

MINUTES

CUDAHY CITY COUNCIL REGUAR MEETING and CITY OF CUDAHY AS SUCCESSOR AGENCY and HOUSING SUCCESSOR AGENCY TO THE CUDAHY DEVELOPMENT COMMISSION JOINT MEETING

APRIL 16, 2019 6:30 P.M.

1. CALL TO ORDER

Mayor / Chair Gonzalez called the meeting to order at 6:36 p.m.

2. ROLL CALL

PRESENT: Council / Agency Member Guerrero
Council / Agency Member Lozoya
Vice Mayor / Vice Chair Alcantar
Mayor / Chair Gonzalez

ABSENT: Council / Agency Member Garcia

ALSO PRESENT: City Manager Jose E. Pulido, Deputy Attorney Victor Ponto, Assistant City Clerk Richard Iglesias, Finance Director Steven Dobrenen, Parks and Recreation Coordinator, Victor Santiago, and Administrative Aide, Andres Rangel.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Vice Mayor Alcantar.

4. PRESENTATIONS

A. Results of the City's Annual Financial Audit Presented by Vasquez & Company, LLP

A presentation was made by finance auditors Vasquez & Company regarding the City's finances.

5. PUBLIC COMMENTS

Pamela Munguia, questioned Vasquez and Company's credibility due to it being hired by the previous Council. She then spoke against Mayor Gonzalez for having a special meeting on Saturday and Council Member Garcia for his frequent absences. She spoke against item 12A and 12B arguing consulting agreements are expensive and overused by the City.

Jack Guerrero, protested the Council's alleged scheme to ram through marijuana businesses on the community right before the installation of the new Council on December 18, 2018. He further mentioned the City is small and ill equipped to absorb the City so subtly and recklessly without public approbation. He referenced last year's elections as a clear indicator that Cudahy residents reject alleged corruption, lavish contracts, excessive taxation on working families, and marijuana business expansion. He noted the proceeding that took place during the last Council meeting was a small step in the right direction, to correctly interpret the original development

agreements, and the most recent marijuana ordinance, and explicitly preclude recreational marijuana production, but reminding it is a minor step forward in an otherwise dreadful legislation. He called for a complete overhaul on Ordinance 673 to preclude any further marijuanaization in Cudahy. He further argued rather than promote youth services and education, the City has prioritized bringing marijuana businesses.

William Tejada, spoke against the City bringing Marijuana businesses. He went on to speak against Council for having to pay fees for casino licenses when there are no casinos currently. He went on to speak against items 12A and 12B, arguing that the rates consultants are charging are excessive.

Trinidad Guillen, reminded Council Member Garcia that he promised in 2013 he was only going to seek office for three years, then leave. She further argued that Council Member Garcia has only worked for his benefit. She asked Vice Mayor Alcantar to not be influenced by Council and listen to what the residents need. She reminded Vice Mayor Alcantar there needs to be crossing guards on all City schools, not just Elizabeth Learning Center. She further argued the City's maintenance department is ineffective. She concluded her comments for speaking against the City Manager, arguing he is overpaid and ineffective.

Gloria Sandoval, spoke against Council Member Garcia. She further spoke against the City Manager's excessive compensation and prioritization to attract marijuana businesses. She concluded her comments by asking Vice Mayor Alcantar to do her due diligence in reading the Council Meeting agenda, as she alleged last meeting, Ms. Alcantar did not support Council Member Guerrero and Council Member Lozoya in bringing back school crossing guards.

Fernando L. reported to the Council that a Sheriff's deputy used excessive force against him during the December 18, 2018 meeting, and urged Council to separate the Sheriff's Department with politics.

Gustavo Mendez, spoke in favor of the positive momentum the City has made in the last couple months, noting active community engagement from some of its Council Members as well as beautification projects the City has undergone, such as implementing LED street lights citywide, and tree plantings at residential areas. He thanked the City's librarian for working tirelessly for the City to bring events to the library and improving its turnout. He announced his plans to revamp the Neighborhood Watch Meetings in the City as well as being CERT certified in hopes of bringing that back to the City.

Sergeant Bearse, announced the Sheriff's Town Hall meeting postponement date to Tuesday, May 28th at 6:30 p.m. She concluded her comments by reminding she remains politically neutral, and only works to ensure everybody's public safety.

6. CITY COUNCIL COMMENTS

Council Member Guerrero, expressed his profound sadness for the people in Paris, France for the burning of the Notre Dame Cathedral. He shared his trip to China with numerous investors and business leaders promoting investment in Cudahy and the Southeast Los Angeles area and California in general. He concluded his comments by expressing his deep concerns over the City's unfunded pension liability. He referenced the auditor's report, noting a total projected unfunded liability of \$6.2 million. He emphasized that the projection is an underestimation as it is based on an unrealistically achievable discount rate, arguing that consistent to Gatsby 68 whenever a City is in a net liability situation, a discount rate that more closely approximates the cost of debt must be used.

Council Member Garcia, thanked Council members who participated in the retreat, but asked the new Council what it is going to do to offset the City's debt by creating new sources of revenue. He challenged the new Council to assume its responsibility as policy makers and create a plan that creates economic development in the City, arguing it is easy to reject everything, but more difficult to create and implement a plan.

Vice Mayor Alcantar, thanked members of the public for attending the Council Meeting. She announced the Tree Planting event she attended that took place in Flower Street. She clarified that she is aware all other City schools are still in need of crossing guards. However, she found it necessary to make the first step and approve crossing guards in Elizabeth Learning Center, as it was already allocated in the mid-year staff report during the last Council meeting. She directed staff to include the creation of a complete streets initiative ad hoc committee as her discussion item on the next Council meeting. She further directed to place a discussion item to create an ad hoc committee restructuring city commissions, as well as creating a new public arts commission. Lastly, she asked to add a resolution to support census 2020 efforts.

Mayor Gonzalez, invited residents to the L.A. River meeting tomorrow, which will discuss future projects relating to the L.A. River. He supported bringing back crossing guards to City schools, and thanked Council members who participated in last week's special strategic meeting. He concluded his comments by announcing the partnership with Dodgers RBI to create a field of dreams baseball field in Cudahy Park.

7. CITY MANAGER REPORT (information only)

8. REPORTS REGARDING AD HOC, ADVISORY, STANDING OR OTHER COMMITTEE MEETINGS – NONE

9. WAIVER OF FULL READING OF RESOLUTIONS AND ORDINANCES

Recommendation: Approve the Waiver of Full Reading of Resolutions and Ordinances.

Motion: It was moved by Council Member Garcia, and seconded by Vice Mayor Alcantar to waive full text reading of all Resolutions and Ordinances by single motion.

10. CONSENT CALENDAR (Items 10A through 10H were pulled by Council Member Guerrero.)

A. Approval of the Local Agency Investment Fund (LAIF) for the Month of December 2018

Presented by the Finance Director

The City Council is requested to approve the Local Agency Investment Fund (LAIF) Report for the month of December 2018 in the amount of \$3,931,903.12.

Motion: It was moved by Council Member Lozoya, and seconded by Mayor Gonzalez to approve the Local Agency Investment Fund (LAIF) Report for the month of November 2018 in the amount of \$3,931,903.12. The motion carried (3-1-0) by the following roll call vote.

AYES: Lozoya, Alcantar, and Gonzalez
NOES: Guerrero
ABSENT: None
ABSTAIN: Garcia

B. Approval of the City Demands and Payroll Including Cash and Investment Report for the

Month of December 2018

Presented by the Finance Director

The City Council is requested to approve the Demands and Payroll in the amount of \$421,697.41 including Cash and Investment Report by Fund for the month of December 2018.

Motion: It was moved by Council Member Lozoya, and seconded by Mayor Gonzalez to approve the Demands and Payroll in the amount of \$421,697.41 including Cash and Investment Report by Fund for the month of December 2018. The motion carried (3-1-0) by the following roll call vote.

AYES: Lozoya, Alcantar, and Gonzalez
NOES: Guerrero
ABSENT: None
ABSTAIN: Garcia

C. Approval of the Local Agency Investment Fund (LAIF) for the month of January 2019

Presented by the Finance Director

The City Council is requested to approve the Local Agency Investment Fund (LAIF) Report for the month of January 2019 in the amount of \$3,959,274.70.

Motion: It was moved by Council Member Lozoya, and seconded by Mayor Gonzalez to approve the Local Agency Investment Fund (LAIF) Report for the month of January 2019 in the amount of \$3,959,274.70. The motion carried (3-1-0) by the following roll call vote.

AYES: Lozoya, Alcantar, and Gonzalez
NOES: Guerrero
ABSENT: None
ABSTAIN: Garcia

D. Approval of the City Demands and Payroll Including Cash and Investment Report for the Month of January 2019

Presented by the Finance Director

The City Council is requested to approve the Demands and Payroll in the amount of \$1,198,060.70 including Cash and Investment Report by Fund for the month of January 2019.

Motion: It was moved by Council Member Lozoya, and seconded by Mayor Gonzalez approve the Demands and Payroll in the amount of \$1,198,060.70 including Cash and Investment Report by Fund for the month of January 2019. The motion carried (3-1-0) by the following roll call vote.

AYES: Lozoya, Alcantar, and Gonzalez
NOES: Guerrero
ABSENT: None
ABSTAIN: Garcia

E. Approval of the Local Agency Investment Fund (LAIF) for the Month of February 2019

Presented by the Finance Director

The City Council is requested to approve the Local Agency Investment Fund (LAIF) Report for the month of February 2019 in the amount of \$3,959,274.70.

Motion: It was moved by Council Member Lozoya, and seconded by Mayor Gonzalez to approve the Local Agency Investment Fund (LAIF) Report for the month of February 2019 in the amount of \$3,959,274.70. The motion carried (3-1-0) by the following roll call vote.

AYES: Lozoya, Alcantar, and Gonzalez
NOES: Guerrero
ABSENT: None
ABSTAIN: Garcia

F. Approval of the City Demands and Payroll Including Cash and Investment Report for the Month of February 2019

Presented by the Finance Director

The City Council is requested to approve the Demands and Payroll in the amount of \$711,765.83 including Cash and Investment Report by Fund for the month of February 2019.

Motion: It was moved by Council Member Lozoya, and seconded by Mayor Gonzalez to approve the Demands and Payroll in the amount of \$711,765.83 including Cash and Investment Report by Fund for the month of February 2019. The motion carried (3-1-0) by the following roll call vote.

AYES: Lozoya, Alcantar, and Gonzalez
NOES: Guerrero
ABSENT: None
ABSTAIN: Garcia

G. Consideration to Approve a Resolution of the City Council of the City of Cudahy in Support of the Formation of an Inclusion in the "Lower Los Angeles River Recreation and Parks District"

Presented by the Parks and Recreation Coordinator

The City Council is requested to approve proposed Resolution No. 19-10, of the City Council of the City of Cudahy in Support of the Formation of an Inclusion in the "Lower Los Angeles River Recreation and Parks District".

Motion: It was moved by Vice Mayor Alcantar, and seconded by Council Member Lozoya to approve proposed Resolution No. 19-10, of the City Council of the City of Cudahy in Support of the Formation of an Inclusion in the "Lower Los Angeles River Recreation and Parks District". The motion carried (4-0-0) by the following roll call vote.

AYES: Guerrero, Lozoya, Alcantar, and Gonzalez
NOES: None
ABSENT: None
ABSTAIN: Garcia

H. Adoption of Resolution No. 19-11 Approving the Local Streets and Road Funding Program

Project List for Fiscal Year 2019-20 to comply with the Road Repair and Accountability Act of 2017 (SB1 BEALL)

Presented by the City Manager

The City Council is requested to adopt Resolution No. 19-11, approving the Local Streets and Road Funding Program Project List for Fiscal Year (FY) 2019-20 to comply with the Road Repair and Accountability Act of 2017 (SB1 Beall).

Motion: It was moved by Vice Mayor Alcantar, and seconded by Council Member Lozoya to adopt Resolution No. 19-11, approving the Local Streets and Road Funding Program Project List for Fiscal Year (FY) 2019-20 to comply with the Road Repair and Accountability Act of 2017 (SB1 Beall). The motion carried (4-0-0) by the following roll call vote.

AYES: Guerrero, Lozoya, Garcia, Alcantar, and Gonzalez
NOES: None
ABSENT: None
ABSTAIN: None

- I. Consideration to Review and Approve the Draft Minutes of March 19, 2019, for the Regular Meeting of the City Council and the Joint Meeting of the City of Cudahy as Successor Agency and Housing Successor Agency to the Cudahy Development Commission

Presented by the Assistant City Clerk

The City Council is requested to review and approve the City Council / Successor Agency Draft Minutes for March 19, 2019.

Motion: It was moved by Vice Mayor Alcantar, and seconded by Council Member Lozoya to review and approve the City Council / Successor Agency Draft Minutes for March 19, 2019. The motion carried (4-0-0) by the following roll call vote.

AYES: Guerrero, Lozoya, Alcantar, and Gonzalez
NOES: None
ABSENT: None
ABSTAIN: Garcia

11. PUBLIC HEARING - NONE

12. BUSINESS SESSION

- A. Approval to award a Professional Services Agreement to Willdan Engineering for On-Call Human Resources Services

Presented by the City Manager

It is requested that the City Council award a Professional Services Agreement (PSA) to Willdan Engineering for on-call Human Resources services and authorize the City Manager to execute a PSA with Willdan Engineering for on-call Human Resources services for the not-to-exceed amount of \$116,480 for a one year term (i.e., March 19, 2019 to March 19, 2020), with two one-year options to extend (i.e., March 19, 2020 to March 19, 2021; and March 19, 2021 to March 19, 2022).

Motion: It was motioned by Council Member Guerrero and seconded by Vice Mayor Alcantar to award a Professional Services Agreement (PSA) to Willdan Engineering for on-call Human Resources services and authorize the City Manager to execute a PSA with Willdan Engineering for on-call Human Resources services for the not-to-exceed amount of \$58,240 for a six month term, with an additional six month option to extend to a new total not-to-exceed limit of \$116,480. The motion carried (4-1-0) by the following roll call vote.

AYES: Guerrero, Lozoya, Alcantar, and Gonzalez
NOES: Garcia
ABSENT: None
ABSTAIN: None

B. California Cities for Self-Reliance Joint Powers Authority Appropriation Funding Request

Presented by the City Manager

The City Council is requested to approve Resolution No. 19-12, appropriating \$33,000 from the Fiscal Year (FY) 2018-19 City Budget General Fund to the California Cities for Self-Reliance Joint Powers Authority to retain consultants to combat the proposed new restrictions that would heavily impact our City's future casino revenues in the short-term and in turn would create severe financial impacts to our City long-term.

Motion: It was motioned by Vice Mayor Alcantar and seconded by Mayor Gonzalez to approve Resolution No. 19-12, appropriating \$33,000 from the Fiscal Year (FY) 2018-19 City Budget General Fund to the California Cities for Self-Reliance Joint Powers Authority to retain consultants to combat the proposed new restrictions that would heavily impact our City's future casino revenues in the short-term and in turn would create severe financial impacts to our City long-term. The motion carried (3-1-0) by the following roll call vote.

AYES: Garcia, Alcantar, and Gonzalez
NOES: Guerrero
ABSENT: None
ABSTAIN: Lozoya

C. Approval of Support Letter addressed to the Los Angeles County Sanitation Districts and American Federation of State, County and Municipal Employees (AFSCME) urging to expedite labor negotiations and agree on a just and fair contract

Presented by the Assistant City Clerk

The City Council is requested to approve a letter of support addressed to the Los Angeles County Sanitation Districts and American Federation of State, County and Municipal Employees (AFSCME) urging to expedite labor negotiations and agree on a just and fair contract.

Motion: It was motioned by Vice Mayor Alcantar and seconded by Mayor Gonzalez to approve a letter of support addressed to the Los Angeles County Sanitation Districts and American Federation of State, County and Municipal Employees (AFSCME) urging to expedite labor negotiations and agree on a just and fair contract. The motion carried (3-0-0) by the following roll call vote.

AYES: Garcia, Alcantar, and Gonzalez
NOES: None
ABSENT: None

ABSTAIN: Guerrero and Lozoya

13. COUNCIL DISCUSSION – NONE

14. CLOSED SESSION

Closed Session Pursuant to Government Code Section 54956.9(d)(2) and 54956.9(e)(1) – Conference with Legal Counsel to Discuss Facts and Circumstances Unknown to Potential Plaintiffs which May Create Exposure to Liability – One (1) Matter.

15. CLOSED SESSION ANNOUNCEMENT

Deputy City Attorney, Victor Ponto announced that briefing was given to the Council and direction was received.

16. ADJOURNMENT

The City Council / Agency meeting was adjourned at 9:24 p.m.

Jose Gonzalez
Mayor

ATTEST:

Richard Iglesias
Assistant City Clerk