

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

REGULAR MEETING – May 16, 2016

1. CALL TO ORDER

The City Council met in Regular Session at 6:04 p.m., Monday, May 16, 2016, in the Council Chamber, 3191 Katella Avenue, Mayor Murphy presiding.

2. ROLL CALL

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

Absent: Council Members: None

Present: Staff: Bret M. Plumlee, City Manager
Cary S. Reisman, City Attorney
Jason Al-Imam, Administrative Services Director
Tony Brandberry, Public Works Superintendent
Dave Hunt, City Engineer
Corey Lakin, Recreation and Community Services Director
Steven A. Mendoza, Development Services Director
Eric R. Nuñez, Chief of Police
Tom Oliver, Associate Planner
Windmera Quintanar, CMC, City Clerk

Sunburst Youth Academy Cadet Student Council – Class 17

Matthew Moran	Elijah Brennan
McKenzie Sanchez	Justin Viramontes
David Gonzalez-Mendoza	Naomi Pineda
Isaiah Alvino	Lauren Crosthwaithe
Aaron Luna	Hosanna Toomalatai
Joshua Padilla	Kimberley Mateos
Anthony Gutierrez	Joshua Aguilar
Alejandro Perdomo	

3. PLEDGE OF ALLEGIANCE

Class President, Matthew Moran, led the Pledge of Allegiance.

4. INVOCATION

Cadet Naomi Pineda gave the Invocation.

Council Member Grose gave a brief overview of the Sunburst Youth Academy program.

5. PRESENTATIONS

A. Presentation of a Plaque to Betty Schmicker-Black for her 21 Years of Service on the Personnel Appeals Commission

Mayor Murphy and the Council presented a plaque to Ms. Schmicker-Black. Ms. Schmicker-Black spoke briefly.

- B. Presentation of a Proclamation to Orange County Fire Authority Chief, Ken Harrison, for "Drowning Prevention Awareness"**
Mayor Murphy and the Council presented a Proclamation to Chief Harrison. Chief Harrison spoke briefly.
- C. Presentation of a Proclamation to Mara James, Founder of Extraordinary Lives Foundation, for "Mental Health Awareness Month"**
Ms. James was not present.
- D. Presentation of a Proclamation to the City's Public Works Crew for "National Public Works Week"**
Mayor Murphy and the Council presented a Proclamation to the Public Works Crew. Development Services Director Mendoza introduced the members. Public Works Superintendent Brandyberry spoke briefly.
- E. Presentation of Certificates of Recognition to the Parks, Recreation, and Cultural Arts Commission and Recreation and Community Services Staff for the 1st Annual Weekend of Art**
Mayor Murphy and the Council presented Certificates of Recognition to Commissioners Josh Wilson, Alice Jempsa, and Michael Bell, and Staff members Corey Lakin, Ron Noda, Emeline Noda, Emily Gingras, and Megan Shimada. Director Lakin introduced the Staff and the Commissioners spoke briefly.
- F. Presentation by Lance, Soll & Lunghard, LLP, on Audit Responsibilities and Process**
Rich Kikuchi, Managing Partner, Lance, Soll & Lunghard, gave a PowerPoint presentation regarding Responsibilities and Process.

Mayor Murphy requested a presentation in July explaining Internal Controls and what could be done to strengthen them.

6. ORAL COMMUNICATIONS

At this time, any individual in the audience may come forward to speak on any item within the subject matter jurisdiction of the City Council. Remarks are to be limited to not more than five minutes per speaker.

Gerri Mejia, resident, opposed no overnight parking near Apartment Row.

Judy Klabough, Green St. Interior and Casa Youth Shelter, encouraged residents to participate in Pizza Monday fundraiser for Casa Youth Shelter at Valentinos in May.

Lois Waddle, resident, expressed concern regarding parking restrictions.

Theresa Murphy, Precious Life, spoke in favor of leaving the parking situation as it is without restrictions.

Mayor Murphy closed Oral Communications.

7. WARRANTS

Motion/Second: Edgar/Grose

Unanimously Carried: The City Council approved the Warrants for May 16, 2016, in the amount of \$86,376.62, ratified the Warrants for April 19, 2016 to May 15, 2016, in the amount of \$821,018.93, 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 May 17, 2016 to June 19, 2016.

ROLL CALL

Council Member Edgar	Aye
Council Member Grose	Aye
Council Member Kusumoto	Absent
Mayor Pro Tem Hasselbrink	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.

Mayor Murphy pulled items 8H and 8I.

Motion/Second: Edgar/Grose

Unanimously Carried (Kusumoto absent): The City Council approved the following Consent Calendar items:

- A. Approval of Minutes (City Clerk)**
Approved the Minutes of the April 11, 2016, Special Meeting, April 18, 2016, Regular Meeting, and May 2, 2016, Special Meeting.
- B. Resolutions Pertaining to the November 8, 2016, General Municipal Election (City Clerk)**
The City of Los Alamitos General Municipal Election will be held on Tuesday, November 8, 2016. It is City policy to consolidate the local election with the County of Orange. In order to enable such consolidation, it is necessary to adopt resolutions calling and giving notice of the election, requesting consolidation with the County, and adopting regulations pertaining to materials prepared by any candidate for a municipal election, including costs of candidates' statements.

The City Council:

- 1. Adopted Resolution No. 2016-15, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2016, FOR THE ELECTION OF

CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE CHARTER”; and,

2. Adopted Resolution No. 2016-16, entitled, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF ORANGE TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 8, 2016, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THAT DATE PURSUANT TO § 10403 OF THE ELECTIONS CODE”; and,
3. Adopted Resolution No. 2016-17, entitled “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2016.”

- C. Adopt Ordinance No. 2016-04 – A Zoning Ordinance Amendment (ZOA) 15-05 Revising the Nonconforming Use Provisions of the Los Alamitos Municipal Code (City Initiated) (Development Services)**
At its regular meeting of April 18, 2016 the City Council conducted a first reading of Ordinance No. 2016-04. This was a Zoning Ordinance Amendment (ZOA 15-05) considering zoning code changes relating to Nonconforming Use Provisions. The draft ordinance was brought to the City Council by recommendation of the Planning Commission (Citywide) (City Initiated).

The City Council adopted Ordinance No. 2016-04, entitled, “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, REPEALING CHAPTER 17.64 AND ADDING A NEW CHAPTER 17.64 RELATING TO NONCONFORMING USES (CITYWIDE) (CITY INITIATED).”

- D. Treasurer’s Quarterly Investment Report – March 2016 (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 – March 2016.

- E. Amendment No. 4 to Professional Services Agreement with Scientia Consulting Group for Information Technology Support Services (Administrative Services)**
The purpose of this report was to amend the Professional Services Agreement with Scientia Consulting Group, extending the term to June 30, 2017, for information technology support services.

The City Council authorized the Mayor to execute Amendment No. 4 to the Professional Services Agreement with Scientia Consulting Group, extending the contract for one-year.

F. Amendment No. 1 to Professional Services Agreement with Clear Channel Inc., a Delaware Corporation (Public Works)

This item was to consider continuing services with Clear Channel Inc., a Delaware Corporation to provide Bus Shelters and maintenance services therein. The current Professional Services Agreement (PSA) expires on June 6, 2016, but can be extended by mutual agreement.

The City Council authorized the Mayor to execute Amendment No. 1 of the PSA with Clear Channel Inc., a Delaware Corporation for Bus Shelters and maintenance services therein.

G. Reimbursement Agreement for Costs Related to 3131 Katella Ave. (Community Development)

This agenda item recommends approval of an agreement with Katella Property Owner LLC to cover costs related to the preparation of California Environmental Quality Act (CEQA) documents, engineering costs, legal costs and the procurement of Place Works to prepare CEQA documents and procurement of MIG for Contract Planning.

The City Council:

1. Approved the reimbursement agreement between the City and Katella Property Owner, LLC: and,
2. Authorized the City Manager to enter into a Professional Services Agreement with Place Works to prepare necessary California Environmental Quality Act (CEQA) documentation and with MIG for contract planning services to the satisfaction of the City Attorney.

End of Consent Calendar

Items Pulled from the Consent Calendar

H. Establishment of Time-Limited Parking (Community Development)

This report provides for the establishment of time-limited parking within the Commercial Area of Old Town East, the Medical Center Area and surrounding area.

City Council and Staff discussed the history of the project. Council consensus was received to change Area 1 to four hours and Area 10 to three hour parking in front of the senior homes. The bags would be removed once the new time restriction signs were installed. Council advised the project would be reviewed in two to three months and encouraged residents to contact the City with any future concerns.

Motion/Second: Murphy/Grose

Unanimously Carried (Kusumoto absent): The City Council adopted Resolution No. 2016-14, entitled, "A RESOLUTION OF CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ESTABLISHING LIMITED PARKING WITHIN THE COMMERCIAL AREA OF OLD TOWN EAST, MEDICAL CENTER AREA AND ADJACENT AREA", as amended.

I. Establishment of "No Overnight Parking" on Katella Avenue and Los Alamitos Boulevard Citywide (Community Development)

This report and corresponding resolution would establish "No Overnight Parking" on Los Alamitos Boulevard and Katella Avenue generated by City Council during parking discussions on April 18, 2016.

Council consensus was received to allow further review for "No Overnight Parking" near Apartment Row and to only adopt "No Overnight Parking" on Los Alamitos Blvd.

Motion/Second: Hasselbrink/Murphy

Unanimously Carried (Kusumoto absent): The City Council adopted Resolution No. 2016-13, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS ESTABLISHING "NO OVERNIGHT PARKING" ON LOS ALAMITOS BOULEVARD FROM SOUTHERN CITY LIMIT TO NORTHERN CITY LIMIT", and would revisit Katella Ave. at a later date.

RECESS

The City Council took a brief recess at 6:59 p.m.

RECONVENE

The City Council reconvened in regular session at 7:19 p.m.

9. PUBLIC HEARING

A. Introduce Ordinance No. 2016-05 – A Zoning Ordinance Amendment (ZOA 16-05) Amending the uses allowed within the Planned Light Industrial (P-M) Zone (Community Development)

Consideration of changes to uses allowed within the City's Industrial Zone (other zones to follow) as recommended by the Planning Commission during their April 27, 2016 meeting (City initiated).

Development Services Director Mendoza summarized the Staff report and answered questions from the City Council. He introduced a letter from Manatt, Pehlips, and Phillips into the record.

Mayor Murphy opened the Public Hearing. There was no one present wishing to speak.

Council and Staff briefly discussed why the Planning Commission had allowed some uses and not others. Council agreed the cost to professionally analyze the different uses was too expensive at this time.

Council consensus was received to receive and file the report.

**B. Introduce Ordinance No. 2016-03 - Creation of a Zone for Commercial Recreation Uses in the Planned Light Industrial Area (City Initiated)
(Community Development)**

Consideration of a Zoning Ordinance Amendment (ZOA 15-09) to create a Limited Industrial (L-I) Zone to allow commercial recreation uses for certain parcels in the Planned Light Industrial (P-M) Zone to comply with the new 2015-2035 General Plan and to amend the Zoning Map by placing the Zone on specified parcels (City initiated).

Development Services Director Mendoza summarized the Staff report and answered questions from the City Council.

Mayor Murphy opened the Public Hearing.

Virginia Bickford, resident, questioned if the information was available online. She was advised that it was available along with the minutes and recordings of the meetings.

Council and Staff briefly discussed the various uses that would be allowed in the overlay zone. Council was advised that any allowed uses would still require a Conditional Use Permit and would be subject to that approval process.

Motion/Second: Murphy/Edgar

Unanimously carried (Kusumoto absent) The City Council:

2. Determined that the proposed amendment had been reviewed in compliance with the provisions of the California Environmental Quality Act (CEQA). The City Council of the City of Los Alamitos, California, certified the Final Environmental Impact Report on March 23, 2015 for the Los Alamitos Plan to include land use changes for various parcels and adopting environmental findings, a statement of overriding considerations and a mitigation monitoring and reporting plan pursuant to the California Environmental Quality Act. The changes in this ordinance are within the scope of the Program EIR which adequately describes the changes for purposes of CEQA as the changes parallel the changes made by the General Plan. As zoning is required to be consistent with the General Plan, the impacts relating to the zone changes are identical to the impacts that were covered in the Program EIR and there are no new impacts which would occur from such changes.

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

3. Introduced, waived reading in full and authorized reading by title only of Ordinance No. 2016-03, and set for second reading; and,
4. City Attorney Reisman read the title of Ordinance No. 2016-03, entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, APPROVING ZONING ORDINANCE AMENDMENT (ZOA) 15-09 TO ESTABLISH A LIMITED INDUSTRIAL ZONE, TO AMEND THE ZONING MAP TO PLACE THE LIMITED INDUSTRIAL ZONE ON PROPERTIES GENERALLY SURROUNDING THE CORNER OF SERPENTINE DRIVE AND REAGAN STREET, AND TO AMEND SECTIONS 17.04.020 - TABLE 2-01, 17.10.10, 17.10.020 - TABLE 2-04, 17.10.030 - TABLE 2-05, AND 17.76.020, OF THE LOS ALAMITOS MUNICIPAL CODE RELATING TO THE USES ALLOWED IN THE LIMITED INDUSTRIAL ZONE AND ELIMINATING COMMERCIAL RECREATIONAL USES FROM THE PLANNED INDUSTRIAL ZONE (CITY INITIATED)."

C. Parking Fees for the 4th of July Fireworks Spectacular (Recreation)

The upcoming 29th Annual 4th of July Fireworks Spectacular is scheduled for Monday, July 4, 2016. Staff is seeking approval for a \$10 per vehicle parking fee for "non-residents" and a \$5 discounted "resident" fee with residents being defined as residents of Los Alamitos, Cypress, Seal Beach, and the Community of Rossmoor, since these agencies collaborate to host and sponsor the event.

Recreation and Community Services Director Lakin summarized the Staff report and answered questions from the City Council.

Mayor Murphy opened the Public Hearing.

Dave Bergess, resident of Rossmoor, advised the Rossmoor Home Owner's Association had approved expenditure for \$6,200 for the event. He advised he was not opposed to approving additional amounts in the future if the costs were warranted.

Josh Wilson, resident, questioned how many cars attended the event and what the percentage of residents vs. non-residents was. He stated a preference for not affecting families with increased rates, if there would not be a significant revenue increase.

City Council and Staff discussed the following points:

- Approximate 2,400 cars, 65% of which were non-resident
- An approximate additional \$7,800 would be generated from the increase

- Costs consistently rising each year, \$10 increase in parking with a discount to residents of participating agencies would contribute to the event
- Concerns regarding accounting of costs for the event
- Costs continue to rise each year, increasing the expenditures while the revenues are decreasing
- Parking fee from a market place stand point is considerably low and would assist with cost recovery
- Cars parked on the installation continue to increase every year despite the initial implementation of the parking fee
- Concerns regarding raising the fees instead of properly budgeting for special events
- Cost is per vehicle versus per person like most events
- Possibility of a fee waiver in the future

Motion/Second: Hasselbrink/Murphy

Motion Failed 2/2 (Edgar and Grose cast the dissenting votes, Kusumoto absent): Adopt Resolution No. 2016-18 , "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ESTABLISHING THE RECREATION AND COMMUNITY SERVICES DEPARTMENT PARKING FEES FOR THE FOURTH OF JULY FIREWORKS SPECTACULAR".

Council and Staff discussed bringing back additional information and advised any possible fee increase would need to wait until next year due to the timing of advertising for the event. Staff reiterated costs were going up and advised the parking fee increase had been included in the Budget for next year and would need to be removed. There was a brief discussion regarding Cypress involvement.

10. MAYOR AND COUNCIL INITIATED BUSINESS

A. Council Announcements

Council Member Grose spoke regarding the following topics: list of events attended at www.losalnet; attended Assembly Member Young Kim's Cultural Awareness event; advised Buena Park may be willing to rent its show mobile; and, requested well wishes for long time resident and former Commissioner, Eugene Gabbler, who had fallen ill.

Council Member Edgar spoke regarding the following topics: attendance at the Precious Life Shelter event, We Care event, Youth Center After Glow Event; stated support for Pizza Monday in May at Valentino's Pizza; and, thanked all involved for the Weekend of Art.

Mayor Pro Tem Hasselbrink spoke regarding attendance at the following events: Precious Life Gala, We Care event, La Palma State of the City, Weekend of Art, Orange County Fire Authority Academy Graduation, City

Selection meeting; and, stated support for Pizza Monday in May at Valentino's Pizza.

Mayor Murphy spoke regarding the following topics: appreciation for citizen participation with the parking issue; upcoming Honor Walk at the Orange County Sanitation District for Council Member Edgar; attendance at the Youth Center Fundraiser, Janet Nguyen Fundraiser, Weekend of Art, Coffe with a Cop; thanked Mayor Pro Tem Hasselbrink for attending the City Selection meeting; and congratulated Council Members Grose and Kusumoto on their reappointment.

11. ITEMS FROM THE CITY MANAGER

City Manager Plumlee advised he had attended the Southern California Association of Governments General Assembly and the Weekend of Art event.

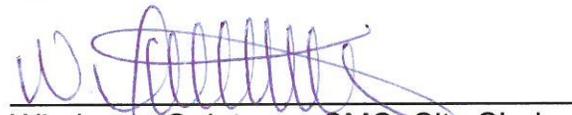
12. ADJOURNMENT

The City Council adjourned at 8:36 p.m.



Richard D. Murphy, Mayor

Attest:



Windmera Quintanar, CMC, City Clerk