

MINUTES

CUDAHY CITY COUNCIL REGUAR MEETING and CITY OF CUDAHY AS SUCCESSOR AGENCY and HOUSING SUCCESSOR AGENCY TO THE CUDAHY DEVELOPMENT COMMISSION JOINT MEETING

April 20, 2021 6:30 P.M.

1. CALL TO ORDER

Vice Mayor / Chair Alcantar called the meeting to order at 6:31p.m.

2. ROLL CALL

PRESENT: Council / Agency Member Guerrero
Council / Agency Member Lozoya
Council / Agency Member Lomeli
Vice Mayor / Chair Alcantar
Mayor / Chair Gonzales (arrived at 6:34 p.m.)

ABSENT: None

ALSO PRESENT: Interim City Manager Henry Garcia, City Attorney, Victor Ponto, Deputy City Attorney, Stephanie Arechiga, Assistant City Clerk, Richard Iglesias, Jennifer Hernandez, Human Resources Manager, and Finance Director, Steven Dobrenen.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Lozoya.

4. PRESENTATIONS

Presentation by The Public Safety Commission regarding vandalism given by Commissioner, Nayeli Hernandez, and Cudahy's Sheriff's Deputy Alatorre.

5. CLOSED SESSION PUBLIC COMMENTS – NONE

6. CLOSED SESSION

A. Closed Session Pursuant to Government Code Section 54956.9(d)(4) – Conference with Legal Counsel to Discuss Matter Involving Potential Litigation – One Matter

7. CLOSED SESSION ANNOUNCEMENT

City Attorney Victor Ponto reported that counsel was given, direction was received, and no further reportable action.

8. PUBLIC COMMENTS

Dora Contreras asked for a follow-up on the Isaias Cervantes incident, expressed how nothing has been said about the matter after the passing of the resolution. Wants transparency and justice for Isaias Cervantes and wants the city council to provide information on the status of an investigation.

Lourdes Gomez asked the council what can they do for their families because they are afraid. Commented how some children are transitioning to in-person learning and others are dealing with a chronic condition and the pandemic. Also, she asked the council what power they have as public officials to help these families. Demanded answers and mentioned that people are afraid to call the police, asking the council members to step forward and help the community and deal with this matter.

Griselda Maldonado commented that she is a mother who is afraid of the police because of the injustice that took place with the Isaias incident. She asked for justice for Isaias Cervantes, claiming that nothing is being done to the deputy involved in the matter. Lastly, she hopes the council understands the parents' situation.

Marta Alvarado mentioned how this is her third time participating in the meetings and would like to thank the council for approving a resolution calling to investigate the Isaias Cervantes incident. Mentioned how they are afraid and parents are the children's voices with disabilities and would like the council to demand the release of the video footage to the public because the community hasn't seen or heard anything. Lastly, she commented that she supports the Isaias Cervantes family and will continue her support until justice is served.

Karla Reyes, mentioned how like everyone else, she is also supporting Isaias Cervantes and wants justice for him to be justice for everyone in the future. She expressed her fear of the police and how she hopes this case is resolved, voicing her concerns for something to be done, know that council will help.

Rosita Hernandez mentioned how she is a mother of an autistic child. She asked for justice for Isaias, asked the council to help, noted that she did not want another incident like this to happen, and asked for transparency. Lastly, she expressed her support for Isaias.

Yanet Samara commented on how she wants justice for Isaias Cervantes and mentioned how she and the community are the voice for people with disabilities. Also, she noted that the council is a fundamental piece to bring justice and hopes that they are the best help.

Zonia Sanchez thanked the council for the opportunity to talk and mentioned how she is a mother of an individual with special needs, asking for justice for Isaias Cervantes.

Elizabeth Gomez mentioned that she is a mother of a disabled person, thanked the council for passing the resolution, and noted the purpose of her being here is because the community isn't aware of what is going on in the incident of Isaias Cervantes. She mentioned that their goal is also to remind everyone of their mission of getting justice. She commented that they don't just want justice for Isaias but the family too and asked for help to get to the end of the matter. Lastly, she thanked the council for giving them the time and the opportunity to speak.

Daysi mentioned that she is here for one reason of getting justice for Isaias Cervantes, wanting the council to be the voice alongside the family because they have authority, and people can confide in them again. She stated that it is necessary to fight for justice and have the deputies involved in the incident no longer work in the community. Lastly, she asked the council to have empathy.

Yolanda Gracia thanked the council for the opportunity to express themselves. She commented on how she wants justice for Isaias and how it isn't fair how he is in the hospital while being an innocent person and will never be the same. She mentioned that she is confiding in the council to do something because they have the power to do so. She also commented on how it isn't fair that those with disabilities can't even control themselves and asked for personnel to be trained, wanting the matter to be escalated as soon as possible.

Fernando sent out prayers to Isaias Cervantes and his family, mentioning how this incident has opened conversations and doors and how his pain and suffering will not go without merit. Next, he thanked the council for their leadership and embracing the community, comparing the Isaias Cervantes incident to David and Goliath. Lastly, he went on to thank everyone.

Josefina Romo commented on how she is a mother of a person with disabilities, and like many others asking for the Isaias Cervantes case to be resolved. She mentioned how Isaias Cervantes's family is suffering and a victim of police over the aggression and injustice to date for not having answers.

Patricia Campos asked for justice for Isaias Cervantes. She stated it is time for the concerns to be heard. She mentioned she didn't want there to be another case like the Cervantes case and emphasized an urgency to get justice.

Lidia Reveles mentioned that she is a mother of an individual with autism and wants justice for Isaias Cervantes and the family. She commented how the results of his recovery are unknown, and the mother already has her hands full with her other child of disabilities. Lastly, she asked for the videos of the incident to be released.

Maribel Ahumada thanked council members for hearing the concerns of the community. She mentioned that she is a mother of a person with disabilities and asked the council who has the power to do something to be the community's voice and have the video footage be released because there needs to be justice for Isaias Cervantes and his family. She commented on how this case needs to be acknowledged, and she added how people with disabilities are not bad people. Lastly, she said how those seated in council could make a difference and asked to support AB118.

Reyna Rangel-Simon mentioned she is a mother of two special needs children and thanked the council for the opportunity to give their opinion on the Isaias Cervantes case. She went on to ask for support for the Isaias Cervantes family and changes in the system for things to get better in the future. She commented that as mothers, they have to prepare their children for society and then raised the question, Is society prepared for their children.

Maria Lara mentioned how she is here too because of the Isaias Cervantes case and wants justice and transparency. She commented that there is a demand for seeing the videos of the incident. She thanked those listening to the mothers and the community's concerns and asked to be the change.

Luz Elena Hernandez mentioned that she is also a mother of children with special needs and added how the Isaias Cervantes case is sad and for there to be empathy for what is going on and there be justice. She commented how her child wants to be a police officer because they see them as heroes but how some are not.

Gabriela Alatorre mentioned how she is a mother of a son with autism and thanked the council for hearing the voices of the community but wants them to be the voice for change because it is

unjust that the videos of the incident have not been released. She added that they want change for their children because they are afraid of what's happening and want justice for Isaias Cervantes. Lastly, she asked the council to do their job, make the change, and think about them.

Sandra Guerra thanked the council for the opportunity to express herself. She added how she is back in the meeting as a community member because she does not want the Isaias Cervantes incident to repeat itself and not live in fear, expressing the need for justice. She mentioned that they need the law to be applied as intended to, not living in fear of those who ought to be protecting us, and may it not go unpunished, asking for a solution for Isaias Cervantes.

Maria Ramos thanked the council for the opportunity to speak, added she has a son that has autism. She mentioned how she is sad and disappointed because of how the police handled the Isaias Cervantes incident. Lastly, she asked for help to clarify the case.

Aurora thanked everyone for being present, asking for justice for the family of Isaias Cervantes. She expressed how there are no answers regarding the incident and hopes that their voices are heard. She asked the council to have empathy for this community and future generations. She mentioned that she supports the law being considered and hopes it passes and the incident does not go unpunished. She adds that she supports that there is clarity for things not to stay the way they are.

Norma Gutierrez mentioned how she is a mother of two children with autism. She commented about Isaias how she, too, has seen in her son how sometimes he has the same behavior and can't control him. If one day she gets to the point of not controlling him, she wouldn't have the trust to call the police to assist her because the police are not adequately trained to deal with people like this. She added that in the case of Gorge Floyd, he is getting justice for what happened to him but is afraid that no one is shedding light on the incident of Isaias Cervantes, and she feels her son won't be protected. She believes that there ought to be a law that trains police on dealing with people with disabilities. She mentioned that she is saddened, hopes to know how to be of more help and bring justice for Isaias Cervantes.

EMAILED PUBLIC COMMENT

Bertha Martinez I stand in solidarity with Isaias Cervantes' family and AB 118. I appreciate that the council is standing behind this injustice. I am proud of all the IDD community for standing up for Isaias' family. Council, I urge you to show our community that you can be trusted by standing up for our Cudahy by stopping Kipp Pueblo Unido from building a school on toxic land.

9. CITY COUNCIL COMMENTS / REQUESTS FOR AGENDA ITEMS

Council Member Guerrero commented on the case of Gorge Floyd and how the former police officer responsible for the death of Mr. Floyd is now a convicted felon, and with there being three guilty verdicts in the case. Council Member Guerrero expressed how he feels the jury reached a fair evaluation, and he is satisfied with the verdict. He added that he believes the nation and community must start a dialog on police reform and community/police relations to promote peace, safety, and security for the residents and proper procedures when abuse of authority occurs. He then mentioned that we are dealing with our own tragedy in the shooting incident of Cudahy resident Isaias Cervantes while he remains hospitalized in the intensive care unit. He extended his thoughts and prayers and called for justice in this case, adding that he briefed the media regarding the city's resolutions to further investigate by state and federal authorities with immediate transparency by the Los Angeles Sheriff's Department. He is concerned that the Los Angeles County Sheriff's Department is not addressing the repeated request of the council for

immediate transparency. Lastly, Council Member Guerrero asked for the Sheriff's Department to release complete information immediately because he warned that further delays would break the public trust, ending his comments with a prayer to the family of Isaias Cervantes and everyone impacted by the incident.

Council Member Lomeli started by echoing the demands of Council Member Guerrero and thanked everyone that continues to show up in support of the family of Isaias Cervantes, mentioning how it is important to keep showing up to have your voices heard. She commented that this incident has caused pain. Yet, it is not an isolated incident, and she spoke about the verdict in the murder of George Floyd as her colleague did, thinking of justice and how it should have never taken place. Adding how to move forward and is thankful for passing a resolution. She went on to say that it is the first step in holding people accountable and reimagine what public safety looks like; lastly, she mentioned how they are doing everything in their power to help, moving quickly.

Vice Mayor Alcantar echoed everyone's comments on the Isaias Cervantes incident and thanked everyone for showing up. She went on to note that the council approved two resolutions, one in support of AB118 now being at the state level and the second resolution calling for a full investigation at the local, state, and federal level, asking that the videotapes are released as well as the names of the deputies and that the deputies no longer serve the community. She commented on how the city council does not have information on the investigation but is pushing for those steps to be taken. She also commented on the George Floyd case in how he got justice but not full justice. Lastly, she went on and talked about how justice will be hard to come by in the Isaias Cervantes incident, and everything he has experienced and is facing is an injustice.

Mayor Gonzalez ensured that the council will always be pushing for a transparent process in government and throughout the investigation of the Isaias Cervantes incident, making the public aware that the council is pushing for the release of any video footage and information on what took place. He went on to mention another incident of a young male being shot and killed on Clara St. and asked the public to contact the Sheriff's Department if they know any information or if they want to remain anonymous, contact Crime Stoppers, wanting to make sure we are all working together and ensure the safety of all residents. Lastly, Mayor Gonzalez thanked all the residents for attending the meeting and expressing their feelings.

10. CITY MANAGER REPORT (information only)

11. REPORTS REGARDING AD HOC, ADVISORY, STANDING OR OTHER COMMITTEE MEETINGS

Vice Mayor Alcantar mentioned one of the commissioners serves on the panel with the civilian oversight committee regarding a TownHall law enforcement interaction. Secondly, she reported out on the Hub Cities Board that there is funding available for undocumented Cudahy families who did not receive a stimulus check and are interested in getting financial support.

Council Member Lomeli commented on how in the education committee, they are in full communication with schools who responded to a survey highlighting everything that is going well and what are some needs the schools have. For example, one requirement is that Elizabeth Learning Center students complete community service hours to graduate, which the city may help.

12. WAIVER OF FULL READING OF RESOLUTIONS AND ORDINANCES

13. CONSENT CALENDAR (COUNCIL MEMBER GUERRERO PULLED ITEM A FOR DISCUSSION)

A. Consideration to Approve a Proposition A Exchange Agreement with the City of Pasadena

Presented by the Finance Director

The City Council is requested to approve an agreement for the exchange of \$147,700 in available Proposition A (Prop A) funds with the City of Pasadena (Pasadena), which was included in the Fiscal Year (FY) 2020-21 City Budget.

Motion: It was motioned by Vice Mayor Alcantar and seconded by Council Member Lomeli to approve an agreement for the exchange of \$147,700 in available Proposition A (Prop A) funds with the City of Pasadena (Pasadena), which was included in the Fiscal Year (FY) 2020-21 City Budget. The motion carried (3-1-0) by the following roll call vote:

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

B. Approval of Letter addressed to the LA Metro Board of Directors and CEO

Presented by the Assistant City Clerk

The City Council is requested to approve a letter addressed to the LA Metro Board of Directors and CEO requesting to incorporate LACCD students into the proposed LA Metro Fareless System Initiative.

Motion: It was motioned by Vice Mayor Alcantar and seconded by Council Member Lomeli to approve a letter addressed to the LA Metro Board of Directors and CEO requesting to incorporate LACCD students into the proposed LA Metro Fareless System Initiative. The motion carried (5-0-0) by the following roll call vote:

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

C. Consideration to Review and Approve the Draft Minutes of April 7, 2021 for the Special 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.

Presented by the Assistant City Clerk

The City Council is requested to review and approve the City Council / Successor Agency Draft Minutes for April 7, 2021.

Motion: It was motioned by Vice Mayor Alcantar and seconded by Council Member Lomeli to review and approve the City Council / Successor Agency Draft Minutes for April 7, 2021. The motion carried (5-0-0) by the following roll call vote:

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

14. PUBLIC HEARING

- A. Consideration to Review and adopt an Ordinance establishing Development Impact Fees for all new development within the City.

Presented by the Finance Director

Recommendation: The City Council is requested to:

1. Introduce on First Reading Ordinance No. 714 establishing development impact fees, including the development impact fee calculations and justification study, adding Chapter 15.40 ("DEVELOPMENT IMPACT FEES") of Title 15 ("BUILDINGS AND CONSTRUCTION") to the Cudahy Municipal Code; and
2. Adopt Resolution No. 21-12 establishing a development impact fee schedule for all development within the City of Cudahy.

Motion: It was motioned by Vice Mayor Alcantar and seconded by Council Member Lomeli to Introduce on First Reading Ordinance No. 714 establishing development impact fees, including the development impact fee calculations and justification study, adding Chapter 15.40 ("DEVELOPMENT IMPACT FEES") of Title 15 ("BUILDINGS AND CONSTRUCTION") to the Cudahy Municipal Code; and Adopt Resolution No. 21-12 establishing a development impact fee schedule for all development within the City of Cudahy. The motion carried (3-1-0) by the following roll call vote:

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

15. BUSINESS SESSION

- A. Receive Guidance on Awarding Rental Assistance Grants to the 2nd Round of Applicants for the Emergency Rental Assistance Program

Presented by the Human Resources Manager

The City Council is requested to provide guidance on awarding rental assistance grants to the 2nd round of applicants for the Emergency Rental Assistance program.

Motion: It was motioned by Vice Mayor Alcantar and seconded by Council Member Lozoya to 1) award all Emergency Rental Assistance program approved applicants with two and a half months of grant monies 2) use funds for a mailer with language about it not being a public charge 3) open the application process until May 15, 2021. The motion carried (5-0-0) by the following roll call vote:

AYES: Guerrero, Lozoya, Lomeli, Alcantar, and Gonzalez

NOES: None
ABSENT: None
ABSTAIN: None

B. City Council consideration and approval of First Amendments to the Exclusive Negotiating Agreements by and between the City of Cudahy and Developers for the Long-Range Property Management Plan Sites 1, 5 and 6

Presented by the City Attorney's Office

The City Council is recommended to consider and approve the proposed first amendments to the Exclusive Negotiation Agreements by and between the City of Cudahy and Camerra Capital for Site 1, Prima Development for Site 5, and GloGreen Global/The Blue Haul for Site 6.

Motion: It was motioned by Mayor Gonzalez and seconded by Vice Mayor Alcantar to approve the proposed first amendments to the Exclusive Negotiation Agreements by and between the City of Cudahy and Camerra Capital for Site 1, and GloGreen Global/The Blue Haul for Site 6 and remove Prima Development for Site 5, and additionally, anything to do with economic development is reviewed and reported by the Ad Hoc committee before going to council. The motion carried (3-1-0) by the following roll call vote:

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

16. COUNCIL DISCUSSION - NONE

17. ADJOURNMENT

The City Council / Agency meeting was adjourned at 10:27 p.m.

Jose Gonzalez
Mayor

ATTEST:

Richard Iglesias
Assistant City Clerk