

MINUTES

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

June 19, 2018 6:30 P.M.

1. CALL TO ORDER

Mayor/Chair Member Garcia called the meeting to order at 6:30 p.m.

2. ROLL CALL

PRESENT: Council / Agency Member Markovich
Council / Agency Member Sanchez (Left at 8:51 p.m.)
Vice Mayor / Vice Chair Hernandez
Mayor / Chair Garcia

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 Dobrenen, Assistant City Engineer, Aaron Hernandez, and Administrative Aide Andres Rangel.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Markovich

4. PRESENTATIONS

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

It was not presented.

5. PUBLIC COMMENTS - NONE

6. CITY COUNCIL COMMENTS

Council Member Sanchez, opened up his comments by wishing everyone a happy Father's Day. He went on to invite residents to the City's Fourth of July event. He asked the City Manager for a status update regarding former boxing coach, Fernando Dominguez.

Council Member Markovich, thanked members of the public for attending. He went on to direct staff to write a resolution condemning the administration's immigration policy, relating to separating families.

Vice Mayor Hernandez, reported on his trip to the Council of Government's retreat. He went on to direct staff to contact the YMCA to retrieve flyers highlighting YMCA summer events. He announced that YMCA will be expanding its programs in Cudahy. He directed staff to agendaize an item to the Parks and Recreation to suggest how the community benefits fund can be spent.

7. CITY MANAGER REPORT (information only)

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

Council Member Markovich reported out from Eco Rapid Transit announcing an upcoming Eco Rapid Summit. He went on to suggest ways the City can help sponsor the event.

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 Vice Mayor Hernandez 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

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

Presented by the Finance Director

The City Council is requested to approve the Local Agency Investment Fund (LAIF) Report for the month of April 2018 in the amount of \$4,129,851.17.

Motion: It was moved by Vice Mayor Hernandez, and seconded by Council Member Markovich to approve the Local Agency Investment Fund (LAIF) Report for the month of April 2018 in the amount of \$4,129,851.17. The motion carried (4-0-0) by the following roll call vote.

AYES: Sanchez, Markovich, 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 April 2018

Presented by the Finance Director

The City Council is requested to approve the Demands and Payroll in the amount of \$951,556.90 including Cash and Investment Report by Fund for the month of April 2018.

Motion: It was moved by Vice Mayor Hernandez, and seconded by Council Member Markovich to approve the Demands and Payroll in the amount of \$951,556.90 including Cash and Investment Report by Fund for the month of April 2018. The motion carried (4-0-0) by the following roll call vote.

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

C. Adoption of Ordinance No. 687 by Second Reading Approving Development Agreement (DA) No. CCP18-0006 (Location: 8346 Salt Lake Avenue, Applicant: Medrec Pharmacy, Non-Profit Mutual Benefit Corporation)

Presented by City Manager

The City Council is requested to:

1. Authorize the City Manager to allow a payment plan, if requested, for the Community Benefit Program as outlined in the Development Agreement (DA);
2. Allow the City Manager to select the alternative terms of payment of the Operating Fees, if requested, to begin accruing 90 days after the Effective Date of the DA rather than accrue beginning the month of the Effective Date of the DA;
3. Provide direction to City staff on whether to modify or not modify the DA to bind the operator to any future Cannabis Tax that may be imposed by the City and/or by a voter approved Cannabis Tax;
4. Approve DA No. DA18-006C publicly noticed June 5, 2018 City Council meeting and authorize the Mayor to execute said Agreements on behalf of the City; and
5. Adopt Ordinance No. 687 by Second Reading, approving the DA by and between the City and Medrec Pharmacy, a Non-Profit Mutual Benefit Corporation.

Motion: It was moved by Council Member Markovich, and seconded by Vice Mayor Hernandez to adopt Ordinance No. 687 by Second Reading Approving Development Agreement (DA) No. CCP18-0006 (Location: 8346 Salt Lake Avenue, Applicant: Medrec Pharmacy, Non-Profit Mutual Benefit Corporation). The motion carried (3-0-0) by the following roll call vote.

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

D. Consideration to Review and Approve the Draft Minutes of June 5, 2018, 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 5, 2018.

Motion: It was moved by Vice Mayor Hernandez, and seconded by Council Member Markovich to review and approve the City Council / Agency Draft Minutes for June 5, 2018. The motion carried (4-0-0) by the following roll call vote.

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

E. Adoption of Resolution No. 18-27 for Employer Paid Member Contributions for Employees

Presented by City Manager

The City Council is requested to adopt Resolution No. 18-27 for Employer Paid Member Contributions (EPMC) for City employees.

Motion: It was moved by Vice Mayor Hernandez, and seconded by Council Member Markovich to adopt Resolution No. 18-27 for Employer Paid Member Contributions (EPMC) for City employees. The motion carried (4-0-0) by the following roll call vote.

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

F. Adoption of Resolution No. 18-28 Approving the Street Lighting Assessment Report for Fiscal Year (FY) 2018-19 and Declaring the Intention of the City Council to Hold a Public Hearing and Levy the Annual Assessment to Maintain the City of Cudahy Street Lighting District

Presented by Assistant City Engineer

The City Council is requested to:

1. Adopt Resolution No. 18-28, approving the Street Lighting Assessment Report for Fiscal Year (FY) 2018-19; and
2. Declare the intention of the City Council to hold a Public Hearing and levy the annual assessment to maintain the City of Cudahy Street Lighting District and direct staff to publish the Resolution and Notice of Public Hearing for the July 17, 2018 City Council meeting.

Motion: It was moved by Vice Mayor Hernandez, and seconded by Council Member Markovich to adopt to Resolution No. 18-28 Approving the Street Lighting Assessment Report for Fiscal Year (FY) 2018-19 and Declaring the Intention of the City Council to Hold a Public Hearing and Levy the Annual Assessment to Maintain the City of Cudahy Street Lighting District. 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 Regarding Increased Fees for the Handling of Solid Waste and Recyclable Materials for Residential and Commercial Properties within the City and Adoption of

proposed Resolution No. 18-29 levying fees for the handling of solid waste and recyclable materials

Presented by Finance Director

The City Council is requested to:

1. Receive and file request from Republic Services to increase fees for the handling of solid waste and recyclable materials against residential properties by 3.01% or \$0.60 per dwelling unit per month to \$20.48 per month and commercial/industrial customers within the City by 2.84% to be applied to commercial and roll-off service rates; and
2. Adopt proposed Resolution No. 18-29 levying fees for the handling of solid waste and recyclable materials, also known as rubbish collection charge, against residential properties within the City.

MAYOR GARCIA OPENED PUBLIC HEARING

NO PUBLIC COMMENT

MAYOR CLOSED PUBLIC HEARING

Motion: It was moved by Council Member Markovich, and seconded by Mayor Garcia to adopt proposed Resolution No. 18-29 levying fees for the handling of solid waste and recyclable materials, also known as rubbish collection charge, against residential properties within the City. 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. 18-30 Approving Proposed Fiscal Year (FY) 2018-19 City of Cudahy Budget (City Budget)

Presented by Finance Director

The City Council is requested to:

1. Receive a presentation on the Proposed FY 2018-19 City Budget from staff;
2. Based on City Council discussion, direct staff to make changes, if necessary, to the Proposed FY 2018-19 City Budget document; and
3. Adopt Resolution No. 18-30 (Attachment "A"), a Resolution adopting the Proposed FY 2018-19 City Budget.

Motion: It was moved by Vice Mayor Hernandez and seconded by Council Member Sanchez to Adopt Resolution No. 18-30 (Attachment "A"), a Resolution adopting the Proposed FY 2018-19 City Budget with the addition of a \$10,000 increase to senior services and a report from staff to

consider allocating funding for magazine mailing services as well as the boxing program. 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. A Review Board Member Appointments to City Commissions

Presented by Deputy City Clerk

The City Council is requested to:

1. Review all Board Member appointments to the following City Commissions: Parks and Recreation Commission; Public Safety Commission; Aging and Senior Citizens Commission; and Planning Commission; and
2. Provide staff with direction regarding any changes to the City's Commission Board Member appointments.

Motion: It was moved by Mayor Garcia, and seconded by Vice Mayor Hernandez to replace Susie de Santiago with Edin Enamorado to the Parks and Recreation Commission. The motion carried (3-1-0) by the following roll call vote.

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

13. COUNCIL DISCUSSION – NONE

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

15. CLOSED SESSION ANNOUNCEMENT

Martin de los Angeles reported out that 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 8:52 p.m.

Chris Garcia
Mayor

ATTEST:

Richard Iglesias
Deputy City Clerk