



**CITY OF MONTEBELLO
CITY COUNCIL
REGULAR MEETING**

WEDNESDAY, SEPTEMBER 13, 2023 AT 6:00 PM

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

CITY COUNCIL

David N. Torres, Mayor
Scarlet Peralta, Mayor Pro Tem
Angie M. Jimenez, Councilmember
Salvador Melendez, Councilmember
Georgina Tamayo, Councilmember

ACTING CITY MANAGER
Arlene Salazar

CITY TREASURER
David Matanga

CITY ATTORNEY
Arnold M. Alvarez-Glasman

CITY CLERK
Christopher Jimenez

DEPARTMENT HEADS

Fire Chief
Police Chief
Director of Finance
Director of Human Resources
Director of Planning/Community Development
Acting Director of Public Works
Director of Recreation and Community Services
Director of Transportation

Fernando Pelaez
Paul Espinosa
Michael Solorza
Nicholas Razo
Joseph Palombi
Rita Montalvo
David Sosnowski
Adrianna Kendricks

NOTICES

This City Council Meeting ("Council") 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 and YouTube Channel via the following link: <https://www.montebellocal.gov>, 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:

Pursuant to Section 54957.95 of the Government Code, the presiding member of the legislative body conducting a meeting, or their designee, is authorized to remove, or cause the removal of, an individual for disrupting the meeting. Any such removal will be preceded by a warning to the disruptive individual by the presiding member of the legislative body or their designee that the individual's behavior is disrupting the meeting and that the individual's failure to promptly cease their disruptive behavior may result in their removal.

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 only the day of the meeting.*** Speakers will be required to fill out a speaker card provided at the door and submit it to City Clerk staff prior to each Public Comment announcement period. Staff will number and call each speaker card in the order received. ***Closed Session begins at 6:00 p.m. and Regular Session begins immediately thereafter; if there is no Closed Session, Regular Session will begin at 6:00 p.m.***

AGENDA MATERIALS: The agenda and/or agenda packet are available for public inspection at City's website at: [Agendas, Minutes, and Videos](#),

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

OPENING CEREMONIES

CALL TO ORDER - 6:00 P.M.

ROLL CALL

ANNOUNCEMENT OF CLOSED SESSION ITEMS

PUBLIC COMMENTS ON CLOSED SESSION ITEMS

At this time, the public may submit a speaker card to the City Clerk staff for Closed Session items, prior to the beginning of this statement. Speakers will be called in the order received. 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 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 and City Council.

CLOSED SESSION

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

1. **CONFERENCE WITH LABOR NEGOTIATOR**
Government Code Section 54957.6
Agency Negotiators: Arlene Salazar, Acting City Manager; Nicholas Razo, Director of Human Resources
Employee Organization: SMART-TD
2. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**
Government Code Section 54956.9(d)(2)
Significant exposure to litigation in one matter related to a claim presented by Infrastructure Engineers
3. **PUBLIC EMPLOYEE APPOINTMENT**
Government Code Section 54957
Position: City Manager

REGULAR SESSION - IMMEDIATELY FOLLOWING CLOSED SESSION

CLOSED SESSION REPORT

INVOCATION

PLEDGE OF ALLEGIANCE

CORRECTIONS TO THE AGENDA - ACTING CITY MANAGER

CEREMONIAL ITEMS/PRESENTATIONS

4. **CITIZEN OF THE MONTH - SANDRA SAGE**
5. **NATIONAL HISPANIC HERITAGE MONTH**
6. **NATIONAL PREPAREDNESS MONTH**
7. **SUICIDE PREVENTION WEEK**

8. RECOGNITION OF NEWLY HIRED FIRE PARADEMICS**9. CHECK PRESENTATION TO THE MONTEBELLO CHAMBER OF COMMERCE****PUBLIC COMMENTS ON NON-AGENDA ITEMS (30 MINUTES)**

At this time, the public may submit speaker card(s) to the City Clerk staff, for both agenda and non-agenda items, prior to the beginning of this statement; Public Hearing items do not require a speaker card.

The City Council will address non-agenda items during this section and speakers will be called in the order received. Those persons not accommodated during this 30-minute period will have an opportunity to speak under "Public Comments – Continued", after all scheduled matters have been considered. **Public Hearing, Regular Business and/or Consent Calendar items will be addressed at the time that matter of business is heard, in the order received.**

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 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 and City Council.

STAFF COMMUNICATIONS ON ITEMS OF COMMUNITY INTEREST**PUBLIC HEARING****10. ADOPT RESOLUTION NO. 23-63 APPROVING THE FISCAL YEAR 2022-23 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER)**

RECOMMENDATION: It is recommended that the City Council:

1. Adopt Resolution No. 23-63 approving the Fiscal Year 2022-23 draft Consolidated Annual Performance and Evaluation Report (CAPER) and authorizing the City Manager, or their designee to submit the report to HUD; and
2. Take such additional, related action that may be desirable.

REGULAR BUSINESS**11. OBJECTIVE DEVELOPMENT STANDARDS**

RECOMMENDATION: It is recommended that the City Council:

1. Receive and file this report and presentation from AECOM (project consultant) regarding the implementation of the Southern California Association of Governments (SCAG) Objective Development Standards (ODS) project and provide feedback to City staff related to implementing the standards into the Montebello Municipal Code (MMC); 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 member wishes to discuss, including any items the public submitted speaker cards for, 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. SECOND READING OF ORDINANCE NO. 2465 APPROVING A ZONE CODE AMENDMENT ("ZCA") MODIFYING THE MONTEBELLO MUNICIPAL CODE ("MMC") TO ESTABLISH AN ART IN PUBLIC PLACES PROGRAM, MODIFICATION TO MMC SECTION 17.62.050 TO REMOVE "MURALS" FROM THE LIST OF PROHIBITED SIGNS, AND ADOPTION OF A CEQA EXEMPTION UNDER § 15061(B)(3)

RECOMMENDATION: It is recommended that the City Council:

1. Hold second reading to Approve the Zone Code Amendment (ZCA) No. PC-2021-0005-ZCA to establish an Art in Public Places Program; and
2. Waive second reading and adopt Ordinance No. 2465 establishing an Art in Public Places Program; and amending Section 17.62.050 of the Montebello Municipal Code ("MMC") to remove "murals" from the list of prohibited signs; and
3. Find and determine the ZCA and Art in Public Places Program to be statutorily exempt from the California Environmental Quality Act ("CEQA") under CEQA Guidelines Section 15061(b)(3) (Common Sense Exemption) considering that CEQA only applies to projects which have the potential for causing a significant effect on the environment; and
4. Take such additional, related, action that may be desirable.

13. APPROVE PROFESSIONAL SERVICES AGREEMENT NO. 4129 WITH SCS ENGINEERS FOR ENVIRONMENTAL ENGINEERING SERVICES FOR TECHNICAL REVIEW AND ANALYSIS OF THE BROWNFIELD OVERLAY DISTRICT/CHAPIN ROAD LANDFILL AREA

RECOMMENDATION: It is recommended that the City Council:

1. Approve Professional Services Agreement No. 4129 with SCS Engineers for Environmental Engineering Services for Technical Review and Analysis of the Brownfield Overlay District/Chapin Road Landfill Area;
2. Authorize the Acting City Manager to execute Professional Services Agreement No. 4129 with SCS Engineers for an amount not-to-exceed \$125,000; and
3. Amend the Fiscal Year 2023-24 budget by increasing appropriations by \$125,000 in Account No.100-50-500-6040.80 (General Fund, Community Development, Administration, Engineering Services); and
4. Take such additional, related, actions that may be desirable.

14. APPROVE AGREEMENT NO. 4126 WITH WAXIE ENTERPRISES, INC. FOR CITYWIDE JANITORIAL SUPPLIES

RECOMMENDATION: It is recommended that the City Council:

1. Award a Professional Service Agreement to Waxie's Enterprises, Inc., dba WAXIE Sanitary Supply in an amount not-to-exceed \$300,000 over three (3) years with the option to extend up to two (2) additional years; and
2. Authorize the Acting City Manager to execute the Professional Service Agreement, on behalf of the City; and
3. Take such additional, related action that may be desirable.

15. AMEND THE FISCAL YEAR 2023-24 TABLE OF ORGANIZATION/MASTER POSITION CONTROL TO ADD EIGHTEEN (18.0) "FIREFIGHTER/PARAMEDIC" FULL-TIME EQUIVALENT POSITIONS

RECOMMENDATION: It is recommended that the City Council:

1. Amend the Fiscal Year 2023-24 Table of Organization/Master Position Control to add eighteen (18) "Firefighter/Paramedic" Full-Time Equivalent Positions; and
2. Take such additional, related action that may be desirable.

16. AWARD PROFESSIONAL SERVICES AGREEMENT NO. 4163 WITH JACOB GREEN & ASSOCIATES (RFP 23-10) TO PREPARE A LOCAL HAZARD MITIGATION PLAN

RECOMMENDATION: It is recommended that the City Council:

1. Approve Professional Services Agreement No. 4163 with Jacob Green & Associates to prepare a Local Hazard Mitigation Plan (LHMP); and
2. Authorize the Acting City Manager to execute an Agreement on behalf of the City; and
3. Amend the Fiscal Year 2023-24 budget by increasing appropriations by \$85,000 in Account No. 100-85-850-6040.95 (General Fund, Fire, Fire Administration, Other Professional Services); and
4. Take such additional, related, action that may be desirable.

17. APPROVE ISSUING REQUEST FOR PROPOSALS (RFP) 24 – 5 FOR PUBLIC SAFETY VIDEO CAMERA SYSTEM UPGRADES

RECOMMENDATION: It is recommended that the City Council:

1. Authorize issuing a Request for Proposals No. 24-5 (RFP) for Public Safety Video Camera Systems Upgrades; and
2. Take such additional, related action that may be desirable.

18. ADOPT RESOLUTION NO. 23-64 AUTHORIZING THE DIRECTOR OF FINANCE TO SUBMIT A CLAIM FOR FUNDING PROVIDED BY THE TRANSPORTATION DEVELOPMENT ACT THROUGH THE LOCAL TRANSPORTATION FUND AND THE STATE TRANSIT ASSISTANCE FUND FOR FISCAL YEAR 2023-2024

RECOMMENDATION: It is recommended that the City Council:

1. Adopt Resolution No. 23-64 authorizing the Director of Finance to submit a claim for funding provided by the Transportation Development Act (TDA) through the Local Transportation Fund and the State Transit Assistance Fund for Fiscal Year 2023-24; and
2. Take such additional, related action that may be desirable.

19. PAYMENT OF BILLS: ADOPT RESOLUTION NO. 23-67 APPROVING THE CITY WARRANT REGISTER OF DEMANDS DATED SEPTEMBER 13, 2023

RECOMMENDATION: It is recommended that the City Council:

1. Adopt Resolution No. 23-67 approving the Warrant Register dated September 13, 2023.

PUBLIC COMMENTS - CONTINUED

AB 1234 TRAVEL REPORTS

Members 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/AGENCY ORALS

Announcements and requests for future agenda items.

- **Salvador Melendez, Councilmember**
- **Georgina Tamayo, Councilmember**
- **Scarlet Peralta, Mayor Pro Tem**
- **Angie M. Jimenez, Councilmember**
- **David N. Torres, Mayor**

1. Request for council consensus directing staff to establish a communications policy on the use of artificial intelligence platforms like ChatGPT for communications.
2. Request for council consensus to declare October 1 National Latino/Latina Physician Day.
3. Request for council consensus directing staff to research and suggest alternatives to glyphosate for the maintenance of city properties.
4. Request for council consensus directing staff to study and create a plan to update business license fees.
5. Statements on Beverly Hospital acquisition by Adventist Health/White Memorial.

CLOSED SESSION - CONTINUED

ADJOURNMENT

The City of Montebello will adjourn to the next **Regular Meeting on September 27, 2023, at 6:00 p.m.** which can be live streamed at <https://www.montebellocal.gov> (Click on Live Stream).

I, Kimberly Guillen, Acting Senior Deputy City Clerk for the City of Montebello hereby certify that a copy of this agenda has been posted on or before **Sunday, September 10, 2023, no later than 6:00 p.m.**



Kimberly Guillen, Acting Senior Deputy City Clerk

EXHIBIT - CITY OF MONTEBELLO FORECASTED AGENDA

Please note, the attached exhibit is a draft version that is to be used for reference purposes only; agenda items, information, and dates are subject to change. The exhibit will be placed at the end of the Agenda Packet.

- **City of Montebello Forecasted Agenda**