

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

**REGULAR MEETING – DECEMBER 18, 2017**

**1. CALL TO ORDER**

The City Council met in Regular Session at 6:04 p.m. Monday, December 18, 2017, in the Council Chamber, 3191 Katella Avenue, Mayor Hasselbrink presiding.

**2. ROLL CALL**

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

**Absent:** Council Members: None

**Present:** Staff: Bret M. Plumlee, City Manager  
Chris Karrer, Police Captain  
Steven A. Mendoza, Development Services Director  
Emeline Noda, Recreation Manager  
Windmera Quintanar, CMC, City Clerk  
Maria-Luisa Valdez, Interim Administrative Services Director

**3. PLEDGE OF ALLEGIANCE**

Mayor Pro Tem Edgar led the Pledge of Allegiance.

**4. INVOCATION**

Council Member Kusumoto will give the Invocation.

**5. PRESENTATION**

**A. Presentations to Mayor Hasselbrink from Outside Agencies for her Service as Mayor**

Presentations were made to Mayor Hasselbrink from the following individuals:

- Representative Mike Johnson, Assemblyman Travis Allen's Office
- Representative Miles Bruner, Senator Janet Nguyen
- Congressman Alan Lowenthal's Office presented by Mayor Pro Tem Edgar
- Representative Tim Whitaker, Orange County Supervisor Michelle Steele's Office

**B. Presentation of a Certificate of Appreciation to Gayla Greeley, Tri-Zone, for the Donation of a Bike Self-Service Station in Coyote Creek Park**

Mayor Hasselbrink and the Council presented a Certificate of Appreciation to Gayla Greeley.

**C. Presentation of Certificates of Appreciation to the Winter Wonderland Volunteers and Sponsors**

Mayor Hasselbrink and the Council presented Certificates of Appreciation to Platinum Sponsors Pastor Jeff of Generations Church and Alan Ratman of Katella Deli, and Groups with 10 or more volunteers: Generations Church, Los Alamitos Youth Volunteer Program, and Casa Youth Leadership Program.

**RECESS**

The City Council took a brief recess at 6:15 p.m.

**RECONVENE**

The City Council reconvened in regular session at 6:35 p.m.

**D. Presentation of a Plaque to Mark Chirco for his Service as a Parks, Recreation, and Cultural Arts Commissioner**

Mayor Hasselbrink and Council presented a plaque to former commissioner Chirco.

**E. Presentation of a Certificate of Appointment to Mark Chirco as the Newly Appointed Council Member**

Mayor Hasselbrink and Council presented a Certificate of Appointment to Council Member Chirco. Council Member Chirco spoke briefly and introduced his family.

**F. Presentation by Rich Kikuchi, Managing Partner of LSL, Regarding the Comprehensive Annual Financial Report (CAFR)**

Mr. Kikuchi gave a PowerPoint presentation regarding the CAFR.

Council consensus was received to pull item 13C forward.

**13. SPECIAL ORDERS OF THE DAY**

**C. City Council Reorganization (City Clerk)**

This report provided relevant information for the City Council's annual reorganization, by the election of Mayor and Mayor Pro Tem. The City's Charter requires roll call votes be taken for the election of these two Officers.

Mayor Hasselbrink turned the meeting over to City Clerk Quintanar. City Clerk Quintanar opened the floor for nominations for the Office of Mayor.

Council Member Murphy nominated Council Member Edgar.

There being no further nominations, City Clerk Quintanar closed the floor for nominations for the Office of Mayor.

City Clerk Quintanar called for a roll call vote to appoint Council Member Edgar to the Office of Mayor.

**ROLL CALL**

Chirco	Aye
Edgar	Aye
Hasselbrink	Aye
Kusumoto	Aye
Murphy	Aye

City Clerk Quintanar advised the motion carried and turned the meeting over to Mayor Edgar.

Mayor Edgar opened the floor for nominations for the Office of Mayor Pro Tem.

Council Member Murphy nominated Council Member Kusumoto for the Office of Mayor Pro Tem.

There being no further nominations, Mayor Edgar closed the floor for nominations for the Office of Mayor Pro Tem.

Mayor Edgar called for a roll call vote to appoint Council Member Kusumoto to the Office of Mayor Pro Tem.

**ROLL CALL**

Chirco	Aye
Edgar	Aye
Hasselbrink	Aye
Kusumoto	Aye
Murphy	Aye

Mayor Edgar advised the motion carried.

Mayor Edgar thanked his colleagues and family for the appointment and spoke briefly regarding his goals for 2018.

Mayor Edgar pulled item 13B forward.

**B. Presentations to Mayor Hasselbrink from the City Council for her Service as Mayor**

Mayor Edgar presented a plaque to outgoing Mayor Hasselbrink and thanked her for her service as Mayor in 2017.

Mayor Edgar pulled item 13A forward.

**A. Comments by Outgoing Mayor Hasselbrink**

Council Member Hasselbrink spoke briefly regarding the accomplishments of 2017 and her tenure as Mayor.

**RECESS**

The City Council took a brief recess at 6:52 p.m.

**RECONVENE**

The City Council reconvened in regular session at 6:59 p.m.

**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.

Mayor Edgar opened the meeting for Oral Communications.

Shelley Henderson, citizen, spoke in favor of item 10D.

Santa Claus spoke in favor of item 10D.

Monte Collins, owner of property on Cerritos Ave., spoke in opposition to item 12A and advised he was in the final stages of submitting his plans for the project to the City and this interim ordinance would require him to start over.

Lance Slimmer, representing Debbie Slimmer, spoke in opposition to item 12A and advised the project underway was a good fit for the community. He requested additional comments be allowed when the item was up for discussion.

Mayor Edgar closed the meeting for Oral Communications.

Mayor Edgar pulled items 9 and 10 forward.

**9. WARRANTS**

Motion/Second: Murphy/Chirco

Unanimously Carried: The City Council approved the Warrants for December 18, 2017, in the amount of \$37,692.46 ratified the Warrants for November 21, 2017 to December 17, 2017, in the amount of \$650,744.17, 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 December 19, 2017 to January 15, 2018.

**ROLL CALL**

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

**10. 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 Hasselbrink pulled items 10D and 10I.

Motion/Second: Murphy/Hasselbrink

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

- A. Approval of Minutes (City Clerk)**  
The City Council approved the Regular City Council Minutes of November 20, 2017 and the Special City Council Minutes of December 2, 2017.

- B. Adopt Ordinance No. 2017-11 – Regulations on Unmanned Aircraft Systems, or “Drones”, in City Limits (Police)**  
At its regular meeting of November 20, 2017 the City Council introduced for first reading, read by title only, and waived further reading Ordinance No. 2017-08. This ordinance proposes an amendment to Title 8, Health and Safety, of the Los Alamitos Municipal code, by adding Chapter 8.52, Unmanned Aircraft Systems, regarding the use of unmanned aircraft systems (UAS) within city limits.

The City Council adopted Ordinance No. 2017-11, entitled “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, AMENDING TITLE 8, HEALTH AND SAFETY, BY ADDING CHAPTER 08.52 OF THE LOS ALAMITOS MUNICIPAL CODE – UNMANNED AIRCRAFT SYSTEMS.”

- C. Adopt Ordinance No. 2017-12 – Removing References to Specific Fees (City Clerk)**  
On July 31, 2017 the City Council adopted Resolution No. 2017-13 approving the Master Fee Schedule. Since adoption of the Master Fee Schedule, Staff has identified several sections of the Municipal Code that reference specific fees. On November 20, 2017 the City Council introduced for first reading, read by title only, and waived further reading of Ordinance No. 2017-12.

The City Council adopted Ordinance No. 2017-12, entitled, “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, AMENDING THE LOS ALAMITOS MUNICIPAL CODE TO REMOVE VARIOUS REFERENCES TO SPECIFIC FEES AND REFER USERS TO THE MASTER FEE SCHEDULE ADOPTED BY CITY COUNCIL RESOLUTION”.

- E. Minimum Wage Increase Effective January 1, 2018 (Administrative Services)**  
This report addressed the state-wide minimum wage increase that becomes effective January 1, 2018.

The City Council adopted Resolution No. 2017-29, entitled, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, AMENDING THE HOURLY RATE SCHEDULE EFFECTIVE JANUARY 1, 2018 AND REPEALING RESOLUTION NO. 2016-39.”

- F. Fiscal Year 2016-17 Audit Reports (Administrative Services)**  
The item for City Council consideration was receipt of the Fiscal Year 2016-17 audit reports.

Recommendation: Receive and file the annual audit reports for the Fiscal Year 2016-17: Comprehensive Annual Financial Report, Report on Internal Control, and Auditor Communication Letter.

- G. Race on the Base Equipment (Recreation)**  
This item requested the City Council to authorize the City Manager to enter into a Professional Services Agreement with Big Top Rentals for the rental of necessary equipment for the 2018 Race on the Base.

The City Council authorized the City Manager to enter into a Professional Services Agreement with Big Top Rentals for rental equipment in an amount not to exceed \$30,000.

- H. Mobile Fleet Maintenance Services (Development Services)**  
This report requested approval to extend the services of Managed Mobile for Fleet Maintenance Services beyond the City Manager's spending limit to provide more time to assess the needs of the department.

The City Council authorized the Mayor to execute Amendment No. 2 to the Professional Services Agreement with Management Mobile for Fleet Maintenance Services until June 30, 2018.

- J. The League of California Cities' 2018 Annual City Managers Department Conference (City Manager)**  
This report sought authorization for City Manager, Bret Plumlee to attend the 2018 League of California Cities Annual City Managers Department Conference.

The City Council authorized the City Manager to attend the conference and all associated travel expenses in an amount not to exceed \$700.

- K. Reject Bids for Community Center Roof Repair Project (CIP No. 17/18-02) (Development Services)**  
This report recommended rejection of bids for the construction of portions of the Community Center Roof Repair Project.

The City Council:

1. Rejected the bids for the construction of the Community Center Roof Repair Project (CIP No. 17/18-02); and,
2. Authorized Staff to re-advertise and solicit bid proposals. The project will be separated into two projects, one for the roof and one for the bathroom.

- L. The League of California Cities' 2018 Annual New Mayors and Council Members Academy (City Manager)**  
This report sought authorization for City Manager, Bret Plumlee to attend the 2018 League of California Cities Annual New Mayors and Council Member Academy.

The City Council authorized the City Manager to attend the conference and associated travel expenses in an amount not the exceed \$1,475.

## End of Consent Calendar

### Items pulled from Consent Calendar

**D. Consideration of a Request From Mr. S. Claus for Variances from the City's Municipal Code (City Manager)**

Mr. S. Claus has requested to waive permits required for operating aircraft and doing business within the City of Los Alamitos.

City Manager Plumlee summarized the Staff report.

Council Member Hasselbrink spoke in favor of the item and thanked her colleagues for allowing this opportunity for holiday cheer.

Motion/Second: Hasselbrink/Murphy

Unanimously Carried: The City Council adopted Resolution No. 2017-28, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, APPROVING A REQUEST FROM MR. S. CLAUS FOR VARIANCES FROM THE CITY'S MUNICIPAL CODE."

**I. Disposal of Surplus Equipment (Development Services)**

This report sets forth a recommendation to dispose of surplus equipment.

Council Member Hasselbrink why the City would allow the cars to go to auction for a fraction of the blue book value.

Captain Karreer advised blue book value is based off of regular retail use and this Dodge Charger was used as an emergency vehicle with major modifications. It would not be cost effective to return the vehicle to retail value.

Motion/Second: Hasselbrink/Murphy

Unanimously Carried: The City Council declared the listed equipment as surplus and authorized its disposal in accordance with Los Alamitos Municipal Code, Section 2.60.020.

### 7. COUNCIL ANNOUNCEMENTS

At this time, Council Members may also report on items not specifically described on the Agenda that are of interest to the community, provided no action or discussion is taken except to provide Staff direction to report back or to place the item on a future Agenda.

Council Member Murphy spoke regarding attendance at Congressman Lowenthal's Garden Grove Office Grand Opening, Chamber breakfast, High School Choir Show, Winter Wonderland, Printmasters 10<sup>th</sup> Anniversary Dinner, and Commissioner Dinner.

Council Member Hasselbrink spoke regarding attendance at the Chamber breakfast, Winter Wonderland, participating in the interview panel for Military Academy selection, and requested the meeting be closed in honor of Carmen Dendekcer.

Council Member Chirco spoke regarding attendance at Winter Wonderland, the Commissioner Dinner, participating as a judge for the Holiday Decorating Contest, Printmasters 10<sup>th</sup> Anniversary Dinner and being sworn in as a Council Member. Mayor Pro Tem Kusumoto spoke regarding attendance at Winter Wonderland, Congressman Lowenthal's Grand Opening of the Garden Grove Office, upcoming Orange County Mosquito and Vector Control District Trustee Meeting, and wished everyone a happy holiday.

Mayor Edgar thanked the newest five commissioners for the interest in serving the City, attendance at the Commissioner Dinner, and asked for and received an update on the Los Alamitos Blvd. Project.

## **8. ITEMS FROM THE CITY MANAGER**

None.

## **11. DISCUSSION ITEMS**

### **A. City Manager Performance Bonus and Amendment to Employment Agreement (City Attorney)**

The City Council evaluated the City Manager's performance during closed session on November 20, 2017 and provided direction to the City Attorney concerning the award of a performance based incentive bonus and an amendment to the City Manager Employment Agreement. Approval of the recommendation(s) set forth below shall constitute final action on the proposed compensation for the City Manager.

City Attorney Daudt summarized the Staff report.

Mayor Edgar opened the item for public comment. There being no one present wishing to speak, Mayor Edgar closed the item for public comment.

Motion/Second: Murphy/Kusumoto

Unanimously Carried: The City Council:

1. Adopted Resolution No. 2017-31 entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, AWARDED THE CITY MANAGER A ONE PERCENT PERFORMANCE BASED INCENTIVE BONUS FOR THE PERIOD OF JULY 1, 2016 TO JUNE 30, 2017"; and
2. Adopted Resolution No. 2017-32 entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, APPROVING THE SECOND AMENDMENT TO CITY OF LOS ALAMITOS EMPLOYMENT AGREEMENT FOR NON-REPRESENTED EMPLOYEE (CITY MANAGER)".

Pursuant to California Government Code section 54953(c)(3), an oral report summarizing the recommendation must be made in open session prior to the City Council taking final action on this item.



**B. Los Alamitos Boulevard Median Improvement Project Viability of Modifying Existing Lane Configuration (Development Services)**

This report discusses the viability of modifying the configuration of Los Alamitos Boulevard from two lanes in each direction to three lanes.

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

City Council and Staff discussed the following topics:

- Opportunity to study the Boulevard with three lanes
- Bond proceeds have been spent before the deadline
- Discussion needed with contractor to allow for a 4-6-month review period
- Concern for safety and increased traffic flow
- Mobility Element of General Plan would not be in compliance with Council's adopted policy
- Unfortunate Measure M funds could not be used for the striping
- Approximately \$15,000 for the median tree and \$60-80,000 for the conduit has been estimated to be spent from the 10% contingency

Council Support was received to use the remaining reserves to study the feasibility of three lanes on Los Alamitos Blvd. up to the City Manager's spending authority.

**C. Los Alamitos Boulevard Streetlight Banner Program (Development Services)**

This report provides the City Council with the opportunity to review and consider the guidelines for the Los Alamitos Boulevard Streetlight Banner Program initiated by the Parks, Recreation and Cultural Arts Commission.

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

City Council and Staff discussed the following topics:

- Approval by Development Services Director with appeal to the City Council
- Support for the Parks, Recreation, and Cultural Arts (PRCA) Commission to review applications first
- Approval process would take longer if subjected to PRCA for approval
- Labor and resources to hang the banners would be incorporated into the fee to remain financially neutral to the City
- Possibility of a provision for municipal nonprofits for marketing
- Council consensus received to establish a fee structure
- Council Member Chirco advised he was on the Commission at the time this item came forward and the Commission had opted for Staff to be the approval point to decrease the burden and time consumption of the process
- Concern for banners in poor taste

- Applicants could be grouped together and taken to the commission together to speed up the process
- Approvals would be appealed to the Council
- Trial program to be reevaluated within the first couple of years

Council consensus was received to bring back a policy for adoption incorporating Council's suggestions.

## 12. ORDINANCES

### A. **Consideration of an Interim Urgency Ordinance enacting provisional off-street guest parking requirements for new or expanded multiple-family residential uses in the R-2 (Limited Multiple-Family) and R-3 (Multiple-Family) Residential Zoning Districts pending Planning Commission review and possible amendment of the Los Alamitos Zoning Code**

Mayor Pro Tem Edgar and Council Member Murphy are requesting consideration of an interim urgency ordinance to restrict the issuance of permits or other entitlements for new or expanded multiple-family residential uses in the City's R-2 and R-3 Zoning Districts. Per the proposed interim urgency ordinance, all such multiple-family residential development would be prohibited unless applicants provide additional off-street guest parking as specified.

City Attorney Daudt summarized the Staff report and answered questions from the City Council.

Mayor Edgar opened the item for public comment.

Chris Felix, development company in Orange, spoke in opposition. He gave a brief overview of the projects his company has developed with strict rules that are enforced by onsite staff. He advised the development of this concept has been in the works for quite some time and he had been meeting with staff. The project had been delayed due to a City requirement for traffic study. He requested the item be postponed so they be allowed to finish their project and submit it to Staff. This item would require them to start from scratch.

Mayor Edgar closed the item for public comment.

City Council and Staff discussed the following topics:

- Concern regarding the density of Los Alamitos
- Lack of guest parking spaces and regulations requiring such
- Parking concerns are citywide and not specific to any project
- Concern for residential growth
- Support for Planning Commission reviewing the requirements

Monte Collins advised he has been working with Staff every day and the traffic study requirements has held up the completion of the project. He believed the parking issues could be due to the businesses. He reiterated the businesses

model he was working on would benefit the whole community and there would be onsite management.

City Council and Staff discussed the following topics:

- Support for allowing the Planning Commission to review the requirements Citywide and not focus on one particular development
- Concern for the ratio of parking spaces to guest spaces
- Parking concerns are citywide and a long term solution is needed

Mayor Pro Tem Kusumoto asked questions and received answers regarding Mr. Felix and Monte Collins project. He stated concern for aggregating the total number of parking spaces and advised he would not support this item.

Monte Collins stated his preference for the project to work its way through the Planning Commission. He briefly discussed various parking situations.

Council and Staff discussed the possibility of changing the ratio and that at this point it would be a substantive change. The proper action would be to direct staff to bring the item back with a revised ratio.

City Council and Staff discussed the following topics:

- This ordinance is citywide and not about a specific development
- Support for guest parking requirements on all City streets

Mayor Edgar called for the question.

Motion/Second: Murphy/Edgar

Carried 4/1 (Kusumoto cast the dissenting vote): The City Council adopted interim Urgency Ordinance No. 2017-13 entitled, "AN INTERIM URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ADOPTED PURSUANT TO GOVERNMENT CODE SECTION 65858 ENACTING FOR A PERIOD OF 45 DAYS PROVISIONAL OFF-STREET GUEST PARKING REQUIREMENTS FOR NEW OR EXPANDED MULTIPLE-FAMILY RESIDENTIAL USES IN THE R-2 (LIMITED MULTIPLE-FAMILY) AND R-3 (MULTIPLE-FAMILY) RESIDENTIAL ZONING DISTRICTS PENDING REVIEW AND POSSIBLE AMENDMENT OF THE ZONING CODE" (4/5ths Vote Required)" by at least a four-fifths Roll Call Vote.

#### **ROLL CALL**

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

### **13. SPECIAL ORDERS OF THE DAY**

**D. City Council Member Appointments/Reappointments as Representatives to other Agencies and City Committees (City Clerk)**

This report provided relevant information for the City Council's annual appointments/reappointments of Council Members as representatives to other Agencies.

The City Council discussed appointments/reappointments regarding Representatives to Other Agencies.

Motion/Second:

Unanimously Carried: The City Council

1. Made the following appointments/reappoints to Representatives to Other Agencies:

Orange County Fire Authority  
Delegate: Hasselbrink

Orange County Sanitation District  
Delegate: Murphy  
Alternate: Kusumoto

Orange County Mosquito and Vector Control District  
Delegate: Chirco (Two Year Term)

League of California Cities-State Division and City Selection Meeting  
Delegate: Edgar  
Alternate: Kusumoto

Orange County Library Advisory Board  
Delegate: Chirco  
Alternate: Murphy

West Cities Communications Center JPA Board  
Delegate: Kusumoto  
Alternate: Murphy

Budget Standing Committee  
Delegates: Hasselbrink and Chirco

Zoning Code Update Committee  
Delegates: Kusumoto and Chirco

2. Adopted Resolution No. 2017-30, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, DESIGNATING AND APPOINTING ITS REPRESENTATIVE TO THE ORANGE COUNTY FIRE AUTHORITY'S BOARD OF DIRECTORS AND REPEALING RESOLUTION NO 2016-41"; and,

3. Authorized the City Clerk to complete California Form 806, Agency Report of: Public Official Appointments and post on the City's website.

#### 14. CLOSED SESSION

City Attorney Daudt read the item aloud.

- A. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**  
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9: 1 potential case.

#### RECESS

The City Council recessed into Closed Session at 8:42 p.m.

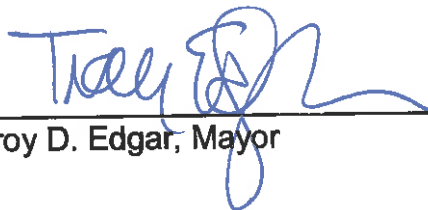
#### RECONVENE

The City Council reconvened in regular session at 9:02 p.m.

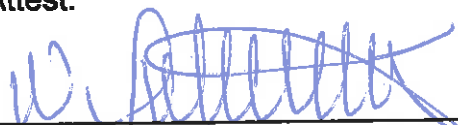
City Attorney Daudt stated there was no reportable action.

#### 15. ADJOURNMENT

The City Council adjourned at 9:02 p.m. in memory of Carmen Dundecker.

  
\_\_\_\_\_  
Troy D. Edgar, Mayor

Attest:

  
\_\_\_\_\_  
Windmera Quintanar, CMC, City Clerk

