

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 7, 2022 6:30 P.M.

1. CALL TO ORDER

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

2. ROLL CALL

PRESENT: Council / Agency Member Daisy Lomeli
Vice Mayor / Vice Chair Jose R. Gonzalez
Mayor / Chair Elizabeth Alcantar

ABSENT: Council / Agency Member Jack M. Guerrero
Council / Agency Member Blanca Lozoya

ALSO PRESENT: City Manager, Alfonso Noyola, City Attorney, Victor Ponto, Deputy City Attorney, Susie Altamirano, City Clerk, Richard Iglesias, Finance Director, Joshua Calhoun, Director of Administrative Services, Brenda Rodriguez, Human Resources Manager, Noel Barajas, Public Works Director, Aaron Hernandez, Interim Community Development Director, Salvador Lopez, and Junior Deputy City Clerk, Estefania Zamora.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Lomeli.

4. LAND ACKNOWLEDGEMENT

The Land Acknowledgment was led by Council Member Lomeli.

We would like to acknowledge that the land we inhabit today was once known as Tovangaar, the home of the Gabrieleño-Tongva people. We show our respects to the Gabrieleño-Tongva people, as well as all Indigenous people, past, present, and future, and honor their labor as original caretakers of this land. We commit to uplifting the Gabrieleño-Tongva people, invite you to acknowledge the history, and join us in caring for this land.

5. PRESENTATIONS

- A. Proclamation - Lesbian, Gay, Bisexual, Transgender, Queer, Intersex, Asexual (LGBTQIA) Pride Month

B. Proclamation - Immigrant Heritage Month

6. CLOSED SESSION PUBLIC COMMENTS – NONE

7. CLOSED SESSION – NONE

8. CLOSED SESSION ANNOUNCEMENT – NONE

9. PUBLIC COMMENTS

Irene Silvestre commented on a group of people being a nuisance, trashcans left out for several days, trash on the streets, people speeding, street racing, and baseballs going over to her property during games.

Susie de Santiago commented on the marijuana initiative, asked to implement measures that will avoid having dispensaries near schools, churches, and residential, also asked to have a counterinitiative, and hopes the council votes no on item 15A because of increases and struggling families.

Public Commented sent via email

My name is Victor Frias and I am a special education teacher at Teresa Hughes Elementary. We are thriving despite the horrendous words and actions of Jack. Again, we invite all council members to visit our school next school year so you can actually see the good work that the teachers do for the community.

Lastly, I want to address Item 16A. Any retailers or dispensaries should be constructed away from churches, schools, and residential areas. Having dispensaries visible around schools where there are children is not the right move.

10. CITY COUNCIL COMMENTS / REQUESTS FOR AGENDA ITEMS

Council Member Lomeli thanked everyone for attending and voting, encouraged everyone to vote, expressed excitement about her and the mayor being with students from Bell High School, commented on a student club that focuses on feminism, and congratulated graduating seniors.

Vice Mayor Gonzalez encouraged everyone to go out to vote.

Mayor Alcantar commented that she visited Bell High School, and Legacy High School, participated in the mural reveal of Ellen Ochoa, responded to a public comment made regarding the issue at the riverbed, and encouraged everyone to vote.

11. CITY MANAGER REPORT (information only)

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

13. WAIVER OF FULL READING OF RESOLUTIONS AND ORDINANCES

Motion: Vice Mayor Gonzalez motioned to waive full reading of resolutions and ordinances, seconded by Council Member Lomeli. Motion passed 3-0-2 by the following roll call vote:

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

14. CONSENT CALENDAR

A. Consideration to Review and Approve the Draft Minutes of May 10, 2022, Special Meeting and May 17, 2022, 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

Recommendation: The City Council is requested to review and approve the City Council / Successor Agency Draft Minutes for May 10, 2022, and May 17, 2022.

B. Adoption of Proposed Resolution No. 22-25 Proclaiming a Local Emergency, Ratifying the Proclamation of a State of Emergency by Governor Newsom on March 4, 2020, and Re-Authorizing Remote Teleconference Meetings of the City Council, City Boards, and all Commissions of the City of Cudahy, for the Period from June 7, 2022, through July 7, 2022, Pursuant to Brown Act Provisions

Recommendation: The City Council is requested to approve proposed Resolution No. 22-25 proclaiming a local emergency, ratifying the proclamation of a State of Emergency by Governor Newsom on March 4, 2020, and re-authorizing remote teleconference meetings of the City Council, City Boards, and all Commissions of the City of Cudahy, for the period from June 7, 2022, through July 7, 2022, pursuant to Ralph M. Brown Act provisions.

C. Adoption of Proposed Resolution No. 22-26 Electing the Population and Inflation Factors and Establishing the City's Fiscal Year (FY) 2022-2023 Appropriations Limit (GANN Limit)

Recommendation: The City Council is requested to adopt proposed Resolution No. 22-26 confirming the population and inflation factors used to calculate the annual Appropriation Limit (GANN Limit) and establish the City's GANN Limit for Fiscal Year (FY) 2022-2023.

D. City Council consideration of Fourth Amendment to the Exclusive Negotiating Agreement, by and between the City of Cudahy and Camerra Capital for the Long-Range Property Management Plan Parcel Site No. 1

Recommendation: The City Council is recommended to approve the proposed a fourth amendment to the Exclusive Negotiation Agreement, by and between the City of Cudahy and Camerra Capital for Site 1.

E. City Council consideration of First Amendment to the Exclusive Negotiating Agreement, by and between, the City of Cudahy and Prima Development for the Long-Range Property Management Plan Parcel Site No. 5.

Recommendation: The City Council is recommended to approve the proposed First Amendment to the Exclusive Negotiation Agreement, by and between the City of Cudahy and Prima Development for Site 5.

F. Adoption of Resolution 22-27 Approving the Local Streets and Road Funding Program Project List for Fiscal Year (FY) 2022-23 to comply with the Road Repair and Accountability Act of 2017 (SB1 BEALL

Recommendation: The City Council is requested to adopt Resolution 22-27, approving the Local Streets and Road Funding Program Project List for Fiscal Year (FY) 2022-23 to comply with the Road Repair and Accountability Act of 2017 (SB1 Beall).

Motion: Vice Mayor Gonzalez motioned to approve consent items 14A through 14F, seconded by Council Member Lomelí. Motion passed 3-0-2 by the following roll call vote:

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

15. 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. 22-28 levying fees for the handling of solid waste and recyclable materials

Presented by the Finance Director

Recommendation: The City Council is requested to receive and file the request from Republic Services to increase fees for the handling of solid waste and recyclable materials against residential properties by 5.30% or \$1.18 per dwelling unit per month from \$22.27 to \$23.45 per month and commercial/industrial customers within the City by 5.83% to be applied to commercial and roll-off service rates; and adopt proposed Resolution No. 22-28 levying fees for handling solid waste and recyclable materials, also known as rubbish collection charge, against residential properties within the City.

Public Comment

Susie de Santiago reiterated her comment from earlier to consider the situation many are going through because of the increases, adding that every increase adds up and affects families, especially those struggling.

Mr. Garcia asked the council how mobile park homes are charged whether they are calculated monthly because currently, residents living there are charged \$40 each, which seems like too much, and mentioned issues with trash bins pick-ups.

Motion: Council Member Lomeli motioned to receive and file the request from Republic Services to increase fees for the handling of solid waste and recyclable materials against residential properties by 5.30% or \$1.18 per dwelling unit per month from \$22.27 to \$23.45 per month and commercial/industrial customers within the City by 5.83% to be applied to commercial and roll-off service rates; and adopt proposed Resolution No. 22-28 levying fees for handling solid waste and recyclable materials, also known as rubbish collection charge, against residential properties within the City, seconded by Vice Mayor Gonzalez. Motion passed 3-0-2 by the following roll call vote:

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

B. Adoption of Resolution No. 22-29 Memorializing a Public Hearing and Levying the Annual Assessment to Maintain the City of Cudahy Street Lighting District and Direct Staff to Forward the Resolution to the Los Angeles County Assessor

Presented by the Public Works Director

Recommendation: The City Council is requested to adopt Resolution No. 22-29; memorializing a Public Hearing and Levying the Annual Assessment to maintain the City of Cudahy Street Lighting District for Fiscal Year (FY) 2022/23; and direct staff to forward Resolution No. 22-29 to the Los Angeles County Assessor before the August 10, 2022, deadline.

Public Comment

Mr. Garcia asked for an explanation of the topic and what it pertains to.

Motion: Vice Mayor Gonzalez motioned to adopt Resolution No. 22-29; memorializing a Public Hearing and Levying the Annual Assessment to maintain the City of Cudahy Street Lighting District for Fiscal Year (FY) 2022/23; and direct staff to forward Resolution No. 22-29 to the Los Angeles County Assessor before the August 10, 2022, deadline, seconded by Council Member Lomeli. Motion passed 3-0-2 by the following roll call vote:

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

16. BUSINESS SESSION

- A. Consideration to Review Report on the Effect of the Proposed Initiative "The Cudahy Marijuana Retail Sales Regulation and Taxation Measure"

Presented by the City Attorney

Recommendation: It is recommended that the City Council review the report prepared by City Staff on the effect of the proposed initiative "The Cudahy Marijuana Retail Sales Regulation and Taxation Measure" pursuant to Elec. Code §9212

No Motion made to Review Report on the Effect of the Proposed Initiative "The Cudahy Marijuana Retail Sales Regulation and Taxation Measure"

- B. Consideration to Replace and Supersede Resolution No. 19-30 and Approve a Resolution No. 22-30 Adopting the Memorandum of Understanding (MOU) Between the City of Cudahy and the Cudahy Miscellaneous Employee's Association (CMEA) (July 1, 2022 - June 30, 2025)

Presented by the Human Resources Manager

Recommendation: The City Council is requested to replace and supersede Resolution 19-30 and adopt Resolution No. 22-30 approving the Memorandum of Understanding (MOU) between the City of Cudahy and the Cudahy Miscellaneous Employee's Association (CMEA) for July 1, 2022 - June 30, 2025.

Motion: Vice Mayor Gonzalez motioned to replace and supersede Resolution 19-30 and adopt Resolution No. 22-30 approving the Memorandum of Understanding (MOU) between the City of Cudahy and the Cudahy Miscellaneous Employee's Association (CMEA) for July 1, 2022 - June 30, 2025, seconded by Council Member Lomelí. Motion passed 3-0-2 by the following roll call vote:

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

- C. Adoption of Resolution No. 22-31, Approving Proposed Fiscal Year 2022-23 City Budget

Presented by the Finance Director

Recommendation: The City Council is requested to adopt Resolution No. 22-31, adopting the Proposed FY 2022-23 City Budget.

Motion: Vice Mayor Gonzalez motioned to adopt Resolution No. 22-31, adopting the Proposed FY 2022-23 City Budget, seconded by Council Mayor Lomelí. Motion passed 3-0-2 by the following roll call vote:

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

D. Consideration to Replace and Supersede prior Resolutions No. 16-01 and Approve a Resolution No. 22-32 Adopting the General Fund Reserve Policy

Presented by the Finance Director

Recommendation: The City Council is requested to replace and supersede prior Resolution No. 16-01 and approve Resolution No. 22-32 adopting the General Fund Reserve Policy.

Motion: Vice Mayor Gonzalez motioned to replace and supersede prior Resolution No. 16-01 and approve Resolution No. 22-32 adopting the General Fund Reserve Policy, seconded by Council Mayor Lomelí. Motion passed 3-0-2 by the following roll call vote:

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

E. Consideration to Adopt Statement of Investment Policy

Presented by the Finance Director

Recommendation: The City Council is requested to adopt Resolution No. 22-33 approving the Statement of Investment Policy.

Motion: Vice Mayor Gonzalez motioned to adopt Resolution No. 22-33 approving the Statement of Investment Policy, seconded by Council Mayor Lomelí. Motion passed 3-0-2 by the following roll call vote:

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

F. Adoption of a Proposed Resolution No. 22-34, A Resolution of the City Council of the City of Cudahy Amending the Classification Plan for City Employees

Presented by the Human Resources Manager

Recommendation: The City Council is requested to approve Resolution No. 22-34 of the City Council of the City of Cudahy amending the Classification Plan for City employees.

Motion: Vice Mayor Gonzalez motioned to approve Resolution No. 22-34 of the City Council of the City of Cudahy amending the Classification Plan for City employees, seconded by Council Mayor Lomelí. Motion passed 3-0-2 by the following roll call vote:

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

G. Adoption of a Proposed Resolution Superseding and Repealing Resolution No. 21-42, and Amending the Adopted Fringe Benefits and Salary Plan Establishing Provisions for All Full-time Employees, and Hourly Employees

Presented by the Human Resources Manager

Recommendation: The City Council is requested to approve the proposed Resolution No. 22-35, amending the fringe benefits and salary plan establishing provisions for all full-time employees, hourly employees, and appointed officials and repealing Resolution No. 21-42.

Motion: Vice Mayor Gonzalez motioned to approve the proposed Resolution No. 22-35, amending the fringe benefits and salary plan establishing provisions for all full-time employees, hourly employees, and appointed officials and repealing Resolution No. 21-42, seconded by Council Mayor Lomelí. Motion passed 3-0-2 by the following roll call vote:

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

H. Consideration to Appoint Board Members to City Commissions

Presented by the City Clerk

Recommendation: The City Council is requested to consider Re-appointing Board Members to the following City Commissions: Parks and Recreation Commission; Public Safety Commission; Planning Commission; and Aging and Senior Citizens Commission; review and appoint commission applicants to the Parks and Recreation Commission; Public Safety Commission; Planning Commission; and Aging and Senior Citizens Commission; and provide staff with direction regarding any changes to the City's Commission Board Member appointments.

Motion: Vice Mayor Gonzalez motioned to table item 16H to a future council meeting, seconded by Council Mayor Lomelí. Motion passed 3-0-2 by the following roll call vote:

AYES: Lomelí, Gonzalez, and Alcantar
NOES: None

ABSENT: Lozoya and Guerrero
ABSTAIN: None

17. COUNCIL DISCUSSION – NONE

18. ADJOURNMENT

Motion: Mayor Alcantar motioned to adopt adjourn the meeting at 7:38 p.m., seconded by Vice Mayor Gonzalez. Motion passed 3-0-2 by the following roll call vote:

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

Elizabeth Alcantar
Mayor

ATTEST:

Richard Iglesias
City Clerk