

MINUTES

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

August 6, 2019 6:30 P.M.

1. CALL TO ORDER

Mayor / Chair Gonzalez called the meeting to order at 6:41 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, City Attorney, Marc Tran, Assistant City Clerk, Richard Iglesias, Finance Director, Steven Dobrenen, Assistant Engineer, Aaron Hernandez, Parks and Recreation Coordinator, Victor Santiago, and Junior Deputy City Clerk, Andres Rangel.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Vice Mayor Alcantar.

MAYOR GONZALEZ PUSHED AGENDA ITEMS NUMBERS 12B AND 12C TO A FUTURE CITY COUNCIL MEETING

4. PRESENTATIONS

- A. Rent control presentation by the City Attorney's Office
- B. Water Resources Consultant, Maria Elena Kennedy reporting on water quality
- C. Anthony Rendon's Office, Adrian Landa

ALL PRESENTATION ITEMS WWERE MOVED TO THE NEXT COUNCIL MEETING

5. PUBLIC COMMENTS

Irene Silvestre, asked City Council to approve item 10A as well asked City staff to fix gym equipment that have not been working for years. She concluded her comments by asking Council and staff to address speeding vehicles on River Road as it is a serious problem. She went on to also ask council to address Republic Services' inadequacies.

Susie de Santiago, clarified the Lugo Gym does not have a dedicated staff member, as that staff member maintains the whole park. Therefore, it should not be charged as an exclusive gym item. She also clarified that the gym does not consume all utility charges, as the gym is not on its own

meter. It shares the Lugo Community Center and Cudahy's maintenance department. In regard to gym equipment maintenance, she argued it is not done on a consistent basis, and typically results in missing equipment. She further noted low turnouts can be attributed to the gym's unclear future, as residents do not want to invest in a membership that can be potentially closed at any moment unexpectedly.

Marcos Oliva, asked Council if the \$65,000 appropriation to re-open the gym put the city budget out of balance, and if there is a funding source to fund the gym for the long run, rather than on an year to year basis.

Pamela Munquia, asked for public comment to return to three minutes. She went on to ask the City Attorney to note there was a violation as a City Attorney did not allow a Council Member to place an item on a future agenda. Therefore, she asked the City Attorney to have an appointment with Attorney Rick Olivarez. She spoke against Mayor Gonzalez for his tenure as mayor and for scheduling a City Council meeting during National Night Out. She concluded her comments by speaking in favor of a forensic audit.

Carmen Beltran, spoke in favor of a forensic audit proposed by Council Member Guerrero. She went on to speak against the City Manager for not bringing enough revenue to the City. She further spoke against the multi family unit developments, arguing there are numerous parcels in the City that can be developed. Having the multi family unit will not work as it would only exacerbate traffic and worsen traffic on Elizabeth and Otis street.

Patricia Covarrubias, asked City Council to cancel the meeting due to National Night Out citing other years the Council scheduled a Council meeting during National Night Out. She reminded Vice Mayor Alcantar part of her campaign platform included removing the City Manager, and therefore should keep her promise. She conducted a city-wide survey, resulting in young people in the City speaking negatively of the City and the City Manager. She went on to speak against the City Manager for allegedly not being invested in the City and community. She concluded her comments by speaking in favor of welcoming a forensic audit proposed by Council Member Guerrero, as well as speaking against the City for not granting a handicap space to a Cudahy resident.

Jack Guerrero, protested the poor state of public restrooms, emphasizing its unsanitary condition and constant stench of cannabis. He asked Council, the City Manager, and City Attorney to tour the public restrooms and ask themselves if they would use it. He went on to ask Council how it is planning to manage cannabis profits, despite the fact it is federally illegal to store cannabis revenue on federally regulated banks. He further commented he is in contact with Wells Fargo bank to conduct an internal investigation on the City's relationship with them, as well as contacting the Justice Department of the United States, the Federal Reserve Board, and the Office of the Controller and the Currency to investigate the City's potential violation of federal banking laws. He concluded his comments by pointing out the latest status update provided by the California State Auditor in regards to the City ranks it among the seventh worst Cities in the state of California, susceptible to waste, fraud, and/or mismanagement.

6. CITY COUNCIL COMMENTS

Council Member Guerrero, expressed his condolences to the people who experienced the various shootings over the weekend. He further commented the conditions that give rise to that kind of violence stems from the absence of father figures from the lives of the individuals committing the acts of violence. He noted 26 of the 27 active shooters did not have a father figure in the household. He proposed that any solution proposed on the local or federal level needs to contemplate the decline of the family unit, the absence of fathers, and the deterioration of

traditional morality. He translated his public comments in Spanish starting with the poor state of the City's public restrooms as well as how the City is going to store cannabis revenue, due to the fact it is illegal to store cannabis funds in federally regulated banks, and pointed out the City ranks seventh worst internal controls systems by the California State Auditor.

Vice Mayor Alcantar, clarified the reason there is a Council meeting during National Night Out is due to the urgency of reopening the Lugo Gym. She expressed her condolences to the victims of the various shootings that happened over the weekend. She further commented that the shooter from El Paso's act of violence stemmed from bigotry and hate toward the Hispanic community, specifically illegal immigrants.

Mayor Gonzalez, expressed his condolences to the victims of the weekend shootings, asking for solutions at the local level. He clarified the urgency of the Council Meeting is due to reopening the Lugo Gym. He also mentioned that there is already a plan by the City to fix the City's public restrooms, as well as commented on ways to improve the City's waste disposal system.

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

Motion: It was moved by Vice Mayor Alcantar and seconded by Mayor Gonzalez to waive the full reading of resolutions and ordinances. The motion carried (2-0-1) by the following roll call vote.

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

10. CONSENT CALENDAR

- A.** Consideration to review and Approve the Draft Minutes of July 16, 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 July 16, 2019.

Motion: It was moved by Vice Mayor Alcantar and seconded by Mayor Gonzalez to review and approve the City Council / Successor Agency Draft Minutes for July 16, 2019. The motion carried (4-0-1) by the following roll call vote.

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

11. PUBLIC HEARING - NONE

12. BUSINESS SESSION

- A. Adopt Proposed Resolution No. 19-26 Approving the Requested Amendment to the Fiscal Year (FY) 2019-20 City Budget Increasing Expenditures by \$65,500 from the General Fund to Fund the Lugo Park Fitness Center Operations

Presented by the Parks and Recreation Coordinator

The City Council is requested to adopt proposed Resolution No. 19-26, approving the requested amendment to the FY 2019-20 City Budget increasing expenditures by \$65,000 for the General Fund.

Motion: It was motioned by Vice Mayor Alcantar and Seconded by Mayor Gonzalez to adopt proposed Resolution No. 19-26, approving the requested amendment to the FY 2019-20 City Budget increasing expenditures by \$65,000 for the General Fund. The motion carried (4-0-1) by the following roll call vote.

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

- B. Creation of an Economic Development Ad Hoc Committee and appoint two Council Members to serve on this committee

Presented by the Assistant City Clerk

The City Council is requested to form an Economic Development Ad Hoc Committee and appoint two Council Members to serve on this committee.

THE ITEM WAS MOVED TO A FUTURE COUNCIL MEETING

- C. Creation of a Contracts Review Ad Hoc Committee and Appoint Two Council Members to Serve on this Committee

Presented by the Assistant City Manager

The City Council is requested to create a Contracts Review Ad Hoc Committee and select two Council Members to serve on this committee.

THE ITEM WAS MOVED TO A FUTURE COUNCIL MEETING

- D. Discuss and Consider Placing a Resolution on the Council Agenda, Requesting a Forensic Audit from the California State Controller

Presented by the Assistant City Clerk

The City Council is requested to discuss, and consider placing a Resolution on the Council agenda, requesting a forensic audit from the California State Controller, by majority vote.

THE ITEM WAS MOVED TO A FUTURE COUNCIL MEETING

13. COUNCIL DISCUSSION

- A. Council Member Guerrero
 - i. Discussion regarding increasing public speaking time to three minutes.

THE ITEM WAS MOVED TO A FUTURE COUNCIL MEETING

- B. Mayor Gonzalez
 - i. Discuss which two Council Members will serve on the Commissions Ad-Hoc Committee.

THE ITEM WAS MOVED TO A FUTURE COUNCIL MEETING

CITY COUNCIL RECESSED TO CLOSED SESSION AT 7:26 P.M.

14. CLOSED SESSION

- A. Closed Session Pursuant to Government Code Section +54957 .6(a) – Conference with Labor Negotiator Regarding Represented Employees
City’s Designated Representative(s) for Negotiations: City Manager Jose E. Pulido and Special Counsel Oliver Yee
Employee Organization: Cudahy Miscellaneous Employees Association (CMEA)
- B. Closed Session Pursuant to Government Code Section 54957 – Public Employee Performance Evaluation
Title of Employee: City Manager

CITY COUNCIL RECONVENED TO OPEN SESSION AT 7:49 P.M.

15. CLOSED SESSION ANNOUNCEMENT

Deputy City Attorney announced there was no reportable action at this time.

16. ADJOURNMENT

The City Council / Agency meeting was adjourned at 7:49 p.m.

Jose R. Gonzalez
Mayor

ATTEST:

Richard Iglesias
Assistant City Clerk