

**MINUTES OF THE CITY COUNCIL
OF THE CITY OF LOS ALAMITOS**

REGULAR MEETING – September 21, 2015

1. CALL TO ORDER

The City Council met in Regular Session at 6:02 p.m., Monday, September 21, 2015, in the Council Chamber, 3191 Katella Avenue, Mayor Murphy presiding.

2. ROLL CALL

Present: Council Members: Grose, Hasselbrink, Kusumoto,
Mayor Pro Tem Edgar, Mayor Murphy

Absent: Council Members: None

Present: Staff: Bret M. Plumlee, City Manager
Cary Resiman, City Attorney
Jason Al-Imam, Administrative Services Director
Tony Brandyberry, Pub. Works Superintendent
Dave Hunt, City Engineer
Corey Lakin, Recreation and Community Services Director
Steven Mendoza, Development Services Director
Rick Moore, Captain
Windmera Quintanar, CMC, City Clerk

3. PLEDGE OF ALLEGIANCE

Mayor Pro Tem Edgar led the Pledge of Allegiance.

4. INVOCATION

Council Member Hasselbrink gave the invocation.

5. PRESENTATIONS

A. Presentation of a Certificate of Appointment to Newly Appointed Planning Commissioner, Larry Andrade

Mayor Murphy and the Council presented a Certificate of Appointment to Mr. Andrade. Mr. Andrade spoke briefly.

B. Presentation of a Proclamation to Frieda Rapoport Caplan for "Frieda Rapoport Caplan Day"

Mayor Murphy and the Council presented a Proclamation to Ms. Caplan. Ms. Caplan spoke briefly and introduced her Vice President and daughter, Jackie Caplan Wiggins. Ms. Wiggins spoke briefly.

C. Presentation of Certificates of Recognition to the Los Alamitos Youth Baseball Pony Bronco Team for Winning the 2015 Bronco World Series Champions

Mayor Murphy and the Council presented Certificates of Recognition to the Los Alamitos Youth Baseball Pony Bronco Team. Coach Hooper spoke briefly.

D. Presentation of a Certificate of Recognition to Brian Gorman, Los Alamitos Youth Baseball President, for Coordinating the 2015 Bronco World Series

Mr. Gorman was not present. Council Member Hasselbrink spoke regarding Mr. Gorman and announced the team would be the Junior Grand Marshalls of the Seal Beach Christmas Parade.

E. Presentation of a Proclamation to Orange County Fire Authority Battalion Chief Marc Stone for Fire Prevention Week

Mayor Murphy and the Council presented a Proclamation to Battalion Chief Stone. Battalion Chief Stone spoke briefly.

6. ORAL COMMUNICATIONS

Mayor Murphy opened Oral Communications.

Orion Wise, business representative, spoke in favor of the PACE program for commercial buildings and requested Council approve the program in the City.

Jeremy Hopin, PACE Program, spoke in favor of the PACE program and urged Council to approve the program in the City for commercial properties.

Council asked brief questions regarding the program and asked Staff to verify the City's involvement participation in California Statewide Communities Development Authority (CSCDA).

Stephen Hammond, resident, spoke in opposition to item 8D stating this item was rushed and the equipment specifications were not available. He stated he had signed up to help the City Council and restore training, not to be an intern for the City Manager. He resigned from the Cable Television Commission.

JM Ivler, resident, expressed concerns regarding the Hospital project and asked Council to ensure that it will continue moving forward as planned.

Mayor Pro Tem Edgar clarified the project was a three phase project over 25 years. He understood the new CEO at the hospital was going through the approval process for phase 2. He suggested providing positive input and ensuring the hospital followed through on the project.

City Manager Plumlee confirmed that was correct and timing would be appropriate to reach out for a status update.

Council Member Grose stated he would be in favor of having them come to the next Council meeting.

John Underwood, resident, referred to item 8D and stated concern the majority of LATV reserves would be spent. He stated support for the equipment, but hoped the studio would be included with the upgrades.

Larry Strawther, Cable Operations Manager, stated the studio would continue to be an important aspect of LATV. He would continue to work with Mr. Underwood and Mr. Hammond to address their issues.

Mayor Murphy closed Oral Communications.

7. WARRANTS

Motion/Second: Edgar/Hasselbrink

Unanimously Carried: The City Council approved the Warrants for September 21, 2105, in the amount of \$36,725.62, ratified the Warrants for August 25, 2015 to September 20, 2015, in the amount of \$793,852.71, and authorized the City Manager to approve such expenditures as are legally due and within an unexhausted balance of an appropriation against which the same may be charged for the time period of September 22, 2015, to October 18, 2015.

ROLL CALL

Council Member Grose	Aye
Council Member Hasselbrink	Aye
Council Member Kusumoto	Aye
Mayor Pro Tem Edgar	Aye
Mayor Murphy	Aye

8. CONSENT CALENDAR

All Consent Calendar items may be acted upon by one motion unless a Council Member requests separate action on a specific item.

Council Member Grose questioned if item 8A4 had been delivered. City Clerk Quintanar advised the item was emailed to Council Friday afternoon. He requested the item be held for further review. Mayor Murphy stated 8A4, Approve the Minutes of the Adjourned Regular meeting of August 24, 2015, would come back to Council for approval at the next meeting.

Council Member Grose pulled item 8D.

Mayor Pro Tem Edgar pulled item 8H.

Motion/Second: Grose/Edgar

Unanimously Carried: The City Council approved the following Consent Calendar Items:

A. Approval of Minutes (City Clerk)

1. Approved the Minutes of the Special meeting of August 10, 2015.
2. Approved the Minutes of the Special meeting of August 24, 2015.
3. Approved the Minutes of the Special Joint meeting of August 24, 2015.

B. Treasurer's Quarterly Investment Report – June 2015 (Administrative Services)

The item for City Council consideration was receipt of the Treasurer's Quarterly Investment Report.

The City Council received and filed the Treasurer's Quarterly Investment Report – June 2015.

C. Fiscal Year 2014-15 Results and Fund Balance Reservations (Administrative Services)

This report provided the City Council with an update on Fiscal Year 2014-15 revenues and expenditures and recommends adjustments to General Fund reserves based on feedback and direction from the Budget Standing Committee.

The City Council:

1. Received and filed the year-end report for Fiscal Year 2014-15; and,
2. Approved budget amendments to the Fiscal Year 2014-15 Operating Budget as outlined and recommended in this report; and,
3. Approved carryover of appropriations to Fiscal Year 2015-16 for various projects as outlined in this report; and,
4. Adopted Resolution No. 2015-23, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ESTABLISHING A FUND BALANCE POLICY FOR THE GENERAL FUND AND REPEALING RESOLUTION NO. 2014-20", and,
5. Approved transfer of \$100,000 to the Vehicle & Equipment Fund and \$100,000 to the Police Capital Internal Service Fund from the 2014-15 General Fund operating surplus.

E. Adopt Ordinance 2015-05 – Amending Title 15 of the Los Alamitos Municipal Code Adding Chapter 15.06 Permitting Procedures for Small Residential Solar Energy Systems (Development Services)

At its Regular meeting of August 24, 2015 the City Council conducted a first reading of Ordinance No. 2015-05. This Ordinance adds Chapter 15.06 to the Los Alamitos Municipal Code requiring an expedited, streamlined permitting process for small residential rooftop solar systems. The purpose of the Ordinance is to comply with requirements contained in Assembly Bill (AB) 2188 (Attachment 2) (Citywide) (City initiated).

The City Council adopted Ordinance No. 2015-05, entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA AMENDING TITLE 15 OF THE LOS ALAMITOS MUNICIPAL CODE TO ADD CHAPTER 15.06 PERMITTING PROCEDURES FOR SMALL RESIDENTIAL SOLAR ENERGY SYSTEMS."

F. Approval of Plans and Specifications and Authorization to Bid for Miscellaneous Concrete Improvements (City Engineer)

This report recommended actions to begin facilitating the construction of various concrete items of work throughout the City to aid the Public Works Department in Removal and Replacement of ADA Ramps, sidewalks and other miscellaneous concrete work associated with the replacement of ramps and sidewalks in various locations throughout the City.

The City Council:

1. Approved the plans and specifications for the construction of the Miscellaneous Concrete Improvements Project (CIP No. 15/16-01); and,
2. Authorized Staff to advertise and solicit bid proposals.

G. Approval of Plans and Specifications and Authorization to Bid for Alley Improvement Project (CIP No. 15/16-02) (City Engineer)

This report recommended actions to begin facilitating the construction of the alley from Reagan Street to Maple Street, between Howard Avenue and Farquhar Avenue.

The City Council:

1. Approved the plans and specifications for the construction of the Alley Improvement Project (CIP No. 15/16-02); and,
2. Authorized Staff to advertise and solicit bid proposals.

I. Continuation of Cable Television Broadcast of the Planning Commission Meetings (City Manager)

At the February 18, 2015, Council meeting, Council approved recording the Planning Commission meetings for broadcast on LATV-3 and directed Staff to provide an update in six months.

The City Council authorized the City Manager to continue recording the Planning Commission meetings for broadcast on LATV-3.

J. Los Alamitos Boulevard Center Median Beautification Project (Development Services)

This report was an informational item to keep the Los Alamitos City Council updated on the Los Alamitos Boulevard Center Median Beautification Project.

The City Council received and filed the report.

End of Consent Calendar

Items Pulled from Consent Calendar

D. Los AI TV Equipment Purchase (Administrative Services)

This report sought City Council approval to purchase equipment for Los Alamitos Television (Los AI TV).

Council Member Grose stated concern Council was being asked to allocate a significant amount of money through the purchasing process without receiving detailed information on what is being purchased. He stated concern Mr. Strawther had bypassed the bidding process and that the three solicited quotes were the exact same price.

Administrative Services Director Al-Imam stated the request was for purchase of a TriCaster. After receiving quotes from multiple vendors it was clear there was universal pricing for TriCasters.

Council Member Grose stated concern the equipment being installed for recommendation #2 was not listed. He stated he did not want to stall the process, but was concerned the actual items were not listed.

Administrative Services Director Al-Imam stated the items were listed in the report. He stated the budget process allows for items to be budgeted for and then acquired through following the purchasing guidelines.

Council Member Grose stated his concern was that the type of equipment, make, manufacture, and quantity were not listed. He was uncomfortable approving \$51,000 from a fund that could not generate it back. He

questioned if Council authorized the funds now, would there be an opportunity to have the individual items reviewed.

Council Member Kusumoto understood the purchasing process has been imposed on the contract and was being followed. He questioned if anything had been spent to date.

City Manager Plumlee indicated Staff needed allocation authorization first. He advised the details of the quotes could be reviewed now and assured Council the purchasing guidelines had been abided by.

Mayor Murphy requested the next Staff report lay out what was purchased.

Council Member Grose agreed that was best for public transparency and since the majority of the fund was being spent. He did not oppose the process, but felt the information should have been included. He stated a preference for the information being online for the public to view.

Mayor Pro Tem Edgar agreed the purchasing policy was being followed and Council was approving the process tonight. He questioned what was different.

Administrative Services Director Al-Imam stated the Council had approved an equipment budget at the last meeting. The second step was to get bids and purchasing authority, which Staff was now working on.

City Council and Staff discussed the funding and the equipment being purchased. Confirmation was received this request was in addition to the previously approved equipment request to get the filming of sports events by October 1.

Council Member Grose stated his belief that it was important to have the specific details of what was being approved available. He stated a concern the City would not know how many of what assets it owned. He stated the discussion could have been avoided had the list of the equipment being purchased been attached. He reiterated the importance of allowing the public to see what Council is doing.

Motion/Second: Grose/Murphy
Unanimously Carried: The City Council:

1. Authorized the City Manager to purchase a Newtek TriCaster 410 with a TriCaster 460 Control Surface at a price not to exceed \$16,195; and,

2. Authorized an appropriation of \$51,195 from Fund 28 (Los Alamitos Television Fund) for the purchase and installation of the equipment for Los Alamitos Television:
 - \$16,195 for the TriCaster
 - \$10,000 for additional high-definition camcorders
 - \$20,000 for improvements to the studio and other interchangeable equipment
 - \$5,000 for miscellaneous small equipment (cables, wires, converters, etc.)

H. Approval of Plans and Specifications, and Authorization to Advertise for Bids for Coyote Creek Class 1 Bikeway Maintenance Project (CIP No.15/16-03) and Determination that the Project is Categorically Exempt Under CEQA (City Engineer)

This report recommended actions to facilitate the Coyote Creek Class 1 Bikeway Maintenance Project.

Mayor Pro Tem Edgar stated this item was for the Coyote Creek Bike Path. He took a moment to thank Staff for their hard work and dedication to this project.

Motion/Second: Edgar/Hasselbrink
Unanimously Carried: The City Council:

1. Approved the plans and specifications for the construction of the Coyote Creek Class 1 Bikeway Maintenance Project (CIP No. 15/16-03); and,
2. Authorized Staff to advertise and solicit bid proposals; and,
3. Determined that the project is Categorically Exempt pursuant to Section 15301(c) of the California Environmental Quality Act Guidelines.

9. DISCUSSION ITEMS

A. Provide Direction to the Voting Delegate Regarding the 2015 Annual Conference Resolution Packet (City Clerk)

The League of California Cities Annual Conference will be held in San Jose, September 30 – October 2, 2015. At the meeting of July 21, 2015, the City Council designated Council Member Grose as its Voting Delegate to the Annual Business Meeting and Mayor Murphy and Council Member Kusumoto as the Voting Alternates. This was an opportunity for the City Council to provide direction as to its position on the proposed resolutions.

City Clerk Quintanar summarized the Staff report, referring to the information contained therein, and answered questions from the City Council.

Mayor Pro Tem Edgar stated he did not have a position on Resolution 1 or 2. He stated opposition to Resolution 3, Transient Occupancy Tax (TOT) for temporary rentals. He believed this would be a new tax forced on residents and he did not support new taxes.

Council Member Kusumoto agreed and did not support having Staff enforce and investigate allegations that could be made out of spite or malicious intent. He stated opposition to Resolution 3.

Council Member Hasselbrink agreed, but indicated she would be supportive if Seal Beach had taken a strong stance. She stated opposition to another tax.

Council Member Grose gave an overview of the information in the Resolution packet and indicated the League of California Cities had adopted an amended position of support. He stated he had not heard of Seal Beach or Newport Beach's position and would take back a negative vote.

Council Member Kusumoto indicated he was leaning towards opposing Resolution 4 regarding reimbursement from Southern California Edison. He believed this was meant to be punitive to SCE, but felt they tried to restore service as quickly as they could.

Council Member Grose agreed and added that SCE is regulated by the Public Utilities Commission (PUC). He pointed out the letters of support were form letters and not individually created like the other proposed Resolutions. He stated opposition to Resolution 4.

Mayor Pro Tem Edgar stated opposition to Resolution 4.

Mayor Murphy summarized Council direction was support for Resolutions 1 and 2 and opposition to Resolutions 3 and 4. He advised Council Member Grose to use his best judgment on anything else that arose.

**B. Transfer of Cable Television Franchise from Time Warner to Charter
(City Attorney)**

Charter Communications and Time Warner Cable have applied to the FCC, the California Public Utilities Commission, and the various California cities served by Time Warner, including Los Alamitos, to transfer control of the cable television franchises to a subsidiary of Charter. They are

seeking City approval of the transfer. The City Council may approve the transfer, refuse approval, or take no action.

City Attorney Reisman introduced the item and advised Time Warner and Charter representatives were in the audience.

Council Member Grose indicated he did not have any objections and liked Charter.

Dale Heist, Director of Government Affairs, introduced himself to the Council.

Council Member Grose questioned if there was an opportunity for the City to negotiate with the transfer.

Mr. Heist advised he could not speak to future issues and assured Council Charter would honor all current franchise terms.

Mayor Pro Tem Edgar stated this was not a renegotiation, but a transfer of a franchise that was already in place. He questioned the timing of the deal and the potential impact to other cities.

Mr. Heist advised Charter was optimistically aiming for the end of the year. He provided a brief background on Charter including that it had moved all call centers back to the United States, there is a positive growth in the video business, \$5.2 million dollar investment in infrastructure, and Charter uses its employees instead of contractors for installations. He advised Charter will acquire all of the Time Warner market in Southern California, including Seal Beach. He added Long Beach and Cerritos would be joining.

Mayor Pro Tem Edgar recalled Los Alamitos was the first city in Orange County to offer Verizon so residents would have choices. He looked forward to Charter's continued investment in the community.

Mr. Heist advised he also manages five television studios and was involved in local regional programming.

Council Member Hasselbrink questioned their plan for outreach to the residents.

Mr. Heist advised the change would occur slowly allowing Charter to thoroughly inform Council's constituents.

Motion/Second: Grose/Edgar

Unanimously Carried: The City Council adopted Resolution No. 2015-24, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, CONSENT TO TRANSFER CONTROL OF THE CABLE TELEVISION FRANCHISE FROM TIME WARNER CABLE, INC. TO CHARTER COMMUNICATIONS, INC."

10. MAYOR AND COUNCIL INITIATED BUSINESS

A. Council Announcements

Council Member Grose discussed the following topics: a list of events attended could be found on www.losal.net and he requested the meeting be adjourned in memory of Wayne Jehoich, long time business owner of Fred Guys Auto Body.

Council Member Kusumoto requested an overview on the West County Legislative Mixer.

Council Member Grose gave a brief overview of the Mixer held on August 28, 2015.

Mayor Pro Tem Edgar discussed the following topics: Thanked Council Member Kusumoto for bringing forward recognition of Frieda Caplan; attendance at the West County Legislative Mixer; requested an update on the 2016 Race on the Base; and, thanked Staff for an excellent job planning Cassandra Palmer's Retirement Dinner.

Recreation and Community Services Director Lakin provided an overview of the 35th Anniversary, Southland Credit Union, Race on the Base to be held on February 26 and 27, 2016. Information www.raceonthebase.com.

Council Member Kusumoto spoke regarding the following topics: attendance at the West County Legislative Mixer; National Plug In Day; upcoming Fear No Fruit movie screening; upcoming Taste of Los Alamitos, October 17; and, requested an update on Wings, Wheels, and Rotors.

Council Member Grose provided a brief update on Wings, Wheels, and Rotors to be held on Sunday, October 25, 2015.

Council Member Hasselbrink spoke regarding the following topics: speaker at the Cypress Women's Conference; attended the Museum's Paint and Canvas night; attended first Orange County Fire Authority Board Meeting; and, thanked colleagues for supporting the Hawaiian theme.

Council Member Hasselbrink listed the following summer accomplishments: aggressively opposed Legislative Bills that would have a severe impact on the City; created succession plan for Police Department; started implementing Zoning Changes from the General Plan; opened up a brand new park, Coyote Creek Park; jump started LATV-3 with Station Manager to begin moving forward; and, strategically refinanced Laurel Park debt.

Mayor Murphy discussed the following topics: West County Legislative Mixer; thanked Staff for finalizing the bond process; attendance at El Grito Ceremony; acknowledged Cable Television Commission's student representative, Reed Ellison, in the audience; and, thanked General Reddicks and Staff for meeting regarding the pool and Water Polo Team.

11. ITEMS FROM THE CITY MANAGER

City Manager Plumlee thanked Council for its support and discussed the meetings with General Reddicks and Director Lakin. He advised he would be at the League of California Cities Conference at the end of the month.

Council Member Kusumoto asked the status for the Los Alamitos Volunteer Program recognition.

Recreation and Community Services Director Lakin advised a dinner would be held at the Community Center before the next Council meeting, October 19, 2015 at 5:00 p.m.

Council Member Grose advised he had heard from a local business about an incident where a Police Officer, who wished to remain anonymous, went above and beyond to assist. He thanked Staff for their hard work and extended his appreciation.

Council briefly discussed the possibility of expanding the Women's Conference to include strong women leaders from Los Alamitos.

Council Member Grose briefly discussed the state legislature and advised there were not any bills approved to raise taxes. He encouraged residents to provide input during the legislative process.

12. ADJOURNMENT

The City Council adjourned in memory of Wayne Jehoich at 7:50 p.m.

Attest:



Windmera Quintanar, CMC, City Clerk



Richard D. Murphy, Mayor