SOUTH GATE CITY COUNCIL
REGULAR MEETING AGENDA
CONTINUED FROM
APRIL 14 AND 15, 2020 TO APRIL 21, 2020

Tuesday, April 21, 2020 at 6:00 p.m.
TELECONFERENCE
DIAL-IN-NUMBER: 1-669-900-6833
MEETING ID: 981 9018 2315 #

I. Call To Order/Roll Call With Invocation & Pledge

CALL TO ORDER M. Belen Bernal, Mayor
INVOCATION Randal Davis, Chief of Police
PLEDGE OF ALLEGIANCE Michael Flad, City Manager
ROLL CALL Carmen Avalos, City Clerk

II. City Officials

MAYOR M. Belen Bernal
VICE MAYOR Denise Diaz
COUNCIL MEMBERS Maria Davila
Bill De Witt
Al Rios
CITY CLERK Carmen Avalos
CITY TREASURER Gregory Martinez
CITY MANAGER Michael Flad
CITY ATTORNEY Raul F. Salinas

III. COVID 19 Meeting Procedures
Pursuant to Governor Newsom’s Executive Order N-29-20, dated March 17, 2020, members of the South Gate City Council, staff, and the public will participate in the April 21, 2020 meeting via a teleconference. To avoid exposure to COVID-19 this meeting will be held with City Council
Members participating via teleconference by calling Dial-in-Number: 1-669-900-6833 and Meeting ID: 981 9018 2315 #

Additionally, you may submit your comments electronically by emailing the City Clerk at cavalos@sogate.org.

Procedure for Participation:
Any person wanting to participate may request to “speak” on an agenda item. Once acknowledged and authorized by the Mayor the person may speak. Alternatively, any person may submit comments on an item electronically by emailing cavalos@sogate.org. Submissions by email must be received 30 minutes prior to the posted start time of the meeting if emailing subject.

Subject line should read: COMMENTS FOR ITEM _____, MEETING OF APRIL 21, 2020.

Accessibility: Reasonable accommodations for individuals with disabilities will be handled on a case-by-case basis and in accordance with the Americans with Disabilities Act and Governor Newsom’s Executive Order N-29-20. Please call the Office of the City Clerk at 323.563.9510.

IV. Meeting Compensation Disclosure
Pursuant to Government Code Section 54952.3: Disclosure of compensation for meeting attendance by City Council Members is $650 monthly regardless of the amount of meetings.

V. Open Session Agenda
1. Resolution Declaring The Results Of The General Municipal Election Of March 3, 2020

The City Council will consider adopting a Resolution ________ reciting the fact of the General Municipal Election held on Tuesday, March 3, 2020, declaring the result and such other matters as provided by law. (CLERK)

Documents:

ITEM 1 REPORT 04212020.PDF

2. Oaths Of Office For Re-Elected/Newly Elected City Council Members

The Oath of Office will be administered (ballot order) to the newly elected and re-elected City officials elected from the General Municipal Election on March 3, 2020: (CLERK)

a. City Council Member Maria del Pilar Avalos;
b. City Council Member Gil Hurtado; and

c. City Council Member Maria Davila.

Documents:

ITEM 2 REPORT 04212020.PDF

3. City Council Re-Organization: Nomination/Selection Of Mayor And Vice Mayor; And Oaths Of Office

a. The City Council will re-organize by nominating and selecting a new Mayor and new Vice Mayor for a one year term; the selection will be ratified by a majority vote of the City Council; and

b. The Oaths of Office will be administered to the newly selected Mayor and Vice Mayor. (ADMIN)

Documents:

ITEM 3 REPORT 04212020.PDF

4. City Council Appointments To Outside Boards And Agencies

The City Council will make appointments to outside boards and agencies; the appointments will be ratified by a majority vote of the City Council. (ADMIN)

Documents:

ITEM 4 REPORT 04212020.PDF

5. Minutes

The City Clerk will consider: (CLERK)

a. Approving the Special Meeting minutes of March 10, 2020; and

b. Approving the Regular and Special Meeting minutes of March 24, 2020.

Documents:

ITEM 5 REPORT 04212020.PDF

VI. Comments From The Audience

During this time, members of the public and staff may address the City Council regarding any items within the subject matter jurisdiction of the City Council. Comments from the audience will be limited to five (5) minutes per speaker; unless authorized by the Mayor, the time limit may not be extended by utilizing another member's time. There will be no debate or action on items not listed on the agenda unless authorized by law.
Note: The City Council desires to provide all members of the public with the opportunity to address the Council. Nevertheless, obscene language, comments intended to disrupt or interfere with the progress of the meeting or slanderous comments will not be tolerated and may result in ejection and/or may constitute a violation of South Gate Municipal Code Section 1.04.110.

VII. Reports And Comments From City Officials

During this time, members of the City Council will report on matters pertaining to their service on various intergovernmental boards and commissions as a representative of the City pursuant to Assembly Bill 1234. City Council Members will also have an opportunity to comment on matters not on the agenda.

Following the City Council Members, reports and comments will be heard by the City Clerk, City Treasurer, City Manager and Department Heads.

VIII. Adjournment

Adjournment in the memory of former Mayor Henry C. Gonzalez.

I, Carmen Avalos, City Clerk, certify that a true and correct copy of the foregoing Meeting Agenda was posted April 20, 2020 at 5:15 p.m., as required by law.

Carmen Avalos, CMC
City Clerk
SUBJECT: RESOLUTION RECITING THE RESULTS OF THE GENERAL MUNICIPAL ELECTION HELD ON TUESDAY, MARCH 3, 2020

PURPOSE: This item was continued from the City Council Meetings of April 14 and 15, 2020. Upon the completion of the canvass of votes cast for the General Municipal Election of March 3, 2020 and before installing the new officers, the City Council shall adopt a resolution reciting the results of the election. For a consolidated election, the governing body shall meet at its usual place of meeting no later than the next regularly scheduled city council meeting following the presentation of the canvass of the returns.

RECOMMENDED ACTION: Adopt a Resolution reciting the fact of the General Municipal Election held on Tuesday, March 3, 2020, declaring the result and such other matters as provided by law.

FISCAL IMPACT: None. There is no fiscal impact created by the adoption of this statutorily required resolution.

ANALYSIS: None

BACKGROUND: On October 8, 2019 the City Council adopted Resolution No. 7886, Calling for the Holding of a General Municipal Election to be held on Tuesday, March 3, 2020. for the Election of Certain Officers and Requesting the Board of Supervisors of the County of Los Angeles to Consolidate the Election with any and all Elections also called to be held on Tuesday, March 3, 2020 and Requesting the Board to Render Specified Services to the City Relating to the Conduct of a General Municipal Election to be held on Tuesday, March 3, 2020. The consolidation with the County of Los Angeles is pursuant to Senate Bill 415. As a result, the Los Angeles County Registrar Recorder/County Clerk’s Office was tasked with coordinating all election efforts with the various cities holding regularly scheduled General Municipal Elections on March 3, 2020. On March 27, 2020, the Official Certificate of the Canvass of the Election Returns, and the Official Statement of Votes Cast by precinct, for the City of South Gate General Municipal Election at the Presidential Primary in the County of Los Angeles held on March 3, 2020 was issued to the Office of the City Clerk.

ATTACHMENTS: Proposed Resolution
Certificate of Canvass - Exhibit “A”
Election Tally & Results - Exhibit “B”
RESOLUTION NO. _____

CITY OF SOUTH GATE
LOS ANGELES COUNTY, CALIFORNIA


WHEREAS, a General Municipal Election was held and conducted with the statewide Presidential Primary Election for Los Angeles County by the Registrar-Recorder/County Clerk of the County of Los Angeles, on Tuesday, March 3, 2020, as required by law; and

WHEREAS, notice of the election was given in time, form and manner as provided by law; that voting precincts were properly established; that election officers were appointed and that in all respects the election was held and conducted and the votes were cast, received and canvassed and the returns made and declared in time, form and manner as required by the provisions of the Election Code of the State of California for the holding of elections in general law cities; and

WHEREAS, the Los Angeles County Registrar Recorder/County Clerk conducted the election and canvassed the returns of the election and has certified the results to the City of South Gate on March 27, 2020 and the results are received, attached hereto as Exhibit “A” and made a part of this Resolution.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SOUTH GATE DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The City Council hereby declares the whole number of ballots cast in the precincts except vote by mail ballots is 7,522, and that the whole number of vote by mail ballots cast in the City is 4,911, making a total of 12,433 ballots cast in the City.

SECTION 2. The City Council hereby declares the names of the persons voted for at the election for Member of the City Council are as follows (in the order of placement of the ballot):

Melissa Peralta Alvarado
Maria del Pilar Avalos
Gil Hurtado
Maria R. Davila
Jose De La Paz
Belen Bernal
SECTION 3. The City Council hereby declares the number of votes given at each precinct and the number of votes given in the City to each of the persons above named for the respective offices for which the persons were candidates are as listed in Exhibit "B" which is attached hereto and made a part of this Resolution.

SECTION 4. The City Council hereby declares and determines (in the order of placement on the ballot) that: Maria del Pilar Avalos was elected as Member of the City Council for the full term of four years; Gil Hurtado was elected as Member of the City Council for the full term of four years; and Maria R. Davila was elected as Member of the City Council for the full term of four years.

SECTION 5. The City Council hereby directs the City Clerk to enter on the records of the City Council of the City, a statement of the result of the election, showing: (1) the whole number of ballots cast in the City; (2) the names of the persons voted for; (3) for what office each person was voted for; (4) the number of votes given at each precinct to each person; and (5) the total number of votes given to each person.

SECTION 6. The City Council hereby directs the City Clerk to immediately make and deliver to each of the persons so elected a Certificate of Election signed by the City Clerk and authenticated; and to also administer to each person elected the Oath of Office prescribed in the Constitution of the State of California and have each one subscribe to it and file it in the office of the City Clerk. Each and all of the persons so elected shall then be inducted into the respective office to which they have been elected.

SECTION 7. The City Clerk shall attest to and certify the passage and adoption of this Resolution, which shall be effective upon its adoption.

PASSED, APPROVED and ADOPTED this 21st day of April, 2020.

CITY OF SOUTH GATE:

By: ____________________________
    M. Belen Bernal, Mayor

ATTEST:

By: ____________________________
    Carmen Avalos, City Clerk
    (SEAL)

APPROVED AS TO FORM:

By: ____________________________
    Raul F. Salinas, City Attorney
I, DEAN C. LOGAN, Registrar-Recorder/County Clerk of the County of Los Angeles, of the State of California, DO HEREBY CERTIFY that pursuant to the provisions of Section 15300 et seq. of the California Elections Code, I did canvass the returns of the votes cast for each elective office and/or measure(s) for

South Gate City

at the Presidential Primary Election, held on the 3rd day of March, 2020.

I FURTHER CERTIFY that the Statement of Votes Cast, to which this certificate is attached, shows the total number of ballots cast in said jurisdiction, and that the whole number of votes cast for each candidate and/or measure(s) in said jurisdiction in each of the respective precincts therein, and the totals of the respective columns and the totals as shown for each candidate and/or measure(s) are full, true and correct.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this 27th day of March, 2020.

DEAN C. LOGAN
Registrar-Recorder/County Clerk
County of Los Angeles
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SUBJECT: SWEARING-IN CEREMONIES FOR NEWLY ELECTED CITY OFFICIALS

PURPOSE: This item was continued from the City Council Meetings of April 14 and 15, 2020. The purpose of this item is to conduct the Oaths of Office to the newly elected and re-elected City officials.

RECOMMENDED ACTIONS: The Oath of Office will be administered (ballot order) to the newly elected and re-elected City officials elected from the General Municipal Election on March 3, 2020:

a. City Council Member Maria del Pilar Avalos;
b. City Council Member Gil Hurtado; and
c. City Council Member Maria Davila.

FISCAL IMPACT: None

BACKGROUND: The General Municipal Election was held on Tuesday, March 3, 2020, and on the ballot were three positions for City Council. Prior to the swearing-in ceremonies, the City Council will consider adopting a Resolution reciting the fact of the General Municipal Election and declaring the results. The Oaths of Office will be administered to immediately thereafter.

ATTACHMENTS: None
SUBJECT:  CITY COUNCIL RE-ORGANIZATION AND OATHS OF OFFICE

PURPOSE:   This item was continued from the City Council Meetings of April 14 and 15, 2020. This item allows the selection of a new Mayor and new Vice Mayor for a term of one year.

RECOMMENDED ACTIONS:

a.  The City Council will re-organize by nominating and selecting a new Mayor and new Vice Mayor for a one year term; the selection will be ratified by a majority vote of the City Council; and
b.  The Oaths of Office will be administered to the newly selected Mayor and Vice Mayor.

FISCAL IMPACT:  None.

ANALYSIS:  None.

BACKGROUND:  The annual nomination and selection of a new Mayor and Vice Mayor occurs during the first City Council Meeting in April. The selection must be ratified by a majority vote of the City Council and the Oaths of Office will be administered immediately following.

ATTACHMENT:  None.
SUBJECT: APPOINTMENTS TO OUTSIDE BOARDS AND AGENCIES

PURPOSE: This item was continued from the City Council Meetings of April 14 and 15, 2020. This item allows the City Council to make appointments to outside boards and agencies.

RECOMMENDED ACTION: The City Council will make appointments to outside boards and agencies; the appointments will be ratified by a majority vote of the City Council.

FISCAL IMPACT: None.

ANALYSIS: None.

BACKGROUND: Every year after the City Council re-organizes, the City Council has the opportunity to make changes to appointees that serve on outside boards and agencies as City Representatives and Alternate Representatives. All appointments must be ratified by a majority vote of the City Council.

ATTACHMENT: Roster of City Council Representation to Outside Agencies: 12-10-2019
## ROSTER OF CITY COUNCIL REPRESENTATION ON OUTSIDE AGENCIES

<table>
<thead>
<tr>
<th>Organization</th>
<th>Representative and Alternative</th>
<th>Appointment Date</th>
<th>Meeting Information</th>
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<tr>
<td>City Council Auditor</td>
<td><strong>Rep:</strong> Davila</td>
<td>10-08-19</td>
<td>Review prior to City Council Meeting</td>
<td><strong>$0</strong></td>
</tr>
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</table>
| County Sanitation Districts (Dist. 1 & 2) | **Rep:** Bernal  
**Alt:** Davila | 10-08-19  
04-10-18 | 2nd and 4th Wed 1:30p, 1955 Workman Mill Rd., Whittier, 90602. Rechelle Z. Asperin; rasperin@lacsd.org; (562) 908-4288 x.1500 | **$125** plus mileage |
| Gateway Cities Council of Governments | **Rep:** Davila  
**Alt:** Rios | 04-25-17  
04-25-17 | 1st Wed 5:30p buffet & 6p; COG building, 16401 Paramount Blvd, Paramount 90723. Genny Cisneros, gcisneros@gatewaycog.org; 562-663-6850 | **$125** |
| Greater Los Angeles County Vector Control District *Two Year Term* | **Trustee:** Diaz | 12-10-19 | 2nd Thurs 7p, 12545 Florence Ave., Santa Fe Springs 90670. Mary-Joy Coburn; mjcoburn@glavcd.org; 562-944-9656 x.510. tdever@glavcd.org | **$100** per meeting |
| HUB Cities Consortium | **Rep:** Rios  
**Alt:** Diaz | 04-09-19  
04-09-19 | 3rd Thurs (Board) 5:15p; 2677 Zoe Ave, 2nd Fl, H.P., 90255; meeting location varies. Marisol Nieto (323) 586-4729; nieto@hubcities.org. Committees meet as need | **$250** per meeting for both Board & Committees |
| Independent Cities Association (ICA) | **Rep:** Bernal  
**Alt:** Davila | 04-10-18  
04-10-18 | 2nd Thurs (every month) 7p; MWD Headquarters; Tai Sunnanon; 424-256-5763; ica@icacities.org | **$0** |
| Independent Cities Finance Authority  
*Heavy Financial Agendas* | **Rep:** Davila  
**Alt:** Rios | 04-10-18  
04-25-17 | Meet as needed (max 4x a yr) 12p, location varies. Debbie Smith (877) 906-0941; debbie@icfauthority.org | **$150** per meeting attended by Rep. only |
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<tr>
<th>Organization</th>
<th>Representative</th>
<th>Date</th>
<th>Meeting Details</th>
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<tr>
<td>Independent Cities Risk Management Auth (ICRMA) <em>Heavy Financial Agendas</em></td>
<td>Davila</td>
<td>04-10-18</td>
<td>2nd Wed ■ 9:30a, (even months) Rio Hondo Center, Downey. Jennifer Achterberg, Project Coordinator; (949) 349-9882; <a href="mailto:jennifer_achterberg@riskpooladministrators.com">jennifer_achterberg@riskpooladministrators.com</a></td>
<td>$0</td>
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<tr>
<td>League of California Cities</td>
<td>Bernal</td>
<td>04-09-19</td>
<td>1st Thurs of Jan, Mar, May, Aug, Sept, Dec. ■ 6p, location varies. Pam Herrera (916) 658-8229; <a href="mailto:pherrera@cacities.org">pherrera@cacities.org</a></td>
<td>$0</td>
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<tr>
<td>Southeast Water Coalition Joint Powers Authority (SEWC)</td>
<td>Davila</td>
<td>04-10-18</td>
<td>1st Thurs of every month ■6:30p; City of Whittier; Phuong Nguyen (562) 567-9500; <a href="mailto:pnguyen@cityofwhittier.org">pnguyen@cityofwhittier.org</a></td>
<td>$150 per meeting</td>
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<tr>
<td>Southern California Association of Governments (SCAG) – Energy and Environment Committee (MD) Community, Economic &amp; Human Development Committee (BB)</td>
<td>Davila</td>
<td>04-11-17</td>
<td>1st Thurs of every month ■10a; SCAG’s Policy A Meeting Room, 900 Wilshire Boulevard, Suite 1700, Los Angeles, 90017; Tess Rey-Chaput, Regional Affairs Analyst (213) 236-1908; <a href="mailto:rey@scag.ca.gov">rey@scag.ca.gov</a></td>
<td>$120</td>
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<td>Eco-Rapid Transit Authority (OLDA) (Contract No. 2124-First Amended Joint Exercise of Powers Agreement approved Sept. 28, 2004)</td>
<td>Davila</td>
<td>02-28-12</td>
<td>2nd Wed ■ 6p, COG building; Mike Kodama, Executive Director, <a href="mailto:mkodama@mkplanners.com">mkodama@mkplanners.com</a>; Cristina Quintero, <a href="mailto:mcq@mkplanners.com">mcq@mkplanners.com</a>; (562) 663-6850; 16401 Paramount Boulevard Paramount 90723</td>
<td>$100 per meeting for Directors and Alternates; $150 for the second meeting in a month</td>
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<tr>
<td>Los Angeles County City Selection Committee</td>
<td>Bernal</td>
<td>10-08-19</td>
<td>Meet as needed; location varies ■ 8:30p; Usually in conjunction with League of California Cities LA Division; Shawna Kuhns, <a href="mailto:cityselection@bos.lacounty.gov">cityselection@bos.lacounty.gov</a>; 213/974-1431</td>
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<td>California Contract Cities Association (CCCA)</td>
<td>Rios</td>
<td>10-08-19</td>
<td>3rd Wed; ■ 6p, Location varies; Kelli Lofing, <a href="mailto:kelli@contractcities.org">kelli@contractcities.org</a>; (562) 622-5533</td>
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<td>Committee</td>
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<td>Alternate</td>
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<td>Time, Location</td>
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<tr>
<td><strong>School Safety Collaborative</strong></td>
<td>Davila</td>
<td>Diaz</td>
<td>04-12-11</td>
<td>1st Monday of Jan, Feb, Mar, April, May &amp; Sept 12p, azalea room; August x.408</td>
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<td>(City Staff and School Principals) Representative &amp; Alternate must be a City Council Member; school principals and City staff are welcome.</td>
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<td>04-25-17</td>
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<td><strong>Atlantic Ave/Blvd Corridor Cities Committee</strong></td>
<td>Davila</td>
<td></td>
<td>04-25-17</td>
<td>COG building; 16401 Paramount Boulevard, Paramount 90723; Genny Cisneros, (562) 663-6850, <a href="mailto:gcisneros@gatewaycog.org">gcisneros@gatewaycog.org</a></td>
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<td>per the Gateway COG, “this committee is not official and still in the works”.</td>
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<td><strong>Southeast Community Development Corporation (SCDC) - Board of Directors</strong></td>
<td>Diaz</td>
<td>Davila</td>
<td>11-01-18</td>
<td>3rd Tuesday of every month 6p – 8p Bell Tech Center, 4357 E. Gage Avenue, Bell 90201; Cesar Motts (323) 997-6913; <a href="mailto:mottscz@scdc.org">mottscz@scdc.org</a></td>
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<td>The City Council can nominate, but the SCDC Board of Directors will review/appoint; meetings are not open to the public.</td>
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Updated: 12/10/19
SUBJECT: APPROVAL OF CITY COUNCIL MEETING MINUTES.

PURPOSE: This item was continued from the City Council Meetings of April 14 and 15, 2020. The purpose of this item is to historically preserve the events of the City Council Meetings.

RECOMMENDED ACTION:

a. Approve the Special Meeting minutes of March 10, 2020; and
b. Approve the Regular and Special Meeting minutes of March 24, 2020.

FISCAL IMPACT: None

ANALYSIS: The minutes are provided to the City Council on the Wednesday prior to their regular business meeting. Amendments should be provided to the City Clerk’s Office within 24 hours of a City Council Meeting so that verification of the record and corrections are made accordingly. A revised document will be provided to the City Council prior to the Meeting.

BACKGROUND: The minutes typically describe the events of the meeting and may include a list of attendees, a statement of the issues considered by the participants, and related responses or decisions for the issues.

ATTACHMENTS: City Council Minutes
M. Belén Bernal, Mayor called a Special City Council meeting to order at 5:52 p.m.

Carmen Avalos, City Clerk

Mayor M. Belén Bernal, Vice Mayor Denise Diaz, Council Member Al Rios, and Council Member Bill De Witt; City Manager Mike Flad, City Attorney Raul F. Salinas

Council Member Maria Davila, City Treasurer Greg Martinez

The Council Members recessed into Closed Session at 5:54 p.m. and reconvened at 7:00 p.m. with four (4) Members of Council present. City Attorney Salinas reported the following:

1. **CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION**
   Pursuant to Government Code Section 54956.9(a), 54954.9(b)(3)(C)
   a. Jonathan Hoyer v. City of South Gate
   b. Romo, Jorge; Arias, Maura v. City of South Gate
   c. Señorina Rendon v. City of South Gate
   d. City of South Gate v. Albert Robles

For Item 1a the City Council received a report by the City Attorney and on a motion made by Council Member De Witt and seconded by Mayor Bernal the City Council moved to authorize the defense of the lawsuit. The vote was 4 to 0.

For Item 1b on a motion made by Council Member De Witt and seconded by Mayor Bernal the City Council moved to deny the tort claim. The vote was 4 to 0.

For Item 1c the City Council accepted the late claim but on a motion made by Council Member De Witt and seconded by Mayor Bernal the City Council denied the claim. The vote was 4 to 0.

*Note: This item was reconsidered at the March 24, 2020 Special City Council Meeting where the City Council rescinded the action.*

For Item 1d the City Council received a presentation by the City Attorney and upon completion of that report there was no reportable action taken.
2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
   Pursuant to Government Code Section 54956.9(c)

   One (1) - Potential Case

For Item 2 the City Attorney did not take part in the presentation but there was a presentation conducted by staff and by an outside attorney. Upon completion of the presentation there was no reportable action taken.

3. CONFERENCE WITH LEGAL COUNSEL – REAL PROPERTY NEGOTIATIONS
   Pursuant to Government Code Section 54956.8

   Property APN: 6264-004-900
   Property: 13050 Paramount Boulevard, South Gate, California 90280
   City Negotiator: Michael Flad, City Manager
   Negotiating with: Los Angeles County Office of Education
   Under Negotiation: Terms of Sale

   Property APN: 6204-025-039
   Property: 9019 Long Beach Boulevard, South Gate, California 90280
   City Negotiator: Michael Flad, City Manager
   Negotiating with: Jon Ungvari Co. Trust
   Under Negotiation: Terms of Sale

The City Council received a report on the property at 13050 Paramount Boulevard. There was a presentation given but there was no action taken in Closed Session.

The City Council also received a report on the property at 9019 Long Beach Boulevard. Upon the conclusion of the presentation there was no action taken in Closed Session.

ADJOURNMENT
Mayor Bernal adjourned the meeting at 7:03 p.m. and seconded by Council Member De Witt.

PASSED and APPROVED this 21st day of April, 2020.

ATTEST:

_________________________________________  _________________________________________
M. Belén Bernal, Mayor                      Carmen Avalos, City Clerk
CALL TO ORDER

M. Belén Bernal, Mayor called a Special City Council meeting to order at 6:01 p.m.

ROLL CALL

Carmen Avalos, City Clerk

PRESENT

Mayor M. Belén Bernal, Vice Mayor Denise Diaz, Council Member Maria Davila, Council Member Al Rios, and Council Member Bill De Witt; City Manager Mike Flad, City Attorney Raul F. Salinas

ABSENT

City Treasurer Greg Martinez

CLOSED SESSION

The Council Members recessed into Closed Session at 6:05 p.m. and reconvened at 6:30 p.m. with all Members of Council present. City Attorney Salinas reported the following:

1. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION
   Pursuant to Government Code Section 54956.9(a), 54954.9(b)(3)(C)

   a. Senorina Rendon v. City of South Gate

   For Item 1 the City Council received a report made by the City Attorney and upon completion of the report the City Council made two motions. The first motion was to approve a motion to reconsider an action taken at the prior City Council Meeting of March 10, 2020. This motion was made by Council Member De Witt and seconded by Council Member Rios. The vote was 5 to 0.

   A subsequent motion was made on the same case rescinding the action taken at the prior City Council meeting moving to deny a request of filing a late claim. This motion was made by Council Member Maria Davila and seconded by Council Member De Witt. The votes was 5 to 0.

2. CONSIDER THE EVALUATION OF PERFORMANCE OF A PUBLIC EMPLOYEE
   Pursuant to Government Code Section 54957 and 54957.6

   a. City Manager

   For Item 2 the City Council received a report in Closed Session. Upon completion of the report there was no reportable action.
Mayor Bernal adjourned the meeting at 6:39 p.m. and seconded by Council Member De Witt.

ROLL CALL: Mayor Bernal, yes; Vice Mayor Diaz, yes; Council Member Davila, yes; Council Member De Witt, yes; Council Member Rios, yes.

PASSED and APPROVED this 21st day of April, 2020.

ATTEST:

M. Belén Bernal, Mayor

Carmen Avalos, City Clerk
CALL TO ORDER

M. Belén Bernal, Mayor called a Regular City Council meeting to order at 6:55 p.m.

INVOCATION

Mike Flad, City Manager

PLEDGE OF ALLEGIANCE

Raul F. Salinas, City Attorney

ROLL CALL

Carmen Avalos, City Clerk

PRESENT

Mayor M. Belén Bernal, Vice Mayor Denise Diaz, Council Member Al Rios, Council Member Maria Davila and Council Member Bill De Witt; City Treasurer Gregory Martinez, City Manager Mike Flad, City Attorney Raul F. Salinas

1

ENGINEERING

The City Council opened the public hearing regarding the proposed Americans with Disabilities Act Self Evaluation and Transition Plan, City Project No. 538-ARC, and will continue said public hearing to the regularly scheduled City Council Meeting of April 8, 2020.

Item 1 was unanimously continued to April 28, 2020 by motion of Council Member Rios and seconded by Vice Mayor Diaz.

2

CDBG

The City Council opened the public hearing regarding projects and allocations eligible for funding from the Community Development Block Grant (CDBG) Program for Fiscal Year 2020/21 and continued said public hearing to the regularly scheduled City Council meeting of April 28, 2020.

Item 2 was unanimously continued to April 28, 2020 by motion of Council Member De Witt and seconded by Council Member Davila.

ROLL CALL: Mayor Bernal, yes; Vice Mayor Diaz, yes; Council Member Davila, yes; Council Member De Witt, yes; Council Member Rios, yes.
Paul Voettin, advised the Council about a homeless problem behind his property on Beaumont adjacent to the 710 Freeway.

Virginia Johnson, informed the Council of the passing of James Manuel.

Nick Godoy, 8611 San Gabriel Avenue, expressed his concerns about the Memorial Day Celebrations. He inquired on what the City’s plan before it was too late to organize.

Mike Flad, City Manager requested each Department Head wait to speak about their own responses to the COVID-19 outbreak when that item came up on the agenda.

Mayor Bernal asked is any of her colleagues had anything to report or if their comments were directed to the COVID-19 matter.

Council Member De Witt thanked everyone and said that it had been a pleasure working with them all. All other Council Members deferred until the COVID-19 item on the agenda.

Agenda Items 3 and 4 were unanimously approved by motion of Council Member De Witt and seconded by Council Member Rios. Item 5 was pulled for separate discussion.

The City Council approved A, B, C, and D during Consent Calendar.

a. Found this 60-unit permanent supportive housing project (Project) to be located at 5610 Imperial Highway is Categorically Exempt under Section 1506 l(b)(3) (General Rule Exemption) of the California Environmental Quality Act;

b. Approved Amendment No. 1 to Contract No. 3448, Density Bonus Housing Agreement with Path Villas at South Gate, LP modifying the construction commencement date for the Project;

c. Authorized the Mayor to execute Amendment No. 1 in a form acceptable to the City Attorney; and

d. Authorized the Mayor to execute the Estoppel Certificate certifying the City’s approval of Amendment No. 1, in a form acceptable to the City Attorney.
The City Council approved A and B during Consent Calendar.

a. Received and filed Housing Element Annual Progress Report for calendar year 2019; and

b. Directed staff to provide a copy of the Housing Element Annual Progress Report to the State Department of Housing and Community Development.

The City Council approved the Regular Meeting minutes of March 10, 2020 by motion of Mayor Bernal and seconded by Council Member De Witt.

ROLL CALL: Mayor Bernal, yes; Vice Mayor Diaz, yes; Council Member Davila, abstain; Council Member De Witt, yes; Council Member Rios, yes.

The City Council adopted Resolution No. 2020-07-CC entitled - A Resolution of the City Council of City of South Gate ratifying the declaration of the existence of a local emergency within the City as a result of the spread of the Coronavirus Disease 2019 as declared by the City’s Director of Emergency Services on March 18, 2020 by motion of Mayor Bernal and seconded by Council Member Davila.

ROLL CALL: Mayor Bernal, yes; Vice Mayor Diaz, yes; Council Member Davila, yes; Council Member De Witt, Absent; Council Member Rios, yes.

Vice Mayor Diaz requested that the operating hours for the Senior Call Center be added to the flyer. She also requested that staff reach out to the markets to try to control the amount of traffic in there stores and practice better social distancing between people. She would like information on a testing station by working with Alta-Med and would like staff to try to control the groups of people that are getting together for parties and social activities.

Mayor Bernal inquired of staff what steps we can take as a City to enact a curfew.
The City Manager explained that typically a curfew is a time based. In that situation City Council then decides what the action is needed. We are experiencing gathering during the day time and the parties that are taking place are within people's own private property. Typically with any curfew it is usually to deter looting or theft and we are not experiencing these issues. The State and County laws allow for travel. In order to enact a curfew you would still need to allow travel to get food, medical assistance and work commute. Then we would be in a situation where people would be traveling and we would need to be contacting a great number of folks to determine why they are traveling.

Chief Davis added that typically speaking this situation doesn’t fit into the category of enacting a curfew but curfews on the whole are more counterproductive. He has been out in the field for the past seven days or so and he has talked to people that have been gathering at the park because they were not educated on what they were and were not able to do. He feels that with a little more time staff should be able to work with businesses and people to handle most of these issues without enacting a curfew.

At this point the City Council agreed that now is not the time to enact a curfew but something to consider if needed in the future.

Council Member Davila asked that all flyers distributed to the public be in English and Spanish.

Mayor Bernal asked staff what will be the consequence for non-compliance businesses. Mayor Garcetti is considering the possibility of turning off power and water. Is this something we are considering?

Joe Perez, Director of Community Development stated that it appeared to him that the City is making progress by reaching out to the businesses and the City has not reached that point.

Greg Martinez, City Treasurer suggested that we need to have a discussion on the effect of these events and the impact this will have on our budget.

The City Council considered adopting Resolution No. 2020-08-CC entitled - A Resolution of the City Council of City of South Gate ratifying the issuance of Executive Order No. 03.18.2020 by the Director of Emergency Services restricting eviction of commercial and residential tenants due to the spread of the Coronavirus Disease 2019.
Council Member De Witt excused himself from the teleconference due to a conflict of interest and did not participate in the discussion or vote of this item.

Staff's recommendation were approved by motion of Mayor Bernal and seconded by Vice Mayor Diaz.

The City Council directed the City Manager to issue a new executive order to reflect an extension to be made to May 31, 2020 by motion of Mayor Bernal and seconded by Vice Mayor Diaz.

ROLL CALL: Mayor Bernal, yes; Vice Mayor Diaz, yes; Council Member Davila, yes; Council Member De Witt, Absent; Council Member Rios, yes.

The City Council unanimously approved the Warrants and Cancellations for March 24, 2020 by motion of Council Auditor Davila and seconded by Council Member De Witt

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ROLL CALL: Mayor Bernal, yes; Vice Mayor Diaz, yes; Council Member Davila, abstain; Council Member De Witt, yes; Council Member Rios, yes.

Mayor Bernal adjourned the meeting at 9:36 p.m. and seconded by Vice Mayor Diaz.

PASSED and APPROVED this 21st day of April, 2020.

ATTEST:

M. Belén Bernal, Mayor

Carmen Avalos, City Clerk