

RECEIVED

Item No. 17

JUL 7 2020

City of South Gate
CITY COUNCIL

CITY OF SOUTH GATE
OFFICE OF THE CITY MANAGER

2:40pm

AGENDA BILL

For the Regular Meeting of: June 14, 2020
Originating Department: Office of the City Clerk

City Clerk: 
Carmen Avalos

City Manager: 
Michael Flad

SUBJECT: APPROVAL OF CITY COUNCIL MEETING MINUTES.

PURPOSE: To historically preserve the events of the City Council Meetings.

RECOMMENDED ACTION:

- A. Approve the Regular and Special Meeting minutes of June 23, 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

**CITY OF SOUTH GATE
REGULAR CITY COUNCIL MEETING
MINUTES
TUESDAY, JUNE 23, 2020**

CALL TO ORDER Maria Davila, Mayor called a Regular City Council meeting to order at 6:43 p.m.

INVOCATION Pastor Elias Gabriel, First Baptist Church

PLEDGE OF ALLEGIANCE Adolfo Varas, South Gate resident

ROLL CALL Carmen Avalos, City Clerk

PRESENT Mayor Maria Davila, Vice Mayor Al Rios, Council Member Maria del Pilar Avalos, Council Member Denise Diaz and Council Member Gil Hurtado; City Treasurer Gregory Martinez, City Manager Mike Flad, City Attorney Raul F. Salinas

1
PROCLAMATIONS The City Council issued a Proclamation declaring June 2020 as Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Pride Month to celebrate the LGBTQ community and their great achievements.

2
PROCLAMATIONS The City Council issued a Proclamation declaring the Fourth of July 2020, as Independence Day in honor and celebration of the nation's 244th birthday.

3
PROCLAMATIONS The City Council issued a Proclamation declaring the month of July 2020, as Parks Make Life Better! Month in recognition of the many benefits and values that the City's parks and volunteer organizations provide to the community.

DEVIATE FROM THE AGENDA At this time, there being no objections, Mayor Davila stated that item 15 would be considered out of its regular agenda order.

15
PROCLAMATIONS The City Council issued a Proclamation declaring June 2020 as National Post-Traumatic Stress Disorder (PTSD) Awareness Month to raise awareness about PTSD and remove the stigma associated with this disorder.

REGULAR CITY COUNCIL MEETING MINUTES OF JUNE 23, 2020

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APPOINTMENTS

The City Council considered making appointments to outside boards and agencies; the appointments were ratified by a majority vote of the City Council.

Council Member Hurtado was appointed as the representative and Vice Mayor Rios as the alternate for the Independent Cities Association by motion of Mayor Davila and seconded by Vice Mayor Rios.

Roll Call: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; Council Member Avalos, yes.

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CDBG

The City Council conducted a Public Hearing and unanimously approved A, B, C and D by motion of Mayor Davila and seconded by Council Member Avalos.

Roll Call: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; Council Member Avalos, yes.

- a. Adopted Resolution No. 2020-25-CC entitled - Resolution of the City Council of the City of South Gate, California, approving Substantial Amendment No. 3 to the Fiscal Year 2019/20 Annual Action Plan allocating Community Development Block Grant Coronavirus (CDBG-CV) funds to provide additional COVID-19 related programs and services in accordance with the U.S. Department of Housing and Urban Development regulations;
- b. Approved the Community Development Block Grant Subrecipient Agreement (Contract No. 2020-45-CC) with Compator, Inc., to provide free mental health counseling services to South Gate residents in the amount of \$81,173 in CDBG-CV funds;
- c. Appropriated \$81,173 in CDBG-CV funds to Account Number 243-607-43-6664 for Compator, Inc.'s, services; and
- d. Authorized the Mayor to execute the Agreement in a form acceptable to the City attorney.

Mike Flad, City Manager and Joe Perez, Community Development Director gave a brief presentation on this item.

Mayor Davila opened the public hearing and asked if anyone in the audience wishes to speak on this item.

Paula Torres, Compator gave a brief explanation of the services her organization provide.

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CDBG CONT'D

Virginia Johnson, stated that in 2018 Compator requested \$30,000 from the 2018 Block Grant Funding for their programs. Compator receives funding from the Los Angeles Health Services and questions the additional funding as it does not seem to follow the COVID-19 guidelines.

Ron Hoch, spoke in favor of Compator receiving funding.

Adolfo Varas, spoke on mental health issues affecting the LGBTQ community and is in support of Compator receiving funding.

Paula Torres, Compator responded to Ms. Johnson's comments and explained how they are currently assisting people that are suffering from mental issues stemming from COVID-19.

Melissa Alvarado, spoke in favor of Compator in receiving funding.

Edgar, spoke about lack of accountability on Compator's web site and feels that the City needs to do a better job of vetting the organizations receiving funding. He is concerned about the services that are would be available for South Gate residents and feels that the City Council is corrupt and negligent.

Raul F. Salinas, City Attorney reminded the Public that this is an opportunity for them to direct their comments to the City Council and would request of speakers to refrain from calling out past speakers.

Council Member Avalos asked if we could vote and then hear Public Comments.

Mayor Davila answered that Council needs to complete the Public Hearing first.

Thomas Buckley, is in favor of keeping funding in local South Gate organizations. He supports funding for Compator.

Jenny Perez, spoke in favor of Compator receiving funding.

Omar Peralta, spoke in favor of Compator receiving funding.

Luz, spoke in favor of Compator receiving funding and wants to keep funding in the City.

Maria Estrada, spoke on the City's lack of response to her Public Records Request that was specific to this issue. She is in support of Compator receiving funding and wants to see funding stay in the City.

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CDBG CONT'D

Mr. Salinas, stated that each speaker comes here has their first amendment rights and we can't control what they say or how they say it including the use of abusive language. However, he asked the public to use their discretion because some people could have the Council Meeting on speaker at home in the presents of their children.

Brigette Ramirez, is against funding go to organizations that are outside the City of South Gate. She feels that City Officials don't care about the resident's needs.

Jovanna Laborin, believes that everyone is entitled to their first amendment rights but feels that the foul language spoken earlier was inappropriate and disrespectful.

John Montalvo, spoke in support of Compator and wants funding to stay in South Gate.

Seeing no one come forward, Mayor Davila closed the public hearing.

Greg Martinez, City Treasurer spoke on mental health issues affecting the homeless population and supports funding for Compator.

Council Member Avalos thanked Ms. Torres, Compator for her feedback and thanked the community for sharing their stories. She appreciates the support of the City Council and the community for this organization.

Vice Mayor Rios knows that South Gate is lacking non-profit organization in the community and thanked Compator for their work.

Council Member Hurtado visited Compator and thanked them for the work they do.

Council Member Davila thanked the community for their volunteer work and sharing their stories.

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BUDGET

The City Council unanimously approved Items A – F, with amendments to return on July 21st (Special City Council meeting) and eliminating the HR contracted position until further notice by motion of Council Member Avalos and seconded by Council Member Diaz.

- a. Hearing staff presentations on the Fiscal Year 2020/21 Proposed Maintenance of Effort Budget;
- b. Opening the Public Hearing;

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BUDGET CONT'D

- c. Taking public testimony;
- d. Closing the Public Hearing;
- e. Reviewing and discussing the proposed Fiscal Year 2020/21 Maintenance of Effort Budget; and
- f. Adopting Resolution No. 2020-26-CC entitled - Resolution of the City Council of the city of South Gate, California, approving the Municipal Budget for Fiscal Year 2020/21.

Roll Call: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Hurtado, yes; Council Member Diaz, yes; Council Member Avalos, yes.

Mayor Davila asked if the departments will be having a presentation.

City Manager Flad stated Ms. Acosta will have an overview of the entire city budget and then each department will provide a presentation.

Jackie Acosta, Director of Administrative Services spoke on the budget process.

Council Member Avalos questioned the municipal code in reference to the budget deadline.

Ms. Acosta stated the deadline is in the municipal code, Chapter 1.22.

Council Member Avalos thanked the department heads for going over their budget presentations. She requested additional time to review the proposed budget in form of a motion.

City Attorney Salinas stated the City's protocol is to allow for the public to comment.

Council Member Avalos withdrew her motion until after the presentations.

Greg Martinez, City Treasurer asked if there is a hiring freeze. He is aware of an employee who recently retired from the Administrative Services Department.

Mr. Flad stated that there is no formal hiring freeze at this time.

Arturo Cervantes, Assistant City Manager/Director of Public Works gave an overview of the budget.

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BUDGET CONT'D

Jackie Acosta, Director of Administrative Services gave an overview of the budget.

Joe Perez, Director of Community Development gave an overview of the budget.

Steve Costley, Interim Director of Parks & Recreation gave an overview of the budget.

Council Member Avalos asked if the parks is currently opened because she saw kids on the playground.

Mr. Costley stated at present the county health official has allowed to have tennis and golf available for the residents of the City of South Gate. Moving activities are still allowed. The rest are currently closed. The facilities are not opened, but we are looking at opening the fitness center.

Mr. Costley stated that they are having issues keeping residents away from the park.

Randy Davis, Chief of Police gave an overview of the budget.

Ms. Acosta provided a budget summary.

Council Member Avalos asked Ms. Acosta about the contract employee and in which department.

Ms. Acosta stated the employee is in the Human Resources department.

Raul F. Salinas, City Attorney stated that each speaker is allowed 5 minutes. He also stated that using foul language is offensive to a lot of people and to be mindful.

Carmen Avalos, City Clerk stated receiving emails on this item and a few not specifically having to do with the budget. Amanda Tapia, Claudia Pacheco, Candice Esquivel, Cynthia Esquivel, Claudia Rivera, Claudia Valladares, Ofelia Sofia Ryan, Teri Farris, Andrea Paulino, Josh Barron, Ivonne Loucel (which she read into the record) and Virginia Johnson.

Ms. Tapia, South Gate resident, stated that COVID-19 has presented hardship to the South Gate community and is appalled by the current proposed budget. She is asking for the police department to be defunded.

Ms. Pacheco, South Gate resident, is asking revisions be made to the 2020/21 budget and to defund the police department.

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BUDGET CONT'D

Ms. Esquivel, South Gate resident, is not in favor of defunding the police department and feels more police officers are needed.

Ms. Esquivel, South Gate resident, asked not to defund the police department and feels more police officers are needed.

Ms. Rivera, South Gate resident, asked not to defund the police department. The people requesting the police department be defunded are not South Gate residents.

Ms. Valladares, South Gate resident, asked that the police department not be defunded.

Ms. Ryan, South Gate resident, is not in favor of defunding the police department.

Ms. Farris, South Gate resident, is not in favor of defunding the police department.

Ms. Paulino, South Gate resident, is not in favor of defunding the police department and asked to hire more police officers.

Mr. Barron, South Gate resident, is not in favor of defunding the police department.

Ms. Loucel, South Gate resident, is not in favor of defunding the police department.

Ms. Johnson, South Gate resident, did not hear the City Clerk's presentation and wanted to make certain she can speak on it. She thanked Ms. Acosta, department heads and staff for their budget report.

Ms. Johnson is concerned that an elected City Clerk's salary of \$140,000 with benefits and upper management title is too much. This position should be appointed with qualifying education and standards. And the \$450.00 per month per mileage that all elected positions receive is too much also.

Ms. Johnson is not in favor of defunding the police department.

Brenda, South Gate resident, is asking revisions be made to the 2020/21 budget and to defund the police department.

Ron Hoch, 10228 San Vincente Avenue, has learned a lot about the police department's budget during the presentation. He is not in favor of defunding the police department.

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BUDGET CONT'D

Nick Godoy, South Gate resident, is not in favor of the city making up when PERS loses money. He believes Ms. Avalos has more qualifications than most of the City Council and department heads.

Alice Cueto, South Gate resident, is not in favor of defunding the police department.

John Montalvo, 9815 Virginia Avenue, asked Council and City Staff not to discourage people from speaking because of the time. He understands people are asking to defund the police department and more youth programs. He believes this can be accomplished with grant programs.

Edgar, 10300 San Gabriel Avenue acknowledges today's protest to defund the police department. He also watched the video on the South Gate Instagram account on the COVID-19 pandemic and the Mayor supporting "Black Lives Matter, the movement and the demands of the movement," but believes the Mayor is not really in support of movement.

Edgar stated that after listening about the budget deficit, he is in support of defunding the police department.

Adolfo Varas, 10313 Jackson Avenue, stated the budget was very long, the presentations were well done and very transparent. He is not in favor of defunding the police department.

Cyndi Bendezú Palomino, 10215 Walnut Avenue, is in support of defunding the police department. She would like to see more youth programs.

Dilia Ortega, South Gate resident, asked Council to revisit the budget and defund the police department.

Debra Morales, South Gate resident, stated that Mayor Davila and Council Member Hurtado should recuse themselves from this item. She suggested this item should have been pulled and discussed on a separate day.

Melissa Alvarado, 10316 Hunt Avenue, stated this item feels rushed.

Brigette Ramirez, South Gate resident, stated Mayor Davila and Council Member Hurtado should recuse themselves from this item.

Amanda Tapia, South Gate resident, is asking revisions be made to the 2020/21 budget and to defund the police department.

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BUDGET CONT'D

Claudia Rivera stated she does not support defunding the police department. It would cause less police force (delay in response to violent crimes), violent encounters within citizens and the community, racial and/or culture disparity.

Thomas Buckley stated that the Police Officers Association (POA) represents half of the police officers in the police department. He asked Mayor Davila to recuse herself on any item that has to do with SGPD and/or Mr. C's Towing.

Norma Mendoza congratulated City Clerk Avalos on her translation skills. She asked Ms. Acosta to choose Councilwoman Avalos for the budget subcommittee and thanked Chief Davis for highlighting all the programs the South Gate Police Department offers to the community.

Jose Picon, South Gate resident, stated residents and small businesses need Councils' help. He asked Council not to move forward with this proposed budget.

Councilwoman Avalos asked Mr. Picon to email the residents' demands.

Mayor Davila asked that Mr. Picon to email City Clerk Avalos and she will forward his email to all Council Members.

Kimberly E. suggested a community center where kids can get feed, have tutoring and residents get help with rent due to COVID-19.

Ashely Dominguez, South Gate resident, asked to decrease the police department's budget and reallocate those funds to other much needed departments and community needs.

Josh Barron, 8819 Beaudine Avenue, is not in favor of defunding the police department.

Jovanna Laborin congratulated City Staff for a great budget presentation. She is in support of the police department. She stated that Mr. C's Towing has helped everyone and supported a lot of candidates.

Candice Esquivel is in support of the police department. She stated that a caller asked that the Mayor recuse herself due to her affiliation with the police department, POA and Mr. C's then it should be across the board because Councilwoman Diaz also received an endorsement from the POA for her senate run and from Mr. C's.

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BUDGET CONT'D

Lindsay Cox, 10125 Pinehurst Avenue, is not in favor of defunding the police department. She agrees with the previous caller that if Mayor Davila and Council Member Hurtado must recuse themselves, then Councilwoman Diaz must too.

Cyndi Esquivel has been involved in many programs, has volunteered and the police department has always supported in everything. She is not in favor of defunding the police department.

City Clerk Avalos stated receiving four new emails from folks that could not log-on and were tired.

Vanessa Reyes asked that a revision be made to the 2020/21 budget and defund the police department.

Iris Verduco, South Gate resident, asked that a revision be made to the 2020/21 budget and defund the police department.

Jose Diaz, South Gate resident, is in support of amending the 2020/21 proposed budget.

City Clerk Avalos stated that Mr. Picon and Ms. Cox spoke earlier today.

Julie Navarro, South Gate resident, asked that the police department be defunded. The community is in great need of supporting funds to create more opportunities.

Adrian Kent, South Gate resident, is in support of amending the 2020/21 proposed budget and defunding the police department will allow mental health services, housing, and crime prevention.

Mia M., South Gate resident, is in support of amending the 2020/21 proposed budget and defunding the police department will allow youth community services.

Leslie, South Gate resident, believes the police department should be defunded and fund community development, public works, parks and recreation and especially youth programs.

Jennifer Cypert, South Gate resident, stated more police officers are needed and would feel disgusted if the police department is defunded.

Yesenia Garcia, South Gate resident, is in support of amending the 2020/21 proposed budget and defunding the police department.

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BUDGET CONT'D

Andrew, 10800 Wright Road, is not in support of defunding the police department. He asked for Councilwoman Diaz to recuse herself from this item too.

Maria Estrada is in support of defunding the police department which will allow funds be put in to the community.

Angie is not in support of defunding the police department. She stated more police officers are needed. She stated that it is outrageous for a city clerk to make almost the same amount as police officer.

Having no one else come forward, Mayor Davila closed the audience portion.

Council Member Avalos asked for additional time to review the proposed budget. She is asking to continue the public hearing until July 21st and then set this item on the 22nd or on another date for final approval.

Council Member Diaz seconded that motion.

Mayor stated there is a motion; any discussion.

Council Member Hurtado asked if this would impact how the bills get paid.

Mr. Flad asked for clarification on the date. The regularly schedule City Council meeting dates in July are the 14th and 28th.

Council Member Avalos mentioned July 21st because it's a Tuesday.

Vice Mayor Rios does not believe in defunding the police department. He would like to see the crime data. Vice Mayor Rios stated having good law enforcement and promote our youth programs is important.

Council Member Diaz echoes Vice Mayor Rios' comments and appreciates his words. She appreciates the youth being vocal. They are the present and future of our community. She stated that three years ago \$150,000 was allocated towards youth employment programs, but unfortunate last year it went down to \$60,000. She too needs more time to revisit the concerns of the community.

Council Member Hurtado stated reviewing the proposed budget. He has done budgets in the pass and is ready to move on, but is willing to allow Council have more time to review.

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BUDGET CONT'D

Council Member Hurtado stated receiving twenty-seven emails supporting our South Gate PD and nineteen were against and wanted to defund. He did reach out to a couple of them and clarified the proposed budget.

Mayor Davila asked the Budget Committee (Councilwoman Avalos and Vice Mayor Rios) to meet with Ms. Acosta and City Manager regarding their questions. She thanked all speakers for commenting on the budget.

Mayor Davila wants to make certain we continue paying our bills.

City Manager asked Mayor Davila if she would like Ms. Acosta to speak on it.

Ms. Acosta stated the municipal code states the Cities must adopt the budget by July 1st. According to governmental accounting all appropriations lapse June 30th and there is no authority to spend. The City of South Gate's municipal code is a little different. The ordinance was adopted May 1960 and it states, "The budget shall be adopted by a majority vote of the City Council not later than 30 days following the beginning of a fiscal period." This is through the end of July not end of June.

Council Member Avalos is withdrawing her motion and made a new motion to adopt the MOE but keeping it on the agenda for the 21st of July with the release of the contracted employee to allow her and Vice Mayor Rios enough time to review.

City Attorney Salinas stated that before Council can move onto the first motion, we need to see if the person that made the second will accept that as a friendly amendment.

City Attorney Salinas asked Councilwoman Diaz if she would accept the friendly amendment. Councilwoman Diaz stated yes.

City Manager is requesting clarification. The motion was to adopt the MOE budget, return on July 21st and the HR contracted position in question be eliminated until further notice.

Mayor Davila wants to make sure the positions being eliminated are not needed.

Ms. Acosta stated the person has worked on risk management, helping the city recover funds from various insurance companies, worked job specs, assisted with job recruitments, special projects, research on job classifications while in HR.

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BUDGET CONT'D

Mayor Davila asked if any other member in HR can do the same job.

Ms. Acosta stated other full-time city staff in HR can do those tasks but we have been quite busy over the years.

Council Member Avalos stated that due to the economic climate eliminating that position would be fair and not eliminating any full-time employees.

Mayor Davila asked Ms. Acosta if there are employees that can do the job.

Ms. Acosta stated yes; there are five full-time employees in HR.

City Manager stated that these are the types of decision we will be making.

Mayor Davila asked, if it is okay with Councilwoman Avalos, not to eliminate any positions until Council receives a list of all consultants.

RECESS

The City Council recessed at 1:17 a.m., and reconvened at 1:23 a.m., with all Members of Council present.

PUBLIC COMMENT

Thomas Buckley, is proud of the community for coming out today and protesting at City Hall voicing their civic opinions. He addressed the fact that he feels that the municipal code is not be followed in the Council meetings. Municipal Code 1.04.110 section B3 reads each person addressing the Council shall do so in an orderly manner and shall not make personnel, impertinent, slanderous or profane remarks to any member of Council, staff or general public.

Amanda Tapia, asked for clarity of the motion made on the budget that was adopted tonight.

Nick Godoy, asked for the status of the senior wellness calls. He also reported illegal fireworks on San Gabriel, San Carlos, and Independence.

Edgar spoke on the General Fund account and the City budget.

Virginia Johnson, stated that all the people who are making public records requests realizes that this is not a free service and it takes a lot of time away from the Clerk's duties. She spoke about the political actives within the City and social media.

John Montalvo, asked the Mayor is she supports SB65 and is concerned with how this will affect the City's water. He said that Council Member

REGULAR CITY COUNCIL MEETING MINUTES OF JUNE 23, 2020

PUBLIC COMMENT CONT'D

Hurtado has been calling people to say that Mr. Montalvo should resign from the Parks Commission and Mr. Montalvo will not resign from the Commission. He continued by stating that he feel many of the appointed Commissioners have a conflict of interest because they are on City Commissions and board members for JAA.

Jovanna Laborin, spoke on the political attacks being made against residents and Council Members.

Yesenia Martinez also requested clarity on the motion for the budget and asked where on the City's website can see read the minutes in Spanish.

Adolfo Varas, spoke on the political attacks being made against residents and Council Members. He also addressed the lack of response on his public records request and the appointment of a Commissioner that was not a registered voter.

Candice Esquivel, spoke on the political attacks being made against residents and Council Members.

Cindy Esquivel, asked if it is a conflict of interest for a City Council Member to appoint a Commissioner to attack a specific group or people.

Carmen Avalos, City Clerk read an email received from Andrea Paulino regarding the appointment of a Commissioner that was not a registered voter and how the City Clerk did not verify the application. She asked why there is no consequences for Council Member Diaz for appointing him.

Raul F. Salinas, City Attorney responded to the questions about the motion for the budget. The motion was to adopt the recommendation of staff for the adoption of the budget subject to not funding a contractual consultant position in the new fiscal year. As part of this motion the City Council will be having another meeting on July 21st to reconsider a longer impact of the budget and any changes that should be made to the budget that was adopted today. The effect of these actions is that the level of expenditures starting on July 1st will be set forth as stated in the MOE until changed by the City Council at some point in the future.

Mike Flad, City Manager added that there will be an opportunity for Public input on the 21st and then as part of the Budget Subcommittee process, which are fully noticed meetings that also have public input.

Steve Costley responded to the question regarding the Senior Call Center and stated that staff has completed the mission of the call center. We are prepared to reopen the call center if COVID-19 continues for a significant

REGULAR CITY COUNCIL MEETING MINUTES OF JUNE 23, 2020

PUBLIC COMMENT
CONT'D

length of time but this time staff has returned to training for their regular jobs so we can get back to open the Parks and Recreation Department again.

Council Member Avalos responded to Mr. Varas stated that her phone number has changed but he can forward any invitations to future events to her City email.

Vice Mayor Rios reported that HUB Cities was awarded 1.2 million dollars to fund undocumented people that have been impacted by COVID-19. They will be giving out 6 grants to pay for rent, food and security.

Council Member Diaz reported on mosquito control as the weather gets warmer. She also mentioned that at the last meeting there was not mention of a LGBTQ event but there was a request for a proclamation.

Greg Martinez, City Treasurer wished everyone a safe and happy 4th of July. He also stated that they ordered a larger fireworks booth this year to help accommodate social distancing.

CONSENT CALENDAR

Agenda Items 8, 9, and 14 were unanimously approved by motion of Mayor Davila and seconded by Vice Mayor Rios. Items 7, 10, 11 and 13 was pulled for separate discussion.

Roll Call: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; Council Member Avalos, yes.

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PARKS

This item was continued to the meeting of July 14, 2020.

The City Council considered:

- a. Adopting Resolution No. authorizing the application and accepting grant funds in the amount of \$200,000 from the California Natural Resources Agency to complete Deferred Maintenance Projects at South Gate Park; and
- b. Authorizing the City Manager to execute and submit the State of California Natural Resources Agency Grant Agreement in a form acceptable to the City Attorney.

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GANN

The City Council unanimously adopted Resolution No. 2020-27-CC entitled - Resolution of the City Council of the City of South Gate, California, approving and adopting the annual Gann Appropriations Limit for Fiscal Year 2020/21 during Consent Calendar.

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WORKERS' COMP

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

- a. Approved an excess workers' compensation insurance policy with Safety National Corporation, through Alliant Insurance Services, Inc., for a one-year term of July 1, 2020 through July 1, 2021, with a premium in the amount of \$140,674, and with the option to renew for a second, one-year term at the same rate;
- b. Authorized payment, in the amount of \$140,674, to Alliant Insurance Services, Inc., for the policy issued by Safety National Casualty Corporation.
- c. Authorized the Mayor to execute the "Request to Bind Coverage" in a form acceptable to the City Attorney.

10

CDBG

The City Council unanimously approved A, B, C, D, E, and F by motion of Mayor Davila and seconded by Council Member Avalos.

- a. Approved the Subrecipient Agreement (Contract No. 2020-42-CC) under the Community Development Block Grant (CDBG) Program for Fiscal Year 2019/20 with Bet Tzedek Legal Services to provide a Legal Advocacy Program for small businesses in the amount of \$80,000;
- b. Ratified Amendment No. 1 to Contract No. 3534, CDBG Subrecipient Agreement, with the Salvation Army for the Homeless Services Program in the amount of \$45,000;
- c. Ratified Amendment No. 1 to Contract No. 3535, CDBG Subrecipient Agreement, with Helpline Youth Counseling, Inc., for the Homeless Prevention and Counseling Services Program in the amount of \$125,000;
- d. Authorized the Mayor to execute the Agreements in a form acceptable to the City Attorney.
- e. Received and filed CDBG Subrecipient Agreement with AltaMed Health Services Corporation for COVID- 19 Assessment and Testing in the amount of \$62,500; and

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CDBG CONT'D

- f. Received and filed CDBG Subrecipient Agreement with Hub Cities Career Center Corporation for the Workforce Development Program in the amount of \$175,000.

Roll Call: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; Council Member Avalos, yes.

11

STREET

IMPROVEMENTS

The City Council unanimously approved A, B, C, D, E, F, G and H as amended by motion of Mayor Davila and seconded by Vice Mayor Rios.

Amendment: Change the City Manager's approval to an amount not-to-exceed \$200,000 in contract change orders.

Roll Call: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; Council Member Avalos, yes.

- a. Approved an Agreement (Contract No. 2020-43-CC) with Sequel Contractors, Inc., to construct the Street Improvements on Garfield Avenue from South City Limit to Jefferson Avenue and Imperial Highway from West City Limit to East City Limit, City Project No. 413-ST, Federal Project No. STPL-5257(030) (Imperial/Garfield Improvements), and Firestone Boulevard and Otis Street Improvements and Imperial Highway Center Median, City Project No. 496-ST, Federal Project No. HSIPL-5257(032) (Imperial/Firestone/Otis Improvements), in an amount not-to-exceed \$6,283,170;
- b. Authorized the Mayor to execute the Agreement in a form acceptable to the City Attorney;
- c. Authorized the City Manager to approve up to an amount not-to-exceed \$200,000 in contract change orders;
- d. Appropriated \$1,070,000 from the restricted balance of the Proposition C Fund to Account No. 311-790-31-9433 (Capital Projects Fund- Garfield Avenue and Imperial Highway Street Improvements, City Project No. 413-ST) to fully fund project elements that do not qualify to be paid for by project grant funds;
- e. Approved the Notice of Exemption for the construction of the Imperial/Garfield Improvements and direct the City Clerk to file it with the Los Angeles County Registrar Recorder's Office;

REGULAR CITY COUNCIL MEETING MINUTES OF JUNE 23, 2020

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STREET

- IMPROVEMENTS CONT'D
- f. Received and filed the NEPA/CEQA Revalidation Form for the Imperial/Garfield Improvements approved by Caltrans on April 6, 2017;
 - g. Received and filed the Notice of Exemption for the construction of the Imperial/Firestone/ Otis Improvements filed with the Los Angeles County Registrar Recorder's Office on December 22, 2016; and
 - h. Received and filed the Preliminary Environmental Study for the construction of the Imperial/Firestone/Otis Improvements approved by Caltrans on December 6, 2016.

12

This item was removed from the Agenda.

13
CHLORINATION
SYSTEM

This item was continued to the meeting of July 14, 2020.

The City Council considered:

- a. Approving an Agreement (Contract No.) with MNS Engineers, Inc., for construction management and inspection services for the Water Facility Chlorination System Upgrades Project, City Project No. 586-WTR, in an amount not-to-exceed \$399,580; and
- b. Authorizing the Mayor to execute the Agreement in a form acceptable to the City Attorney.

14
MINUTES

The City Council approved the Regular Meeting minutes of June 9, 2020 during Consent Calendar.

16
WATER ISSUE

The City Council approved A and B by motion of Vice Mayor Rios and seconded by Mayor Davila.

Roll Call: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; Council Member Avalos, abstain.

- a. Approved Amendment No. 3 to Contract No. 3340 with SAFNA Engineering & Consulting, a Division of SAFNA, for continued project management services of the water system improvement projects and operations support, on a month-to-month basis for up to eight months, in an amount not to exceed \$165,000; and

REGULAR CITY COUNCIL MEETING MINUTES OF JUNE 23, 2020

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WATER ISSUE CONT'D

- b. Authorized the Mayor to execute Amendment No. 3 in a form acceptable to the City Attorney.

17

WARRANTS

The City Council approved the Warrants for June 9, 2020 by motion of Council Auditor Avalos and seconded by Mayor Davila.

Roll Call: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; Council Member Avalos, yes.

Total of Checks:	\$1,736,778.71
Voids:	\$ (4,119.10)
Total of Payroll Deductions:	<u>\$ (308,139.43)</u>
Grand Total:	\$1,424,520.18

Council Member Avalos recognized the following employees for working towards a higher education and requested that moving forward there be a certificate to commend employees for their achievements.

Kelly Guzman, Police Department,
Eddie Perez, Police Department
Cesar Godinez, Public Works
Ian Kokot, Parks and Recreation

ADJOURNMENT

Vice Mayor Rios unanimously adjourned the meeting at 2:40 a.m. and seconded by Council Member Avalos.

PASSED and **APPROVED** this 23rd day of June 2020.

ATTEST:

Maria Davila, Mayor

Carmen Avalos, City Clerk

**CITY OF SOUTH GATE
SPECIAL CITY COUNCIL MEETING
MINUTES
TUESDAY, JUNE 23, 2020**

CALL TO ORDER Maria Davila, Mayor called a Special City Council meeting to order at 5:34 p.m.

ROLL CALL Carmen Avalos, City Clerk

PRESENT Mayor Maria Davila, Vice Mayor Al Rios, Council Member Maria del Pilar Avalos, Council Member Denise Diaz and Council Member Gil Hurtado; City Manager Mike Flad, City Attorney Raul F. Salinas

ABSENT City Treasurer Gregory Martinez

CLOSED SESSION Raul F. Salinas, City Attorney stated before going into Closed Session that he will recuse himself from participating in Item 2 because of a possible conflict of interest.

The Council Members recessed into Closed Session at 5:34 p.m. and reconvened at 6:38 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. National Union Fire Insurance Co. v. City of South Gate

For Item 1 there was a presentation made by the City Attorney. Upon completion of the presentation the City Council rejected the claim by motion of Council Member Hurtado and seconded by Mayor Davila.

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 recused himself on this item due to a potential conflict of interest. The City Council received a presentation by outside legal counsel. Upon completion of that report there was direction given but no reportable action.

SPECIAL CITY COUNCIL MEETING MINUTES OF JUNE 23, 2020

3. CONSIDER THE EVALUATION OF PERFORMANCE OF A PUBLIC EMPLOYEE

Pursuant to Government Code Section 54957 and 54957.6

a. City Manager

For Item 3 the City Council received a presentation by the City Manager in regards to his performance and the City Attorney provided guidance on how to move forward within the scope of his responsibilities. There was no vote taken.

ADJOURNMENT

Mayor Davila unanimously adjourned the meeting at 6:42 p.m. and seconded by Council Member Hurtado.

PASSED and **APPROVED** this 14th day of July 2020.

ATTEST:

Maria Davila, Mayor

Carmen Avalos, City Clerk