

**CITY OF SOUTH GATE
REGULAR CITY COUNCIL MEETING MINUTES**

Tuesday, January 26, 2021

1/26/2021 - Minutes

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

CALL TO ORDER Maria Davila, Mayor called a Regular City Council meeting to order at 6:34 p.m.

INVOCATION Reverend Sean Pica, Redeemer Lutheran Church

PLEDGE OF
ALLEGIANCE Steve Costley, Interim Director of Parks & Recreation

ROLL CALL Carmen Avalos, City Clerk

II. City Officials

PRESENT Mayor Maria Davila, Vice Mayor Al Rios, Council Member Maria del Pilar Avalos, Council Member Denise Diaz and Council Member Gil Hurtado; Interim City Manager Chris Jeffers, City Attorney Raul F. Salinas

ABSENT City Treasurer Gregory Martinez

COVID 19 Meeting Procedures

III. Meeting Compensation Disclosure

IV. Proclamations, Certificates, Introductions And Ceremonial Actions

1. Proclamation Declaring The Month Of January 2021 As National Slavery And Human Trafficking Prevention Month

The City Council issued a Proclamation declaring the month of January 2021, as National Slavery and Human Trafficking Prevention Month in the City of South Gate.

V. Public Hearings

2. Resolution Applying A 3.36% Rate Increase For Residential Refuse Collection And Recycling Services

The City Council conducted a Public Hearing and approved A, B, C, D, and E by motion of Vice Mayor Rios and seconded by Council Member Hurtado.

ROLL CALL: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; and Council Member Avalos, yes.

a. Approved the temporary COVID-19 refuse CPI payment assistance program for the City to pay the 3.36% CPI increase to Waste Management on behalf of residential and commercial refuse collection and recycling services customers for the billings covering

services from July 1, 2020 through January 31, 2021, with the City's Refuse Collection Funds;

b. Approved applying a 3.36% CPI increase applicable to residential and commercial refuse collection and recycling services for Fiscal Year 2020/21, in compliance with Contract No. 2222, the Franchise Agreement with USA Waste of California, Inc., dba Waste Management of Los Angeles (Waste Management), effective February 1, 2021;

c. Adopted Resolution No. 2021-02-CC entitled - A Resolution of the City Council of the City of South Gate, California, amending Resolution No. 7872 (Schedule of Fees) to apply a 3.36% CPI increase to residential refuse collection and recycling services for Fiscal Year 2020/21, effective February 1, 2021;

d. Appropriated \$193,000 from the unrestricted fund balance of the City's Refuse Collection Fund to account number 413-733- 51-6720 (Refuse Collection Fund - Utilities) for the COVID-19 refuse CPI payment assistance program; and

e. Authorized the Interim City Manager to implement the COVID-19 refuse CPI payment assistance program to compensate Waste Management \$192,136.42 which represents the full cost of the 3.36% CPI increase should it have been applied for the period of July 1, 2020 through January 31, 2021, as required under Contract No. 2222.

Art Cervantes, Director of Public Works provided a presentation on this item.

Mayor Davila opened the public hearing and asked if anyone in the audience wishes to speak on this item.

Josh Barron, commend staff for their work on this item and encourages the public to take advantage of the services that Waste Management provide.

Virginia Johnson, 5751 McKinley Avenue, stated that she believes if the City had not negotiated 8 months, they would not have had to pay the huge amount of money to cover the inevitable cost to the residents. If the City would had gone forward with the normal CPI increase this money could have went to food or services that the residents need during the pandemic.

Liz Ruiz, Nebraska Avenue, thanked the City Council and staff for the work they did on this item. She would to see the large item pickup program expanded to include apartment buildings and monthly pickups.

Hearing no further comments, Mayor Davila closed the public hearing.

Vice Mayor Rios stated that the City Council was trying to help the community by negotiating with Waste Management but it turned out to not be a good strategy. The cost will be paid from a special fund for waste removal and will not affect the General Fund.

Council Member Hurtado stated that the City Council took a risk to try to assist the residents. We are unsure when the pandemic will end and by delaying it with the potential for a positive outcome was a gamble.

Council Member Avalos agreed with Vice Mayor Rios and unfortunately this was not

possible.

3. Resolution Approving Substantial Amendment No. 4 To The CDBG Action Plan

The City Council conducted a Public Hearing and unanimously approved Item 3A as amended by motion of Mayor Davila and seconded by Council Member Diaz.

ROLL CALL: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; and Council Member Avalos, yes.

AMENDMENT:

Food Insecurity Program \$200,354

Illegal Dumping/Youth Employment Program \$100,000

Rental Assistance and Utility Program \$120,354

Mental Health \$120,000

Small Business \$150,000

TOTAL \$690,000

The City Council unanimously voted to distribute the funds as listed by motion of Mayor Davila and seconded by Council Member Avalos.

ROLL CALL: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; and Council Member Avalos, yes.

Food Insecurity Program

The \$200,354 will remain pending until staff can provide information on a voucher program.

Illegal Dumping/Youth Employment Program

Long Beach Conservation Corp \$ 75,000

CA Latino Leadership Institute \$ 25,000

Rental Assistance and Utility Program

Helpline Youth Counseling \$120,354

Mental Health

Comptior \$120,000

Small Business

Chamber of Commerce \$ 75,000

Tweedy Mile Association \$ 75,000

The City Council unanimously approved Items 3B and 3C by motion of Vice Mayor Rios and seconded by Mayor Davila.

ROLL CALL: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; and Council Member Avalos, yes.

a. Adopted Resolution No. 2021-03-CC entitled – Resolution of the City of Council of the City of South Gate, California, approving Substantial Amendment No. 4 to the Fiscal Year 2019/20 Annual Action Plan; by programming \$863,385 in Community Development Block Grant Coronavirus (CDBV-CV3) funds to provide additional

COVID-19 related programs and service;

b. Authorized an appropriation of \$863,385 in CDBG-CV to the Fiscal Year 2019/20 Annual Action Plan; and

c. Ratified the amended Fiscal Year 2020/21 CDBG and HOME budget allocations.

Paul Adams, Interim Director of Community Development provided a presentation on this item.

Mayor Davila inquired when the new applications were received and if they had been reviewed by the Citizen's Advisory Committee.

Mr. Adams responded that the applications have not gone before the CAC but staff was working with known organizations that have worked with the City before. The CAC will be hearing presentations from these and other organizations for next year's regular CDBG allocations.

Mayor Davila made the following recommendations:

Focus on food and security programs as a top priority

Funding for rental assistance

Funding for illegal dumping

Funding for mental health programs

Mayor Davila asked for status update on how many people are being employed by HUB Cities with the CDBG funding.

Mr. Adams responded that not all the quarterly reports from HUB Cities have been received but will provide the information to City Council as soon as it is available.

Council Member Diaz asked how the hotel voucher system works. She added that she would like to allocate funding to expand the program, if needed.

Chief Davis explained that there is no set number of vouchers secured by the Police Department and the department has a very good working relationship with the Hotel/Motel Association. If the cost is not covered completely by the program with the Hotel/Motel Association the Police Department does have funding and donations available to cover the costs.

Council Member Diaz supports funding for youth employment programs and asked if staff had followed up in regards to the voucher program with the City of El Monte and Northgate Market.

Mr. Adams responded that staff is using this program as the basis for starting the City's program that we are trying to get approved through HUD.

Council Member Avalos stated that she would like to see the funds allocated tonight and not wait for another meeting as the community needs these programs due to the COVID-19 emergency.

Vice Mayor Rios supports funding for mental health services and would like to hear from the vendors about their services.

Mayor Davila opened the public hearing and asked if anyone in the audience wishes to speak on this item.

Jeff Farber, Executive Director of Helpline Youth Counseling provided an overview of the rental assistance program they provide for the residents of South Gate.

Ana, Chamber of Commerce provided an overview on the support they provide for the small businesses of South Gate.

Virginia Johnson, 5751 McKinley Avenue, questioned why Compator, which is known for mental health care, is receiving funding for rental and utility assistance. Did Council know that Compator plans to split the money they receive and start this new project?

Josh Barron stated that as part of the Tweedy Advisory Board he had the opportunity to meet several business owners and they need the support.

He wants to see that all the organizations are distributing funds equally and fairly.

Andy Gonzalez, 10509 San Carlos Avenue, commented that the City is giving over \$800,000 to these organizations however there is no scope of work and the residents do not see what they get for their money. Mr. Gonzalez would like see more accountability.

Evan Greenspan and Bash Chaudhry, Tweedy Mile Association provided an overview on the support they provide for the small businesses of Tweedy Mile.

Robert Montalvo stated that food insecurity even before COVID has been a problem and rental assistance/utilities should also be a priority. He would like to see the City invest in a permanent food bank instead of just drive through events.

Paula Torres, Compator provided an overview of the services they provide the residents of South Gate.

Liz Ruiz thanked the applicants that called in to let the public know about the work they are doing for the community. She supports programs for mental health and youth employment.

Cindy Esquivel, asked when the money that is being designated tonight become available.

Hearing no further comments, Mayor Davila closed the public hearing.

Mr. Adams responded to the question on the availability of funds. He explained that the CAC will be meeting to review applications for next year's regular CDBG funds and those will not be available until July. The funds being discussed tonight will be made available immediately upon signing the agreements.

Council Member Davila wanted to clarify that any business can apply for these grants.

Mr. Adams stated that for the two grant programs that have already been funded is available to anyone.

Vice Mayor Rios would like to see the City start a voucher program for providing assistance with food.

Council Member Diaz want to be sure the information on these grant programs gets to the small business community in Hollydale.

Council Member Hurtado agrees with Council Member Diaz and wants to see more help for the businesses in Hollydale. The need is everywhere and supports the Chamber of Commerce disbursing the funds.

Mayor Davila asked if these funds can be used for the façade program on Tweedy Mile.

Mr. Adams explained that is a different program and these funds are specifically for keeping the businesses open and lay off employees.

Council Member Diaz stated that she just received an email from Lisa Bacca that she has been waiting online to speak but was never recognized.

Carmen Avalos, City Clerk explained that the system has been having some technical difficulties and was logged off a couple times herself.

Mayor Davila allowed Ms. Bacca to speak as she is one of the applicants for the available funds.

Lisa Bacca, Executive Director of the California Latino Leadership Institute provided an overview of the programs they provide South Gate youth.

VI. Comments From The Audience

Virginia Johnson, 5751 McKinley Avenue, asked why certain positions in the City for the past 11 months are still receiving \$475.00 for transportation costs if almost all are using Zoom meetings. Ms. Johnson estimates that this is about \$10,000.00 a month and would hope that staff and especially elected officials are donating this money to food banks or charities.

Liz Ruiz, Nebraska Avenue, thanked staff for the water hydrant flushing notifications. She has seen great improvement and hopes it continues. She also commented on the comments made on social media regarding water quality and the behavior of Robert Montalvo, Parks and Recreation Commissioner.

Josh Barron, commented on the messages that he has received from members of the community on the behavior of Mr. Montalvo, Parks and Recreation Commissioner on social media.

Thomas Buckley stated that he thinks that a lot of the anxiety and fear is not based on the words of a commissioner but what comes out of the faucets. He thinks that Mr. Montalvo is bringing attention to a major problem and health concern that needs to be addressed.

Ana, Chamber of Commerce reported that the grant being offered to the small businesses is being determined by need. She has been making personal phone calls to over 2,500 businesses and posted the information on Social Media/Websites to get the word out to our local businesses. The grants are open to all businesses located in the City of South

Gate. The Chamber of Commerce along with HUB Cities will be holding a town hall meeting on February 10th to discuss resources available to business owners other than these grant funds.

Robert Montalvo, spoke about the City's water issues and would like Council to be held accountable for their actions. He would like to see the residents affected to be given bottled water and compensated for the water used when flushing out the lines.

Jovanna Laborin, commented on the behavior of Mr. Montalvo on social media. She is concerned with the safety of Council Member Hurtado and Mayor Davila because his comments are threatening.

Angie commented on the behavior of Mr. Montalvo of social media.

Raul F. Salinas, City Attorney stated that the scope of public comment is intended to deal with matters that are relevant to the business of the City. Mr. Salinas encouraged the discussions to rise up and avoid personal attacks on members of the public. The purpose of public comment is to allow the public to direct their comments to the City Council on City business and in the past we have interrupted people that are making personal attacks on individuals but we have not been consistent. It is a boundary act between trying to avoid interrupting a speaker and recognizing that as a government we cannot prohibit or make rules based on the content of the person's public comment. If the speakers have opinions about people and issues that are not related to the business of the City are not really proper topics for public comments.

Josh Barron addressed the comments made by the City Attorney and stated that as a commissioner they are no longer just a private resident/speaker. We represent the different branches in our community that we are overseeing as well as we represent the City Council Members that appoint us. When the callers make the request that Council Member Diaz do something about her appointed commissioner it is City business because he is a reflection of our City.

Adolfo Varas stated that as a commissioner they are held to a different standard than a normal resident and feels that this should be clarified. He stated that we are all being effected by the pandemic and would like to see programs that allow onsite testing for the small business community.

Bash, Tweedy Mile Association, stated that the Tweedy Mile Association is run by volunteers and the money received goes directly into programs that benefit the business.

Art Alvarez wants to inquire on the process to add street sweeping to Legacy Lane.

City Clerk Avalos read the following emails:

Roxanne Figueroa is concerned about behavior of the community and Council Members on social media. She would like to see Council Member Diaz handle the concerns of the community in regards to the behavior of her Parks Commissioner.

April Villanova and Candice Esquivel submitted emails stating their concerns with the behavior of Council Member Diaz and Parks Commissioner Robert Montalvo.

Toshi is concerned with the comments made on social media.

VII. Reports And Comments From City Officials

Raul F. Salinas, City Attorney responded to the callers that asked what the appropriate standard of criticism is when you have an appointee of a commission. Mr. Salinas stated that a member of a commission much like a member of the City Council under state law is considered a member of a legislative body. The state imposes additional requirements on you that don't exist if you are a private individual. You cannot form consensus meetings with your fellow colleagues on the commissions which is a violation of the Brown Act. Under the recent law that went into effect on January 1st for members of the legislative body are subject to AB 992 which limits the ability for them to comment on social media posts that are placed by other members of that legislative body in an effort to avoid what is constituted as a meeting under the Brown Act. As everyone that has participated in these meetings, trying to phase out comments that go to the heart of a public official's performance which falls within the City Council's business and those that are just personal attacks is a very hard thing to do. The City is always striving to perform at the highest level of civic participation in this process. It is important to educate the public and remind them of the general rules of public participation and the fact that we are a government agency that we are limited by what we can do. Mr. Salinas is happy to talk to any of the speaker's offline. It is all about trying to maintain a continued level of transparency and accessibility for the public.

Steve Costley, Interim Director of Parks and Recreation stated that staff has worked with the City's taxi provider to provide free rides to any seniors that are traveling to Downey's vaccination center.

Art Cervantes, Director of Public Works assured the public that the City's drinking water meets Federal and State water quality standards. Staff takes over 2,500 samples annually and those samples are taken to a certified lab. The water system is impacted unexpectedly in ways that results in brown water. When a customer does experience brown water staff recommends that people do not consume the water, flush their water system by opening the faucet a few short minutes, and contact the City. As soon as staff is aware of a situation we flush the water system as soon as possible. On February 7th we are starting a City-wide flushing program and will continue over four months. We are also working on better ways to get out information to the residents when their water system is impacted.

Mr. Cervantes also stated that to his knowledge all streets in the City are being serviced by our street sweeping program. It sounds like Legacy Lane could have fallen through the cracks so staff will check with our contractor and we will make sure to have this street serviced as soon as possible.

Council Member Diaz stated that she hears the concerns of the community and wants them to know that Council cannot sensor people. Council Member Diaz clarified that she would never bully anyone and hearing these acquisitions is disappointing.

Council Member Diaz reported that she attended Vector Control where they discussed budget and personnel costs.

Council Member Avalos thanked the community for their emails and calls. It is disappointing how much social media is playing into the situation. Council Member Avalos wants the community to know that they are important and that the Council is here for them. We need to be able to communicate with each other, agree to disagree, and then come to a compromise.

Council Member Avalos commended Armand Eutsey for continuing his education to advance his career here within the City.

Council Member Hurtado reported on the ICA Meeting he attended on January 14th.

Council Member Hurtado spoke on the rights of elected officials to block people from their social media accounts when a person violates the protocol and rules of that page. He also clarified Mr. Montalvo's claims regarding a picture taken at the American Legion.

Council Member Hurtado requested from the public that if anyone has copies of threatening postings from Mr. Montalvo about him to forward them to Council Member Hurtado. If Council Member Hurtado finds that Mr. Montalvo is inciting violence with his posts he would like to meet with Chief Randy Davis. Any implied or encouraged methods of threat or violence will be taken seriously.

Council Member Hurtado stated that he has the utmost confidence in Mr. Cervantes and his staff. He does not have experience in testing water, repairing a street light or fixing a pothole. He relies on the expertise of the City's staff. If staff tells him that the water is safe then that is what he will tell the community. Council Member Hurtado requested that Chris Jeffers, Interim City Manager to answer the question, "Is South Gate's water safe?"

Chris Jeffers, Interim City Manager responded that the water that reaches the mouths of every customer in our City meets Federal, State and local water board standards. The Water Quality Report is annually published which is reviewed by the State. This report is available on the City's website and view not only the latest report but also previous years. Items such as magnesium and iron are chemicals compounds that occur in the Earth naturally. Just because these elements appear on a report does not mean that it is bad water. It's the level of these elements that are regulated by science and health officials. Mr. Jeffers urged any member of the community that has questions about the water to call him at City Hall and he would be happy to have that discussion with them. He assured the community that water quality is the top most priority of Council and staff.

Vice Mayor Rios stated that we will be getting a report regarding water quality for several cities in the surrounding area. The Vice Mayor addressed several comments made by Mr. Montalvo and we have to remember that the Council as a group is responsible for the City. It is not just the job of the Mayor.

Vice Mayor Rios stated that the County has a youth employment program call "Youth at Work." Information is now available on the City's website.

Vice Mayor Rios reported that the new semester for the Community College is starting February 8th and LAUSD still has the COVID-19 testing site open for students and employees of LAUSD.

Mayor Davila spoke about the past corruption in the City and her commitment to the City. She will not comment on negative comments or attacks against her. She wants to come together and work for the betterment of the community. She encouraged callers to focus on City issues and what is important to the community.

Mayor Davila stated that she is feeling unsafe and will be talking to the Chief of Police. She needs to be sure that her family is safe. She wants to move forward and focus on the families that need our help.

Carmen Avalos, City Clerk reported that she will be meeting with the County next week for options on our upcoming City election in 2022.

VIII. Consent Calendar Items

Agenda Items 5, 6, 9, 10, 11, 12, 13, 15, 16, and 17 were unanimously approved by motion of Mayor Davila and seconded by Council Member Hurtado. Items 4, 7, 8 and 14 were pulled for separate discussion.

ROLL CALL: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; and Council Member Avalos, yes.

4. Ordinance No. 2021-01-CC Pertaining To New State Regulations For Construction Of ADUs/JADUs

The City Council waived the reading in full and adopted Ordinance No. 2021-01-CC entitled - An Ordinance of the City Council of the City of South Gate, California, repealing Ordinance No. 2360 in its entirety and adopting new Chapter 11.43 (Accessory Dwelling Units and Accessory Structures), to Title 11 (Zoning), of the South Gate Municipal Code to comply with the State's new regulations for the construction of accessory dwelling units and accessory structures by motion of Council Member Avalos and seconded by Vice Mayor Rios.

ROLL CALL: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, no; and Council Member Avalos, yes.

5. Resolution Extending The Local Emergency As A Result Of The Ongoing COVID-19 Pandemic

The City unanimously adopted Resolution No. 2020-04-CC entitled - A Resolution of the City Council of the City of South Gate, California, extending the Local Emergency within the City as a result of the ongoing Coronavirus Disease 2019 pandemic during Consent Calendar.

6. Resolution Initiating Annual Proceedings For The Levy Of The Fiscal Year 2021/22 Assessments For The Street Lighting And Landscaping Maintenance District No. 1

The City Council unanimously adopted Resolution No. 2020-05-CC entitled - A Resolution of the City Council of the City of South Gate, California, initiating the annual proceedings for the levy of the Fiscal Year 2021/22 assessments and ordering the preparation of an Engineer's Report for the Street Lighting and Landscaping Maintenance District No. 1 during Consent Calendar.

7. Amendment No. 2 To Contract No. 2020-45-CC With Compator, Inc., For Additional Free Mental Health Counseling Services

The City Council unanimously approved A and B as amended by motion of Council Member Avalos and seconded by Vice Mayor Rios.

ROLL CALL: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; and Council Member Avalos, yes.

a. Approved Amendment No. 2 to Contract No. 2020-45-CC with Compator, Inc., extending free Mental Health Counseling Services to South Gate residents, in the amount of \$81,173 with CDBG- CV funds, through June 30, 2022, and extending

Amendment No. 1, in the amount of \$325,000 with regular CDBG funds, to be retroactively effective June 23, 2020 through June 30, 2021, in the total amount of \$406,173, previously approved/budgeted; and

b. Authorized the Mayor to execute Amendment No. 2 in a form acceptable to the City Attorney.

Amendment:

Chris Jeffers, Interim City Manager clarified that the amendment that was included in the staff report was modified due to a typo and format change. The changes were made in the morning and submitted to the City Clerk and City Attorney. Staff had inadvertently inserted the wrong date to Item A under the modification to be retroactively effective through 2020 should have been 2021. There was also a slight format change to show that staff broke up for optical clarity the two funds mentioned in the contract.

8. Amendment No. Ito Contract No. 2020-23-Ac With TranSystems Corp For Additional Design Support Services For The 1-710 Corridor Project

The City Council approved A and B by motion of Mayor Davila and seconded by Council Member Avalos.

a. Approved Amendment No. 1 to Contract No. 2020-23-AC with TranSystems Corporation to provide additional design support services necessary to review shop drawing and submittals for the 1-710 Corridor Soundwall Project, City Project No. 587-ST and 547-ST, in the amount not to exceed \$40,000; and

b. Authorized the Mayor to execute Amendment No. 1 in a form acceptable to the City Attorney.

ROLL CALL: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, recuse; and Council Member Avalos, yes.

9. Capital Reserve Agreement With Metro For Prop C Funds For Additional Improvements On The Boulevard Project

The City Council unanimously approved A and B during Consent Calendar.

a. Approved a Capital Reserve Agreement (Contract No. 2021-06-CC) with the Los Angeles County Metropolitan Transportation Authority to reserve through June 30, 2024, \$3,500,000 in Proposition C Funds for the Firestone Boulevard Regional Corridor Capacity Enhancement Project, City Project No. 476-TRF, retroactively effective to June 30, 2019; and

b. Authorized the Mayor to execute the Capital Reserve Agreement in a form acceptable to the City Attorney.

10. Amendment No. 1 To Contract No. 3428 With Mark Thomas Corp For Additional Design Services For The Chakemco Street Improvements

The City Council unanimously approved A and B during Consent Calendar.

a. Approved Amendment No. 1 to Contract No. 3428 with Mark Thomas Corporation for additional design services and well infiltration test for the Chakemco Street

Improvements Project, City Project No. 593-ST, in an amount not-to-exceed \$13,960;

b. Appropriated \$13,960 from Los Angeles Unified School District funds to Account No. 311-790- 31-9572 to fund said additional work; and

c. Authorized the Mayor to execute Amendment No. 1 in a form acceptable to the City Attorney.

11. Amendment No. 1 With KOA Corp., For Additional Construction Inspection Services For The 5610 Imperial Highway Off-Site Improvements

The City Council unanimously approved A, B, and C during Consent Calendar.

a. Approved Amendment No. 1 to Contract No. 2020-104-AC with KOA Corporation for additional construction inspection services, through the completion of construction, of the 5610 Imperial Highway Off-Site Improvements Project, in an amount not-to-exceed \$65,000;

b. Appropriated \$90,000 in funds received from the 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 Contract No. 2020-104-AC; and

c. Authorized the Mayor to execute Amendment No. 1 in a form acceptable to the City Attorney.

12. Agreement With E.C. Construction Co., For Construction Of The Gate Police Department Parking Lot Expansion Project

The City Council unanimously approved A, B, and C during Consent Calendar.

a. Approved an Agreement (Contract No. 2021-07-CC) with E.C. Construction Co., to construct the South Gate Police Department Parking Lot Expansion Project, City Project No. 594-GEN, in an amount not-to-exceed \$154,674;

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

c. Approved the Notice of Exemption for the construction of the Project and direct the City Clerk to file it with the Los Angeles County Registrar Recorder's Office.

13. Change Order No. 2 With Hardy & Harper For The Chakemco Improvements Project

The City Council unanimously approved A and B during the consent calendar.

a. Approved Change Order No. 2 to Contract No. 2020-30-CC with Hardy and Harper, Inc., for additional improvements on the Chakemco Street Improvement Project, City Project No. 593-ST and deduction of improvements no longer necessary to be constructed, in a net amount not-to-exceed \$53,213; and

b. Authorized the Assistant City Manager/Director of Public Works to execute Change Order No. 2.

14. Agreements With MV Cheng & Associates For As-Needed Accounting

Services

The City Council unanimously approved as amended A, B, and C by motion of Council Member Avalos and seconded by Vice Mayor Rios.

ROLL CALL: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; and Council Member Avalos, yes.

AMENDMENT: The term of the contract be changed from August 31, 2021 to June 20, 2021 and the words "as-needed" be removed from the agreement.

a. Approved Amendment No. 1 to Contract No. 2020-26-AC with MV Cheng & Associates extending as-needed accounting services through April 30, 2021, and increasing the contract amount by \$35,000;

b. Approved Professional Services Agreement (Contract No. 2021-08-CC) with MV Cheng & Associates for as-needed accounting services through August 31, 2021, in the amount of \$86,000; and

c. Authorized the Mayor to execute Amendment No. 1 and the new Professional Services Agreement in forms acceptable to the City Attorney.

15. Purchase Order With Best Contracting Services For The Purchase/Installation Of A New Roof At The South Gate Park Maintenance Yard

The City Council unanimously approved A, B, and C during Consent Calendar.

a. Approved a Purchase Order with Best Contracting Services through the OMNIA Partners - National Roofing Partners contract for the purchase and installation of new roofing for the South Gate Park Maintenance Yard in the amount of \$121,000;

b. Authorized the City's Purchasing Division to issue a Purchase Order for this project in accordance with the City's purchasing ordinance and policies; and

c. Authorized the Interim Director of Parks & Recreation to execute any additional documents as may be required to properly implement and manage this purchase and installation.

16. Amendment To The CIP Program To Add New Projects And Allocate Additional Funds Will Be Continued To February 23, 2021

The City Council unanimously continued consideration of the Amendment to the Capital Improvement Program to add new projects and allocate additional funds to the regularly scheduled City Council meeting of February 23, 2021 during Consent Calendar.

17. Minutes

The City Council unanimously approved A, B, and C during Consent Calendar.

a. Approved the Special City Council Meeting minutes of January 6, 2021;

b. Approved the Regular and Special City Council Meeting minutes of January 12, 2021; and

c. Approved the Special City Council Meeting minutes of January 14, 2021.

IX. Reports, Recommendations And Requests

18. Citizens Advisory Committee's Composition And Direction To Staff

The City Council unanimously continued discussing the Citizens Advisory Committee's composition and provide staff with direction to the City Council Meeting of February 9, 2021 by motion of Mayor Davila and seconded by Vice Mayor Rios.

ROLL CALL: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; and Council Member Avalos, yes.

19. Interim Urgency Ordinance Establishing A Temporary Limit On The Charges Imposed By Third-Party Food Delivery Services

The City Council unanimously continued adopting an Interim Urgency Ordinance adopting new Section 2.10.380 (COVID-19 Restrictions - Food Delivery Charges), to Chapter 2.10 (Business Regulation), to Title 2 (Licenses - Business Regulations), of the South Gate Municipal Code establishing a temporary limit on the charges imposed by third-party food delivery services on local restaurants during the ongoing COVID-19 pandemic, effective immediately to the Meeting of February 9, 2021 by motion to Mayor Davila and seconded by Vice Mayor Rios.

ROLL CALL: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; and Council Member Avalos, yes.

20. Warrants

The City Council unanimously approved the Warrants with the exception of #91260, 91402, and 91390 by motion of Council Auditor Avalos and seconded by Mayor Davila.

ROLL CALL: Mayor Davila, yes; Vice Mayor Rios, yes; Council Member Diaz, yes; Council Member Hurtado, yes; and Council Member Avalos, yes.

a. Approved Check No. 91260 from January 12, 2021

b. Approved the Warrant Register for January 26, 2021

Total of Checks: \$1,624,476.14

Voids: \$ (14,518.74)

Total of Payroll Deductions \$ (347,480.89)

Grand Total: \$1,262,476.51

Cancellations: 89622, 90971, 91082, 91339 and 91401

X. Adjournment

Mayor Davila unanimously adjourned the meeting at 11:37 p.m. in memory of Humberto Ramirez, Maria Isabella Gudiño Manzo, Alfred Gonzalez, Jewell Crowe, Raymond Verches, Federico Avalos Alcalá and seconded by Council Member Avalos.

PASSED and **APPROVED** this 23rd day of February 2021.

For a signed copy of the minutes for this meeting please contact the City Clerk's Office:
8650 California Avenue, South Gate, California 90280

(323) 563-9510 * fax (323) 563-5411 * www.cityofsouthgate.org