



## SOUTH GATE CITY COUNCIL REGULAR MEETING AGENDA

Tuesday, May 25, 2021 at 6:30 p.m.

### **TELECONFERENCE**

**DIAL-IN-NUMBER: 1 (669) 900-6833**

**MEETING ID: 841 4179 0106**

**<https://us02web.zoom.us/j/84141790106>**

### **I. Call To Order/Roll Call With Invocation & Pledge**

<b>CALL TO ORDER</b>	Al Rios, Mayor
<b>INVOCATION</b>	Pastor Marta Moscoso, Faith and Hope Lutheran Church
<b>PLEDGE OF ALLEGIANCE</b>	CJ Evans, Marine Veteran
<b>ROLL CALL</b>	Carmen Avalos, City Clerk

### **II. City Officials**

<b>MAYOR</b> Al Rios	<b>CITY CLERK</b> Carmen Avalos
<b>VICE MAYOR</b> Maria del Pilar Avalos	<b>CITY TREASURER</b> Gregory Martinez
<b>COUNCIL MEMBERS</b> Maria Davila Denise Diaz Gil Hurtado	<b>INTERIM CITY MANAGER</b> Chris Jeffers
	<b>CITY ATTORNEY</b> Raul F. Salinas

## **COVID 19 Meeting Procedures**

Pursuant to Governor Newsom's Executive Order N-29-20, dated March 17, 2020, members of the South Gate City Council, staff, and the public will participate in the May 25, 2021 meeting via a teleconference. To avoid exposure to COVID-19 this meeting will be held with City Council Members participating via teleconference by calling Dial-in-Number: 1 (669) 900-6833 and Meeting ID: 841 4179 0106 and <https://us02web.zoom.us/j/84141790106>

### **Procedure for Participation:**

Any person wanting to participate may request to "speak" on an agenda item. Once acknowledged and authorized by the Mayor the person may speak. Alternatively, any person may submit comments on an item electronically by emailing [cavalos@sogate.org](mailto:cavalos@sogate.org). Submissions by email must be received **45 minutes** prior to the posted start time of the meeting if emailing subject/public comment. *All emails will be made part of the record, copies to City Council and filed.*

Subject line should read: **COMMENTS FOR ITEM \_\_\_\_\_, MEETING OF MAY 25, 2021.**

Please note, you will enter the meeting muted, but if you want to comment on an Agenda Item or during the public comment portion of the Agenda, raise your hand or press \*9 at the appropriate time indicated by the Mayor. When you are selected to speak, you will hear that you are unmuted, this is the time to make your public comments. Your patience with these changes is appreciated as the City adjusts to new ways of conducting business during the COVID-19 pandemic. Thank you.

**Accessibility:** Reasonable accommodations for individuals with disabilities will be handled on a case-by-case basis and in accordance with the Americans with Disabilities Act and Governor Newsom's Executive Order N-29-20. Please call the Office of the City Clerk at 323.563.9510.

## **III. Meeting Compensation Disclosure**

Pursuant to Government Code Section 54952.3: Disclosure of compensation for meeting attendance by City Council Members is \$650 monthly regardless of the amount of meetings.

## **IV. Proclamations, Certificates, Introductions And Ceremonial Actions**

### **1. Proclamation Declaring May 31, 2021 As Memorial Day**

The City Council will issue a Proclamation declaring May 31, 2021 as Memorial Day Honoring our Nation's Heroes. (CM)

Documents:

[ITEM 1 REPORT 052521.PDF](#)

## **2. Proclamation Declaring June 2021 As National Post- Traumatic Stress Disorder Awareness Month**

The City Council will issue a Proclamation declaring June 2021 as National Post-Traumatic Stress Disorder Awareness Month. (CM)

Documents:

[ITEM 2 REPORT 052521.PDF](#)

## **3. Proclamation Declaring June 2021 As LGBTQ Pride Month**

The City will issue a Proclamation declaring June 2021 as LGBTQ Pride Month. (CM)

Documents:

[ITEM 3 REPORT 052521.PDF](#)

## **V. Public Hearings**

### **4. Resolution Ordering The Levy Of Annual Assessments For The Street Lighting And Landscaping Maintenance District 1**

The City Council will conduct a Public Hearing to consider adopting a **Resolution** \_\_\_\_\_ ordering the levy of the Fiscal Year 2021/22 Annual Assessment for the Street Lighting and Landscaping Maintenance District No. 1. (PW)

Documents:

[ITEM 4 REPORT 052521.PDF](#)

### **5. Resolution Amending Resolution No. 2021-02-CC Applying Increases To Residential Refuse Collection, Recycling Services And Non-Compliance Rates For Fiscal Year 2021/22**

The City Council will conduct a Public Hearing to consider adopting a **Resolution** \_\_\_\_\_ amending Resolution No. 2021-02-CC (Schedule of Fees) applying a 0.97% increase to the residential refuse collection and recycling services rates and a \$60.46 increase to the Assembly Bill 341 non-compliance fee for Fiscal Year 2021/22, effective July 1, 2021. (PW)

Documents:

[ITEM 5 REPORT 052521.PDF](#)

## **VI. Consent Calendar Items**

Agenda Items **6, 7, 8, 9, 10, 11, 12, 13 and 14** are consent Calendar Items. All items including Ordinances, Resolutions and Contracts, may be approved by adoption of the Consent Calendar, individually and collectively by one (1) motion. There will be no separate discussion of these items unless Members of the City Council, the public, or staff request that specific items be removed from the Consent Calendar for separate discussion and action.

Any Motion to introduce or adopt an Ordinance on the Consent Calendar shall be: (1) a motion to waive the reading of the Ordinance and introduce the Ordinance or (2) a motion to waive the reading of the Ordinance and adopt the Ordinance, as appropriate.

### **6. Resolution Approving Successor Memorandum Of Understanding With The South Gate Police Officers Association**

The City Council will consider: (ADMIN SVCS)

- a. Adopting a **Resolution** \_\_\_\_\_ approving the comprehensive successor Memorandum of Understanding with the South Gate Police Officers' Association for a four year term commencing July 1, 2017 through June 30, 2021; and
- b. Authorizing the Mayor to execute the comprehensive successor Memorandum of Understanding in a form acceptable to the City Attorney.

Documents:

[ITEM 6 REPORT 052521.PDF](#)

### **7. Retainer Agreement With Liebert Cassidy Whitmore For Specialized Employment Relations Matters**

The City Council will consider: (ATTY)

- a. Approving **Attorney Retainer Agreement (Contract No. \_\_\_\_\_)** with the Law Firm of Liebert Cassidy Whitmore to provide legal services to the City related to consulting, representational and legal services pertaining to employment relations matters; and
- b. Authorizing the Mayor to execute the Agreement in a form acceptable to the City Attorney.

Documents:

[ITEM 7 REPORT 052521.PDF](#)

### **8. Amendment No. 1 To Contract No. 2021-26-AC With Interwest Consulting Group, Inc., For Additional Planning Consulting**

## Services

The City Council will consider: (CD)

- a. Approving **Amendment No. 1 to Contract No. 2021-26-AC** with Interwest Consulting Group, Inc., for additional Community Development Department Assistance and Planning Consulting Services on an interim basis through May 31, 2022, in an amount not to exceed of \$221,600; and
- b. Authorizing the Mayor to execute Amendment No. 1 in a form acceptable to the City Attorney.

Documents:

[ITEM 8 REPORT 052521.PDF](#)

### **9. Amendment No. 1 To Contract No. 2020-19-CC With RSG, Inc., For Additional On-Call Services**

The City Council will consider: (CD)

- a. Approving Amendment No. 1 to Contract No. 2020-19-CC with RSG, Inc., to continue providing as needed administrative services to the Community Development Department through June 30, 2022, in an amount not to exceed \$203,915; and
- b. Authorizing the Mayor to execute Amendment No. 1 in a form acceptable to the City Attorney.

Documents:

[ITEM 9 REPORT 052521.PDF](#)

### **10. Amendment No. 3 To Contract No. 3407 With Avant-Garde, Inc., For Additional Administrative Services**

The City Council will consider: (CD)

- a. Approving **Amendment No. 3 to Contract No. 3407** with Avant-Garde, Inc., for additional as needed administrative services for the Community Development Block Grant (CDBG) and HOME Investment Partnership Programs in an amount not to exceed \$149,705;
- b. Appropriating \$149,705 from the unassigned CDBG-CV administrative funds in account number 243-607-43-6101 to fund the unbudgeted amount for Amendment No. 3; and
- c. Authorizing the Mayor to execute Amendment No. 3 in a form acceptable to the City Attorney.

Documents:

[ITEM 10 REPORT 052521.PDF](#)

**11. Amendment No. 3 To Contract No. 3398 With ViaTRON Systems, Inc., For Continued Document Scanning Services**

The City Council will consider: (CD)

- a. Approving **Amendment No. 3 to Contract No. 3398** with ViaTRON Systems, Inc., retroactively effective January 1, 2021, to continue providing document scanning services for the Community Development Department, for an additional three-year term, in the amount not to exceed \$25,257 per year, for a total of \$75,771 over three years; and
- b. Authorizing the Mayor to execute Amendment No. 3 in a form acceptable to the City Attorney.

Documents:

[ITEM 11 REPORT 052521.PDF](#)

**12. Amendment No. 1 To Contract No. 3354 With Caltrans For The I-710 Firestone Boulevard On-Ramp Modification Project**

The City Council will consider: (PW)

- a. Approving **Amendment No. 1 to Contract No. 3281** with the California Department of Transportation (Caltrans) re-allocating \$800,000 in project funds from the construction phase to the design phase to prepare design and construction documents for the I-710 Firestone Boulevard On- Ramp Modification Project, Federal Project No. HP21L-5257(036), City Project No. 354-ST; and
- b. Authorizing the Mayor to execute Amendment No. 1 in a form acceptable to the City Attorney.

Documents:

[ITEM 12 REPORT 052521.PDF](#)

**13. Amendment No. 2 To Contract 2020-104-AC With KOA Corp., For Additional Construction Inspection Services**

The City Council will consider: (PW)

- a. Approving **Amendment No. 2 to Contract No. 2020-104-AC** with KOA Corporation, retroactively effective March 24, 2021, for an additional 22 days of construction inspection services of the 5610 Imperial Highway Off-Site Improvements Project, in an amount not-to-

exceed \$29,638, to be paid with the developer's funds;

b. Appropriating \$29,638 in funds received from the developer Westport Construction, Inc., and deposited into Revenue Account No. 100-4340 (Public Works Permits) to Account No. 100-701-31-6106 (General Fund - Public Works Engineering - New Development/Other Services) to fund the cost of this Amendment No. 2 to Contract No. 2020-104-AC; and

c. Authorizing the Mayor to execute Amendment No. 2 in a form acceptable to the City Attorney.

Documents:

[ITEM 13 REPORT 052521.PDF](#)

#### **14. Easement Deed From Sky Investment Group, LLC For 2742 Firestone Boulevard**

The City Council will consider: (PW)

a. Accepting the Easement Deed from Sky Investment Group, LLC for street and highway purposes to secure a 28-foot swath of right-of-way along Firestone Boulevard; and

b. Authorizing the Mayor to execute the Certificate of Acceptance in a form acceptable to the City Attorney.

Documents:

[ITEM 14 REPORT 052521.PDF](#)

### **VII. Comments From The Audience**

During this time, members of the public and staff may address the City Council regarding any items within the subject matter jurisdiction of the City Council. Comments from the audience will be limited to five (5) minutes per speaker; unless authorized by the Mayor, the time limit may not be extended by utilizing another member's time. There will be no debate or action on items not listed on the agenda unless authorized by law.

Note: The City Council desires to provide all members of the public with the opportunity to address the Council. Nevertheless, obscene language, comments intended to disrupt or interfere with the progress of the meeting or slanderous comments will not be tolerated and may result in ejection and/or may constitute a violation of South Gate Municipal Code Section 1.04.110.

### **VIII. Reports And Comments From City Officials**

During this time, members of the City Council will report on matters pertaining to their service on various intergovernmental boards and commissions as a representative of the City pursuant to Assembly Bill

1234. City Council Members will also have an opportunity to comment on matters not on the agenda.

Following the City Council Members, reports and comments will be heard by the City Clerk, City Treasurer, City Manager and Department Heads.

## **IX. Reports, Recommendations And Requests**

### **15. Agreement And Appropriations For The Construction Of The Urban Orchard Project**

The City Council will consider: (PW)

- a. Approving an **Agreement (Contract No. \_\_\_\_\_)** with NR Development, Inc., for the construction of the Urban Orchard Project (Project), City Project No. 539-PRK, which includes the Base Bid in the amount of \$12,375,819 and the Alternate Bid in the amount of \$3,495,034, for a not-to-exceed amount of \$15,870,853;
- b. Authorizing the Mayor to execute the Agreement in a form acceptable to the City Attorney;
- c. Appropriating \$3,150,000 from the Assigned for Capital Projects fund balance of the General Fund to Account No. 311-790-61-9214 (CIP-Urban Orchard Project, City Project No. 539-PRK) to fund the Urban Orchard Project;
- d. Appropriating \$816,725 from the unassigned fund balance of the General Fund to Account No. 311-790-61-9214 (CIP-Urban Orchard Project, City Project No. 539-PRK) to fund the Urban Orchard Project;
- e. Appropriating \$475,537 in Fiscal Year 2020/21 Measure W Funds from the restricted fund balance of the Measure W Fund to Account No. 311-790-61-9214 (CIP-Urban Orchard Project, City Project No. 539-PRK) to fund the Urban Orchard Project;
- f. Directing the City Manager to budget \$479,982 in Fiscal Year 2021/22 and \$479,982 in Fiscal Year 2022/23 in Measure W Funds scheduled to be received in said Fiscal Years to Account No, 311-790-61-9214 (CIP-Urban Orchard Project, City Project No. 539-PRK) to fund the Urban Orchard Project;
- g. Approving **Amendment No. 4 to Contract 3352** with The Trust For Public Land to develop a structure under which the City will receive \$3,426,224 in grant funds from The Trust for Public Land, awarded for the construction of Urban Orchard Project;
- h. Appropriating \$3,426,224 in grant funds awarded to The Trust For Public Land, to Account No. 311-790-61-9214 (CIP-Urban Orchard Project, City Project No. 539-PRK) to fund the construction of Urban Orchard Project;



- i. Approving **Use and Maintenance Agreement (Contract No. \_\_\_\_\_)** with the Los Angeles County Flood Control District to develop terms and conditions which the City will use to maintain the Bandini Channel and adjacent right-of-way for the Urban Orchard Project, and accepting \$530,000 in funds for the Urban Orchard Project;
- j. Appropriating \$530,000 in funds from Los Angeles County Flood Control to Account No. 311-790-61-9214 (CIP-Urban Orchard Project, City Project No. 539-PRK) to fund betterments in Los Angeles County Flood Control District right of way for the Urban Orchard Project;
- k. Authorizing the City Manager to approve up to \$500,000, or approximately 3%, in construction change orders to be funded with budget contingency funds should it be necessary;
- l. Authorizing the City Manager to approve pre-payments of construction progress payments for the construction contract to meet compliance with State legislation that requires payments within 30 days; and
- m. Approving the request from Horizon Construction to withdraw its \$9,522,781 bid, which was incomplete and had mathematical errors.

Documents:

[ITEM 15 REPORT 052521.PDF](#)

## **16. Agreement With Express Energy Services, Inc., For The South Gate Park Lighting Project**

The City Council will consider: (PW)

- a. Approving an **Agreement (Contract No. \_\_\_\_\_)** with Express Energy Services, Inc., for the construction of the Park Lighting & Energy Efficiency Upgrades Project, City Project No. 588-PRK, Federal HUD No. 673 (Park Lighting Project), in an amount not-to-exceed \$186,002;
- b. Authorizing the Mayor to execute the Agreement in a form acceptable to the City Attorney;
- c. Approving the Notice of Exemption (NOE) for the construction of the Park Lighting Project and directing the City Clerk to file the NOE with the Los Angeles County Registrar Recorder's Office;
- d. Approving the request from SacTown Contractors, Corp., to withdraw its \$109,572 bid, which included material substitutions not meeting the City's standards;
- e. Approving the request from ProCal Lighting, Inc., to withdraw its \$119,275 bid, which included material substitutions not meeting the City's standards;

f. Approving the request from Thomas Solar Energy to withdraw its \$130,346.65 bid, which included material substitutions not meeting the City's standards; and

g. Approving a transfer of \$100,000 from account number 100-701-31-9100 (General Fund - Engineering - Facility Improvements) programmed for the Park Lighting Project to Account No. 311-790-39-9468 (Capital Projects Fund - Park Lighting & Energy Efficiency Upgrades Project).

Documents:

[ITEM 16 REPORT 052521.PDF](#)

## 17. American Rescue Plan Act Report

The City Council will consider: (CM)

a. Receiving and filing the American Rescue Plan Act (ARPA) of 2021 report; and

b. Providing direction to staff on the proposed use of the City's estimated \$34.5 million allocation from the ARPA. Based on the City Council's direction, staff will prepare appropriate budgetary action for the City Council's consideration at a future meeting.

Documents:

[ITEM 17 REPORT 052521.PDF](#)

## 18. West Santa Ana Branch Report

The City Council will consider: (CM)

a. Receiving and filing an update report of the West Santa Ana Branch Light Rail Project; and

b. Providing staff with direction as it relates to the draft **Master Cooperative Agreement** with the Los Angeles County Metropolitan Transportation Authority and future fiscal planning.

Documents:

[ITEM 18 REPORT 052521.PDF](#)

## 19. Motion For Reconsideration Of The Approval Of Subrecipient Agreements With The Tweedy Mile Association And Helpline Youth Counseling, Inc.

The City Council will consider: (ATTY)

a. A motion for reconsideration of the approval of the two subrecipient agreements with the Tweedy Mile Association and Helpline Youth Counseling, Inc., using Community Development Block Grant Coronavirus Round 3 (CDBG-CV3) funds, under the Fiscal Year 2019/20 Annual Action Plan, considered during the City Council Meeting of May 11, 2021; and

b. **IF** the motion for reconsideration is approved by majority of the City Council, determine whether or not to direct staff to publish a notice of hearing to conduct a public hearing at the regularly scheduled City Council Meeting of June 8, 2021, to determine whether to rescind City Council action, and if necessary, to determine the recipient of those CDBGCV3 funds.

Documents:

[ITEM 19 REPORT 052521.PDF](#)

## **20. Discussion Of Sports Field Lighting For Night Youth Programs At Hollydale Park**

The City Council will consider discussing and providing direction regarding the addition of sports specific field lighting at Hollydale Regional Park. (PARKS)

Documents:

[ITEM 20 REPORT 052521.PDF](#)

## **21. Discussion On Options For The Snack Bar At The South Gate Park Sports Center**

The City Council will consider discussing and providing direction regarding the following options for the operation of the Snack Bar at the South Gate Sports Center (Snack Bar): (PARKS)

a. Approving a new **Concession Agreement** with the South Gate Junior Athletic Association to provide food vending services to South Gate Park patrons, for a term of three years; and

b. Authorizing the Mayor to execute the Agreement in a form acceptable to the City Attorney;

**OR**

c. Directing staff to close the Snack Bar operations and convert the space into storage for Parks & Recreation programs; and

d. Authorizing the Interim Director of Parks & Recreation to execute any additional documents as may be required to properly implement and manage Snack Bar closure and conversion.

Documents:

[ITEM 21 REPORT 052521.PDF](#)

## **22. Agreement For Transportation Concepts For The Fixed Route Service (GATE) Program For A Five-Year Term**

The City Council will consider: (PARKS)

- a. Approving the **Transit Services Agreement (Contract No. \_\_\_\_\_)** with Transportation Concepts for the operation and management of the transit services Fixed Route GATE Program for a five-year term commencing September 1, 2021 through June 30, 2026;
- b. Authorizing the Mayor to execute the Agreement in a form acceptable to the City Attorney; and
- c. Authorizing the Director of Parks & Recreation to act as agent for the City under this Agreement to sign any subsequent documents on behalf of the City as required, including the lease of any City vehicles as required.

Documents:

[ITEM 22 REPORT 052521.PDF](#)

## **23. Warrants**

The City Council will consider: (ADMIN SVCS)

- a. Approving Check Nos. 92375, 92393, 92418 from May 11, 2021
- b. Approving the Warrant Register for May 25, 2021

Total of Checks :	\$4,752,307.98
Voids:	\$ (0.00)
Total of Payroll Deductions	\$ (340,857.39)
Grand Total:	\$4,411,450.59

Documents:

[ITEM 23A REPORT 052521.PDF](#)

[ITEM 23B REPORT 052521.PDF](#)

## **X. Adjournment**

I, Carmen Avalos, City Clerk, certify that a true and correct copy of the foregoing Meeting Agenda was posted May 20, 2021 at 5:10 p.m. as required by law.

Carmen Avalos, CMC

## City Clerk

Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office

8650 California Avenue, South Gate, California 90280  
(323) 563-9510 \* fax (323) 563-5411 \* [www.cityofsouthgate.org](http://www.cityofsouthgate.org)

In compliance with the American with Disabilities Act, if you need special assistance to participate in the City Council Meetings, please contact the Office of the City Clerk.

Notification 48 hours prior to the City Council Meeting will enable the City to make reasonable arrangements to assure accessibility.