

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

REGULAR MEETING – March 19, 2012

1. CALL TO ORDER

The City Council met in Regular Session at 7:02 p.m., Monday, March 19, 2012, in the Council Chambers, 3191 Katella Avenue, Mayor Edgar presiding.

2. ROLL CALL

Present: Council Members: Kusumoto, Stephens, Mayor Pro Tem Poe, Mayor Edgar

Absent: Council Members: Graham-Mejia

Present: Staff:
Angie Avery, City Manager
Sandra J. Levin, City Attorney
Anita Agramonte, Finance Director
Tony Brandyberry, Public Works Super
Dave Hunt, City Engineer
Corey Lakin, Community Services Director
Todd Mattern, Police Chief
Steven Mendoza, Community Development Director
Windmera Quintanar, Department Secretary

3. PLEDGE OF ALLEGIANCE

Mayor Pro Tem Poe led the Pledge of Allegiance.

4. INVOCATION

Mayor Edgar gave the invocation.

5. PRESENTATIONS

A. Presentation by Consolidated Disposal - 2011 Update

Mayor Edgar advised this presentation would be postponed until a later date.

6. ORAL COMMUNICATIONS

Mayor Edgar opened Oral Communications. There being no one present wishing to speak, Mayor Edgar closed Oral Communications.

7. REGISTER OF MAJOR EXPENDITURES

March 19, 2012.

Motion/Second: Poe/Stephens

Unanimously Carried: The City Council approved the Register of Major Expenditures for March 19, 2012, in the amount of \$474,051.83.

Roll Call Vote

Council Member Graham-Mejia	Absent
Council Member Kusumoto	Aye
Council Member Stephens	Aye
Mayor Pro Tem Poe	Aye
Mayor Edgar	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 Kusumoto pulled item 8A.

Motion/Second: Poe/Stephens

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

*****CONSENT CALENDAR*****

B. Warrants (Finance)

The City Council approved the Warrants of March 19, 2012, in the amount of \$102,792.22

C. Emergency Roof Repairs - Reaffirmation of Emergency Conditions (Public Works)

The City of Los Alamitos, when approving emergency public projects, is required to reaffirm such decisions at subsequent Council Meetings until the emergency is resolved. This staff report reaffirms the December 19, 2011, decision to approve an emergency contract for roof repairs to several City buildings to avoid further damage to public facilities and avoid injury to the health of the occupants of the buildings.

The City Council, by a 4/5ths vote, ratified and reaffirmed the December 19, 2011, City Council action:

1. Found that significant damage has occurred to the roofs on several City buildings as a result of recent weather events, that the roofs are leaking into work spaces currently in use by employees, that future wind and storm events are predicted in the near future, and that the roofing issues have been inspected and assessed by professionals with pertinent experience who have recommended immediate repair to avoid further damage and possible health and safety issues; and,

2. Found that the roofing problems identified in this report are an emergency, that there is not time to conduct a competitive bid process and that the roofs must be repaired immediately to avoid further damage to public facilities and avoid injury to the health of the occupants of the buildings; and,
3. Authorized the award of contract for emergency roof repairs to Emercon Construction, Inc. via the Joint Powers Insurance Authority (JPIA) while authorizing an expenditure of \$5,000.00 for the deductible; and,
4. Authorized the City Manager to spend up to \$15,000 to repair and/or replace roof top air conditioning equipment if needed in order to repair the roofing leaks.

D. Replacement of Police Department's 1997 Ford Aerostar Using Grant Funds (Public Works)

This was a request to purchase a new Ford Escape to replace an aging 1997 Ford Aerostar used by the Police Department as transport to the courts. In order to use grant funds, staff recommended the purchase of a hybrid. This report sought to "piggy back" on the National Joint Powers Alliance (NJPA) contract for acquisition of the vehicle.

The City Council:

1. Authorized the City Manager to purchase one (1) 2012 Ford Escape Hybrid Vehicle from National Auto Fleet Group, a subsidiary of Wondries Fleet Group; and,
2. Declared the 1997 Ford Aerostar surplus.

E. Approval of Notice of Completion, Katella Avenue Median Modifications at Chestnut Street – CIP 10/11-07 (Public Works)

The Katella Avenue center median project at Chestnut Street is complete and in compliance with the plans and specifications. Staff recommended that City Council accept the work as complete, direct filing of the Notice of Completion, and authorize retention release as prescribed by the Public Contracts Codes.

The City Council:

1. Accepted as complete the construction contract by HYM Engineering, Inc. for the Katella Avenue Median Modifications at Chestnut Street; and,
2. Directed the City Clerk to record the Notice of Completion/Final Report with the County Recorder's office; and,
3. Authorized staff to release the 10% retention to the contractor, in the amount of \$6,652.03, thirty-five (35) days after recordation of the Notice of Completion.

F. Approval of Notice of Completion for Community Pool Deck Shading System - CIP 10/11-06 (Public Works)

The Community Pool Deck Shading System project was completed and in compliance with the plans and specifications. Staff recommended that City Council accept the work as complete, direct filing of the Notice of Completion, and authorize retention release as prescribed by the Public Contracts Codes.

The City Council:

1. Accepted as complete the construction contract by Peace of Mind Construction, Inc. for the Community Pool Deck Shading System; and,
2. Directed the City Clerk to record the Notice of Completion/Final Report with the County Recorder's office; and,
3. Authorized staff to release the 10% retention to the contractor, in the amount of \$1,921.70, thirty-five (35) days after recordation of the Notice of Completion.

G. Approval to Purchase Materials for Lighting Retrofit (Public Works)

This item sought authorization for the City Manager to purchase the necessary materials needed to complete the grant funded lighting retrofit to City facilities. It has been placed on the agenda because the materials cost exceeds the purchasing limit of the City Manager.

The City Council authorized the City Manager to purchase light bulbs and ballasts, as described in the bid from Spot Lighting Supplies, Inc., in an amount of \$11,944.12.

*****END OF CONSENT CALENDAR*****

A. Approval of Minutes (City Clerk)

Approve the Minutes of the Regular Meeting of March 5, 2012.

Council Member Kusumoto thanked City Attorney Levin for responding to his questions from the March 5, 2012, City Council meeting and requested the questions and answers be attached to the minutes. He indicated he would abstain from voting as an item had specially pertained to him.

Motion/Second: Edgar/Poe

Carried 3/0 (Kusumoto abstained): The City Council approved the Minutes of the Regular Meeting of March 5, 2012.

9. DISCUSSION ITEMS

A. Consideration of an Investment Policy for Fiscal Years 2011-12 and 2012-13 (Finance)

This report sought City Council consideration for the adoption of an Investment Policy for Fiscal Years 2011-12 and 2012-13.

Recommendation: Adopt the Investment Policy for Fiscal Years 2011-12 and 2012-13.

Mayor Edgar requested this item be postponed until the next meeting. He indicated it was an important policy that needed to be adopted before June 30, but would like to discuss when the entire Council was present.

Council consensus was received to postpone the item.

10. MAYOR AND COUNCIL INITIATED BUSINESS

Mayor Pro Tem Poe discussed the following topics: attendance at the March 9th General Plan Open House; upcoming General Plan Open House on March 14th; attendance at the Shade Structure dedication at the Joint Forces Training Base (JFTB); Los Alamitos tribute wall at Southland Credit Union; upcoming eWaste collection and bake sale at American Legion on Saturday, March 24th to benefit Relay for Life; recent article about Rainbow Disposal; and, upcoming dedication ceremony on April 15th for St. Isidore being recognized as a historical site by the Museum Association.

Council Member Stephens reported attendance at the Orange County Fire Authority (OCFA) Budget and Finance Committee meeting and discussed the likelihood of other cities turning to OCFA for fire services.

Council Member Kusumoto thanked City Attorney Levin for her response and submitted additional questions for review.

Mayor Edgar discussed the following topics: attendance at the Sunburst Youth Academy's Grand Opening of state of the art classrooms; requested an update on the Rivers and Mountains Conservancy (RMC) grant; and, requested an update on Laurel Park.

City Manager Avery advised the RMC grant application has made it to the Public Utilities Commission in Sacramento and staff would receive a tracking number for the application shortly.

City Engineer Hunt stated a grant extension letter had been sent to RMC over a month ago and receipt had been confirmed.

Public Works Superintendent Brandyberry provided a project overview and update on Laurel Park. Mayor Edgar reiterated the Council's desire to have a rededication once the Park was open.

11. ITEMS FROM THE CITY MANAGER

City Manager Avery inquired when Laurel Park would be open. Public Works Superintendent Brandyberry indicated the expected opening would be late May.

City Manager Avery discussed the upcoming General Plan Open Houses and advised of the upcoming joint Parks, Recreation, and Cultural Arts, Planning, and Traffic Commission meeting on April 4, 2012, at 7:00 p.m. in the Council Chambers. She encouraged everyone to attend this entertaining and informative event.

Mayor Edgar encouraged residents to attend the General Plan outreach events and requested an update on the Police Officer Appreciation Lunch.

Police Chief Mattern gave an overview of the upcoming event and indicated the presentation would focus on the Police Department's 50th Anniversary.

12. CLOSED SESSION

Mayor Edgar advised Item 12 would not be discussed.

Conference with Legal Counsel

The City Council finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the local agency in the litigation.

A. Anticipated Litigation: (G.C. 54956.9(b))

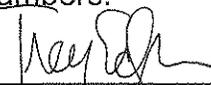
A point has been reached where, in the opinion of the City Council on the advice of its legal counsel, there is a significant exposure to litigation against the City based upon facts and circumstances that might result in litigation but which the City believes are not yet known to potential plaintiff or plaintiffs. G.C. 54956.9(b)(3)(A)

B. Initiation of Litigation: G.C. 54956.9(c)

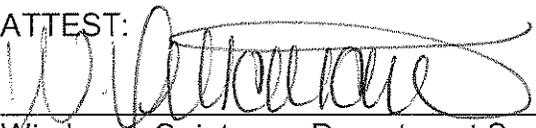
One Item

13. ADJOURNMENT

The meeting adjourned at 7:25 p.m. The next meeting of the City Council is scheduled for **Monday, April 2, 2012**, in the City Council Chambers.



Troy D. Edgar, Mayor

ATTEST: 

Windmera Quintanar, Department Secretary