

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

REGULAR MEETING – June 20, 2016

1. CALL TO ORDER

The City Council met in Regular Session at 6:09 p.m., Monday, June 20, 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
Sean Connolly, Police Captain
Dave Hunt, City Engineer
Corey Lakin, Recreation and Community Services Director
Steven A. Mendoza, Development Services Director
Eric R. Nuñez, Chief of Police
Windmera Quintanar, CMC, City Clerk

3. PLEDGE OF ALLEGIANCE

Mayor Murphy led the Pledge of Allegiance.

4. INVOCATION

Mayor Pro Tem Hasselbrink gave the Invocation.

5. PRESENTATIONS

A. Presentation of Certificates of Appreciation to the Youth Center's Stellar Volunteers

Mayor Murphy and the Council presented Certificates of Appreciation to Josie Pearce, Brielle Johnson, and Max Russell. Each recipient spoke briefly regarding the organizations they volunteer for.

B. Presentation of a Proclamation to Parks, Recreation, and Cultural Arts Commission Chair, Josh Wilson, for "Parks Make Life Better" Month

Mayor Murphy and the Council presented a Proclamation to Chair Wilson. Chair Wilson spoke briefly.

6. ORAL COMMUNICATIONS

Mayor Murphy opened Oral Communications.

Linda Smith, resident, and Theresa Hew, Long Beach resident, spoke in opposition to the increased coyote activity and stated concern someone would be injured.

Cathie Salai, resident, stated concern for the lack of parking on Katella and was advised limited parking had recently been approved. She stated concern that due to the holidays, City Hall was only open one Friday during November and December.

Maria Theresa Diaz, founding member and former President of the St. Isidore Historical Plaza, spoke regarding the upcoming Cuba Nostaliga Fundraising event on July 16th.

Shelley Henderson, OC Breeze, advised of upcoming events, Precious Life Shelter BBQ on Saturday, 4th of July Fireworks Spectacular, Wiener Nationals event at the Los Alamitos Race Course, and the Cypress Community Festival, July 30.

7. WARRANTS

Motion/Second: Grose/Hasselbrink

Unanimously Carried: The City Council approved the Warrants for June 20, 2016, in the amount of \$129,256.56, ratified the Warrants for May 17, 2016 to June 19, 2016, in the amount of \$752,932.24, 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 June 21, 2016 to July 17, 2016.

ROLL CALL

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

RECESS

The City Council took a brief recess at 6:37 p.m.

RECONVENE

The City Council reconvened in Regular session at 6:45 p.m.

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 pulled item 8D.

Mayor Murphy pulled items 8E, 8F, 8G, 8I, and 8L.

City Manager Plumlee pulled item 8P.

Council Member Kusumoto abstained from the minutes of May 6, 2016, since he was not present.

Motion/Second: Grose/Edgar

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

A. Approval of Minutes (City Clerk)

The City Council approved the Minutes of May 16, 2016 Special meeting; May 16, 2016 Regular meeting; and, June 6, 2016, Special meeting.

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

At its regular meeting of May 16, 2016, the City Council conducted a first reading of Ordinance No. 2016-03. This is 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).

The City Council 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 LIGHT INDUSTRIAL ZONE (CITY INITIATED)."

- C. Annual Appropriations Limit (Administrative Services)**
Article XIII B of the California Constitution specifies the amount of allowable revenue the City of Los Alamitos can appropriate from the proceeds of taxes.

The City Council adopted Resolution No. 2016-21, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, APPROVING AND ADOPTING THE ANNUAL APPROPRIATIONS LIMIT FOR FISCAL YEAR 2016-17."

- H. Personnel Changes Related to the Fiscal Year 2016/17 Budget (Administrative Services)**
This report outlined the various personnel related items that have been incorporated into the Proposed Budget for Fiscal Year 2016/17.

The City Council:

1. Adopted Resolution No. 2016-19 entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, AMENDING THE HOURLY RATE SCHEDULE FOR PHOTO ENFORCEMENT OFFICER EFFECTIVE JULY 1, 2016 AND AMENDING RESOLUTION NUMBER 2015-12," and,
2. Adopted Resolution No. 2016-20 entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, AMENDING THE SALARY SCHEDULE AND HEALTH BENEFIT CONTRIBUTION FOR EXECUTIVE MANAGEMENT AND NON-REPRESENTED EMPLOYEES EFFECTIVE JULY 1, 2016 AND AMENDING RESOLUTION NUMBERS 2014-22 and 2015-13".

- J. Memorandum of Understanding Agreement for AlertOC (Police)**
In an effort to continue to enhance public safety and improve communication with the community during emergencies, staff is seeking City Council authorization to renew the Memorandum of Understanding for participation in a countywide mass notification system.

The City Council authorized the City Manager to execute the Memorandum of Understanding between the City of Los Alamitos and the County of Orange for use of the countywide mass notification system, AlertOC.

- K. School Resource Officer (SRO) Agreements (Police)**
The purpose of this report was to request authorization for the City of Los Alamitos to re-enter into agreements with the Los Alamitos Unified School

District (LAUSD) and the City of Seal Beach to share costs for the School Resource Officer.

The City Council:

1. Authorized the Mayor to execute the Agreement between the City of Los Alamitos and the Los Alamitos Unified School District for the School Resource Officer; and,
2. Authorized the Mayor to execute the Agreement between the City of Los Alamitos and the City of Seal Beach for the School Resource Officer.

M. Approval of Plans and Specifications, and Authorization to Bid for ADA Ramp Project (CIP No. 15/16-04) (City Engineer)

This report recommended actions to begin facilitating the construction of portions of the ADA Ramps throughout the City.

The City Council:

1. Approved the plans and specifications for the construction of the ADA Ramps Improvement Project (CIP No. 15/16-04); and,
2. Authorized Staff to advertise and solicit bid proposals.

N. Award of Bid for Alley Pavement Improvement Project (CIP No. 15/16-02) (City Engineer)

This report recommended awarding a bid for the reconstruction of the Apartment Row Alley located from Reagan Street to Maple Street, between Howard Avenue and Farquhar Avenue.

The City Council:

1. Awarded construction of the Alley Pavement Improvement Project (CIP No. 15/16-02) to Martinez Concrete in Azusa, California, in the amount of \$143,662.09; and,
2. Authorized the Mayor to execute the contract for the project; and,
3. Authorized City Engineer to add work and execute change orders in an amount not to exceed the contingency reserve of 10% or \$14,366.21 for a maximum contract amount of \$158,028.30; and,
4. Authorized a supplemental appropriation of \$18,028.30 from 2016/17 Gas Tax Funds.

**O. Approval of the Measure M Capital Improvement Program (CIP) for FY 2016-17 through FY 2022-23 for the City of Los Alamitos
(City Engineer)**

In order to remain eligible to receive Measure M Turnback funds, the Orange County Transportation Authority (OCTA) requires that all local jurisdictions comply with a variety of requirements, for the Measure M Capital Improvement Program (CIP) for FY 2016-17 through FY 2022-23 for the City of Los Alamitos. Staff has prepared a Capital Improvement Program covering the Fiscal Years FY 2016-17 through FY 2022-23 and is prepared to submit this and other required documentation to OCTA upon approval by the City Council.

The City Council directed the City Engineer to submit the approved Seven-Year Capital Improvement Program for Fiscal Years FY 2016-17 through FY 2022-23, and the required Measure M eligibility documents to the Orange County Transportation Authority.

End of Consent Calendar

Items Pulled from the Consent Calendar

**D. Consideration of Capital Lease Financing for the Purchase of Seven Police Vehicles with Wells Fargo Equipment Finance, Inc.
(Administrative Services)**

This report requested City Council approval of a financing agreement with Wells Fargo Equipment Finance, Inc. for the purchase of seven Police vehicles.

Council Member Grose advised he did not have any concerns, but wanted to remind Council this would set a precedence for a large replacement of vehicles every four years.

Motion/Second: Grose/Edgar

Unanimously Carried: The City Council:

1. Adopted Resolution 2016-24 entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, AUTHORIZING THE EXECUTION AND DELIVERY OF A MASTER GOVERNMENTAL LEASE-PURCHASE AGREEMENT, AN ESCROW AGREEMENT AND A SUPPLEMENT WITH RESPECT TO THE ACQUISITION, PURCHASE, FINANCING AND LEASING OF CERTAIN EQUIPMENT FOR THE PUBLIC BENEFIT; AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS REQUIRED IN CONNECTION THEREWITH; AND AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE

TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION”;
and,

2. Authorized the City Manager, or his designee, to sign all documents necessary to complete the financing.

Mayor Murphy referred to items 8E, 8F, and 8G and advised he would like to see a breakdown of the bid results in future reports. He understood they were difficult to explain, but wanted to ensure an effort was made show what was being approved and why.

E. General Liability Claims Administration (Administrative Services)

This report recommends approval of an agreement with Carl Warren & Company for third-party administration services for the City's self-insured general liability program and recommends a policy that establishes authority to settle claims.

Motion/Second: Murphy/Edgar

Unanimously Carried: The City Council:

1. Authorized the Mayor to enter into the Professional Services Agreement with Carl Warren & Company for third-party administration services for the City's self-insured general liability program;
2. Reviewed and approved the Scope of Services as set forth in Exhibit A of Attachment 1; and,
3. Adopted Resolution No. 2016-27 titled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ESTABLISHING A POLICY REGARDING LIABILITY CLAIMS HANDLING AND SETTLEMENT AUTHORITY AND RESCINDING RESOLUTION NO. 2007-24".

F. Workers Compensation Claims Administration

(Administrative Services)

This report recommends approval of an agreement with Intercare Holdings Insurance Services, Inc. for third-party administration services for the City's self-insured workers' compensation program and recommends a policy that establishes authority to settle claims.

Motion/Second: Murphy/Edgar

Unanimously Carried: The City Council:

1. Authorized the Mayor to enter into the Professional Services Agreement with Intercare Holdings Insurance Services, Inc. for

third-party administration services for the City's self-insured workers' compensation program; and,

2. Reviewed and approved the Scope of Services as set forth in Exhibit A of Attachment 1; and,
3. Adopted Resolution No. 2016-26 titled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ESTABLISHING A POLICY REGARDING WORKERS' COMPENSATION CLAIMS HANDLING AND SETTLEMENT AUTHORITY AND RESCINDING RESOLUTION NO. 2007-24".

**G. Property Insurance for the Period of July 1, 2016 to June 30, 2017
(Administrative Services)**

This report recommended approval of Property Insurance with Landmark American Insurance Company for the period July 1, 2016 to June 30, 2017.

City Council and Staff discussed the possibility of adding the restroom structure at Little Cottonwood. Courtney Ramirez, Alliant Insurance, advised it would be roughly \$1,800 before taxes and fees to add the structure.

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

1. Approved the purchase of Property Insurance from Landmark American Insurance Company in a premium amount not to exceed \$82,560 for the period July 1, 2016 to June 30, 2017; and,
2. Directed Staff to include the restroom infrastructure at Cottonwood Park; and,
3. Authorized the City Manager or designee to execute all documents necessary to purchase such property insurance.

**I. Los Alamitos Museum Association's 2016-17 Proposed Schedule, Activity Plan and Budget
(Recreation)**

This report provides the City Council with the Los Alamitos Museum Association's proposed schedule, activity plan and budget for the 2016-17 fiscal year.

City Council and Staff discussed the history of the museum and advised Recreation and Community Services Director Lakin was now the liaison to the Museum Association. Council requested an Income Statement, the possibility of other organizations utilizing the space, a briefing regarding

the relationship with the Los Alamitos Museum Association, hold harmless and insurance requirements, and the role of the Parks, Recreation, and Cultural Arts Commission.

The City Council directed Staff to bring the item back for further discussion at the next meeting.

L. Professional Services with Fuscoe Engineering, Inc. for the Development of Annual Program Effectiveness Assessment (PEA) for NPDES Reporting (Development Services)

The City of Los Alamitos has used Fuscoe Engineering to complete our annual reporting since 2012. This report recommends that the City continue that relationship for five additional years at \$16,900 per year.

City Council stated concern the lowest bidder was not being recommended. Staff discussed Fuscoe was being recommended because it was familiar with the City and the County of Orange's processes and reports, Wildan did not have the experience in Orange County, and it would take significant Staff time to bring Wildan up to date.

Council stated concerns that both firms were qualified and the additional cost. Staff advised the Request for Proposals (RFP) had stated scoring would be based on experience and qualifications. Council was advised the price could be negotiated on Professional Service contracts.

Motion/Second: Kusumoto/Murphy

Motion: Authorize the City Manager to execute a Professional Services Agreement with Wildan to prepare the annual Program Effectiveness Assessment (PEA) not to exceed \$16,900 per year for five years to the satisfaction of the City Attorney.

City Council and Staff discussed concerns regarding paying more when both firms are equally qualified solely to ease the burden on Staff, support for Staff's ability to evaluate and recommend a company, and the scoring process for an RFP versus a public works project bid.

Mayor Murphy called for the vote.

Motion/Second: Kusumoto/Murphy

Motion Failed 2/3 (Edgar, Grose, and Hasselbrink cast the dissenting votes): Authorize the City Manager to execute a Professional Services Agreement with Wildan to prepare the annual Program Effectiveness Assessment (PEA) not to exceed \$16,900 per year for five years to the satisfaction of the City Attorney.

Motion/Second: Edgar/Hasselbrink

Motion Carried 3/2 (Kusumoto and Murphy cast the dissenting votes): The City Council authorized the City Manager to execute a Professional Services Agreement with Fuscoe Engineering, Inc. to prepare the annual Program Effectiveness Assessment (PEA) not to exceed \$16,900 per year for five years to the satisfaction of the City Attorney.

P. Professional Services with Keeton Kreitzer Consulting for Preparation of Environmental Documentation for Raised Median Island Project (Development Services)

This report recommends securing the services of an environmental consultant for the Raised Median Island Project.

Staff clarified the amount for the project should be \$62,760.00 and it was budgeted for the Fiscal Year 2016/2017.

Motion/Second: Hasselbrink/Edgar

Unanimously Carried: The City Council authorized the City Manager to execute a Professional Services Agreement with Keeton Kreitzer Consulting to the satisfaction of the City Attorney, in an amount not to exceed \$62,760.00.

9. PUBLIC HEARING

A. Adoption of the City of Los Alamitos Fiscal Year 2016-17 Annual Operating and Capital Improvement Program (CIP) Budget (Administrative Services)

City Charter Sections 1201-1205 govern the development and adoption of the City's Annual Budget. Section 1203 requires a public hearing for public input on the proposed budget. Thereafter, the City Council shall adopt the budget with revisions, if any; establish estimated revenues, expenditure appropriations, and transfers of funds of the City.

Director of Administrative Services Al-Imam summarized the Staff report and answered questions from the Council.

Mayor Murphy opened the Public Hearing for comments. There being no one present wishing to speak, Mayor Murphy closed the Public Hearing for comments.

City Council and Staff discussed the improved budget adoption process, satisfaction for a balanced budget, updating Internal Service Funds to remove the pool, add Special Events when the fiscal year closes around September, and clarify the Self-Insurance amounts and Emergency Preparedness.

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

1. Conducted a public hearing on the Proposed Annual Operating and Capital Improvement Program Budget; and,
2. Adopted Resolution No. 2016-25, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ADOPTING THE ANNUAL OPERATING AND CAPITAL IMPROVEMENT PROGRAM BUDGET FOR FISCAL YEAR 2016-17."

10. DISCUSSION ITEM

- A. Designation of Voting Delegate and Alternate for the League of California Cities' 2016 Annual Conference & Expo (City Clerk)**
The League of California Cities Annual Conference & Expo will be held in Long Beach, October 5-7, 2016. The League is requesting City Council designation of a Voting Delegate to the Annual Business Meeting.

City Clerk Quintanar summarized the Staff report and answered questions from the City Council.

Motion/Second: Murphy/Edgar
Unanimously Carried: the City Council:

1. Appointed Council Member Grose to serve as the City's Voting Delegate for the League of California Cities 2016 Annual Business Meeting; and,
2. Appointed Mayor Pro Tem Hasselbrink and Council Member Kusumoto to serve as the City's Alternate Voting Delegates in the event of the Voting Delegate's absence.

11. MAYOR AND COUNCIL INITIATED BUSINESS

A. Council Announcements

Council Member Grose discussed the following topics: events attended available on www.losal.net; requested adjournment in honor of Eugene Gabler, former Commissioner; prayers to Covina Council Member, Mike Spence, who had been in a car accident; upcoming Precious Life BBQ fundraising event; and, stated concerns for Golded State Water's expired franchise agreement.

Council Member Kusumoto discussed the following topics: absent from last Council meeting; attendances at SCAG's Annual General Assembly; attendance at OCMVCD Board Meeting; appointment to OC Parks Commission; League of California Cities Legislative Discussion; Precious Life BBQ; and Stanton's Central Park Grand Opening.

Council Member Edgar discussed the following topics: Sunburst Youth Academy Graduation; Memorial Day celebration at Forest Lawn; received an update on the Coyote Creek Bike Trail; advised he would miss the June Rivers and Mountains Conservancy meeting; Budget Standing Committee meeting and disappointment with the auditor's professionalism; and, possible discussion for Cypress' Ballot measure.

Mayor Pro Tem Hasselbrink discussed the following topics: Orange County Fire Authority's Board Meeting; Sunburst Youth Academy Graduation; Summer Harvest summer food program; judge at Cottonwood Church Car Show; Cypress Women's Conference; and, wished Sergeant Raso a happy retirement.

Mayor Murphy discussed the following topics: Police Officers' Association Mixer; Sunburst Youth Academy Graduation; farewell to lieutenant Colonel Armstrong; Memorial Day celebration at Forest Lawn; Flag Day dinner; forum on unfunded pensions costs hosted by Supervisor Michelle Steel; requested an update on Frontier services; and, congratulated Staff on the budget adoption.

12. ITEMS FROM THE CITY MANAGER

City Manager Plumlee thanked everyone for their work during the budget process and advised Staff would continue to monitor it and report back to Council.

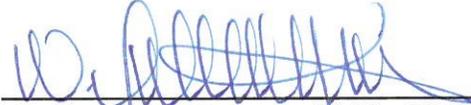
13. ADJOURNMENT

The City Council adjourned at 8:20 p.m. in memory of Eugene Gabler.



Richard D. Murphy, Mayor

Attest:



Windmera Quintanar, CMC, City Clerk