

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

REGULAR CITY COUNCIL MEETING

**Wednesday
August 18, 2021
6:30 p.m.**

EXECUTIVE ORDER NO. N-29-20

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.

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.

GENERAL INFORMATION

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>.

The public may 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>.

This Agenda may include 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:

Via Email

Public comment will be accepted up to 24 hours before the meeting via email to mpclerk@montereypark.ca.gov and forwarded to the City Council. Written communications WILL NOT BE READ; they will, however filed as part of the City’s administrative record.

Via Telephone

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: 289 222 5995 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. Press “*6” to unmute yourself when called upon to speak. Participants are encouraged to join the meeting 15 minutes before the start of the meeting. You may speak up to 5 minutes on Agenda item. Speakers will not be allowed to combine time. The Mayor and City Council may change the amount of time allowed for speakers. As part of the virtual meeting protocols, anonymous persons will not be allowed to provide public comment.

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 6:30 p.m.
- FLAG SALUTE** Mayor
- ROLL CALL** Peter Chan, Hans Liang, Henry Lo, Fred Sornoso, Yvonne Yiu

AGENDA ADDITIONS, DELETIONS, CHANGES AND ADOPTIONS

CITY ATTORNEY BERGER REQUESTED HEARING ITEM NOS. 4A AND 5A TOGETHER AND OPENING THE PUBLIC HEARING FOR ITEM NO. 4B AND CONTINUING THE PUBLIC HEARING TO THE 9/15 MEETING. CITY MANAGER BOW REQUESTED TO CONTINUE ITEM NO. 2A TO THE NEXT COUNCIL MEETING

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.

[1.] PRESENTATION – None.

[2.] OLD BUSINESS

2-A. DISSOLUTION OF THE PERSONNEL BOARD AND EXTENDING TERMS OF APPOINTED OFFICIALS

It is recommended that the City Council consider:

- (1) Introducing and waiving first reading of an ordinance amending the Monterey Park Municipal Code to dissolve the personnel board;
- (2) If desirable, extending the terms of appointed officials on any remaining commissions; and
- (3) Taking such additional, related, action that may be desirable.

THIS ITEM WAS CONTINUED TO THE SEPTEMBER 1, 2021 MEETING

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

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

APPROVED/ADOPTED ON CONSENT CALENDAR ITEM NOS. 3A, 3D, 3E, 3F & 3G, AND EXCLUDING ITEM NOS. 3B AND 3C WHICH WERE PULLED

3-A. MINUTES

It is recommended that the City Council (and the City Council acting on behalf of the Successor Agency), and the Financing Authority Board of Directors consider:

- (1) Approving the minutes from the regular meeting of July 7, 2021; and
- (2) Taking such additional, related, action that may be desirable.

APPROVED ON CONSENT CALENDAR

3-B. MONTHLY INVESTMENT REPORT – JULY 2021

It is recommended that the City Council consider:

- (1) Receiving and filing the monthly investment report; and
- (2) Taking such additional, related, action that may be desirable.

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

RECEIVED AND FILED

3-C. RECEIVE AND FILE ADMINISTRATIVE USE PERMIT NO.21-02

It is recommended that the City Council consider:

- (1) Receiving and filing the AUP-21-02; and
- (2) Taking such additional, related, action that may be desirable.

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

RECEIVED AND FILED

3-D. OFFICE OF TRAFFIC SAFETY (OTS) STEP GRANT FISCAL YEAR 2021/2022

It is recommended that the City Council consider:

- (1) Receiving and filing report; and
- (2) Taking such additional, related, action that may be desirable.

RECEIVED AND FILED ON CONSENT CALENDAR

3-E. AMENDING RECORDS RETENTION SCHEDULE

It is recommended that the City Council consider:

- (1) Adopting a Resolution amending the City's Records Retention Schedule for City documents;
- (2) Taking such additional, related, action that may be desirable.

APPROVED/ADOPTED ON CONSENT CALENDAR, RESOLUTION NO. 12264 ADOPTED

3-F. CONSIDERATION OF RESOLUTION APPOINTING REPRESENTATIVES TO THE INDEPENDENT CITIES RISK MANAGEMENT AUTHORITY (ICRMA)

It is recommended that the City Council consider:

- (1) Adopting a Resolution appointing Director of Human Resources and Risk Management, Christine Tomikawa as the City's primary representative to the ICRMA Governing Board; appointing Director of Management Services, Martha Garcia and Chief of Police, Kelly Gordon as alternate representatives; and
- (2) Taking such additional, related, action that may be desirable.

APPROVED/ADOPTED ON CONSENT CALENDAR, RESOLUTION NO. 12265 ADOPTED

3-G. BUDGET ADJUSTMENT FOR FIRE STATION 62 DEMOLITION & RECONSTRUCTION PROJECT

It is recommended that the City Council consider:

- (1) Authorizing the City Manager to appropriate an additional \$120,000 from the General Fund balance for the Fire Station 62 Demolition & Reconstruction project; and
- (2) Taking such additional, related, action that may be desirable.

APPROVED ON CONSENT CALENDAR

[4.] PUBLIC HEARING

4-A. CONTINUATION OF PUBLIC HEARING REGARDING THE MONTEREY PARK GEOLOGIC HAZARD ABATEMENT DISTRICT (“MPK GHAD”)

It is recommended that the City Council consider:

- (1) Continuing the public hearing noticed for August 18, 2021 to September 15, 2021; and
- (2) Taking such additional, related, action that may be desirable.

THIS ITEM WAS HEARD WITH ITEM NO. 5A

4-B. CONTINUATION OF PUBLIC HEARING REGARDING MODIFYING PRECISE PLAN (PP-14-02) CONDITIONS OF APPROVAL FOR A HOTEL LOCATED AT 555 N. ATLANTIC BOULEVARD

It is recommended that the City Council and Monterey Park Financing Authority Board of Directors, consider:

- (1) Continuing the public hearing noticed for August 18, 2021 to a future date;
- (2) Taking such additional, related, action that may be desirable.

THIS ITEM WAS HEARD AFTER CONSENT CALENDAR ITEMS

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

PUBLIC HEARING HELD
APPROVED RECOMMENDATION TO CONTINUE THE PUBLIC HEARING TO SEPT. 15

4-C. RESOLUTION MODIFYING CONDITIONAL USE PERMIT (CU-19-13) AS TO BUSINESS HOURS FOR OPERATING A RETAIL EATING ESTABLISHMENT LOCATED AT 1970 SOUTH ATLANTIC BOULEVARD

It is recommended that the City Council and Monterey Park Financing Authority Board of Directors, consider:

- (1) Opening the public hearing;
- (2) Receiving documentary and testimonial evidence;
- (3) Closing the public hearing;
- (4) Adopting a Resolution to modify Resolution No. 12194 as to business hours; and
- (5) Taking such additional, related, action that may be desirable.

CEQA (California Environmental Quality Act):

The Environmental Assessment set forth in Section 2 of Resolution No. 12194 is incorporated by reference. The proposed modification does not affect that Environmental Assessment.

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

PUBLIC HEARING HELD
APPROVED RECOMMENDATIONS TO ADOPT THE RESOLUTION ATTACHED TO THE SUPPLEMENTAL STAFF REPORT
RESOLUTION NO. 12266 ADOPTED

[5.] NEW BUSINESS

5-A. MONTEREY PARK GEOLOGIC HAZARD ABATEMENT DISTRICT (“MPK GHAD”)

It is recommended that the City Council consider:

- (1) Adopting a Resolution initiating formation of the Monterey Park Geologic Hazard Abatement District (“MPK GHAD”) and scheduling a public hearing regarding such formation;
- (2) Continuing the public hearing noticed for August 18, 2021 to September 15, 2021 in accordance with the draft Resolution; and
- (3) Taking such additional, related, action that may be desirable.

CEQA (California Environmental Quality Act):

Formation of the proposed MPK GHAD was reviewed pursuant to the California Environmental Quality Act (Public Resources Code §§ 21000, *et seq.*; “CEQA”) and the regulations promulgated thereunder (14 California Code of Regulations §§ 15000, *et seq.*; the “CEQA Guidelines”). Forming the MPK GHAD is exempt from further environmental review because it establishes rules and procedures for operation of existing facilities; minor temporary use of land; minor alterations in land use; new construction of small structures; and minor structures accessory to existing commercial facilities. This action, therefore, is categorically exempt from further CEQA review under CEQA Guidelines §§ 15301; 15303, 15304(e); 15305; and 15311. Further, forming the MPK GHAD is also exempt from review under CEQA pursuant to CEQA Guidelines § 15061(b)(3) because this Resolution is for establishing a new public entity. It can be seen with certainty that there is no possibility that formation of the MPK GHAD may have a significant effect on the environment. Individual projects considered by the MPK GHAD will each be separately subject to an environmental assessment. Finally, forming the MPK GHAD is exempt from further review pursuant to CEQA Guidelines § 15269(a) because forming the MPK GHAD is an action taken to protect public and private property and necessary to maintain services essential to the public, health and welfare (*see Ca/Beach Advocates v. City of Solana Beach* (2002) 103 Cal.App.4th 529: CEQA findings regarding an anticipated imminent emergency are valid).

THIS ITEM WAS HEARD WITH ITEM NO. 4A

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

PUBLIC HEARING HELD

APPROVED RECOMMENDATIONS TO INCLUDE THE CONTINUATION OF THE AUG. 18 PUBLIC HEARING TO SEPT. 15

RESOLUTION NO. 12267 ADOPTED

[6.] CITY COMMUNICATIONS (CITY COUNCIL)

[7.] FUTURE AGENDA ITEMS

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

ADJOURNED – 7:53 p.m.