



CITY OF MONTEBELLO
REGULAR CITY COUNCIL MEETING AGENDA

MINUTES

WEDNESDAY, MAY 11, 2022 AT 5:00 P.M.

CITY HALL COUNCIL CHAMBERS
1600 WEST BEVERLY BOULEVARD
MONTEBELLO, CALIFORNIA

Teleconference Location for
Councilmember Torres:
Hyatt Regency Hotel
Lobby Area
1209 L Street
Sacramento, CA 95814

Teleconference Location for
Councilmember Peralta:
Posada El Rey Sol Hotel
Lobby Area
Avenida Blancarte 130
22800 Ensenada, Mexico

OPENING CEREMONIES

CALL TO ORDER – Mayor Cobos-Cawthorne called the meeting to order at 6:12 p.m.

ROLL CALL – Members present were Mayor Cobos-Cawthorne, Mayor Pro Tem Jimenez, Councilmember Peralta, Councilmember Melendez, and Councilmember Torres. City Clerk Jimenez and Treasurer Gutierrez were also present.

STAFF PRESENT – Deputy City Attorney Christopher Cardinale, Assistant City Manager Arlene Salazar, Deputy City Clerk Alicia Fernandez, Assistant to Deputy City Clerk Kimberly Guillen, and all Department Managers were present. City Attorney Arnold Alvarez-Glasman and City Manager René Bobadilla were absent.

CLOSED SESSION – NONE

REGULAR SESSION – 6:00 P.M.

INVOCATION – City Clerk Christopher Jimenez

PLEDGE OF ALLEGIANCE – Director of Planning/Community Development Joseph Palombi

CORRECTIONS TO THE AGENDA – CITY MANAGER – Item 1, under the Ceremonial/Presentations Section of the meeting was postponed to a future meeting.

CEREMONIAL/PRESENTATIONS

1. ~~**RECOGNITION OF CITIZEN OF THE MONTH – MANNY FRANCO**~~ – this item was postponed to a future meeting.
2. **RECOGNITION OF ASIAN PACIFIC HERITAGE MONTH** – Presented by Mayor Cobos-Cawthorne.
3. **RECOGNITION OF NATIONAL PET MONTH** – Presented by Mayor Cobos-Cawthorne.
4. **RECOGNITION OF MENTAL HEALTH MONTH** – Presented by Mayor Cobos-Cawthorne.
5. **RECOGNITION OF MOTORCYCLE SAFETY AWARENESS MONTH** – Presented by Mayor Cobos-Cawthorne.
6. **RECOGNITION OF NATIONAL MILITARY APPRECIATION MONTH** – Presented by Mayor Cobos-Cawthorne.
7. **RECOGNITION OF COMMUNITY ATHLETES – MONTEBELLO HIGH SCHOOL CIF D2 FINALIST AND SCHURR HIGH SCHOOL FEMALE WRESTLER** – Presented by Mayor Cobos-Cawthorne.
8. **RECOGNITION OF MONTEBELLO – SAINT BENEDICT SCHOOL GIRLS BASKETBALL** – Presented by Mayor Cobos-Cawthorne.
9. **PRELIMINARY BUDGET FOR FISCAL YEAR 22/23** – Presented by Director of Finance, Michael Solorza.

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

The City Clerk's Office had six (6) members of the public wishing to address the City Council. Speakers were provided three minutes to address the City Council and said speaker cards are on file at the City Clerk's office.

The City Clerk's Office acknowledged one (1) written public comment submitted to the City's public comment email address. Said comment is on file at the City Clerk's office.

STAFF COMMUNICATIONS ON ITEMS OF COMMUNITY INTEREST

None.

REGULAR BUSINESS

10. **ADOPT RESOLUTION NO. 22-34 TO FORMALLY ADOPT THE FINAL CITY COUNCIL DISTRICT MAP – CALIFORNIA VOTING RIGHTS ACT ("CVRA")**

City Demographer Claudio Gallegos presented a PowerPoint Presentation to the City Council, which provided them with districting process overview in the past year. Mr. Gallegos also presented the City Council with the final map (Demographer Map 3B) and its demographics, including the final steps to adopt the map.

Councilmember Peralta commended Mr. Gallegos and asked a clarifying question regarding the procedures for assigning the Districts. City Attorney Christopher Cardinale explained that upon approval the City would submit the Resolution to call for an election sometime in June and that would be when the City Council would approve the assignment. City Attorney Nvair Ozonian confirmed that the Resolution would need to be adopted in June. It was clarified by City Attorney Cardinale that no designation of the districts would be voted on today.

Councilmember Melendez motioned to approve the item as is, and it was seconded by Mayor Pro Tem Jimenez.

Councilmember Peralta commented on her disagreement of the districting process. Councilmember Torres also made comments regarding his disagreement of the districting process.

The motion recommended that the City Council:

- 1) Adopt Resolution No. 22-34 (Attachment A) to formally adopt a final City Council district map.

MOVED: Melendez

SECONDED: Jimenez

APPROVED: 3-2-0-0

AYES: Jimenez, Melendez, Cobos-Cawthorne,

NOES: Peralta, Torres

ABSTAIN: None

ABSENT: None

11. ADOPT RESOLUTION NO'S. 22-32 AND 22-33 ADOPTING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE MONTEBELLO FIREFIGHTERS ASSOCIATION (MFA) AND THE CITY AND THE MONTEBELLO SUPERVISORS ASSOCIATION (MSA)

Chief Fernando Pelaez provided the City Council with a handout to provide them with an overview of the Fire Department Staffing.

Director of Human Resources, Nicholas Razo, provided a PowerPoint Presentation and provided the City Council with an overview of the Memorandum of Understandings between the MFA and MSA and was available to answer any questions.

It was motioned by Mayor Cobos-Cawthorne, seconded by Mayor Pro Tem Jimenez, that the City Council:

- 1) Adopt Resolution No. 22-33 adopting a tentatively agreed upon Comprehensive Memorandum of Understanding (MOU) between the City and the Montebello Fire Association (MFA); and
- 2) Approve a Resolution 22-32 adopting a tentatively agreed upon Comprehensive Memorandum of Understanding between the City and the Montebello Supervisors Association (MSA).

Councilmember Peralta expressed her concerns regarding the minimum staffing requirements and asked clarifying questions; Director Razo and Chief Pelaez addressed her questions. Councilmember Peralta asked for additional time to review this item and that City Council consider the Sunset Clause. Director Razo further explained the Sunset Clause. Mayor Pro Tem Jimenez asked for clarification on what minimum staffing means; Chief Pelaez explained that minimum staffing means 17 on duty per day and that in his tenure with the City, the Fire Department has not yet met the minimum staffing requirement and has concerns about staff's mental health due to being overworked. Furthermore Ms. Jimenez expressed her disappointment in Councilmember Peralta's comments. Councilmember Torres asked a clarifying question regarding whether MOU's are typically brought to City Council for discussion in Open Session prior to discussing them in Closed Session; Director Razo stated it is typical. Councilmember Torres was briefly disconnected. Councilmember Melendez commended Staff for the presentation and expressed his support for this item. Mayor Cobos-Cawthorne asked Chief Pelaez a clarifying questions. Councilmember Torres asked additional clarifying questions regarding his concerns about some of the provisions stated on the MOU's and asked for additional time to review this item, and asked if there is a deadline to get this item approved. Councilmember Torres asked for a Substitute Motion to continue this item for 14 days for further analysis and consideration, Councilmember Peralta seconded the substitute motion.

City Attorney Christopher Cardinale clarified that the City Council does not dictate the terms of the negotiating process of MOU's. A vote was taken on the Substitute Motion; and the motion failed by the following vote:

MOVED: Torres	SECONDED: Peralta	FAILED: 2-3-0-0
AYES: Peralta, Torres		
NOES: Cobos-Cawthorne, Jimenez, Melendez		
ABSTAIN: None		
ABSENT: None		

A vote was taken on the original motion; motion passed by the following vote:

MOVED: Cobos-Cawthorne	SECONDED: Jimenez	APPROVED: 3-1-1-0
AYES: Cobos-Cawthorne, Jimenez, Melendez		
NOES: Torres		
ABSTAIN: Peralta		
ABSENT: None		

CONSENT CALENDAR

Councilmember Torres pulled Item No's. 15, 17, and 18. Councilmember motioned, seconded by Mayor Pro Tem Jimenez, that Item No's. 12-14, 16, 18-19 be approved; motion passed unanimously.

12. APPROVAL OF AMENDMENT NO. 1 TO AGREEMENT NO. 3937 WITH SPORTFIVE GOLF, LLC FOR ADDITIONAL ARCHITECTURAL AND ENGINEERING SERVICES FOR THE MONTEBELLO MUNICIPAL GOLF COURSE RENOVATION PROJECT

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve Amendment No. 1 to Agreement No. 3937 with SPORTFIVE Golf, LLC for additional architectural and engineering services in the amount not-to-exceed \$188,790; and
- 2) Authorize the City Manager to execute the amendment on behalf of the City; and
- 3) Amend the Fiscal Year 2021-22 budget by increasing appropriations by \$188,790 in Account No. 610-99-6040.80 (Golf Course, Engineering Services); and
- 4) Take such additional, related, action that may be desirable.

13. AMEND THE FISCAL YEAR 2021-22 CAPITAL IMPROVEMENT PROGRAM BUDGET FOR VARIOUS PROJECTS

RECOMMENDATION: It is recommended that the City Council:

- 1) Amend the Fiscal Year 2021-22 Capital Improvement Program Budget in the Amounts and for the Projects/Accounts Detailed on Attachment A; and
- 2) Take such additional, related, action that may be desirable.

14. APPROVAL OF EXCLUSIVE PERMISSIVE USE & LICENSING AGREEMENT NO. 3982 WITH SAMALJON INC. FOR GRANT REA PARK BATTING CAGES

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve a new Exclusive Permissive Use & Licensing Agreement No. 3982 with Samaljon ("Licensee"); 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.

15. APPROVAL TO SUBMIT APPLICATION FOR THE CITIES AND COUNCILS OF GOVERNMENTS INTERIM HOUSING SERVICES ("CCOGIHS") FUND

Councilmember Torres asked a clarifying question on whether this item would have any direct costs to the City; Deputy Director Angelica Palmeros stated that no costs are associated. Councilmember Torres motioned to approve the item as is, seconded by Mayor Pro Tem Jimenez; motion passed unanimously.

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve the submission of the grant application for the Cities and Councils of Governments Interim Housing Services (“CCOGIHS”) Fund; and
- 2) Take such additional, related, action that may be desirable.

16. APPROPRIATION OF GRANT AWARD FUNDS FROM THE CALIFORNIA FIRE FOUNDATION SPRING 2022 GRANT CYCLE

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve the appropriation of \$15,000 awarded to the Fire Department by the California Fire Foundation; and
- 2) Amend the Fiscal Year 2021-22 budget by increasing appropriations by \$15,000 in Account No. 265-85-855-4198 and 265-85-855-6010.60 (Grants, Fire, CA Fire Foundation, Misc Grants [Revenue] and Machinery & Equipment – Personal Protective Equipment [Expenditures]); and
- 3) Take such additional, related, action that may be desirable.

17. AUTHORIZATION TO ISSUE A REQUEST FOR PROPOSALS (RFP NO. 22-9) FOR CROSSING GUARD SERVICES

Councilmember Torres commended staff for including the RFP as an attachment to the Staff Report and motioned to approve the item as is, seconded by Councilmember Melendez; motion passed unanimously.

RECOMMENDATION: It is recommended that the City Council:

- 1) Authorize Staff to issue a Request for Proposals (RFP No. 22-9) for Crossing Guard Services; and
- 2) Take such additional, related, action that may be desirable.

18. APPROVAL OF AGREEMENT NO. 3980 WITH THE PUN GROUP, LLP FOR FINANCIAL AUDIT SERVICES

Councilmember Torres commended staff for including the RFP and backup information to the Staff Report while mentioning his disappointment with not including a rating sheet; and motioned to approve the item as is, seconded by Councilmember Melendez; motion passed unanimously.

RECOMMENDATION: It is recommended that the City Council:

- 1) Approve awarding a professional services agreement for audit services to The Pun Group, LLP (Pun Group), and authorize the City Manager to execute the agreement.

19. PAYMENT OF BILLS: ADOPT RESOLUTION NO. 22-31 APPROVING THE CITY WARRANT REGISTER OF DEMANDS DATED MAY 11, 2022

RECOMMENDATION: Adopt Resolution No. 22-31 approving the Warrant Register dated May 11, 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).

- Councilmember Melendez provided a report on the 2022 Southern California Association of Governments Regional Conference in Palm Desert
- Councilmember Torres provided a report on the Sacramento League of California City Leader's Summit

COUNCIL ORALS

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

- **Councilmember Peralta** – None
- **Councilmember Melendez**
 - a. City Ordinance on illegal fireworks – asked City Council for consensus and direction for Staff to work towards an educational campaign or advocacy program to prevent illegal fireworks; consensus was received.
- **Councilmember Torres**
 - b. Request for Council Consensus to add Black History Month and National Donate Life Month to the list of currently Recognized Health and Heritage Months in Montebello. – asked for Council Consensus to amend the Ordinance to include the following recognitions; consensus was received.
 - c. Comments on missing monthly financial reports as per Montebello Municipal Code § 2.16.020.E – item was held.
- **Mayor Pro Tem Jimenez** – None
- **Mayor Cobos-Cawthorne** – Made the following appointments:
 - d. Appointment of Parks and Recreation Commissioner – Frank Jurado Sr.
 - e. Appointment of Planning Commissioner – Edward Franco

ADJOURNMENT

Mayor Pro Tem Torres motioned, seconded by Councilmember Melendez to adjourn the meeting at 9:08 p.m.

THE MINUTES OF MAY 11, 2022 ARE HEREBY APPROVED AND ADOPTED ON THIS 22ND DAY OF JUNE 2022.



Alicia Fernandez, Deputy City Clerk