

MINUTES

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

October 16, 2018 6:30 P.M.

1. CALL TO ORDER

Mayor / Chair Garcia called the meeting to order at 6:32 p.m.

2. ROLL CALL

PRESENT: Council Member Gonzalez (arrived at 6:50 p.m.)
Council / Agency Member Markovich
Council / Agency Member Sanchez
Vice Mayor / Vice Chair Hernandez (arrived at 6:51 p.m.)
Mayor / Chair Garcia

ABSENT: None

ALSO PRESENT: City Manager, Jose E. Pulido, Deputy Attorney, Victor Pronto, Deputy Attorney, Martin de los Angeles, Deputy City Clerk, Richard Iglesias, Finance Director, Steven Dobrenen, Assistant City Engineer, Aaron Hernandez, Parks and Recreation Coordinator, Victor Santiago, and Administrative Aide, Andres Rangel.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Sanchez.

4. PRESENTATIONS

- A. Joint update from the Los Angeles County Sheriff's Department and Los Angeles Unified School District Police regarding Traffic Enforcement Efforts

East Los Angeles Sheriff's Department Lieutenant Duran gave a presentation in regards to the partnership with the LAUSE police to provide law enforcement services during school peak hours.

5. PUBLIC COMMENTS

Enrique Huerta, spoke in regards to his organization From Lot to Spot presenting, asking to partner with the City in hopes of transforming a vacant lot into a parklet, further highlighting the support from the nearby school.

Raul Serrano, pointed out the Council meeting's low attendance alleging "change of times" discourages turnout. He went on to speak against the Council, alleging it is more concerned with bringing in dispensaries, raising incomes, and increased youth sport fees.

Maria Guillen, asked Council to approve From Lot to Spot's proposal to transform the vacant lot into a parklet. She went on to speak against the Vice Mayor, criticizing his campaign spoke against the City's lack of development, sports programs, and high youth fees.

Susie de Santiago, spoke in regards to the crossing guards, highlighting recent Clara street pedestrian incidents, especially during peak morning hours. She went on to speak in regards to From Lot to Spot, criticizing city staff for its lack of cooperation with the organization. She concluded her comments by questioning increasing administrative personnel while removing crossing guards.

Cecilia Barajas, spoke against the parcel tax. She went on to speak against ordinance 673, highlighting cannabis businesses' low taxes. She spoke against alleged increased Council and city manager salaries, and travel expenses. She concluded her comments by reminding Council that homeowners who experience high taxes will pass increased fees to its tenants in the form of higher rents.

Edin Enamorado, reminded residents there will be a Halloween fest on October 27th. He reminded residents California and Cudahy voted yes for prop 64. He argued it is up to parents to ensure kids do not consume cannabis. He further mentioned that the City has been audited, and no financial mismanagement or corruption was found. He spoke against Mr. Guerrero, expressing his concerns over anti-immigration groups and his allegiance to the Republican Party.

6. CITY COUNCIL COMMENTS

Council Member Sanchez, expressed his support for partnering up with From Lot to Spot, giving direction to the City Manager to work with From Lot to Spot and adding the item for discussion on the next City Council meeting. He thanked the Sheriff's Department and Resident Susie de Santiago for coordinating the Walk to School Event. He clarified council meeting times, as well as spoke on Measure CS, citing the tax increase residents will be facing. He announced the EXPLORING Prep-o-Ree event, Food Distribution, and senior events.

Council Member Markovich, notified the City Manager he will be reaching out to him in the coming days in regards to UTLA and the imminent teacher strike. He recapped the Walk to School Day he attended, and concluded his comments by reminding residents he is open to speaking with any resident, and highlighting his family's history in Cudahy as well as his future aspirations to continue living in Cudahy.

Council Member Gonzalez, thanked the Sheriff's Department for working with LAUSD Police Department in helping patrol schools during peak hours. He announced that he is working with the Executive Director of the YMCA in hopes of expanding its current City youth sports programs. He concluded his comments by asking what he can do to enhance green spaces with From Lot to Spot.

Vice Mayor Hernandez, announced registrations for the YMCA soccer and hockey programs starting this Fall, highlighting the programs' low cost to residents. He went on to clarify Ordinance 673 and its clear language establishing a moratorium on dispensaries, only allowing manufacturing cannabis for medicinal use.

Mayor Garcia, reminded residents about the rules of decorum, highlighting respecting one another during the council meeting. He went on to remind residents Cudahy has never passed a tax increase in its history, despite other cities doing so. He highlighted public safety is a priority

to the City. However, it is unsustainable to dedicate half of general fund revenue to funding public safety services. He asked the resident if they are willing to compromise and help fund for public safety and park services. He concluded his comments by clarifying Measure CS and reminding resident's that dispensaries will not be allowed in the City.

7. CITY MANAGER REPORT (information only)

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

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 Vice Mayor Hernandez to waive full text reading of all Resolutions and Ordinances by single motion.

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

COUNCIL MEMBER SANCHEZ PULLED ITEM 10G

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

Presented by the Finance Director

The City Council is requested to approve the Local Agency Investment Fund (LAIF) Report for the month of August 2018 in the amount of \$5,353,141.21.

Motion: It was moved by Council Member Markovich, and seconded by Mayor Garcia to approve the Local Agency Investment Fund (LAIF) Report for the month of August 2018 in the amount of \$5,353,141.21. The motion carried (5-0-0) by the following roll call vote.

AYES: Gonzalez, 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 August 2018

Presented by the Finance Director

The City Council is requested to approve the Demands and Payroll in the amount of \$1,350,022.53 including Cash and Investment Report by Fund for the month of August 2018.

Motion: It was moved by Council Member Markovich, and seconded by Mayor Garcia to approve the Demands and Payroll in the amount of \$1,350,022.53 including Cash and Investment Report by Fund for the month of August 2018. The motion carried (5-0-0) by the following roll call vote.

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

ABSTAIN: None

C. Consideration to Approve a Proposition A Exchange Agreement with Palos Verdes Peninsula Transit Authority

Presented by the Finance Director

The City Council is requested to approve the exchange of \$449,000 in available Proposition A (Prop A) funds with the Palos Verdes Peninsula Transit Authority (PVPTA) which was included in the Fiscal Year (FY) 2018-19 City Budget.

Motion: It was moved by Council Member Markovich, and seconded by Mayor Garcia to approve the exchange of \$449,000 in available Proposition A (Prop A) funds with the Palos Verdes Peninsula Transit Authority (PVPTA) which was included in the Fiscal Year (FY) 2018-19 City Budget. The motion carried (5-0-0) by the following roll call vote.

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

D. Receive and File 2018 California Fair Political Practices Commission Local Agency Biennial Notice

Presented by the Deputy City Clerk

The City Council is requested to:

1. Receive and file the attached California Fair Political Practices Commission Local Agency Biennial Notice; and
2. Direct City of Cudahy ("City") staff to effectuate the necessary amendments to the Conflict of Interest Code within 90 days, in accordance with the Political Reform Act.

Motion: It was moved by Council Member Markovich, and seconded by Mayor Garcia file, receive, and direct City of Cudahy ("City") staff to effectuate the necessary amendments to the Conflict of Interest Code within 90 days, in accordance with the Political Reform Act. The motion carried (5-0-0) by the following roll call vote.

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

E. Adoption of Ordinance No. 695, by Second Reading Adding Article XXVI ("Tobacco Retailer") of Chapter 5.08 ("Business License Tax – Particular Businesses") of Title 5 ("Business Licenses and Regulations") of the Cudahy Municipal Code

Presented by the City Manager

The City Council is requested to:

1. Adopt Ordinance No. 695, by Second Reading, by title only, adding Article XXVI (“Tobacco Retailer”) of Chapter 5.08 (“Business License Tax – Particular Businesses”) of Title 5 (“Business Licenses and Regulations”) of the Cudahy Municipal Code; and
2. Waive further reading of Ordinance No. 695.

Motion: It was moved by Council Member Markovich, and seconded by Mayor Garcia to adopt Ordinance No. 695, by Second Reading, by title only, adding Article XXVI (“Tobacco Retailer”) of Chapter 5.08 (“Business License Tax – Particular Businesses”) of Title 5 (“Business Licenses and Regulations”) of the Cudahy Municipal Code and waive full reading of the ordinance. The motion carried (5-0-0) by the following roll call vote.

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

- F. Consideration to Review and Approve the Draft Minutes of September 18, 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 the Deputy City Clerk

The City Council is requested to review and approve the City Council / Agency Draft Minutes for September 18, 2018.

Motion: It was moved by Council Member Markovich, and seconded by Mayor Garcia to Review and Approve the Draft Minutes of September 18, 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. The motion carried (5-0-0) by the following roll call vote.

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

- G. Council is Requested to Consider Approval to Co-Sponsor with Eagles Scout Parents (ESP) for the use of Lugo Park to host an EXPLORING Prep-O-Ree on October 20, 2018

Presented by the Community Preservation Officer

The City Council is requested to approve the proposed co-sponsorship for an EXPLORING Prep-O-Ree event in partnership with Eagles Scout Parents (ESP) to take place on Saturday, October 20, 2018 from 6:00 a.m. to 4:30 p.m. at Lugo Park located at 7810 Otis Ave, Cudahy, CA 90201.

Motion: It was moved by Council Member Sanchez, and seconded by Vice Mayor Hernandez to approve the proposed co-sponsorship for an EXPLORING Prep-O-Ree event in partnership with Eagles Scout Parents (ESP) to take place on Saturday, October 20, 2018 from 6:00 a.m. to 4:30 p.m. at Lugo Park located at 7810 Otis Ave, Cudahy, CA 90201. The motion carried (5-0-0)

by the following roll call vote.

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

H. Adoption of Proposed Resolution No. 18-46, of Amending Resolution No. 15-38, Establishing the Compensation of the Cudahy City Council

Presented by the City Manager

The City Council is requested to approve proposed Resolution No. 18-46, amending Resolution No. 15-38, establishing the compensation of the City Council.

Motion: It was moved by Council Member Markovich, and seconded by Mayor Garcia to approve proposed Resolution No. 18-46, amending Resolution No. 15-38, establishing the compensation of the City Council. The motion carried (5-0-0) by the following roll call vote.

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

11. PUBLIC HEARING - NONE

12. BUSINESS SESSION

A. Adoption of a Proposed Resolution No. 18-47 of the City Council of the City of Cudahy Amending the Classification Plan for City Employees

Presented by the City Manager

The City Council is requested to approve proposed Resolution No. 18-47 of the City Council of the City of Cudahy amending the Classification Plan for City Employees.

Motion: It was moved by Vice Mayor Hernandez and seconded by Mayor Garcia to approve proposed Resolution No. 18-47 of the City Council of the City of Cudahy amending the Classification Plan for City Employees. The motion carried (5-0-0) by the following roll call vote.

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

B. Adoption of Proposed Resolution No. 18-48, Superseding and Repealing Resolution No. 18-01, and Amending the Adopted Fringe Benefits and Salary Plan Establishing Provisions for All Full-time Employees, and Hourly Employees

Presented by the City Manager

The City Council is requested to approve proposed Resolution No. 18-48, amending the fringe benefits and salary plan establishing provisions for all full-time employees, hourly employees, and appointed officials and repealing Resolution No. 18-01.

Motion: It was moved by Mayor Garcia and seconded by Vice Mayor Hernandez to approve proposed Resolution No. 18-48, amending the fringe benefits and salary plan establishing provisions for all full-time employees, hourly employees, and appointed officials and repealing Resolution No. 18-01. The motion carried (3-1-0) by the following roll call vote.

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

13. COUNCIL DISCUSSION – NONE

RECESS TO CLOSED SESSION

City Attorney, Martin de los Angeles recessed the meeting to close session at 7:46 p.m.

14. CLOSED SESSION

A. Closed Session Pursuant to Government Code Section 54956.8 – Conference with Real Property Negotiator

Properties:

- 8100 Atlantic Ave., 4720 Santa Ana St., 8110 Atlantic Ave., 4734 Santa Ana St. (APN 6224-018-068, 069, 070, 071, 008)
- 8135 Atlantic Ave., 4629 Cecilia St., 8201 S. Atlantic, 4633 Cecilia St., 8221 S. Atlantic Ave. (APN 6224-022-001, 004, 002, 003, 012)
- 4819 Patata, 8420 S. Atlantic Ave. (APN 6224-034-014, 032, 040, 041)
- 4613/4615 Clara St., 7630 Atlantic Blvd., 7660 Atlantic Blvd., 7638 Atlantic Blvd., 7644 Atlantic Blvd. (APN 6226-022-002, 019, 020, 008, 021, 022, 023, 024)
- 4610 Santa Ana St. (APN 6224-019-014)

City Negotiators: City Manager Jose E. Pulido and City Attorney
Negotiating Parties: Cudahy LF, LLC
Under Negotiation: Price and terms of payment

CUDAHY SUCCESSOR AGENCY CLOSED SESSION ITEM

B. Closed Session Pursuant to Government Code Section 54956.9(d)(4) - Conference with Legal Counsel to Discuss facts and circumstances that may form the basis of initiating litigation on behalf of the Successor Agency and/or City – [One (1) Matter]

RECONVENE TO OPEN SESSION

City Attorney Martin de los Angeles reconvened the Regular Meeting in Open Session at 8:09 p.m.

15. CLOSED SESSION ANNOUNCEMENT

City Attorney Martin de los Angeles

With respect to item 14A and 14B staff discussed, direction was given, but no final action was taken.

16. ADJOURNMENT

The City Council / Agency meeting was adjourned at 8:09 p.m.

Chris Garcia
Mayor

ATTEST:

Richard Iglesias
Deputy City Clerk