

MINUTES

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

July 3, 2018 6:30 P.M.

1. CALL TO ORDER

Vice Mayor/Vice Chair Member Hernandez called the meeting to order at 6:32 p.m.

2. ROLL CALL

PRESENT: Council / Agency Member Markovich
Council / Agency Member Sanchez
Vice Mayor / Vice Chair Hernandez
Mayor / Chair Garcia (participated via conference call)

ABSENT: None

ALSO PRESENT: City Manager Jose E. Pulido, Deputy Attorney Richard Gonzalez, Deputy Attorney Martin de los Angeles, Deputy City Clerk Richard Iglesias, Finance Director Steven Dobrene, and Administrative Aide Andres Rangel.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Sanchez

4. PRESENTATIONS

- A. Rules of decorum presented by Mayor Chris Garcia and East Los Angeles County Sheriff's Department

Sergeant Barse presented the rules of decorum.

- B. Recycling Market and Organics Update presented by Republic Services

Republic Services representative, Tania Ragland, and Elizabeth Martinez provided a presentation in regards to organics, and the recycling market.

VICE MAYOR HERNANDEZ MOVED ITEM 6, CITY COUNCIL COMMENTS, AFTER CLOSED SESSION, WITH NO OPPOSITION

5. PUBLIC COMMENTS

David Rodriguez, asked the City to reconsider cutting crossing guards, and if possible add more for the sake of safety.

Michelle Gessner, expressed her concerns in regards to senior citizen transportation service, Fiesta Taxi. She mentioned that Fiesta Taxi no longer takes residents to banking or shopping points.

Susie de Santiago, expressed her concerns in regards to the reduction of crossing guard funding on the proposed FY Budget. She went on to mention that people with handicap placards can park on the street even if a permit is required to park, alleging that overnight parking permits are not required to those with handicap placards.

6. CITY COUNCIL COMMENTS - NONE

7. CITY MANAGER REPORT (information only)

8. REPORTS REGARDING AD HOC, ADVISORY, STANDING OR OTHER COMMITTEE MEETINGS

Council Member Sanchez, reported out in regards to his attendance to a NALEO training conference in Arizona. He highlighted the importance of participating in census 2020, becoming a self-sustaining city, and bond information.

Vice Mayor Hernandez, reported out from the COG, asked council to adopt Resolution opposing an initiative to repeal SB1, with no opposition.

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 Markovich, and seconded by Council Member Sanchez to waive full text reading of all Resolutions and Ordinances by single motion.

10. CONSENT CALENDAR (Items 10A through 10F)

COUNCIL MEMBER SANCHEZ PULLED ITEM 10C AND 10D

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

Presented by the Finance Director

The City Council is requested to approve the Local Agency Investment Fund (LAIF) Report for the month of May 2018 in the amount of \$5,329,851.17.

Motion: It was moved by Council Member Sanchez, and seconded by Vice Mayor Hernandez to approve the Local Agency Investment Fund (LAIF) Report for the month of May 2018 in the amount of \$5,329,851.17. The motion carried (4-0-0) by the following roll call vote.

AYES: Markovich, Sanchez, Hernandez, and Garcia
NOES: None
ABSENT: None
ABSTAIN: None

B. Approval of the City Demands and Payroll Including Cash and Investment Report for the Month of May 2018

Presented by the Finance Director

The City Council is requested to approve the Demands and Payroll in the amount of \$1,379,046.28 including Cash and Investment Report by Fund for the month of May 2018.

Motion: It was moved by Council Member Sanchez, and seconded by Vice Mayor Hernandez to approve the Demands and Payroll in the amount of \$1,379,046.28 including Cash and Investment Report by Fund for the month of May 2018. The motion carried (4-0-0) by the following roll call vote.

AYES: Markovich, Sanchez, Hernandez, and Garcia
NOES: None
ABSENT: None
ABSTAIN: None

C. Approve Resolution No. 18-31 Supporting National Fitness Campaign As A National Non-Profit Organization In An Effort To Partner With The City To Transform A Portion Of The Tennis Courts In Cudahy Park Into An Outdoor Fitness Court

Presented by Parks and Recreation Coordinator

The City Council is requested to approve Resolution No. 18-31 supporting National Fitness Campaign (NFC) as a national non-profit organization in an effort to partner with the City to transform an underutilized tennis court in Cudahy Park into an outdoor fitness court by early Fall 2018.

Motion: It was moved by Council Member Sanchez, and seconded by Vice Mayor Hernandez to approve Resolution No. 18-31 supporting National Fitness Campaign (NFC) as a national non-profit organization in an effort to partner with the City to transform an underutilized tennis court in Cudahy Park into an outdoor fitness court by early Fall 2018 with a not to exceed financial limit of \$81,000. The motion carried (4-0-0) by the following roll call vote.

AYES: Markovich, Sanchez, Hernandez, and Garcia
NOES: None
ABSENT: None
ABSTAIN: None

D. Adoption of a Proposed Resolution No. 18-32, Extending the Continuation of a Citywide Program to Allow Permitted Overnight On-Street Parking in Designated Parking Areas between July 1, 2018 to June 30, 2019 [(Fiscal Year (FY) 2018-19)]

Presented by City Attorney's Office

The City Council is requested to review and approve Proposed Resolution No. 18-32, extending the continuation of a Citywide overnight parking program (the "Parking Program") that allows permitted overnight on-street parking in designated parking areas for the period between July 1, 2018 to June 30, 2019 [(Fiscal Year (FY) 2018-19)].

Motion: It was moved by Council Member Sanchez, and seconded by Vice Mayor Hernandez to review and approve Proposed Resolution No. 18-32, extending the continuation of a Citywide overnight parking program (the "Parking Program") that allows permitted overnight on-street parking in designated parking areas for the period between July 1, 2018 to June 30, 2019

[(Fiscal Year (FY) 2018-19)] with the addition of exempting those with handicap placards after further findings. The motion carried (4-0-0) by the following roll call vote.

AYES: Markovich, Sanchez, Hernandez, and Garcia
NOES: None
ABSENT: None
ABSTAIN: None

- E. Consideration to Review and Approve the Draft Minutes of June 19, 2018, 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 Deputy City Clerk

The City Council is requested to review and approve the City Council / Agency Draft Minutes for June 19, 2018.

Motion: It was moved by Council Member Sanchez, and seconded by Vice Mayor Hernandez to review and approve the City Council / Agency Draft Minutes for June 19, 2018. The motion carried (4-0-0) by the following roll call vote.

AYES: Markovich, Sanchez, Hernandez, and Garcia
NOES: None
ABSENT: None
ABSTAIN: None

11. PUBLIC HEARING

- A. Public Hearing to Consider and Approve Ordinance No. 690 by First Reading Amending the City's Zoning Code (AZC 18-01) for the comprehensive update to the City's Development (Zoning) Code and a Zone Change (ZC 90-11) amending the City's Zoning Map to reflect the recently updated and adopted City of Cudahy 2040 General Plan

Presented by Interim Community Development Manager

The City Council is requested to conduct a public hearing, and Approve Ordinance No. 690 by First Reading Amending the City's Zoning Code (AZC 18-01) to allow for a comprehensive update to the Development (Zoning) Code with any discussed changes and a Zone Change (ZC 90-11) to create new and amended zoning districts to the City's Zoning Map.

VICE MAYOR HERNANDEZ OPENED PUBLIC HEARING

Elizabeth Alcantar, recommended upping the zoning in Salt Lake area due to the West Branch Train Station project that will drastically transform the corridor. She asked to have easy accessibility to transportation for current and future residents, as well as more accessibility to affordable housing, easy walkway to the station, and emergency shelter zonings in the General Plan.

VICE MAYOR HERNANDEZ CLOSED PUBLIC HEARING

Motion: It was moved by Vice Mayor Hernandez, and seconded by Council Member Sanchez to Approve Ordinance No. 690 by First Reading Amending the City's Zoning Code (AZC 18-01) to allow for a comprehensive update to the Development (Zoning) Code with any discussed

changes and a Zone Change (ZC 90-11) to create new and amended zoning districts to the City's Zoning Map with the following additions of amending the Cudahy Zoning Code beginning with commercial mix use zone to allow the first floor to be used for commercial use only, minimum development for lot size of 25,000 square feet, banning check cashing and pay loan businesses, allowing bars and cocktail lounges on the commercial/mix and civic/mix use zone through a Conditional Use Permit (CUP), allowing schools, both business/professional on urban/agricultural overlay zone through CUP, amending breweries, wineries, and distilleries on industrial manufacturing from CUP's to Permissible Use, and Civic mix use through CUP, as well as alcohol sales by grocery stores on Land use through CUP, banning liquor stores, prohibiting plant nursery in commercial mix-use zones, allowing massage therapy on civic/mix use through CUP, places of religious assembly in mix use through CUP, not allowing CUPs near schools – private elementary/ secondary, tutoring and educational centers being restricted to 18 and over through CUP, wholesale distribution warehousing storage will be allowed as an insularly, emergency shelters on industrial zones allowed as a CUP as well as on Wilcox corridor, grocery, liquor, and pet stores stores will also apply through CUP, in the light industrial zone, as well as CUP in adult oriented industries (entertainment zone). The motion carried (4-0-0) by the following roll call vote.

AYES: Markovich, Sanchez, Hernandez, and Garcia
NOES: None
ABSENT: None
ABSTAIN: None

12. BUSINESS SESSION

A. Adoption of Resolution No. SA 18-04 Approving the Form of a Preliminary Official Statement in Connection with the Successor Agency's Tax Allocation Refunding Bonds, Series 2018

Presented by Finance Director

The Successor Agency Board is requested to Adopt Resolution No. SA 18-04 Approving the Form of a Preliminary Official Statement in Connection with the Successor Agency's Tax Allocation Refunding Bonds, Series 2018, and Authorizing Certain Other Actions in Connection Therewith.

Motion: It was moved by Council Member Sanchez and seconded by Vice Mayor Hernandez to Adopt Resolution No. SA 18-04 Approving the Form of a Preliminary Official Statement in Connection with the Successor Agency's Tax Allocation Refunding Bonds, Series 2018, and Authorizing Certain Other Actions in Connection Therewith. The motion carried (4-0-0) by the following roll call vote.

AYES: Markovich, Sanchez, Hernandez, and Garcia
NOES: None
ABSENT: None
ABSTAIN: None

B. Approval of an Agreement for Dial-A-Ride Services with Fiesta Taxi Cooperative, Inc. (Fiesta Taxi) for Transit Services

Presented by Finance Director

The City Council is requested to approve an Agreement for Dial-A-Ride Services (Agreement) with Fiesta Taxi Cooperative, Inc. (Fiesta Taxi) for transit services utilizing the City of South

Gate's Request for Proposal (RFP) and contract award on March 13, 2018. This Agreement if approved by the City Council would be in effect for a five-year period beginning on July 1, 2018 and concluding on June 30, 2023 (Attachment A).

Motion: It was moved by Council Member Sanchez, and seconded by Vice Mayor Hernandez approve an Agreement for Dial-A-Ride Services (Agreement) with Fiesta Taxi Cooperative, Inc. (Fiesta Taxi) for transit services utilizing the City of South Gate's Request for Proposal (RFP) and contract award on March 13, 2018, in effect for a five-year period beginning on July 1, 2018 and concluding on June 30, 2023 (Attachment A) with the recommendation to bring the rate back to \$.50 and adding financial institutions as destination points. The motion carried (4-0-0) by the following roll call vote.

AYES: Markovich, Sanchez, Hernandez, and Garcia
NOES: None
ABSENT: None
ABSTAIN: None

C. A proposed Resolution of the City Council of the City of Cudahy, California (1) calling and giving notice of a Special Municipal Election to be held Tuesday, November 6, 2018 for the purpose of filling a vacancy to a City Council seat abandoned and vacated by its incumbent effective as of May 19, 2018; and (2) ordering that this Special Municipal Election for the vacated City Council seat be consolidated with the City's General Municipal Election of the same date which will itself be consolidated with the County-administered General Election of the same date as provided by prior City Council Resolution No. 18-26 pursuant to § 10403 of the California Elections Code

Presented by City Attorney's Office

The City Council is requested to approve a proposed Resolution of the City Council of the City of Cudahy, California (1) calling and giving notice of a Special Municipal Election to be held Tuesday, November 6, 2018 for the purpose of filling a vacancy to a City Council seat abandoned and vacated by its incumbent effective as of May 19, 2018; and (2) ordering that this Special Municipal Election for the vacated City Council seat be consolidated with the City's General Municipal Election of the same date which will itself be consolidated with the County-administered General Election of the same date as provided by prior City Council Resolution No. 18-26 pursuant to § 10403 of the California Elections Code.

Motion: It was moved by Council Member Sanchez, and seconded by Council Member Markovich to approve a proposed Resolution of the City Council of the City of Cudahy, California (1) calling and giving notice of a Special Municipal Election to be held Tuesday, November 6, 2018 for the purpose of filling a vacancy to a City Council seat abandoned and vacated by its incumbent effective as of May 19, 2018; and (2) ordering that this Special Municipal Election for the vacated City Council seat be consolidated with the City's General Municipal Election of the same date which will itself be consolidated with the County-administered General Election of the same date as provided by prior City Council Resolution No. 18-26 pursuant to § 10403 of the California Elections Code. The motion carried (4-0-0) by the following roll call vote.

AYES: Markovich, Sanchez, Hernandez, and Garcia
NOES: None
ABSENT: None
ABSTAIN: None

13. COUNCIL DISCUSSION – NONE

Council Member Markovich

- i. Separation of immigrant families

Council Member Markovich directed staff to provide a resolution for next Council Meeting condemning the current administration’s immigration practice of separating immigrant families.

RECESS TO CLOSED SESSION

Deputy City Attorney Richard Gonzalez recess the Regular Meeting to Closed Session at 8:33 p.m.

14. CLOSED SESSION

- A. 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 litigation – One (1) Matter
- B. Closed Session pursuant to Government Code Section 54956.9(d)(4) – Conference with Legal Counsel to Discuss Facts and Circumstances which may form the basis for initiating litigation – One (1) Matter

RECONVENE TO OPEN SESSION

Deputy City Attorney Richard Gonzalez reconvened the Regular Meeting in Open Session at 8:42p.m.

15. CLOSED SESSION ANNOUNCEMENT

Deputy City Attorney Richard Gonzalez reported out that three out of four members were present. In regards to closed session item 14A, direction was given but no final action was taken.

In regards to closed session item 14B, direction was given but no final action was taken.

16. ADJOURNMENT

The City Council / Agency meeting was adjourned at 8:42 p.m.

Chris Garcia
Mayor

ATTEST:

Richard Iglesias
Deputy City Clerk