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**CITY OF MONTEBELLO**  
**REGULAR CITY COUNCIL MEETING**

**MINUTES**

**WEDNESDAY, JUNE 8, 2022 AT 5:00 P.M.**

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

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**OPENING CEREMONIES**

**CALL TO ORDER** – Mayor Cobos-Cawthorne called the meeting to order at 5:06 p.m.

**ROLL CALL** – Members present were Mayor Cobos-Cawthorne, Councilmember Peralta, Councilmember Melendez, and Councilmember Torres; Mayor Pro Tem Jimenez arrived at 5:12 p.m. City Clerk Jimenez and Treasurer Gutierrez were also present; City Treasurer arrived at 5:50 p.m.

**STAFF PRESENT** – City Attorney Arnold Alvarez-Glasman, City Manager René Bobadilla, Assistant City Manager Arlene Salazar, Deputy City Clerk Alicia Fernandez, Assistant to Deputy City Clerk Kimberly Guillen, and Records Coordinator Angelina Padilla.

**PUBLIC COMMENTS FOR CLOSED SESSION ITEMS** – None.

**CLOSED SESSION – 5:30 P.M.**

Mayor Cobos-Cawthorne recessed the meeting into Closed Session at 5:07 p.m. to consider the following closed session items:

- 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 LEGAL COUNSEL – ANTICIPATED LITIGATION**  
Government Code Section 54956.9(d)(2)  
One matter related to SB 1383 compliance  
One matter of threatened litigation related to an employee issue  
Threat of litigation – One matter related to the CVRA

**3. CONFERENCE WITH LABOR NEGOTIATORS**

Government Code Section 54957.6

Agency Negotiators: René Bobadilla, Nicholas Razo

Employee Groups: SMART-TD

**4. PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

Government Code Section 54957

Title: City Manager René Bobadilla

City Attorney Alvarez-Glasman requested to add an additional matter to the agenda, under Item No. 2 (2.b), as a subsequent need matter pursuant to Government Code Section 54954.2(b)(2).

**2.b. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Government Code Section 54956.9(d)(2)

Threat of litigation – One matter

It was motioned by Councilmember Melendez, seconded by Councilmember Peralta, that the item be added; motion did not receive a 4/5 vote and failed.

**MOVED:** Melendez**SECONDED:** Peralta**FAILED:** 3-1-1-0

AYES: Melendez, Peralta, Cobos-Cawthorne

NOES: Torres,

ABSTAIN: None

ABSENT: Jimenez

**REGULAR SESSION – 6:00 P.M.****CLOSED SESSION REPORT**

Mayor Cobos-Cawthorne reconvened the meeting at 6:12 p.m. City Attorney Alvarez-Glasman noted that Mayor Pro Tem Jimenez joined at 5:12 p.m. Furthermore, he noted that during Closed Session it was attempted to place an add on Closed Session of Anticipated Litigation item which was motioned by Councilmember Melendez, seconded by Councilmember Peralta; motion did not receive a 4/5 vote and failed. Upon the arrival of Mayor Pro Tem Jimenez, this add on Closed Session item was subsequently addressed which was motioned by Councilmember Melendez, seconded by Councilmember Peralta; approved unanimously.

City Attorney Alvarez-Glasman stated that Mayor Cobos-Cawthorne made a request pursuant to the City of Montebello Municipal Code that the use of electronic devices be restricted from the dais. Mayor Cobos-Cawthorne, Councilmember Melendez, and Mayor Pro Tem Jimenez placed their cell phones in the basket. Furthermore, it was requested that Councilmember Torres place his in the basket as well or turn it into the Sergeant of Arms; Councilmember Torres stated that he would not. The same request was made to Councilmember Peralta and she stated that she felt comfortable with it being in her bag.

During Closed Session the City Council received a briefing on Item No. 1 and direction was provided but no final action was taken. On Item No. 2, related to SB 1383 Compliance, a briefing was provided to the City Council and direction was provided to come back for Open Session consideration at the next meeting. On Item No. 2, related to threatened litigation matter, the item was discussed but no action was taken and it direction was provided to conduct a follow up on the matter. On Item No. 2, related to the anticipated litigation add on matter, the City Council received a briefing and direction was provided, but no final action was taken and there was nothing to report. On Item No. 3, a briefing was provided to the City Council, direction was provided to the Agency's Negotiator's, and no final action was taken. Item No. 4 was not discussed and held over to the next meeting.

**INVOCATION** – Pastor Sebastian Petz, Montebello Christian

**PLEDGE OF ALLEGIANCE** – Al Cota, American Legion Member

**CORRECTIONS TO THE AGENDA – CITY MANAGER** – No corrections

**CEREMONIAL/PRESENTATIONS**

5. **RECOGNITION OF LGBTQ PRIDE MONTH** – Presented by Mayor Cobos-Cawthorne
6. **RECOGNITION OF JUNETEENTH – FREEDOM DAY** – Presented by Mayor Cobos-Cawthorne
7. **RECOGNITION OF PTSD AWARENESS MONTH** – Presented by Mayor Cobos-Cawthorne
8. **RECOGNITION OF NATIONAL SCLERODERMA AWARENESS MONTH** – Presented by Mayor Cobos-Cawthorne

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

The City Clerk's Office acknowledged 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**

City Manager Bobadilla invited Deputy Director Angelica Palmeros to provide a briefing to the City Council on the City of Montebello Operation Stay Safe program and was available to answer any questions.

**REGULAR BUSINESS**

9. **ADOPT RESOLUTION NO'S. 22-38 AND 22-37 ADOPTING MEMORANDA OF UNDERSTANDING BETWEEN THE CITY AND THE MONTEBELLO POLICE MANAGEMENT ASSOCIATION (MPMA) AND THE CITY AND THE MONTEBELLO POLICE OFFICERS ASSOCIATION (MPOA)**

Director Razo presented a PowerPoint presentation to the City Council related to the MPMA and MPOA associations and was available to answer any questions.

Councilmember Torres asked clarifying questions, which were addressed by Director Razo. Councilmember Melendez, Councilmember Peralta, Mayor Pro Tem Torres, and Mayor Cobos-Cawthorne commended Staff and the bargaining groups.

It was motioned by Mayor Pro Tem Jimenez, seconded by Councilmember Melendez that the City Council:

- 1) Adopt Resolution 22-38 adopting a tentatively agreed upon Comprehensive Memorandum of Understanding (MOU) between the City and the Montebello Police Management Association (MPMA); and
- 2) Adopt Resolution No. 22-37 adopting a tentatively agreed upon Comprehensive Memorandum of Understanding between the City and the Montebello Police Officers Association (MPOA).

Motion was approved unanimously.

**10. ADOPTION OF FISCAL YEAR 2022-23 OPERATING AND CAPITAL BUDGET**

Director Solorza presented a PowerPoint presentation to the City Council discussing the budget review process and provided them with an overview on the following: general fund budget; all funds; staffing; supplemental budget requests; general fund revenue; sales tax detail; general fund expenditures; and the FY 2022-23 budget for Transit, IT, Capital Improvement Program, Hilton Garden Inn, and Home2Suites and was available to answer any questions.

Councilmember Torres, Melendez, and Peralta commended Director Solorza, and asked clarifying questions which were addressed by Director Solorza. Mayor Pro Tem Jimenez and Mayor Cobos-Cawthorne expressed their support for this item. Mayor Cobos-Cawthorne commended staff on their grant writing efforts.

Mayor Pro Tem Jimenez motioned, seconded by Councilmember Melendez; that the City Council:

- 1) Adopt Resolution No. 22-43 adopting the Fiscal Year 2022-23 operating and capital budgets for all funds; and
- 2) Adopt Resolution No. 22-44 adopting the compensation plan, table of organization and job classifications for Fiscal Year 2022-23; and
- 3) Adopt Resolution No. 22-45 establishing a Fiscal Year 2022-23 appropriations limit per Government Code Section 7190 (Gann Limit); and
- 4) Adopt Resolution No. 22-46 for paying and reporting the value of employer paid member contributions as required by a recent CalPERS audit.

The motion was approved by the following vote.

**MOVED:** Jimenez**SECONDED:** Melendez**APPROVED:** 3-2-0-0

AYES: Melendez, Jimenez, Cobos-Cawthorne

NOES: Torres, Peralta

ABSTAIN: None

ABSENT: None

**CONSENT CALENDAR**

No items were pulled by the City Council for discussion. Councilmember Peralta motioned, seconded by Councilmember Melendez, that Item No's. 11-18 be approved; motion was approved unanimously.

**11. AWARD OF CONSTRUCTION CONTRACT FOR CP. #891 – ANNUAL CONCRETE REPAIR PROGRAM FISCAL YEAR 2021-22****RECOMMENDATION:** It is recommended that the City Council:

- 1) Award a construction contract for the Annual Concrete Repair Program Fiscal Year 2021-22 (C.P. # 891) in the amount of \$1,208,926 to CJ Concrete Construction, Inc.; and
- 2) Authorize the Director of Public Works to review and approve change orders within a 15% contingency of the contract amount; and
- 3) Authorize the City Manager to execute the Contract Agreement, on behalf of the City; and
- 4) Take such additional, related, action that may be desirable.

**12. APPROVAL OF AMENDMENT NO. 1 TO AGREEMENT NO. 3890 FOR GOLF COURSE MANAGEMENT SERVICES****RECOMMENDATION:** It is recommended that the City Council:

- 1) Approve Amendment No. 1 to Agreement No. 3890 for Golf Course management services at the Montebello Golf Course with S&S Labarge Golf, Inc.; 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.

**13. APPROVAL OF AGREEMENT NO. 3985 WITH NEW FLYER OF AMERICA, INC., TO PURCHASE SEVEN, FORTY-FOOT, COMPRESSED NATURAL GAS (CNG) TRANSIT BUSES****RECOMMENDATION:** It is recommended that the City Council:

- 1) Approve Agreement No. 3985 with New Flyer of America, Inc. ("New Flyer"), to purchase seven (7), forty-foot (40') Compressed Natural Gas (CNG) transit buses; and
- 2) Authorize the City Manager and/or their designee to approve change orders for up to two (2) percent of the total agreement amount; and
- 3) Take such additional, related action that may be desirable.

14. **APPROVAL OF THREE (3) PROFESSIONAL SERVICE AGREEMENTS, NO.'S 3988, 3989 AND 3990, TO (I) FORD OF MONTEBELLO, (II) CHEVROLET OF MONTEBELLO, AND (III) MONTEBELLO TIRE PROS, TO ESTABLISH AN AS-NEEDED VENDOR BENCH FOR THE CITYWIDE FLEET VEHICLE MAINTENANCE AND REPAIR SERVICES REQUEST FOR PROPOSAL, NO. 22-4**

**RECOMMENDATION:** It is recommended that the City Council:

- 1) Award three (3) Professional Services Agreements, No.'s 3988, 3989, and 3990, to (i) Ford of Montebello, Inc. (dba Ford of Montebello), (ii) Montebello Auto Group, LLC (dba Chevrolet of Montebello), and (iii) SHAK Enterprises, Inc. (dba Montebello Tire Pros), for a three-year (3-year) term with the option for renewal of up to two (2) additional one-year (1-year) terms, for an annual total not-to-exceed amount of \$100,000 with each vendor, with the City of Montebello (City) to establish an as-needed vendor bench for the Citywide Fleet Vehicle Maintenance and Repair Services Request for Proposal, No. 22-4 (RFP No. 22-4); and
- 2) Authorize the City Manager, and/or his designee, to take action necessary to execute and finalize each proposed agreement (No.'s 3988-3990) on behalf of the City; and
- 3) Take such additional or alternative action that may be desirable.

15. **APPROVAL OF PROVIDING RECRUITMENT INCENTIVES FOR QUALIFIED POLICE OFFICERS AND POLICE DISPATCHERS**

**RECOMMENDATION:** It is recommended that the City Council:

- 1) Approve a program to provide recruitment incentives for qualified Police Officers and Police Dispatchers and referral bonuses to current employees; and
- 2) Take such additional, and related, action that may be desirable.

16. **APPROVAL TO SUBMIT APPLICATION FOR THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS), FISCAL YEAR 2022 COPS HIRING PROGRAM (CHP)**

**RECOMMENDATION:** It is recommended that the City Council:

- 1) Approve the submission of the grant application for the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS), Fiscal Year 2022 COPS Hiring Program (CHP); and
- 2) Take such additional, related, action that may be desirable.

17. **PAYMENT OF BILLS: ADOPT RESOLUTION NO. 22-41 APPROVING THE CITY WARRANT REGISTER OF DEMANDS DATED JUNE 8, 2022**

**RECOMMENDATION:** Adopt Resolution No. 22-41 approving the Warrant Register dated June 8, 2022.

**18. APPROVAL OF CITY COUNCIL MINUTES – SPECIAL MEETING APRIL 8, 2022; SPECIAL MEETING APRIL 9, 2022; APRIL 13, 2022; SPECIAL MEETING APRIL 23, 2022; APRIL 27, 2022.**

**RECOMMENDATION:** Approve said minutes as written.

**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.

**1. Councilmember Peralta**

- a. Recognition of Schurr High School AVID 2022 Scholarship Recipients
- b. Request Council consensus to have LGBTQ friendly artwork/poetry from the community displayed at City Hall
- c. Requesting action to adopt and recognize June 3rd as National Gun Violence Awareness Day
- d. Appointment of Henry Fimbres to the Personnel Advisory Commission
- e. Recognition and Congratulations to BLVD MRKT for being named Business of the Year for Supervisor District 1 by the Los Angeles County Business Federation

Councilmember Peralta requested consensus on items 1.b. and 1.c. Consensus was received on both item 1.b. and 1.c.

**2. Councilmember Melendez**

**3. Councilmember Torres**

**4. Mayor Pro Tem Jimenez** – added an oral and reminded the public about an upcoming 5k run and Father's Day Brunch.

**5. Mayor Cobos-Cawthorne**

Mayor Cobos-Cawthorne recessed the meeting to continue Closed Session and discuss Item No. 4. Mayor Cobos-Cawthorne reconvened the meeting at 9:11 p.m. City Attorney Alvarez-Glasman provided a briefing on Item No. 4 and made a statement for the record that the City Manager excused himself from the conversation; there was no action taken and nothing to report.

**ADJOURNMENT**

Councilmember Melendez motioned to adjourn the meeting, seconded by Mayor Pro Tem Jimenez. Mayor Cobos-Cawthorne adjourned the meeting at 9:17 p.m.

**THE MINUTES OF JUNE 8, 2022 ARE HEREBY APPROVED AND ADOPTED ON THIS 14<sup>TH</sup> DAY OF SEPTEMBER 2022.**



Alicia Fernandez, Senior Deputy City Clerk