROVAL TO SUBMIT APPLICATION FOR THE SAN GABRIEL AND LOWER LOS ANGELES RIVERS AND MOUNTAINS CONSERVANCY (RMC) WILDFIRE PREVENTION GRANT PROGRAM

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve the submission of the grant application for the San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy (RMC) Wildfire Prevention Grant Program; and
- 2) Take such additional, related, action that may be desirable.

16. **APPROVAL TO APPLY FOR THE PERMANENT LOCAL HOUSING ALLOCATION PROGRAM FORMULA FUNDING**

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve Application for the Permanent Local Housing Allocation Program Formula Funding; and
- 2) Take such additional, related, action that may be desirable.

ADJOURNMENT

The City of Montebello will adjourn to the next **Regular Meeting on Wednesday, August 10, 2022 at 5:00 p.m.** which can be live streamed at www.cityofmontebello.com (Click on Live Stream).

Dated and Posted Before: July 31, 2022 by 5:00 p.m.

I, Alicia Fernandez, Deputy City Clerk for the City of Montebello hereby certify that a copy of this agenda and Notice of a Special Meeting has been posted at City Hall, the City's website, and delivered to each member of the City of Montebello City Council **no less than 24-hours before the start of the Special Meeting.**

A handwritten signature in black ink, appearing to read 'Alicia Fernandez', is written over a horizontal line.

Alicia Fernandez, Deputy City Clerk