



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

THURSDAY, DECEMBER 5, 2024 AT 6:00 PM

CITY HALL COUNCIL CHAMBERS
1600 WEST BEVERLY BOULEVARD
MONTEBELLO, CALIFORNIA

NOTICE IS HEREBY GIVEN that a Special Meeting for the City of Montebello City Council is hereby called to be held on **Thursday, December 5, 2024, at 6:00 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 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 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:

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 only address the City Council in person the day of the meeting.*** The public may ***only*** address the City Council during this Special Meeting on items which have been described in the notice of this meeting, in accordance with Government Code Section 54954.3(a). 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; Public Hearing items do not require a speaker card. Please be aware that the maximum time allotted for members of the public to speak shall not exceed three (3) minutes per person; staff will number and call each speaker card in the order received.

AGENDA MATERIALS: The agenda/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 AGENDA ITEMS ONLY

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

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

1. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
Government Code Section 54956.9(d)(1)
Conrad Lopez v. City of Montebello
Case No.: ADJ18859366; ADJ15372036; ADJ15372054; ADJ15596554; ADJ19409461

REGULAR SESSION – IMMEDIATELY FOLLOWING CLOSED SESSION

CLOSED SESSION REPORT

INVOCATION

PLEDGE OF ALLEGIANCE

CEREMONIAL ITEMS/PRESENTATIONS - NONE

CORRECTIONS TO THE AGENDA - CITY MANAGER

STAFF COMMUNICATIONS ON ITEMS OF COMMUNITY INTEREST

REGULAR BUSINESS

2. ADOPT RESOLUTION NO. 24-85, CERTIFICATION OF THE NOVEMBER 5, 2024, GENERAL ELECTION

RECOMMENDATION: It is recommended that the City Council:

1. Receive and file the Certification of the Canvass of the Election Returns from the Los Angeles County Registrar-Recorder/County Clerk; and

2. Adopt Resolution No. 24–85 reciting the facts of the General Election held on November 5, 2024, declaring the results and such other matters as required by law; and
3. Take such additional, related action that may be desirable.

3. ADOPT RESOLUTION NO. 24-89, DECLARING THE RESULTS OF THE NOVEMBER 5, 2024 MUNICIPAL RECALL ELECTION

RECOMMENDATION: It is recommended that the City Council:

1. Adopt Resolution No. 24-89 declaring the results of the November 5, 2024, Municipal Recall Election; and
2. Take such additional, related action that may be desirable.

4. AUTHORIZE THE CITY MANAGER TO EXECUTE THE GRADE CROSSING CONSTRUCTION, OPERATION AND MAINTENANCE AGREEMENTS WITH UNION PACIFIC RAILROAD (“UPRR”) AND SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS (“SGVCOG”)

RECOMMENDATION: It is recommended that the City Council:

1. Approve the execution of the Grade Crossing Construction, Operation and Maintenance Standard form Agreements (“Agreements”) for South Vail Avenue, South Greenwood Avenue, and Maple Avenue by and between the City of Montebello, Union Pacific Railroad (UPRR) and San Gabriel Valley Council of Governments (SGVCOG) related to the Montebello Avenue Grade Separation Project (“Project”); and
2. Authorize the City Manager to execute the cooperative agreement; and
3. Take such additional, related action that may be desirable.

5. AWARD CONSTRUCTION AGREEMENT NO. 4251 TO HARDY & HARPER, INC. FOR THE FISCAL YEAR 2023-24 SENATE BILL 1 (SB 1) STREET IMPROVEMENT PROJECT (CP 913)

RECOMMENDATION: It is recommended that the City Council:

1. Award Construction Agreement No. 4251 to Hardy & Harper, Inc. for the Fiscal Year 2023-24 SB 1 Street Improvement Project (CP 913) as the most responsive, responsible bidder for the amount of Two Million, Nine-Hundred Twenty-Six Thousand Dollars (\$2,926,000); and
2. Approve a 10% construction contingency of \$292,600 for any necessary change orders; and
3. Amend the Fiscal Year 2024-25 Capital Improvement Budget by increasing appropriations by \$1,200,000 in Account No. 201-30-330-6040.50 (RMRA, Public Works, Engineering, Contract Services - Street Maintenance); and
4. Authorize the City Clerk’s Office to release all-other bidders’ bonds; and
5. Authorize the City Manager to execute Agreement No. 4251 and all applicable change orders in good faith; and
6. Take such additional, related action that may be desirable.

6. AWARD AGREEMENT NO. 4255 TO VOLTAIRE ENGINEERING, INC. FOR THE RIO HONDO RIVER ACCESS IMPROVEMENT PROJECT – PHASE 1: LANDSCAPE AREA (CP 924)

RECOMMENDATION: It is recommended that the City Council:

1. Award Agreement No. 4255 to Voltaire Engineering, Inc. for the Rio Hondo River Access Improvement Project – Phase 1 Landscape Area (CP 924) as the most responsive, responsible bidder in the amount of \$397,768 plus a 10% construction contingency of \$39,777 for a total contract amount of \$437,545; and
2. Authorize the City Clerk’s Office to release all remaining bidders’ bonds; and
3. Authorize the City Manager to execute the construction contract agreement and any subsequent change orders in good faith; and
4. Take such additional, related action that may be desirable.

7. ADOPT RESOLUTION NO. 24-90 ADOPTING AN ARTIFICIAL INTELLIGENCE USE POLICY FOR THE CITY OF MONTEBELLO

RECOMMENDATION: It is recommended that the City Council:

1. Adopt Resolution No. 24-90 adopting an Artificial Intelligence Use Policy ("AI Policy") for the City of Montebello; 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.

8. ACCEPT THE 2023 STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT THROUGH AGREEMENT NO. 4243 WITH THE COUNTY OF LOS ANGELES AND APPROVE PURCHASE OF VEHICLES AND RELATED EQUIPMENT**RECOMMENDATION: It is recommended that the City Council:**

1. Authorize the City Manager to execute Agreement No. 4243 with the County of Los Angeles to accept public safety grant funding in the amount of \$96,600 from the 2023 State Homeland Security Program (SHSP); and,
2. Authorize the acceptance of additional grant funding of approximately \$450,000 through the 2023 State Homeland Security Program (SHSP) via the City of Santa Monica; and,
3. Amend the Fiscal Year 2024-25 budget by increasing appropriations by \$94,000 in Account No. 265-80-866-6040.10 (Grants, Police, State Homeland Security Program, Other Contract Services [expenditures]), \$2,600 in Account No. 265-85-866-6040.10 (Grants, Fire, State Homeland Security Program, Other Contract Services [expenditures]), and \$96,600 in Account No. 265-99-4198.18 (Grants, State Homeland Security Program [revenue]); and,
4. Amend the Fiscal Year 2024-25 budget by increasing appropriations by \$450,000 in Account No. 265-85-866-6040.10 (Grants, Fire, State Homeland Security Program, Other Contract Services [expenditures]) and \$450,000 in Account No. 265-99-4198.18 (Grants, State Homeland Security Program [revenue]); and,
5. Authorize purchase of vehicles and related equipment as allowed per the State Homeland Security Program (SHSP) grant guidelines utilizing the exceptions to the City's standard purchasing process as allowed by Montebello Municipal Code Section 3.20.050(D) - Conformance with Bidding Procedures-City Council Authorization and
6. Take such additional, related action(s) that may be desirable.

9. REJECT BIDS RECEIVED FOR CONSTRUCTION OF THE SENIOR CENTER REHABILITATION PROJECT (CP 925) IN ACCORDANCE WITH PUBLIC CONTRACT CODE SECTION 22038(A)(1)**RECOMMENDATION: It is recommended that the City Council:**

1. Reject all bids received for construction of the Senior Center Rehabilitation Project (CP 925) in accordance with Public Contract Code Section 22038(a)(1); and
2. Authorize the City Clerks office to release bidders' bonds; and
3. Take such additional, related action that may be desirable.

10. AWARD AGREEMENT NO. 4256 TO HORIZON MECHANICAL CONTRACTORS OF CALIFORNIA FOR THE IN-WATER POOL LIGHT REPLACEMENT AT GEORGE HENSEL AQUATIC CENTER**RECOMMENDATION: It is recommended that the City Council:**

1. Award Agreement No. 4256 to Horizon Mechanical Contractors of California for the in-water pool light replacement at George Hensel Aquatic Center ("Aquatics Center") in a total not-to-exceed amount of Eighty-Six Thousand, Four Hundred and Eighty-Eight Dollars (\$86,488); and
2. Authorize the City Manager to execute Agreement No. 4256 in good faith; and
3. Take such additional, related action that may be desirable.

11. AWARD PROFESSIONAL SERVICES AGREEMENT NO. 4257 TO G&J NEON SIGNS INC. FOR INSTALLATION OF A LED SIGN AT MONTEBELLO CITY HALL**RECOMMENDATION: It is recommended that the City Council:**

1. Award Professional Services Agreement No. 4257 to G&J Neon Signs Inc., for the Installation of a LED Sign at Montebello City Hall in a total not-to-exceed amount of One Hundred Seven Thousand, Fifteen Dollars (\$107,015) in response to Request for Proposal ("RFP") No. 24-19; and
2. Authorize the City Manager to execute and finalize agreement No. 4257 with G&J Neon Signs Inc.; and
3. Amend the Fiscal Year 2024-25 budget by increasing appropriations by \$107,015 in Account No. 100-70-700-6040.60 (General Fund, Parks and Recreation, Administration, Contract Services Building Maintenance and Repair); and,
4. Take such additional, related action that may be desirable.

12. APPROVE PURCHASE OF TWO 2025 FORD POLICE INTERCEPTOR VEHICLES**RECOMMENDATION: It is recommended that the City Council:**

1. Approve purchase of two (2) 2025 Ford Police Interceptor vehicles; and
2. Authorize purchase of the vehicles utilizing a Sourcewell Cooperative Purchasing Agreement with Olathe Ford Sales, Inc. (supplier) as permitted by Montebello Municipal Code Section 3.20.050(F); and
3. Authorize the City Manager to execute the procurement through the Sourcewell Cooperative Purchasing Agreement; and
4. Take such additional, related, action that may be desirable.

13. APPROVE LEASE AGREEMENT NO. 4258 WITH LOS ANGELES COUNTY FOR USE OF THE HOLIFIELD PARK LIBRARY**RECOMMENDATION: It is recommended that the City Council:**

1. Approve Lease Agreement No 4258 with Los Angeles County for a five-year term for use of the Holifield Park Library; and
2. Authorize the City Manager to negotiate final terms and execute the Agreement on behalf of the City; and
3. Take such additional, related action that may be desirable.

ADJOURNMENT

The City of Montebello will adjourn to the next **Regular Meeting on Wednesday, December 11, 2024, at 6:00 p.m.**, which can be live-streamed at <https://www.montebellocal.gov> (Click on Live Stream).

Date and Posted: December 4, 2024, at 6:00 p.m.

I, Kimberly Guillen, Senior Deputy City Clerk for the City of Montebello, hereby certify that the foregoing Notice of the Special Meeting was posted at City Hall and 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.



Kimberly Guillen, 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.