

CALL AND NOTICE OF ADJOURNED REGULAR MEETING

CITY OF HUNTINGTON PARK

NOTICE IS HEREBY GIVEN That an Adjourned Regular Meeting of the City Council of the City of Huntington Park will be held on Tuesday, March 26, 2024, at 6:00 p.m. at City Hall Council Chambers, 6550 Miles Avenue, Huntington Park, CA 90255

Tuesday, March 26, 2024

Marilyn Sanabria
Mayor

Karina Macias
Vice Mayor

Arturo Flores
Council Member

Eduardo “Eddie” Martinez
Council Member

Graciela Ortiz
Council Member



All agenda items and reports are available for review in the City Clerk's Office and www.hPCA.gov. Any writings or documents provided to a majority of the City Council regarding any item on this agenda (other than writings legally exempt from public disclosure) will be made available for public inspection in the Office of the City Clerk located at 6550 Miles Avenue, Huntington Park, California 90255 during regular business hours, 7:00 a.m. to 5:30 p.m., Monday – Thursday, and at the City Hall Council Chambers during the meeting.

Any person who requires a disability-related modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may request such modification, accommodation, aid or service by contacting the City Clerk's Office either in person at 6550 Miles Avenue, Huntington Park, California or by telephone at (323) 584-6161. Notification in advance of the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

PLEASE SILENCE ALL CELL PHONES AND OTHER ELECTRONIC EQUIPMENT WHILE COUNCIL IS IN SESSION. Thank you.

PLEASE NOTE--The numerical order of items on this agenda is for convenience of reference. Items may be taken out of order upon request of the Mayor or Members of the City Council. Members of the City Council and the public are reminded that they must preserve order and decorum throughout the Meeting. In that regard, Members of the City Council and the public are advised that any delay or disruption in the proceedings or a refusal to obey the orders of the City Council or the presiding officer constitutes a violation of these rules.

- The conduct of City Council meetings is governed by the portion of the California Government Code commonly known as the "Brown Act" and by the Huntington Park City Council Meeting Rules of Procedure.
- The City Council meeting is for conducting the City's business, and members of the audience must obey the rules of decorum set forth by law. This means that each speaker will be permitted to speak for three minutes to address items that are listed on the City Council agenda or topics which are within the jurisdictional authority of the City.
- No profanity, personal attacks, booing, cheering, applauding or other conduct disruptive to the meeting will be permitted. Any person not adhering to the Rules of Procedure or conduct authorized by the Brown Act may be asked to leave the Council Chambers.
- All comments directed to the City Council or to any member of the City Council must be directed to the Mayor (or Chairperson if Mayor is absent).

We ask that you please respect the business nature of this meeting and the order required for the proceedings conducted in the Council Chambers.

PUBLIC MEETING DISRUPTIONS

Pursuant to Section 54957.95 of the Government Code, the presiding member of the legislative body conducting a meeting, or their designee, is authorized to remove, or cause the removal of, an individual for disrupting the meeting. Any such removal will be preceded by a warning to the disruptive individual by the presiding member of the legislative body or their designee that the individual's behavior is disrupting the meeting and that the individual's failure to promptly cease their disruptive behavior may result in their removal.

PUBLIC COMMENT

For both open and closed session, each speaker will be limited to three minutes per Huntington Park Municipal Code Section 2-1.207. Time limits may not be shared with other speakers and may not accumulate from one period of public comment to another or from one meeting to another. **This is the only opportunity for public input except for scheduled public hearing items.**

All comments or queries shall be addressed to the Council as a body and not to any specific member thereof. Pursuant to Government Code Section 54954.2(a)(2), the Ralph M. Brown Act, no action or discussion by the City Council shall be undertaken on any item not appearing on the posted agenda, except to briefly provide information, ask for clarification, provide direction to staff, or schedule a matter for a future meeting.

Additions/Deletions to Agenda

Items of business may be added to the agenda upon a motion adopted by a minimum two-thirds vote finding that there is a need to take immediate action and that the need for action came to the attention of the City or Agency subsequent to the agenda being posted. Items may be deleted from the agenda upon the request of staff or Council.

Important Notice

The City of Huntington Park shows replays of City Council Meetings on Local Access Channel 3 and over the Internet at www.hpca.gov. NOTE: Your attendance at this public meeting may result in the recording and broadcast of your image and/or voice.

CALL TO ORDER

ROLL CALL

Mayor Marilyn Sanabria
Vice Mayor Karina Macias
Council Member Arturo Flores
Council Member Eduardo "Eddie" Martinez
Council Member Graciela Ortiz

INVOCATION

PLEDGE OF ALLEGIANCE

PRESENTATION(S)

NONE

PUBLIC COMMENT

Pursuant to Government Code Section 54954.3(a) Members of the public will have an opportunity to address the City Council on items listed on this agenda. For items on this agenda each speaker will be limited to three minutes per Huntington Park Municipal Code Section 2-1.207. Time limits may not be shared with other speakers and may not accumulate from one period of public comment to another or from one meeting to another.

STAFF RESPONSE

RECESS TO CLOSED SESSION

CLOSED SESSION

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Government Code Section 54957(b)(1)
Position: City Manager

ADJOURNED REGULAR MEETING AGENDA

1. CONSIDERATION OF AMENDMENT TO EMPLOYMENT AGREEMENT FOR CITY MANAGER

RECOMMENDED THAT CITY COUNCIL:

1. Approve amendment.

END OF ADJOURNED REGULAR MEETING AGENDA

DEPARTMENTAL REPORTS (Information only)

WRITTEN COMMUNICATIONS

COUNCIL COMMUNICATIONS

Council Member Graciela Ortiz

Council Member Eduardo "Eddie" Martinez

Council Member Arturo Flores

Vice Mayor Karina Macias

Mayor Marilyn Sanabria

ADJOURNMENT

The City of Huntington Park City Council will adjourn tonight's meeting to a Regular Meeting on Tuesday, April 2, 2024 at 6:00 P.M.

I, Eduardo Sarmiento, hereby certify under penalty of perjury under the laws of the State of California that the foregoing agenda was posted at City of Huntington Park City Hall and made available at www.hPCA.gov not less than 72 hours prior to the meeting. Dated this 23rd day of March 2024.



Eduardo Sarmiento, City Clerk

ITEM 1

THIRD AMENDMENT TO EMPLOYMENT AGREEMENT BETWEEN RICARDO REYES AND THE CITY OF HUNTINGTON PARK

This THIRD AMENDMENT TO EMPLOYMENT AGREEMENT BETWEEN RICARDO REYES AND THE CITY OF HUNTINGTON PARK ("Second Amendment") is entered into on the 26th day of March 2024, by and between the CITY OF HUNTINGTON PARK, a Municipal Corporation, hereinafter referred to as "City" and RICARDO REYES, hereinafter referred to as "Employee", amending certain terms of employment as provided in the EMPLOYMENT AGREEMENT FOR CITY MANAGER - CITY OF HUNTINGTON PARK ("Agreement") effective July 4, 2018, as amended by the FIRST AMENDMENT ("First Amendment"), effective retroactive July 4, 2018 and as amended by the SECOND AMENDMENT ("Second Amendment"), effect November 15, 2022.

I. RECITALS

- A. Effective July 4, 2018, City and Employee entered into an Employment Agreement whereby Employee was appointed to the position of City Manager. The Agreement was amended by the First Amendment, effective retroactive July 4, 2018, and by the Second Amendment, effective November 15, 2022.
- B. Effective March 26, 2024, City and Employee agree to the terms of this Third Amendment to the Agreement which modifies Employee's salary and other essential terms of employment.
- C. All terms and conditions of employment contained in the Agreement, including the First and Second Amendments not specifically amended by this Third Amendment shall remain in full force and effect.

NOW, THEREFORE, City and Employee agree as follows:

II. AMENDMENT TO AGREEMENT

The following Sections to the Agreement are amended to read as follows:

- a. Section 2 of the Agreement (Compensation and Benefits) is amended as follows:

2. Compensation and Benefits.

Effective for the duration the time periods covered by this agreement, City agrees to compensate REYES at an annual salary of \$270,000.00. REYES will not be entitled

to any additional compensation including overtime compensation. However, REYES shall receive all benefits afforded to Department Heads in current City service; including without limitation vacation time, sick leave or other leave time, and any post-employment benefits to which the REYES shall be eligible. Furthermore, REYES shall receive annual increases in benefits and salary to the same rate/amount as received by other Department Heads. (Or as stated in the Non-Represented Employees Compensation and Benefit Plan).

The Parties agree and understand that the Employee's commitment to remaining employed by the City as the City Manager is an essential element of the consideration for the salary increase provided by this Third Amendment. Accordingly, Employee agrees and covenants to serve as City Manager for a minimum of five (5) years from the date of this Third Amendment. In the event Employee voluntarily resigns from the City from his position as City Manager prior to March 25, 2029, Employee shall reimburse the City the amount of \$25,000 ("Reimbursement Amount"), subject to an annual reduction of the Reimbursement Amount by \$5,000 per year on March 26th of each year the Employee serves as City Manager of the City. After five (5) years of service, the Reimbursement Amount shall be reduced to zero (\$0.00) and the Employee shall not owe the City any amounts under this paragraph. In the event Employee resigns from the position of City Manager prior to five (5) years from the date of this Third Amendment, Employee agrees that any Reimbursement Amount owed by Employee to the City can be deducted from Employee's final payment of benefit payout as provided by the Employment Agreement, as amended.

All other terms of this Section 2 shall remain unchanged, and all other provisions of Section 2 as set forth in the Employment Agreement, the First and Second Amendments shall remain in full force and effect.

**III. ALL OTHER TERMS AS SET FORTH IN THE AGREEMENT,
INCLUDING THE FIRST AND SECOND AMENDMENTS, SHALL
REMAIN IN FULL FORCE AND EFFECT.**

This Third Amendment integrates all terms and conditions mentioned herein or incidental hereto and supersedes all negotiations or previous understandings between the parties. Except as specifically set forth herein, all other terms of the Employment Agreement, including the First and Second Amendments, shall remain in full force and effect. In the event of a conflict between the terms of this Third Amendment and the Employment Agreement, including the First or Second Amendments, the terms of this Third Amendment shall control.

[END OF TEXT. SIGNATURE PAGE TO FOLLOW.]

IN WITNESS WHEREOF, the City of Huntington Park (CITY) has caused this Third Amendment to be signed and executed on its behalf by its Mayor and duly attested by its City Clerk, and Ricardo Reyes (EMPLOYEE) has signed and executed this THIRD AMENDMENT TO AGREEMENT FOR EMPLOYMENT FOR CITY MANAGER - THE CITY OF HUNTINGTON PARK, in triplicate, the day and year first written above.

RICARDO REYES

Ricardo Reyes
City Manager

CITY OF HUNTINGTON PARK:

Marilyn Sanabria, Mayor

ATTEST:

Eduardo Sarmiento, City Clerk

APPROVED AS TO FORM:

Arnold M. Alvarez-Glasman, City Attorney