

REVISED AGENDA – To clarify that this is a Joint Special and Regular City Council Meeting.

**CITY COUNCIL OF MONTEREY PARK
AND THE CITY COUNCIL ACTING ON BEHALF OF THE SUCCESSOR AGENCY OF THE
FORMER REDEVELOPMENT AGENCY
AGENDA**

**FINISHED AGENDA
NOT OFFICIAL MINUTES**

JOINT SPECIAL AND REGULAR MEETING – STARTS AT 5:30 P.M

**NOTE THAT THESE MEETINGS WILL BE CONDUCTED PURSUANT TO
SECTION 3 OF EXECUTIVE ORDER NO. N-29-20 ISSUED BY GOVERNOR NEWSOM ON MARCH
17, 2020.**

**ACCORDINGLY, COUNCILMEMBERS WILL BE PROVIDED WITH A MEETING LOGIN NUMBER
AND CONFERENCE CALL NUMBER; THEY WILL NOT BE PHYSICALLY PRESENT AT COUNCIL
CHAMBERS.**

**PURSUANT TO THE GOVERNOR’S ORDER, THE PUBLIC MAY PROVIDE PUBLIC COMMENT
UTILIZING THE METHODS SET FORTH BELOW.**

**NOTE THAT CITY HALL IS CURRENTLY CLOSED TO THE PUBLIC. YOU WILL NOT BE
ADMITTED TO CITY HALL.**

**WEDNESDAY
May 20, 2020**

**NOTE: THIS IS A JOINT SPECIAL AND REGULAR CITY COUNCIL MEETING THAT WILL START
AT 5:30 P.M. THE SPECIAL MEETING AND REGULAR MEETING WILL BE COMBINED FOR
PURPOSES OF ACTION TAKEN AND OFFICIAL MINUTES**

MISSION STATEMENT

**The mission of the City of Monterey Park is to provide excellent services
to enhance the quality of life for our entire community.**

Documents related to an Agenda item are available to the public in the City Clerk’s Office located at 320 West Newmark Avenue, Monterey Park, CA 91754, during normal business hours and the City’s website at <http://www.montereypark.ca.gov/AgendaCenter/City-Council-17> .

PUBLIC COMMENTS ON AGENDA ITEMS

You may speak up to 5 minutes on Agenda item. You may combine up to 2 minutes of time with another person’s speaking. No person may speak more than a total of 10 minutes. The Mayor and City Council may change the amount of time allowed for speakers.

This Agenda includes items considered by the City Council acting on behalf of the Successor Agency of the former Monterey Park Redevelopment Agency which dissolved February 1, 2012. Successor Agency matters will include the notation of “SA” next to the Agenda Item Number.

PUBLIC PARTICIPATION

In accordance with Executive Order No. N-29-20 and guidance from the California Department of Public Health on gatherings, remote public participation is allowed in the following ways:

Participants are encouraged to join the meeting 30 minutes before the start of the meeting.

Public comment will be accepted via email to mpclerk@montereypark.ca.gov during the meeting, before the close of public comment, and read into the record during public comment, when feasible. We request that written communications be limited to not more than 50 words.

Public comment may be submitted via telephone during the meeting, before the close of public comment, by calling (888) 788-0099 or (877) 853-5247 and entering Zoom Meeting ID: 927 5825 6582 then press pound (#). When prompted to enter participation ID number press pound (#) again. If participants would like to make a public comment they will enter “*9” then the Clerk’s office will be notified and you will be in the rotation to make a public comment.

The public may also watch the meeting live on the city’s cable channel MPKTV (AT&T U-verse, channel 99 or Charter Communications, channel 182) or by visiting the city’s website at <http://www.montereypark.ca.gov/133/City-Council-Meeting-Videos>.

Important Disclaimer – When a participant calls in to join the meeting, their name and/or phone number will be visible to all participants. Note that all public meetings will be recorded.

CALL TO ORDER Mayor at 5:32 p.m.

FLAG SALUTE Mayor

ROLL CALL Peter Chan, Hans Liang, Henry Lo, Fred Sornoso, Yvonne Yiu

AGENDA ADDITIONS, DELETIONS, CHANGES AND ADOPTIONS

NONE.

PUBLIC COMMUNICATIONS. While all comments are welcome, the Brown Act does not allow the City Council to take action on any item not on the agenda. The Council may briefly respond to comments after Public Communications is closed. Persons may, in addition to any other matter within the City Council's subject-matter jurisdiction, comment on Agenda Items at this time. If you provide public comment on a specific Agenda item at this time, however, you cannot later provide comments at the time the Agenda Item is considered.

ORAL AND WRITTEN COMMUNICATIONS

CLOSED SESSION – THE CITY COUNCIL RECESSED TO CLOSED SESSION AFTER PRESENTATION AT 7:58 P.M.

1. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

Initiation of litigation pursuant to Government Code § 54956.9(d)(4). Number of Potential Cases: one. Potential defendants and properties listed below (not required by applicable law; voluntarily disclosed):

Mary C. Perez and Does 1-12. 229 E. Markland, Monterey Park, CA.

OPEN SESSION – THE CITY COUNCIL RECONVENED TO OPEN SESSION AT 8:32 P.M. WITH ALL COUNCIL MEMBERS PRESENT. NO REPORTABLE ACTION TAKEN IN CLOSED SESSION.

[1.] PRESENTATION

1-A MONTEREY PARK COVID-19 RECOVERY

THIS ITEM WAS HEARD AFTER ORAL COMMUNICATION

[2.] OLD BUSINESS

2-A. AUDITING SERVICES AGREEMENT – AWARD OF CONTRACT EXTENSION

It is recommended that the City Council consider:

- (1) Awarding a two-year contract extension of the City’s auditing services to the City’s current audit service provider, White Nelson Diehl Evans LLP (WNDE), a certified public accounting and consulting firm;
- (2) Authorizing the City Manager to execute an agreement amendment for the two-year extension, in a form approved by the City Attorney;
- (3) Take such additional, related, action that may be desirable.

MOTION BY: CHAN				
SECONDED BY: YIU				
COUNCIL MEMBERS	AYE	NO	ABSTAIN	ABSENT
YIU	X			
LO	X			
SORNOSO	X			
CHAN	X			
LIANG	X			

APPROVED RECOMMENDATIONS

[3.] CONSENT CALENDAR ITEMS NOS. 3A-3F

MOTION BY: CHAN				
SECONDED BY: LO				
COUNCIL MEMBERS	AYE	NO	ABSTAIN	ABSENT
YIU	X			
LO	X			
SORNOSO	X			
CHAN	X			
LIANG	X			

APPROVED/ADOPTED ON CONSENT CALENDAR ITEM NOS. 3B AND 3C, AND NOT INCLUDING ITEM NOS. 3A, 3D, 3E, AND 3F WHICH WERE PULLED

3-A. MONTHLY INVESTMENT REPORT – APRIL 2020

It is recommended that the City Council and the City Council (acting on behalf of the Successor Agency):

- (1) Receive and file the monthly investment report; and
- (2) Take such additional, related, action that may be desirable.

MOTION BY: SORNOSO				
SECONDED BY: CHAN				
COUNCIL MEMBERS	AYE	NO	ABSTAIN	ABSENT
YIU	X			
LO	X			
SORNOSO	X			
CHAN	X			
LIANG	X			

RECEIVED AND FILED

3-B. MINUTES

It is recommended that the City Council:

- (1) Approve the minutes from the regular meeting of April 15, 2020 and the special meeting of April 15, 2020; and
- (2) Take such additional, related, action that may be desirable.

APPROVED ON CONSENT CALENDAR

3-C. WAIVE SECOND READING AND ADOPT AN ORDINANCE AUTHORIZING DIGITAL AND ELECTRONIC SIGNATURES FOR ALL CITY DOCUMENTS

It is recommended that the City Council:

- (1) Waive second reading and adopt an Ordinance authorizing digital and electronic signatures for all City documents; or
- (2) Take such additional, related, action that may be desirable.

APPROVED/ADOPTED ON CONSENT CALENDAR. ORDINANCE NO. 2172 ADOPTED

3-D. WAIVE FURTHER READING AND ADOPT AN ORDINANCE AMENDING THE GARFIELD VILLAGE SPECIFIC PLAN (SPA-19-01) AND ZONE CHANGE (ZC-19-01) TO CHANGE THE ZONING FROM GVN-S TO GVC-S TO ALLOW FOR THE RECONSTRUCTION OF AN EXISTING SERVICE STATION (ARCO) AND CONSTRUCTION OF NEW 24-HOUR DRIVE-THROUGH COFFEE SHOP AT 2425 AND 2439 SOUTH GARFIELD AVENUE

It is recommended that the City Council:

- (1) Waive second reading and adopt the proposed ordinance; and/or
- (2) Taking such additional related action that may be desirable.

MOTION BY: LIANG				
SECONDED BY: CHAN				
COUNCIL MEMBERS	AYE	NO	ABSTAIN	ABSENT
YIU	X			
LO	X			
SORNOSO		X		
CHAN	X			
LIANG	X			

**APPROVED RECOMMENDATION
ORDINANCE NO. 2173 ADOPTED**

3-E. ACCEPTANCE OF URBAN SEARCH AND RESCUE (USAR) VEHICLE TRANSFER FROM THE CITY OF SAN GABRIEL

It is recommended that the City Council consider:

- (1) Accepting a USAR purchased Heavy Rescue Truck & Accessory Equipment (“USAR Truck”) from the City of San Gabriel; and
- (2) Take such additional, related, action that may be desirable.

MOTION BY: SORNOSO				
SECONDED BY: YIU				
COUNCIL MEMBERS	AYE	NO	ABSTAIN	ABSENT
YIU	X			
LO	X			
SORNOSO	X			
CHAN	X			
LIANG	X			

APPROVED RECOMMENDATION

3-F. DEMOLITION & RECONSTRUCTION OF FIRE STATION 62 SPECIFICATION NO. 2019-004 - TERMINATE CONTRACT, WAIVE BIDDING, AUTHORIZE CITY MANAGER TO UTILIZE INFORMAL BID PROCEDURES

It is recommended that the City Council:

- (1) Direct the City Manager to terminate Classic Engineering & Construction, Inc.'s control over Contract No. 2158-A (in the amount of \$5,397,101) for the Demolition and Reconstruction of Fire Station 62, due to non-performance;
- (2) Adopt Resolution No. ____ declaring an emergency and authorizing contracting without formal bidding pursuant to Public Contracts Code § 22050;
- (3) Authorize the City Manager to execute a standard public works contract, in a form approved with the City Attorney, in accordance with Resolution No. ____ and after utilizing informal bidding procedures in MPMC Chapter 3.100 to select a contractor(s) to perform the demolition and reconstruction of Fire Station 62, utilizing the existing budgeted funds for the project which total \$5,556,100, including change orders and contingency as required and within available funds;
- (4) Take such additional, related, action that may be desirable.

MOTION BY: CHAN				
SECONDED BY: LO				
COUNCIL MEMBERS	AYE	NO	ABSTAIN	ABSENT
YIU		X		
LO	X			
SORNOSO	X			
CHAN	X			
LIANG	X			

APPROVED RECOMMENDATIONS
RESOLUTION NO. 12157 ADOPTED

RECESSED – 10:13 P.M.
RECONVENED – 10:19 P.M.

[4.] PUBLIC HEARING

4-A. CONSIDER THE PROPOSED SUBSTANTIAL AMENDMENTS TO THE CITIZEN PARTICIPATION PLAN, FY 2015-2019 CONSOLIDATED PLAN, AND FY 2017, 2018 AND 2019 ANNUAL ACTION PLANS

It is recommended that the City Council consider:

- (1) Opening the public hearing to receive testimonial and documentary evidence;
- (2) Approving the proposed Substantial Amendments to the Citizen Participation Plan, FY 2015-2019 Consolidated Plan and 2019 Annual Action Plan;
- (3) Authorizing the City Manager, or designee, to execute and submit the necessary documents related to the Substantial Amendments to the Citizen Participation Plan, FY 2015-2019 Consolidated Plan and 2019 Annual Action Plan to HUD for its review and approval;
- (4) Approving the proposed Substantial Amendments to the FY 2017 Annual Action Plan;
- (5) Authorizing the City Manager, or designee, to execute and submit the necessary documents related to the FY 2017 Annual Action Plan to HUD for its review and approval upon the completion of the 30-day public review period; and
- (6) Taking such additional, related, action that may be desirable

MOTION BY: CHAN				
SECONDED BY: LO				
COUNCIL MEMBERS	AYE	NO	ABSTAIN	ABSENT
YIU	X			
LO	X			
SORNOSO	X			
CHAN	X			
LIANG	X			

PUBLIC HEARING HELD
APPROVED RECOMMENDATIONS

[5.] NEW BUSINESS

5-A. CONSIDERATION OF AN ORDINANCE AMENDING MONTEREY PARK MUNICIPAL CODE § 14.12.185 AND A RESOLUTION SETTING THE DISCOUNT RATE FOR THE LIFELINE PROGRAM, ESTABLISHED BY MONTEREY PARK MUNICIPAL CODE § 14.12.185

It is recommended that the City Council consider:

- (1) Introducing and waiving first reading of an ordinance amending MPMC § 14.12.185 to establish the discount rate and eligibility criteria for participation in the City’s Lifeline program;
- (2) Adopting a resolution setting the discount rate for the Lifeline program; and/or
- (3) Taking such additional, related, action that may be desirable

CEQA (California Environmental Quality Act):

The Ordinance and Resolution are exempt from additional review under the California Environmental Quality Act (Public Resources Code §§ 21000, *et seq.*, “CEQA”) and CEQA Guidelines (14 California Code of Regulations §§ 15000, *et seq.*) because they establish rules and procedures in compliance with recently-enacted State law; do not involve any commitment to a specific project which could result in a potentially significant physical impact on the environment; and constitute an administrative activity that will not result in direct or indirect physical changes in the environment.

Accordingly, the Ordinance and Resolution do not constitute a “project” that require environmental review (see specifically CEQA Guidelines § 15378(b)(2, 5).

MOTION BY: CHAN				
SECONDED BY: LIANG				
COUNCIL MEMBERS	AYE	NO	ABSTAIN	ABSENT
YIU	X			
LO	X			
SORNOSO	X			
CHAN	X			
LIANG	X			

APPROVED RECOMMENDATIONS
RESOLUTION NO. 12158
ORDINANCE – 1ST READING

5-B. CONSIDERATION AND INTRODUCTION OF AN ORDINANCE AMENDING THE MONTEREY PARK MUNICIPAL CODE RELATING TO DELINQUENT WATER BILLS AND CREATING A POLICY ON THE DISCONTINUATION OF RESIDENTIAL WATER SERVICE FOR NONPAYMENT IN COMPLIANCE WITH THE WATER SHUTOFF PROTECTION ACT (HEALTH & SAFETY CODE §§ 116900-116926)

It is recommended that the City Council consider:

- (1) Introducing and waiving first reading of an ordinance amending the Monterey Park Municipal Code in compliance with Health & Safety Code §§ 116900-116926 regarding residential potable water shutoff procedures; and/or
- (2) Taking such additional, related, action that may be desirable.

CEQA (California Environmental Quality Act):

The proposed Ordinance is exempt from the requirements of the California Environmental Quality Act (Public Resources Code §§ 21000, et seq.; “CEQA”) and CEQA Guidelines (California Code Regulations Title 14, §§ 15000, et seq.) because it does not constitute a "Project" under CEQA § 15378.

MOTION BY: CHAN				
SECONDED BY: LO				
COUNCIL MEMBERS	AYE	NO	ABSTAIN	ABSENT
YIU	X			
LO	X			
SORNOSO	X			
CHAN	X			
LIANG	X			

APPROVED RECOMMENDATION AS AMENDED TO SECTIONS 3 AND 12
ORDINANCE – 1ST READING

5-C. CONSIDERATION AND POSSIBLE ACTION TO WAIVE FIRST READING AND INTRODUCE AN ORDINANCE AMENDING THE MONTEREY PARK MUNICIPAL CODE GOVERNING HOTEL/MOTEL GUEST REGISTRIES

It is recommended that the City Council consider:

- (1) Waive first reading and introduce a draft Ordinance amending the Monterey Park Municipal Code (“MPMC”) regulating guest registries; or
- (2) Taking such additional, related, action that may be desirable

THIS ITEM WAS CONTINUED

5-D. CONSIDERATION OF AN ORDINANCE AMENDING MONTEREY PARK MUNICIPAL CODE (“MPMC”) BY ADDING CHAPTER 16.37 ENTITLED “PERMIT PROCESS FOR ELECTRIC VEHICLE CHARGING STATIONS”

It is recommended that the City Council consider:

- (1) Introducing and waiving first reading of an ordinance adding Chapter 16.37 entitled “Permit Process for Electric Vehicle Charging Stations”; and/or
- (2) Take such additional, related, action that may be desirable.

CEQA (California Environmental Quality Act):

The proposed Ordinance is exempt from additional review under the California Environmental Quality Act (Public Resources Code §§ 21000, et seq., “CEQA” and CEQA Guidelines (14 California Code of Regulations §§ 15000, et seq.) because it establishes rules and procedures in compliance with recently-enacted State law; does not involve any commitment to a specific project which could result in a potentially significant physical impact on the environment; and constitutes an organizational or administrative activity that will not result in direct or indirect physical changes in the environment. Accordingly, the Ordinance does not constitute a “project” that requires environmental review (see specifically CEQA Guidelines § 15378(b)(2, 5).

THIS ITEM WAS CONTINUED

5-E. ELECTRONIC COMMUNICATIONS RETENTION AND PURGING POLICY; SOCIAL MEDIA POLICY

It is recommended that the City Council:

- (1) Adopt a Resolution establishing a Social Media Policy and a Resolution amending the City's retention policy as to electronic communications;
- (2) Authorize the City Manager to execute an agreement with a social media archiving service vendor, in a form approved by the City Attorney; and
- (3) Taking such additional, related, action that may be desirable

THIS ITEM WAS CONTINUED

MOTION BY: LIANG				
SECONDED BY: LO				
COUNCIL MEMBERS	AYE	NO	ABSTAIN	ABSENT
YIU	X			
LO	X			
SORNOSO	X			
CHAN	X			
LIANG	X			

MOTION TO EXTEND MEETING TO 11:20 P.M.

APPROVED

[6.] COUNCIL COMMUNICATIONS AND MAYOR/COUNCIL AND AGENCY MATTERS

6-A. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTEREY PARK DECLARING THE MONTH OF MAY 2020 AS ASIAN AMERICAN AND PACIFIC ISLANDER HERITAGE MONTH AND CONDEMNING ANTI-ASIAN RACISM AND XENOPHOBIA RESULTING FROM THE COVID-19 PANDEMIC (REQUESTED BY COUNCIL MEMBER LO)

It is recommended that the City Council consider:

- (1) Adopting a resolution of the City Council of the City of Monterey Park declaring the month of May 2020 as Asian American and Pacific Islander Heritage Month and condemning anti-Asian racism and xenophobia resulting from the COVID-19 pandemic; and
- (2) Taking such additional, related, action that may be desirable

MOTION BY: LO				
SECONDED BY: LIANG				
COUNCIL MEMBERS	AYE	NO	ABSTAIN	ABSENT
YIU	X			
LO	X			
SORNOSO	X			
CHAN	X			
LIANG	X			

**ITEM NOS. 6A, 6B, 6C WERE HEARD TOGETHER
MOTION TO ADOPT THE RESOLUTIONS FOR ITEM
NOS. 6A, 6B, 6C**

APPROVED

RESOLUTION NO. 12159 ADOPTED

6-B. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTEREY PARK DECLARING MAY 2020, MENTAL HEALTH AWARENESS MONTH IN MONTEREY PARK (REQUESTED BY COUNCIL MEMBER LO)

It is recommended that the City Council consider:

- (1) Adopting a resolution of the City Council of the City of Monterey Park declaring May 2020, Mental Health Awareness Month in Monterey Park; and
- (2) Taking such additional, related, action that may be desirable

ITEM NOS. 6A, 6B, 6C WERE HEARD TOGETHER. RESOLUTION NO. 12160 ADOPTED

6-C. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTEREY PARK DECLARING THE MONTH OF MAY AS NATIONAL BIKE AND NATIONAL BICYCLE SAFETY MONTH (REQUESTED BY COUNCIL MEMBER LO)

It is recommended that the City Council consider:

- (1) Adopting a resolution of the City Council of the City of Monterey Park declaring the month of May as National Bike Month and Bicycle Safety Month; and
- (2) Taking such additional, related, action that may be desirable

ITEM NOS. 6A, 6B, 6C WERE HEARD TOGETHER. RESOLUTION NO. 12161 ADOPTED

[7.] CLOSED SESSION (IF REQUIRED; CITY ATTORNEY TO ANNOUNCE)

ADJOURNED - IN MEMORY OF THE PRESIDENT OF THE GREATER MONTEREY PARK CHAMBER OF COMMERCE DORA LEUNG'S MOTHER, NG MEI TIM, AT 11:16 P.M.