

# CITY OF LOS ALAMITOS

3191 Katella Avenue  
Los Alamitos, CA 90720

## AGENDA CITY COUNCIL REGULAR MEETING

Monday, June 18, 2012 – 6:00 P.M.

### NOTICE TO THE PUBLIC

This Agenda contains a brief general description of each item to be considered. Except as provided by law, action or discussion shall not be taken on any item not appearing on the agenda. Supporting documents, including staff reports, are available for review at City Hall in the City Clerk's Office or on the City's website at [www.ci.los-alamitos.ca.us](http://www.ci.los-alamitos.ca.us) once the agenda has been publicly posted.

Any written materials relating to an item on this agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office, 3191 Katella Ave., Los Alamitos CA 90720, during normal business hours. In addition, such writings or documents will be made available for public review at the respective public meeting.

It is the intention of the City of Los Alamitos to comply with the Americans with Disabilities Act (ADA) in all respects. If, as an attendee, or a participant at this meeting, you will need special assistance beyond what is normally provided, please contact the City Clerk's Office at (562) 431-3538, extension 220, 48 hours prior to the meeting so that reasonable arrangements may be made. Assisted listening devices may be obtained from the City Clerk at the meeting for individuals with hearing impairments.

Persons wishing to address the City Council on any item on the City Council Agenda will be called upon at the time the agenda item is called or during the City Council's consideration of the item and may address the City Council for up to three minutes.

1. **CALL TO ORDER**
2. **ROLL CALL**  
Council Member Graham-Mejia  
Council Member Kusumoto  
Council Member Stephens  
Mayor Pro Tem Poe  
Mayor Edgar
3. **PLEDGE OF ALLEGIANCE** Council Member Stephens
4. **INVOCATION** Council Member Kusumoto

**5. SPECIAL ORDERS OF THE DAY**

**A. Community Telephone Users Tax (TUT) Meeting**

**6. PRESENTATIONS**

**A. PowerPoint Presentation by Orange County Transportation Authority (OCTA) Public Outreach Officer Sara Swensson, Regarding West County Connectors Project Update and Seal Beach Blvd. Construction Overview**

**7. 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.

**8. REGISTER OF MAJOR EXPENDITURES**

Approve the Register of Major Expenditures for June 18, 2012, in the amount of \$118,899.74, ratify the Register of Major Expenditures for June 8, 2012, in the amount of \$314,307.28, and authorize 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 June 19, 2012 to July 15, 2012.

**Roll Call Vote**

Council Member Graham-Mejia  
Council Member Kusumoto  
Council Member Stephens  
Mayor Pro Tem Poe  
Mayor Edgar

**9. CONSENT CALENDAR**

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

\*\*\*\*\*CONSENT CALENDAR\*\*\*\*\*

**A. Approval of Minutes (City Clerk)**  
Approve the Minutes of the Regular Meeting of June 4, 2012.

**B. Warrants (Finance)**  
Approve the Warrants for June 18, 2012, in the amount of \$69,694.78 and ratify the Warrants for June 18, 2012, in the amount of \$69,694.78.

**C. Agreement for Animal Control Services between the City of Long Beach and the City of Los Alamitos (Police)**

The City of Los Alamitos contracts with the City of Long Beach Animal Care Services for animal control. The term of the current agreement is July 1, 2010 through June 30, 2012, with an option for two (2) extensions. This report proposes a two-year agreement extension for Fiscal Years 2012-13 and 2013-14.

Recommendation: Authorize the City Manager to execute an extension of the Agreement for Animal Control Services between the City of Long Beach and the City of Los Alamitos for the term of July 1, 2012 through June 30, 2014.

**D. State Local Partnership Program Grant (Public Works)**

The Orange County Transportation Authority (OCTA) will be issuing a one-time State-Local Partnership Program Formula (SLPP) Grant Call for Projects. In order to be eligible to receive SLPP funds, the City must adopt a resolution nominating various shovel ready street rehabilitation projects. Due to their readiness Staff is recommending; Cerritos Avenue from Bloomfield Street to Los Vaqueros Circle; Los Vaqueros Circle from south of Cerritos Avenue to the end of street; Humbolt Street from south of Cerritos Avenue to the end of street; and, Reagan Street from Catalina Street to Sausalito Street.

Recommendation:

1. Approve the list of street rehabilitation projects to be funded by the OCTA/State-Local Partnership Program Formula Grant program; and,
2. Adopt Resolution No. 2012-10, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS AUTHORIZING APPLICATION FOR FUNDS FOR THE STATE-LOCAL PARTNERSHIP PROGRAM UNDER THE PROPOSITION 1B HIGHWAY SAFETY, TRAFFIC REDUCTION, AIR QUALITY, AND PORT SECURITY BOND ACT OF 2006 FOR BUSINESS AREA STREET IMPROVEMENT PROJECT".

**E. Memorandum of Understanding Between the City of Los Alamitos and the County of Orange for Public Safety Realignment and Postrelease Community Supervision Enhanced Law Enforcement Overtime Services (Police)**

This report provides information about Public Safety Realignment and Postrelease Community Supervision and seeks authorization to execute a Memorandum of Understanding with the County of Orange for enhanced law enforcement overtime services as needed to achieve the objectives related to Public Safety Realignment.

Recommendation: Authorize the Chief of Police to execute the Memorandum of Understanding between the City of Los Alamitos and the County of Orange for Public Safety Realignment and Postrelease Community Supervision Enhanced Law Enforcement Overtime Services.

**F. Approval of Notice of Completion for ADA Accessibility Ramps in Apartment Row – (CIP 11/12-02) (Public Works)**

The ADA Accessibility Ramps project is complete and in compliance with the plans and specifications. Staff is, therefore, recommending 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.

Recommendation:

1. Accept as complete the construction contract by Mora's Equipment for the ADA Accessibility Ramps project; and,
2. Direct the City Clerk to record the Notice of Completion/Final Report with the County Recorder's office; and,
3. Authorize staff to release the 10% retention to the contractor, in the amount of \$5,592.48, thirty-five (35) days after recordation of the Notice of Completion.

**G. Adoption of the City of Los Alamitos Fiscal Year 2012-13 Annual Appropriations Limit (Finance)**

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.

Recommendation: Adopt Resolution No. 2012-09 entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS APPROVING AND ADOPTING THE ANNUAL APPROPRIATIONS LIMIT FOR FISCAL YEAR 2012-13".

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

**10. PUBLIC HEARING**

**A. Adoption of the City of Los Alamitos Fiscal Year 2012-2013 Annual Operating and Capital Improvement Program (CIP) Budget (Finance)**

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.

Recommendation:

1. Conduct a public hearing on the Proposed Annual Operating and Capital Improvement Program Budget; and,
2. Adopt Resolution No. 2012-08 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 2012-13".

## 11. DISCUSSION ITEMS

### A. **Designation of Voting Delegate and Alternate for the League of California Cities' 2012 Annual Conference** (City Clerk)

The League of California Cities Annual Conference will be held in San Diego, September 5-7, 2012. The League is requesting City Council designation of a Voting Delegate to the Annual Business Meeting.

Recommendations:

1. Appoint a Council Member to serve as the City's Voting Delegate for the League of California Cities 2012 Annual Business Meeting; and,
2. If the City Council wishes, appoint a Council Member to serve as the City's Alternate Voting Delegate in the event of the Voting Delegate's absence.

### B. **Consideration of the Process for City Council Submission of Ballot Arguments in Favor of Proposed Telephone Users Tax Measure** (City Attorney)

The City is considering placing a modernized, and possibly reduced, Telephone Users Tax (TUT) measure on the ballot at the November 6, 2012 election. If the measure is placed on the ballot, the arguments for and against the measure must be submitted by July 30, 2012. Accordingly, the City Council must decide whether some or all of the Council Members would like to submit an argument in favor of the ballot measure and, if so, draft and approve the text of a ballot argument. Due to the constraints of the Brown Act, development or approval of a ballot argument by more than two Council Members should occur at a noticed

public meeting. Accordingly, advance consideration of the process for developing and approving arguments will help avoid a last-minute crisis or missed opportunity.

Recommendation:

1. Consider whether to submit a ballot argument signed by all five Council Members in favor of the proposed TUT measure; or,
2. Provide direction to Staff concerning when and whether to schedule agenda items regarding the ballot measure argument for future Council consideration.

## 12. MAYOR AND COUNCIL INITIATED BUSINESS

### Council Announcements

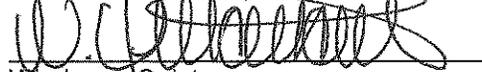
At this time, Council Members may also report on items not specifically described on the Agenda that are of interest to the community, provided no action or discussion is taken except to provide staff direction to report back or to place the item on a future Agenda.

## 13. ITEMS FROM THE CITY MANAGER

## 14. ADJOURNMENT

The next meeting of the City Council is scheduled for **Monday, July 16, 2012, at 6:00 p.m.**, in the City Council Chambers.

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing Agenda was posted at the following locations: Los Alamitos City Hall, 3191 Katella Ave.; Los Alamitos Community Center, 10911 Oak Street; and, Los Alamitos Museum, 11062 Los Alamitos Blvd.; not less than 72 hours prior to the meeting.



Windmera Quintanar  
Department Secretary

6/14/12  
Date

**CITY OF LOS ALAMITOS**  
**Register of Major Expenditures**  
**June 18, 2012**

To Approve

Pages:			
01	\$ 118,899.74	Major Warrants	06/18/2012

To Ratify

\$ 205,843.05	Payroll	06/08/2012
\$ 108,464.23	Payroll Benefits	06/08/2012

**Total**      \$ 433,207.02

Authorize 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 June 19, 2012 to July 15, 2012.

Statement:

I hereby certify that the claims or demands covered by the foregoing listed warrants have been audited as to accuracy and availability of funds for payment thereof. Certified by Anita Agramonte, Finance Director.

  
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 this 13<sup>th</sup> day of June, 2012

NDOR SORT KEY	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
LANTUONO & LEVIN, PC	TRASH CONTRACT	GENERAL FUND	NON-DEPARTMENTAL	14,273.85
	GENERAL COUNSEL SERVICES	GENERAL FUND	CITY ATTORNEY	5,352.32
	GENERAL COUNSEL SERVICES	GENERAL FUND	CITY ATTORNEY	1,512.00
	GENERAL COUNSEL SERVICES	GENERAL FUND	CITY ATTORNEY	5,112.50
	GENERAL COUNSEL SERVICES	GENERAL FUND	CITY ATTORNEY	46.00
	GENERAL COUNSEL SERVICES	GENERAL FUND	CITY ATTORNEY	493.50
			TOTAL:	26,790.17
RA'S EQUIPMENT & CONSTRUCTION	RETENTION	C.D.B.G	NON-DEPARTMENTAL	5,592.48-
	ADA RAMPS - BLOOM/GREEN	C.D.B.G	CAPITAL PROJECTS	49,195.81
			TOTAL:	43,603.33
DFLEX TRAFFIC SYSTEMS, INC.	PHOTO ENFORCEMENT	GENERAL FUND	TRAFFIC	13,500.00
				TOTAL:
BERTSON'S	ADA RAMPS - BLOOM/GREEN	C.D.B.G	CAPITAL PROJECTS	6,796.67
				TOTAL:
ATE OF CALIFORNIA	ELECTRIC	GENERAL FUND	AQUATICS	7,496.03
	ESPC	GENERAL FUND	AQUATICS	132.51
	GAS	GENERAL FUND	AQUATICS	12,856.73
	WATER	GENERAL FUND	AQUATICS	3,613.00
	SEWER	GENERAL FUND	AQUATICS	4,111.30
				TOTAL:

===== FUND TOTALS =====

10	GENERAL FUND	68,499.74
19	C.D.B.G	50,400.00
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	GRAND TOTAL:	118,899.74
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# ITEM NO. 9A

## MINUTES OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS

REGULAR MEETING – June 4, 2012

THESE MINUTES ISSUED FOR  
INFORMATION ONLY AND ARE  
SUBJECT TO AMENDMENT AND  
APPROVAL AT NEXT MEETING.

### 1. CALL TO ORDER

The City Council met in Regular Session at 6:45 p.m., Monday, June 4, 2012, in the Council Chambers, 3191 Katella Avenue, Mayor Edgar presiding.

### 2. ROLL CALL

**Present:** Council Members: Graham-Mejia, Kusumoto, Stephens, Mayor Pro Tem Poe, Mayor Edgar

**Absent:** Council Members: None

**Present:** Staff: Angie Avery, City Manager  
Sandra J. Levin, City Attorney  
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

Council Member Graham-Mejia gave the invocation.

### 5. SPECIAL ORDERS OF THE DAY

#### A. Interview Traffic Commission Applicant (City Clerk)

This report provided relevant information by which the City Council may appoint a member to the Traffic Commission vacancy.

Mayor Edgar summarized the staff report referring to the information contained therein.

The City Council interviewed applicant Richard Murphy.

The City Council filled out the indications of support. Department Secretary Quintanar tallied the results and stated there were five indications of support for Traffic Commission applicant Richard Murphy.

Motion/Second: Poe/Stephens

Unanimously Carried: The City Council appointed Richard Murphy to the Traffic Commission.

**6. PRESENTATIONS**

**A. Status Update from Ted Stevens, Acting Manager, Regarding Long Beach Animal Control Services**

Ted Stevens, Acting Manager, responded to the incident brought up by resident Alice Jempsa at the City Council meeting of May 21, 2012. He indicated the concerns have been addressed and answered questions from the City Council.

City Council thanked Mr. Stevens for his response and encouraged residents to contact Long Beach Animal Control with any concerns.

**B. Video Presentation from Rick Reeder, Orange County Fire Authority Battalion Chief, Regarding Drowning Prevention**

Rick Reeder, Battalion Chief, showed two public service announcements regarding drowning prevention, stressed the importance of assigning an adult to watch the water, and answered questions from the City Council.

**7. ORAL COMMUNICATIONS**

Mayor Edgar opened the meeting for Oral Communications.

John Osborne, Chairman of the Board for Los Alamitos Chamber of Commerce, spoke regarding the following: upcoming 30<sup>th</sup> Annual Silver Golf Tournament; upcoming Wings, Wheels, and Rotors Event; and, the continued growth of the Chamber of Commerce.

Shelly Henderson, OC Breeze, spoke regarding the first print edition of OC Breeze and thanked the community for its positive support.

Casey, McKenzie, and Madison, Girl Scout representatives, spoke regarding their Silver Award project of preparing an Emergency Preparedness Program for Laurel Park Manor.

The Council congratulated the girls on their project.

Mayor Edgar closed Oral Communications.

**8. REGISTER OF MAJOR EXPENDITURES**

Motion/Second: Graham-Mejia/Stephens

Unanimously Carried: The City Council approved the Register of Major Expenditures for June 4, 2012, in the amount of \$408,961.85.

**Roll Call Vote**

Council Member Graham-Mejia	Aye
Council Member Kusumoto	Aye
Council Member Stephens	Aye
Mayor Pro Tem Poe	Aye
Mayor Edgar	Aye

9. **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 Graham-Mejia pulled item 9A.

Mayor Pro Tem Poe stated she would abstain from item 9C as she owned property within a 500 foot radius.

Motion/Second: Graham-Mejia/Stephens

Unanimously Carried (Poe abstained from item 9C: The City Council approved the following Consent Calendar items:

\*\*\*\*\*CONSENT CALENDAR\*\*\*\*\*

**B. Warrants (Finance)**  
Approved the Warrants for June 4, 2012, in the amount of \$49,765.86.

**C. Approval of Plans and Specifications, and Authorization to Bid for Old Town West Street Improvement Project (CIP No. 11/12-02) (P.W.)**  
This report recommended action to begin facilitating the construction of the Old Town West Street Improvement Project.

The City Council:

- 1. Approved the plans and specifications for the construction of the Old Town West Street Improvement Project (CIP No. 11/12-02); and,
- 2. Authorized staff to advertise and solicit bid proposals.

**D. Award Bid for Public Works Yard Gas Tanks Removal Project Improvements (CIP No. 11/12-01) (Public Works)**  
This report recommended action to begin facilitating the construction of the Public Works Yard Gas Tanks Removal Project (CIP No. 11/12-01) which consists of removing two (2) 5,000-gallon Plasteel tanks.

The City Council:

- 1. Awarded construction of the Public Works Yard Gas Tanks Removal Project (CIP No. 11/12-01) to A+ Environmental Solutions for \$32,496.99; and,
- 3. Authorized the Mayor to execute the contract for the project; and,
- 3. Authorized staff to execute change orders, if necessary, in an amount not to exceed the contingency reserve of \$3,249.70, which is 10% of the original contract amount.

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

**A. Approval of Minutes (City Clerk)**

1. Approve the Minutes of the Special Meeting of May 21, 2012.
2. Approve the Minutes of the Regular Meeting of May 21, 2012.

Council Member Graham-Mejia stated for the record the minutes in their current format did not provide adequate information on the intent of the City Council for future Council and interested residents. She stated support for returning the minutes to their previous summary format.

Mayor Edgar referred to item 8A1, Roll Call and requested the minutes reflect he had arrived at 5:18 p.m. due to required City business at the Rivers and Mountains Conservancy Board meeting.

Motion/Second: Edgar/Poe

Carried 4/1 (Graham-Mejia cast the dissenting vote): The City Council:

1. Approved the Minutes of the Special Meeting of May 21, 2012, as amended.
2. Approved the Minutes of the Regular Meeting of May 21, 2012.

**10. DISCUSSION ITEMS**

**A. Consolidated Disposal's Public Education and Outreach Program (City Manager)**

This report provided the details related to the Public Education and Outreach Program to be conducted by Consolidated Disposal as a provision of its five-year contract.

City Manager Avery summarized the staff report, referring to the information contained therein, and answered questions from the City Council.

Council Member Graham-Mejia stated her concern was that this document had not come before City Council. She indicated she had spoken with City Manager Avery and had been informed this budget was from funds provided by Consolidated Disposal Services as part of its contract, and was not funded by the General Fund. She stated she would like staff to research why the document had never come before Council.

The City Council received and filed the report.

**B. Setting the Dates for Two Community Meetings to Discuss the Reduction of Tax Rate and Modernization of the Current Telephone Users Tax (City Manager)**

At the May 21, 2012 meeting, the City Council discussed the telephone user's tax issue and, specifically, whether to move forward with conducting two community meetings in June. In order to make the final determination, the Council directed staff to compile the following information:

1. An analysis of the response to local ballot measures from various cities that have maintained or lowered their telephone users tax to determine the impact in those cities; and,
2. A critical path of dates to consider before the measure is placed on the ballot.

City Manager Avery summarized the staff report, referring to the information contained therein, and answered questions from the City Council.

Council and Staff discussed the following topics:

- The history of the tax and the removal of Federal Excise Tax (FET) references
- Outdated definition for Telephone Users Tax (TUT)
- Variety of ways the outdated Ordinance could be subject to challenge
- Insufficiencies of the Ordinance in relation to Proposition 218 and not being fully modernized
- No published legal decision or court finding on the subject
- The expense behind conducting an audit to see how the tax is being collected by different carriers and the exposure to potential litigation
- If Measure does not pass in November, the City will not be any worse off legally than it currently is
- Modernizing the Ordinance to encompass communications technology and ensure all users are taxed equitably
- No support for the item if it raises taxes
- Additional research needed on the impact of the tax on business
- Process regarding arguments and rebuttals

Council Member Graham-Mejia stated for the record she supports moving forward. She recognized this was a difficult time for the economy and indicated even a minimal change could be significant to the residents.

Council and Staff discussed the following topics:

- The importance of educating the community on the issue and holding community meetings to gather feedback
- The City would have better legal protection with a modernized Ordinance
- Election costs

- Possible rate change for the TUT
- Mayor Edgar opened the item for public comment.

Dean Grose, resident, stated support for holding community meetings and fully informing the community and providing the cost saving benefits of consolidating the election with the County of Orange.

Mayor Edgar closed the item for public comment.

Council and Staff discussed the following topics:

- Difficulty in separating the TUT portion of the revenue from the Utility Users Tax (UUT) revenue
- Tendency of carriers to collect taxes the same in all jurisdictions
- Need for community discussion regarding the tax rate
- Support for moving forward with the community meetings

The City Council gave direction for Staff to move ahead with the planning and execution of two community meetings in June, 2012 to educate the community, answer questions, solicit input and determine placement of the measure on the ballot. Staff viewed this as an issue brought forward to protect General Fund revenue and one that required broad community support to succeed.

## 11. MAYOR AND COUNCIL INITIATED BUSINESS

### Council Announcements

**Council Member Stephens** spoke regarding the following topics: attendance at the Laurel Park Rededication; attendance at the Orange County Fire Authority (OCFA) Budget and Finance Committee meeting; participation in Jury Duty; and, attendance at the Orange County Police Officers Memorial Ceremony.

**Council Member Kusumoto** stated he had met with the Ad Hoc Committee regarding the Community Giveback Funds.

**Council Member Graham-Mejia** spoke regarding the following topics: pursuing a ballot measure for the Downtown Revitalization; progress update on the Community Giveback Funds; stated opposition for charging for High Occupancy Vehicle (HOV) lanes on the 405 freeway; and, acknowledged Assembly Candidate Travis Allen.

**Mayor Pro Tem Poe** spoke regarding the following topics: attendance at the Laurel Park Rededication; upcoming event at St. Isidore for wine tasting and meeting local artists; Los Alamitos Museum Association dedication of St. Isidore

chapel as the oldest community building; and, congratulated Mayor Edgar for being appointed as the Chair for the Orange County Sanitation District (OCSD).

**Mayor Edgar** spoke regarding the following topics: attendance at the Girl Scout Award Ceremony; attendance at the Laurel Park Rededication; attendance at the Fountain Valley Memorial Day Event; attendance at the Westminster Memorial Day Event; the continued success of the Chamber of Commerce; and, the Business and Residential Improvement Program.

Council Member Graham-Mejia requested the Council reserve the right to address the Katella and Lexington signal light should it become an issue for the community in the future.

**12. ITEMS FROM THE CITY MANAGER**

City Manager Avery spoke regarding the following topics: 4<sup>th</sup> of July Spectacular; summer Recreation programs; and, formal adoption of the budget at the June 18, 2012, City Council meeting.

**13. ADJOURNMENT**

The City Council adjourned at 8:52 p.m. The next meeting of the City Council is scheduled for **Monday, June 18, 2012**, in the City Council Chambers.

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Troy D. Edgar, Mayor

ATTEST:

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Windmera Quintanar, Department Secretary



**CITY OF LOS ALAMITOS  
A/P Warrants  
June 18, 2012**

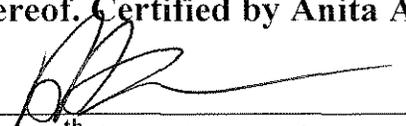
**Pages:**

**01-08          \$ 69,694.78          A/P Warrants          06/18/2012**

**Authorize 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 June 19, 2012 to July 15, 2012.**

**Statement:**

**I hereby certify that the claims or demands covered by the foregoing listed warrants have been audited as to accuracy and availability of funds for payment thereof. Certified by Anita Agramonte, Finance Director.**

  
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**this 13<sup>th</sup> day of June, 2012**

NDOR SORT KEY	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
MPRINT, INC.	SLO-PITCH SUPPLIES	GENERAL FUND	SPORTS	337.68
			TOTAL:	337.68
AMSON POLICE PRODUCTS	DRUG TEST KIT	GENERAL FUND	PATROL	26.40
			TOTAL:	26.40
L AMERICAN OFFICIALS	ASSIGNING SERVICES	GENERAL FUND	SPORTS	150.00
			TOTAL:	150.00
ERICAN RED CROSS	AQUATIC SUPPLIES	GENERAL FUND	AQUATICS	267.00
			TOTAL:	267.00
IMAL PEST MANAGEMENT SERVICES	SKUNK TRAPPING	GENERAL FUND	PARK MAINTENANCE	150.00
	SKUNK TRAPPING	GENERAL FUND	PARK MAINTENANCE	300.00
			TOTAL:	450.00
T INNOVATORS	INSTRUCTOR - ART	GENERAL FUND	SPECIAL CLASSES	201.60
			TOTAL:	201.60
' & T	BILL CYCLE 05/19-06/18	GENERAL FUND	COMMUNICATIONS TECHNOL	357.18
			TOTAL:	357.18
' & T MOBILITY	BILL CYCLE 04/24-05/23	GENERAL FUND	PATROL	411.60
			TOTAL:	411.60
RIC, TRAN & MINESINGER	ATTORNEY FEES	GENERAL FUND	CITY ATTORNEY	4,774.50
			TOTAL:	4,774.50
IE REMOVERS	BEE REMOVAL	GENERAL FUND	PARK MAINTENANCE	115.00
			TOTAL:	115.00
OSS SAFETY PRODUCTS	BOSS EMERGENCY KITS	GENERAL FUND	EMERGENCY PREPAREDNESS	2,678.13
			TOTAL:	2,678.13
OSINESS PRODUCTS DISTRIBUTORS	OFFICE SUPPLIES	GENERAL FUND	CITY MANAGER	21.19
	OFFICE SUPPLIES	GENERAL FUND	ADMINISTRATIVE SERVICE	1.62
	OFFICE SUPPLIES	GENERAL FUND	PUBLIC WORKS ADMIN	18.25
	OFFICE SUPPLIES	GENERAL FUND	RECREATION ADMINISTRAT	31.42
			TOTAL:	72.48
ALIFORNIA FORENSIC PHLEBOTOMY INC.	BLOOD TEST	GENERAL FUND	PATROL	112.50
			TOTAL:	112.50
ARSON SUPPLY CO., INC.	IRRIGATION PARTS	GENERAL FUND	PARK MAINTENANCE	480.34
			TOTAL:	480.34
MPUTER SERVICE CO.	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	73.18
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	90.50
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	90.50
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	100.50
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	457.37
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	50.25
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	50.25
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	112.21
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	205.83
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	57.68

NDOR SORT KEY	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	155.58
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	92.38
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	205.83
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	130.79
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	137.36
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	254.28
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	50.25
	SIGNAL REPAIR	GENERAL FUND	STREET MAINTENANCE	153.78
			TOTAL:	2,468.52
UNTY OF ORANGE AUDITOR-CONTROLLER	PARKING CITATIONS	GENERAL FUND	NON-DEPARTMENTAL	1,475.00
			TOTAL:	1,475.00
UNTY OF ORANGE TREASURER-TAX	OCATS	GENERAL FUND	COMMUNICATIONS TECHNOL	305.00
			TOTAL:	305.00
OLEY ENTERPRISES, INC.	AMMUNITION	GENERAL FUND	PATROL	484.88
			TOTAL:	484.88
NTHIA E. EMAMI	INSTRUCTOR - EXERCISE	GENERAL FUND	SPECIAL CLASSES	147.20
	INSTRUCTOR - EXERCISE	GENERAL FUND	SPECIAL CLASSES	314.00
			TOTAL:	461.20
ING	IRRIGATION PARTS	GENERAL FUND	PARK MAINTENANCE	96.06
			TOTAL:	96.06
DEX	SHIPPING	GENERAL FUND	PATROL	9.66
			TOTAL:	9.66
RENSIC NURSE SPECIALISTS, INC.	SART EXAM	GENERAL FUND	PATROL	650.00
			TOTAL:	650.00
RRI FOX	INSTRUCTOR - DANCE	GENERAL FUND	SPECIAL CLASSES	14.70
			TOTAL:	14.70
NAHL LUMBER COMPANY	LADDER	GENERAL FUND	STREET MAINTENANCE	107.74
	SAFETY SUPPLIES	GENERAL FUND	STREET MAINTENANCE	15.57
	HAT	GENERAL FUND	STREET MAINTENANCE	10.76
	WIRE BRUSHES	GENERAL FUND	STREET MAINTENANCE	3.76
	PAINT STRAINER	GENERAL FUND	STREET MAINTENANCE	7.28
	HATS	GENERAL FUND	STREET MAINTENANCE	21.53
	GRAFFITI REMOVAL SUPPLIES	GENERAL FUND	STREET MAINTENANCE	16.24
	CLAMPS	GENERAL FUND	PARK MAINTENANCE	8.39
	PAINT	GENERAL FUND	PARK MAINTENANCE	18.61
	HARDWARE	GENERAL FUND	PARK MAINTENANCE	20.43
	HARDWARE	GENERAL FUND	PARK MAINTENANCE	21.94
	HARDWARE	GENERAL FUND	BUILDING MAINTENANCE	11.83
	SPRAY PAINT	GENERAL FUND	BUILDING MAINTENANCE	25.82
	RAGS	GENERAL FUND	BUILDING MAINTENANCE	6.35
	LOCK	GENERAL FUND	BUILDING MAINTENANCE	15.07
	PAINT SUPPLIES	GENERAL FUND	BUILDING MAINTENANCE	10.67
	FILTER	GARAGE FUND	GARAGE	30.15
			TOTAL:	352.14
OBALSTAR USA	SATELLITE PHONE	GENERAL FUND	EMERGENCY PREPAREDNESS	43.12
			TOTAL:	43.12

NDOR SORT KEY	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
RRY'S PLUMBING AND DRAINS, INC.	RESTROOM REPAIR	GENERAL FUND	BUILDING MAINTENANCE	218.00
			TOTAL:	218.00
L COREN & CONE	PROPERTY TAX SERVICES	GENERAL FUND	ADMINISTRATIVE SERVICE	1,250.00
			TOTAL:	1,250.00
L SOFTWARE, LLC	BUSINESS LICENSE RENEWAL	GENERAL FUND	COMMUNITY DEVEL ADMIN	1,207.50
			TOTAL:	1,207.50
NDERLITER, DE LLAMAS & ASSOCIATES	SALES TAX 2Q 2012	GENERAL FUND	ADMINISTRATIVE SERVICE	1,129.49
			TOTAL:	1,129.49
S TANK TESTING & REPAIR	DESIGNATED OPERATOR	GARAGE FUND	GARAGE	145.00
			TOTAL:	145.00
HN DEERE LANDSCAPES, INC.	CONTROLLER REPAIR	GENERAL FUND	PARK MAINTENANCE	1,224.04
			TOTAL:	1,224.04
S AIR CONDITIONING, INC.	THERMOSTAT INSTALLATION	GENERAL FUND	BUILDING MAINTENANCE	459.34
			TOTAL:	459.34
RISTOPHER KARRER	TUITION REIMBURSEMENT	GENERAL FUND	PATROL	556.29
			TOTAL:	556.29
NG LIU	INSTRUCTOR - ART	GENERAL FUND	SPECIAL CLASSES	313.17
			TOTAL:	313.17
NG BEACH SOCCER REFEREE ASSOCIATION	ADULT SOCCER REFEREE	GENERAL FUND	SPORTS	414.00
	ADULT SOCCER REFEREE	GENERAL FUND	SPORTS	535.00
	ADULT SOCCER REFEREE	GENERAL FUND	SPORTS	62.00
			TOTAL:	1,011.00
RTIN & CHAPMAN CO.	MINUTE BOOKS	GENERAL FUND	CITY COUNCIL	358.34
			TOTAL:	358.34
IE METROPOLITAN WATER DISTRICT	PROPERTY LEASE	GENERAL FUND	PARK MAINTENANCE	100.00
			TOTAL:	100.00
SC. VENDOR	REFUND - OVERPAYMENT	GENERAL FUND	NON-DEPARTMENTAL	4.00
	REFUND - GYMNASTICS CAMP	GENERAL FUND	NON-DEPARTMENTAL	316.00
	REFUND - SECURITY DEPOSIT	GENERAL FUND	NON-DEPARTMENTAL	250.00
	REFUND - OVERPAYMENT	GENERAL FUND	NON-DEPARTMENTAL	25.00
	REFUND - SECURITY DEPOSIT	GENERAL FUND	NON-DEPARTMENTAL	150.00
	REFUND - OVERPAYMENT	GENERAL FUND	NON-DEPARTMENTAL	16.00
			TOTAL:	761.00
ISCILLA MONSERRATE-SANDERS	INSTRUCTOR - TODDLER CLASS	GENERAL FUND	SPECIAL CLASSES	368.55
			TOTAL:	368.55
OSS, LEVY & HARTZHEIM LLP	LATV AUDIT	GENERAL FUND	ADMINISTRATIVE SERVICE	1,787.00
			TOTAL:	1,787.00
OWS ENTERPRISE	PUBLIC HEARING NOTICE	GENERAL FUND	CITY COUNCIL	54.03
	PUBLIC HEARING NOTICE	GENERAL FUND	CITY COUNCIL	53.44
	PUBLIC HEARING NOTICE	GENERAL FUND	CITY COUNCIL	64.13
	PUBLIC HEARING NOTICE	GENERAL FUND	CITY COUNCIL	64.13

NDOR SORT KEY	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
	PUBLIC HEARING NOTICE	GENERAL FUND	PLANNING	103.31
			TOTAL:	339.04
XTEL COMMUNICATIONS	TRAFFIC CALMING SIGN	GENERAL FUND	TRAFFIC	19.07
			TOTAL:	19.07
SHERIFF'S REGIONAL TRAINING ACADEMY	TRAINING	GENERAL FUND	POLICE ADMINISTRATION	60.00
			TOTAL:	60.00
ANGE COUNTY SHERIFF'S DEPARTMENT	TRAINING	GENERAL FUND	POLICE ADMINISTRATION	65.00
			TOTAL:	65.00
CIFIC TELEMAGEMENT SERVICES	PAY PHONE	GENERAL FUND	COMMUNICATIONS TECHNOL	82.64
			TOTAL:	82.64
K WEST PAPER & PACKAGING	JANITORIAL SUPPLIES	GENERAL FUND	BUILDING MAINTENANCE	1,085.18
			TOTAL:	1,085.18
LEN PARES	INSTRUCTOR - EXERCISE	GENERAL FUND	SPECIAL CLASSES	59.02
			TOTAL:	59.02
NE COREEN PENNYPACKER	INSTRUCTOR - DANCE	GENERAL FUND	SPECIAL CLASSES	78.00
	INSTRUCTOR - DANCE	GENERAL FUND	SPECIAL CLASSES	39.00
	INSTRUCTOR - DANCE	GENERAL FUND	SPECIAL CLASSES	117.00
	INSTRUCTOR - DANCE	GENERAL FUND	SPECIAL CLASSES	498.55
	INSTRUCTOR - DANCE	GENERAL FUND	SPECIAL CLASSES	429.00
	INSTRUCTOR - DANCE	GENERAL FUND	SPECIAL CLASSES	546.00
	INSTRUCTOR - DANCE	GENERAL FUND	SPECIAL CLASSES	268.45
	INSTRUCTOR - DANCE	GENERAL FUND	SPECIAL CLASSES	153.40
	INSTRUCTOR - DANCE	GENERAL FUND	SPECIAL CLASSES	575.25
	INSTRUCTOR - DANCE	GENERAL FUND	SPECIAL CLASSES	153.40
	INSTRUCTOR - DANCE	GENERAL FUND	SPECIAL CLASSES	613.60
	INSTRUCTOR - DANCE	GENERAL FUND	SPECIAL CLASSES	39.00
			TOTAL:	3,510.65
HILLIPS STEEL COMPANY	STEEL	GENERAL FUND	STREET MAINTENANCE	96.85
			TOTAL:	96.85
ARTERMASTER	EQUIPMENT	GENERAL FUND	PATROL	636.19
	UNIFORM	GENERAL FUND	INVESTIGATION	63.61
			TOTAL:	699.80
M RASO	TUITION REIMBURSEMENT	GENERAL FUND	PATROL	589.98
			TOTAL:	589.98
ED WING SHOE STORE	RED WING WORK BOOTS	GENERAL FUND	STREET MAINTENANCE	260.00
			TOTAL:	260.00
IE RINKS WESTMINSTER ICE	INSTRUCTOR - ICE SKATING	GENERAL FUND	SPECIAL CLASSES	23.10
	INSTRUCTOR - ICE SKATING	GENERAL FUND	SPECIAL CLASSES	23.10
			TOTAL:	46.20
INA RIVERA	INSTRUCTOR - TODDLER CLASS	GENERAL FUND	SPECIAL CLASSES	526.50
	INSTRUCTOR - TODDLER CLASS	GENERAL FUND	SPECIAL CLASSES	421.20
			TOTAL:	947.70

NDOR SORT KEY	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
IENTIA CONSULTING GROUP	IT SERVICES	TECHNOLOGY REPLACE	ADMINISTRATIVE SERVICE	5,700.00
			TOTAL:	5,700.00
R SPEEDY	PARKING PERMITS	GENERAL FUND	TRAFFIC	339.33
	ENVELOPES	GENERAL FUND	COMMUNITY DEVEL ADMIN	164.73
	ENVELOPES	GENERAL FUND	COMMUNITY DEVEL ADMIN	202.12
	P/W PERMIT FORMS	GENERAL FUND	PUBLIC WORKS ADMIN	189.22
			TOTAL:	895.40
CAL SANITATION LLC	RESTROOM SERVICES	GENERAL FUND	SPORTS	1,351.83
			TOTAL:	1,351.83
COB SORENSEN	TUITION REIMBURSEMENT	GENERAL FUND	PATROL	885.68
			TOTAL:	885.68
OUTH COAST SUPPLY & GARDEN DAZE	SOIL	GENERAL FUND	PARK MAINTENANCE	9.31
			TOTAL:	9.31
UTHERN CALIFORNIA EDISON	TRAFFIC SIGS/ST LIGHTS	GENERAL FUND	STREET MAINTENANCE	46.17
	SPRINKLERS	GENERAL FUND	PARK MAINTENANCE	179.70
			TOTAL:	225.87
UTHERN CALIFORNIA GAS	3614 FENLEY	GENERAL FUND	STREET MAINTENANCE	14.42
	3191 KATELLA	GENERAL FUND	BUILDING MAINTENANCE	74.46
	10911 OAK ST.	GENERAL FUND	BUILDING MAINTENANCE	51.53
			TOTAL:	140.41
UTHERN PACIFIC MASTERS ASSOCIATION	MEMBERSHIP FEES	GENERAL FUND	AQUATICS	88.00
			TOTAL:	88.00
ARKLETTS DRINKING WATER	WATER COOLERS	GENERAL FUND	BUILDING MAINTENANCE	230.83
			TOTAL:	230.83
ORT SUPPLY GROUP, INC.	SLO-PITCH EQUIPMENT	GENERAL FUND	SPORTS	1,240.86
			TOTAL:	1,240.86
PRINT	ACTIVITY THRU 5/22/12	GENERAL FUND	CITY MANAGER	31.33
	ACTIVITY THRU 5/22/12	GENERAL FUND	ADMINISTRATIVE SERVICE	31.33
	ACTIVITY THRU 5/22/12	GENERAL FUND	COMMUNICATIONS TECHNOL	31.32
	ACTIVITY THRU 5/22/12	GENERAL FUND	COMMUNITY DEVEL ADMIN	31.32
	ACTIVITY THRU 5/22/12	GENERAL FUND	PUBLIC WORKS ADMIN	31.32
	ACTIVITY THRU 5/22/12	GENERAL FUND	RECREATION ADMINISTRAT	31.32
			TOTAL:	187.94
IME WARNER CABLE	ADMIN CABLE SERVICE	GENERAL FUND	CITY MANAGER	164.96
	INTERNET - COMPUTER CENTER	GENERAL FUND	RECREATION ADMINISTRAT	69.95
			TOTAL:	234.91
OTALFUNDS BY HASLER	POSTAGE	GENERAL FUND	ADMINISTRATIVE SERVICE	1,000.00
			TOTAL:	1,000.00
AIN2SHAPE	INSTRUCTOR - EXERCISE	GENERAL FUND	SPECIAL CLASSES	60.00
	INSTRUCTOR - EXERCISE	GENERAL FUND	SPECIAL CLASSES	60.00
	INSTRUCTOR - EXERCISE	GENERAL FUND	SPECIAL CLASSES	60.00
	INSTRUCTOR - EXERCISE	GENERAL FUND	SPECIAL CLASSES	124.00
			TOTAL:	304.00

NDOR SORT KEY	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
S. BANK	SR. MEALS SUPPLIES	GENERAL FUND	NON-DEPARTMENTAL	98.47
	SR. MEALS SUPPLIES	GENERAL FUND	NON-DEPARTMENTAL	7.54
	SR. MEALS SUPPLIES	GENERAL FUND	NON-DEPARTMENTAL	75.41
	SR. LUNCHEON	GENERAL FUND	NON-DEPARTMENTAL	634.11
	SR. MEALS SUPPLIES	GENERAL FUND	NON-DEPARTMENTAL	45.96
	SENIOR SYMPOSIUM	GENERAL FUND	NON-DEPARTMENTAL	50.00
	SENIOR SYMPOSIUM	GENERAL FUND	NON-DEPARTMENTAL	25.83
	SR. CLUB TABLES	GENERAL FUND	NON-DEPARTMENTAL	161.57
	FRAMES	GENERAL FUND	CITY COUNCIL	79.08
	COUNCIL COFFEE	GENERAL FUND	CITY COUNCIL	12.95
	RANCHO LUNCHEON	GENERAL FUND	CITY COUNCIL	75.00
	MEMBERSHIP DUES	GENERAL FUND	CITY MANAGER	135.00
	CANDIDATE BINDER SUPPLIES	GENERAL FUND	CITY MANAGER	272.86
	OFFICE SUPPLIES	GENERAL FUND	CITY MANAGER	365.01
	OFFICE SUPPLIES	GENERAL FUND	CITY MANAGER	58.09
	MEMBERSHIP DUES	GENERAL FUND	CITY MANAGER	120.00
	OFFICE SUPPLIES	GENERAL FUND	ADMINISTRATIVE SERVICE	299.81
	OFFICE SUPPLIES	GENERAL FUND	POLICE ADMINISTRATION	123.74
	OFFICE SUPPLIES	GENERAL FUND	POLICE ADMINISTRATION	338.88
	BATTERIES	GENERAL FUND	POLICE ADMINISTRATION	21.55
	SEMINAR	GENERAL FUND	POLICE ADMINISTRATION	336.42
	CHAIRS	GENERAL FUND	INVESTIGATION	446.05
	WEB HOSTING	GENERAL FUND	COMMUNITY OUTREACH	12.95
	WEB HOSTING	GENERAL FUND	COMMUNITY OUTREACH	14.95
	BANNER	GENERAL FUND	COMMUNITY DEVEL ADMIN	70.96
	MEETING COFFEE	GENERAL FUND	COMMUNITY DEVEL ADMIN	12.95
	MEETING COFFEE	GENERAL FUND	COMMUNITY DEVEL ADMIN	12.95
	MEETING COFFEE	GENERAL FUND	COMMUNITY DEVEL ADMIN	12.95
	MEETING REFRESHMENTS	GENERAL FUND	COMMUNITY DEVEL ADMIN	40.55
	MEETING REFRESHMENTS	GENERAL FUND	PLANNING	10.00
	MEETING COFFEE	GENERAL FUND	PLANNING	12.95
	OFFICE SUPPLIES	GENERAL FUND	PLANNING	36.38
	DATE STAMP	GENERAL FUND	BUILDING INSPECTION	79.14
	TRAINING	GENERAL FUND	PARK MAINTENANCE	100.00
	ROOFING MATERIALS	GENERAL FUND	BUILDING MAINTENANCE	162.09
	POOL SHOWER SUPPLIES	GENERAL FUND	BUILDING MAINTENANCE	61.49
	COUNCIL CLOCK	GENERAL FUND	BUILDING MAINTENANCE	17.01
	COUNCIL LIGHTS	GENERAL FUND	BUILDING MAINTENANCE	108.70
	LOCKS	GENERAL FUND	BUILDING MAINTENANCE	362.04
	HANDLES	GENERAL FUND	BUILDING MAINTENANCE	37.11
	CEILING TILE	GENERAL FUND	BUILDING MAINTENANCE	32.89
	DOOR LATCH	GENERAL FUND	BUILDING MAINTENANCE	315.59
	DEPT. SUPPLIES	GENERAL FUND	RECREATION ADMINISTRAT	5.75
	KIDSGUIDE AD	GENERAL FUND	AQUATICS	110.00
	AQUATIC SWIMSUITS	GENERAL FUND	AQUATICS	429.38
	DAY CAMP SUPPLIES	GENERAL FUND	DAY CAMP	12.45
	DAY CAMP EXCURSION	GENERAL FUND	SPECIAL CLASSES	25.00
	DAY CAMP EXCURSION	GENERAL FUND	SPECIAL CLASSES	300.00
	FONT	GENERAL FUND	SPECIAL CLASSES	5.00
	BULBS & BALLASTS	BUILDING IMPROVEME	CAPITAL PROJECTS	628.83
	LATV SUPPLIES	LOS ALAMITOS TV	LOS ALAMITOS TV	681.95
	PAINT	TRAFFIC IMPROVEMEN	CAPITAL PROJECTS	1,042.83
	DETAIL REC VAN	GARAGE FUND	GARAGE	100.00
	DETAIL INTERIOR	GARAGE FUND	GARAGE	50.00
	DETAIL TAHOE	GARAGE FUND	GARAGE	125.00
	DETAIL HONDA	GARAGE FUND	GARAGE	100.00

NDOR SORT KEY	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
	BATTERY	GARAGE FUND	GARAGE	65.25
	ASE TEST FEES	GARAGE FUND	GARAGE	96.00
			TOTAL:	<u>9,074.42</u>
DERGROUND SERVICE ALERT OF SO CAL	SERVICE ALERT FAXES	GENERAL FUND	STREET MAINTENANCE	25.50
			TOTAL:	<u>25.50</u>
HN UNDERWOOD	POOL DOCUMENTARY	GENERAL FUND	NON-DEPARTMENTAL	950.00
			TOTAL:	<u>950.00</u>
ITED RENTALS NORTHWEST, INC.	SCISSOR LIFT RENTAL	EECBE GRANT	CAPITAL PROJECTS	438.13
			TOTAL:	<u>438.13</u>
A MOBILITY WIRELESS, INC.	PAGER FEES	GENERAL FUND	PUBLIC WORKS ADMIN	20.40
			TOTAL:	<u>20.40</u>
RIZON CALIFORNIA, INC.	EOC/FAX LINES	GENERAL FUND	COMMUNICATIONS TECHNOL	924.56
	POLICE DEPT/RELAY LINE	GENERAL FUND	COMMUNICATIONS TECHNOL	79.38
			TOTAL:	<u>1,003.94</u>
RIZON WIRELESS	POLICE DEPARTMENT	GENERAL FUND	PATROL	40.28
	COMMUNITY DEVELOPMENT	GENERAL FUND	NEIGHBORHOOD PRESERVAT	10.73
	PUBLIC WORKS	GENERAL FUND	STREET MAINTENANCE	183.60
			TOTAL:	<u>234.61</u>
YAGER FLEET SYSTEMS, INC.	FUEL	GARAGE FUND	GARAGE	7,158.97
	FUEL TAX CREDIT	GARAGE FUND	GARAGE	301.64-
	CNG FUEL	GARAGE FUND	GARAGE	365.63
			TOTAL:	<u>7,222.96</u>
ST COAST TENNIS SERVICES	INSTRUCTOR - TENNIS	GENERAL FUND	SPECIAL CLASSES	1,186.45
	INSTRUCTOR - TENNIS	GENERAL FUND	SPECIAL CLASSES	755.09
			TOTAL:	<u>1,941.54</u>
LLY WOMACK	INSTRUCTOR - NEEDLECRAFTS	GENERAL FUND	SPECIAL CLASSES	421.95
			TOTAL:	<u>421.95</u>
ANN S. ZENDA	INSTRUCTOR - MAH JONGG	GENERAL FUND	SPECIAL CLASSES	321.75
			TOTAL:	<u>321.75</u>

NDOR SORT KEY	DESCRIPTION	FUND	DEPARTMENT	AMOUNT
===== FUND TOTALS =====				
10	GENERAL FUND	53,268.68		
25	BUILDING IMPROVEMENT	628.83		
28	LOS ALAMITOS TV	681.95		
30	EECBE GRANT	438.13		
44	TRAFFIC IMPROVEMENT	1,042.83		
50	GARAGE FUND	7,934.36		
53	TECHNOLOGY REPLACEMENT	5,700.00		
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	GRAND TOTAL:	69,694.78		
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TAL PAGES: 8



# City of Los Alamitos

## Agenda Report Consent Calendar

June 18, 2012  
Item No: 9C

**To:** Mayor Troy D. Edgar & Members of the City Council

**Via:** Angie Avery, City Manager

**From:** Cassandra Palmer, Support Services Manager

**Subject:** Agreement for Animal Control Services between the City of Long Beach and the City of Los Alamitos

**Summary:** The City of Los Alamitos contracts with the City of Long Beach Animal Care Services for animal control. The term of the current agreement is July 1, 2010 through June 30, 2012, with an option for two (2) extensions. This report proposes a two-year agreement extension for Fiscal Years 2012-13 and 2013-14.

**Recommendation:** Authorize the City Manager to execute an extension of the Agreement for Animal Control Services between the City of Long Beach and the City of Los Alamitos for the term of July 1, 2012 through June 30, 2014.

## Background

Since 2001, the City of Los Alamitos has contracted with the City of Long Beach Animal Care Services for animal control. The term of the current agreement is July 1, 2010 to June 30, 2012. The agreement includes an option for two (2) consecutive 2-year extensions.

In an effort to improve response times, enhance animal care, and expedite law enforcement activities, Animal Care Services initiated several innovative improvements during the current agreement period. These include the implementation of a Smart Phone Application for reporting calls for service; hiring a full-time State Licensed Veterinarian; an administrative citation process; and, an online license renewal and payment service. Additionally, in response to our concerns about delayed responses to dead animal pickups, an employee has been designated specifically for that purpose.

## Discussion

City staff work closely with the Long Beach Animal Care Services to ensure a high level of service while controlling costs. Animal control activity in the City of Los Alamitos during Fiscal Year 2010-11 included 926 responses, with calls to pick up dead wildlife being the most common, followed by calls regarding stray "owned" animals. In response to recent concerns about a delayed response in picking up dead opossums,

Animal Care Services responded by assigning an employee to that task exclusively. They are responsive to staff inquiries and promote customer service.

Using a Total Cost Allocation Model, Long Beach charges contract cities based a percentage of the services utilized during the prior fiscal year. The cost of the contract is then offset by the amount of licensing fees received by the City of Long Beach for Los Alamitos pets. For example, the contract amount for Fiscal Year 2010-11 was \$75,512; however, since \$22,637 was collected in license fees during that same period, our fiscal obligation was reduced to \$52,875. The license revenue collected in Fiscal Year 2010-11 reflected a 122% increase over the previous year. For Fiscal Year 2011-12, the cost of the contract is \$77,324 but the amount of the offset has not yet been provided.

The attached agreement, which was approved by the City of Long Beach City Council on May 15, 2012, contains the same service details as the prior agreement but reflects a 0.3% increase in the cost resulting in a baseline total for Fiscal Year 2012-13 of \$77,572. In the second year of the two-year agreement, the cost will be adjusted to reflect the change in the Consumer Price Index (CPI).

With their innovative and progressive approach to animal control and sheltering services, the City of Long Beach Animal Care Services has been successful in meeting our needs while providing a cost effective service. Staff recommends approval of the attached agreement to extend these services for the period July 1, 2012 through June 30, 2014.

## **Fiscal Impact**

The proposed annual fee for animal control services for Fiscal year 2012-13 is \$77,572. On June 1, 2014, the annual fee for Fiscal Year 2013-14 will be adjusted by the percent change in the CPI for the Los Angeles-Riverside-Orange County, CA area, as published by the United States Department of Labor, Bureau of Labor Statistics, which shall not be less than zero (0) and shall not exceed eight percent (8%). Sufficient funding for the animal control agreement has been included in the Fiscal Year 2012-13 budget.

Submitted By:

  
Cassandra Palmer  
Support Services Manager

Approved By:

  
Angie Avery  
City Manager

Attachments: 1. Amendment to Agreement for Animal Control Services

FIRST AMENDMENT TO AGREEMENT NO. 31708

THIS FIRST AMENDMENT TO AGREEMENT NO. 31708 is made and entered, in duplicate, as of October 1, 2011 for reference purposes only, pursuant to a minute order of the City Council of the City of Long Beach at its meeting held on May 15, 2012, and a minute order of the City Council of the City of Los Alamitos at its meeting held on \_\_\_\_\_, 2012, by and between the CITY OF LONG BEACH ("Long Beach"), and the CITY OF LOS ALAMITOS ("Los Alamitos").

WHEREAS, the parties entered Agreement No. 31708 whereby Long Beach agreed to provide animal control services to Los Alamitos; and

WHEREAS, the Agreement contains a provision allowing the parties, by mutual agreement, to extend the term of the agreement and the parties desire to do so;

NOW, THEREFORE, in consideration of the mutual terms and conditions in the Agreement and in this FIRST Amendment, the parties agree as follows:

1. Section 1 of the Agreement is hereby amended in its entirety to read as follows:

"SECTION 1. TERM. This Agreement shall commence at 12:01 a.m. on July 1, 2012, and shall terminate at midnight on June 30, 2014."

2. Section 4.C. is hereby amended in its entirety to read as follows:

C. Compensation Schedule.

i. Year One (1). In the event and to the extent that the total amount of any and all fees retained by Long Beach does not equal or exceed Seventy-Seven Thousand Five Hundred Seventy-Two Dollars (\$77,572) ("Annual Compensation") on June 30 of the first year period of July 1, 2012 through June 30, 2013, then Los Alamitos shall pay to Long Beach the difference between the total fees as set forth in Section 4.A. and Annual Compensation. Payment of the difference shall be made on or before July 31 of that same year. In the event and to the extent that the

OFFICE OF THE CITY ATTORNEY  
ROBERT E. SHANNON, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

1 total amount of all license fees retained by Long Beach exceeds Annual  
2 Compensation on June 30 of that same year, then the excess shall be  
3 divided equally between Long Beach and Los Alamitos.

4 ii. Year Two (2). Annual Compensation shall be adjusted  
5 by the percent change in the Consumer Price Index (CPI) for All Urban  
6 Consumers, All Items, Base Period 1982-84=100, for the Los Angeles-  
7 Riverside-Orange County, CA Area (March 2013 to March 2014), as  
8 published by the United States Department of Labor, Bureau of Labor  
9 Statistics (CUURA421SA0), which shall not be less than zero (0) and shall  
10 not exceed eight percent (8%) ("Adjusted Annual Compensation"). In the  
11 event and to the extent that the total amount of any and all fees retained by  
12 Long Beach does not equal or exceed Adjusted Annual Compensation on  
13 June 30 of the Second year period of July 1, 2013 through June 30, 2014,  
14 then Los Alamitos shall pay to Long Beach the difference between the total  
15 fees as set forth in Section 4.A. and Adjusted Annual Compensation.  
16 Payment of the difference shall be made on or before July 31 of that same  
17 year. In the event and to the extent that the total amount of all license fees  
18 retained by Long Beach exceeds Adjusted Annual Compensation on June  
19 30 of that same year, then the excess shall be divided equally between  
20 Long Beach and Los Alamitos."

21 3. Section 4.D. is hereby amended in its entirety to read as follows:

22 D. "Compensation in the Event of Termination. In the event of  
23 termination of this Agreement pursuant to Section 7 or Section 9, Long Beach  
24 shall retain Annual Compensation and / or Adjusted Annual Compensation for  
25 services provided by Long Beach through the effective date of the termination.

26 i. Year One (1). In the event and to the extent that the  
27 total amount of any and all fees retained by Long Beach to the effective  
28 date of termination does not equal or exceed Annual Compensation for

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each month that the Agreement has been in effect until June 30, 2013, then Los Alamitos shall pay to Long Beach the difference between the total fees as set forth in Section 4.A. to the effective date of termination and the dollar figure obtained by multiplying Annual Compensation times the number of months the Agreement was in effect between July 1, 2012 through June 30, 2013. A partial month shall be deemed a full month. Payment of the difference shall be made within thirty (30) days after the effective date of termination. Any excess fees shall be paid to Los Alamitos.

ii. Year Two (2). In the event and to the extent that the total amount of any and all fees retained by Long Beach to the effective date of termination but prior to June 30, 2014 does not equal or exceed Adjusted Annual Compensation for each month that the Agreement has been in effect until June 30, 2014, then Los Alamitos shall pay to Long Beach the difference between the total fees as set forth in Section 4.A. to the effective date of termination and the dollar figure obtained by multiplying Adjusted Annual Compensation times the number of months the Agreement was in effect between July 1, 2013 through June 30, 2014. A partial month shall be deemed a full month. Payment of the difference shall be made within thirty (30) days after the effective date of termination. Any excess fees shall be paid to Los Alamitos."

4. Except as expressly amended in this First Amendment, the terms and conditions in Agreement No. 31708 are ratified and confirmed and shall remain in full force and effect.

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OFFICE OF THE CITY ATTORNEY  
ROBERT E. SHANNON, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

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IN WITNESS WHEREOF, the parties have caused this document to be duly executed with all formalities required by law as of the date first stated above.

CITY OF LOS ALAMITOS, a municipal corporation

\_\_\_\_\_, 2012 By \_\_\_\_\_  
City Manager

"Los Alamitos"

This First Amendment to Agreement No. 31708 is approved as to form on \_\_\_\_\_, 2012.

By: \_\_\_\_\_  
City Attorney, Los Alamitos

CITY OF LONG BEACH, a municipal corporation

\_\_\_\_\_, 2012 By \_\_\_\_\_  
City Manager

"Long Beach"

This First Amendment to Agreement No. 31708 is approved as to form on \_\_\_\_\_, 2012.

ROBERT E. SHANNON, City Attorney  
By: \_\_\_\_\_  
Deputy City Attorney

# City of Los Alamitos

## Agenda Report Consent Calendar

June 18, 2012  
Item No: 9D

**To:** Mayor Troy D. Edgar and Members of the City Council

**Via:** Angie Avery, City Manager

**From:** David L. Hunt P.E., City Engineer  
Steven A. Mendoza, Director of Community Development

**Subject:** State Local Partnership Program Grant

**Summary:** The Orange County Transportation Authority (OCTA) will be issuing a one-time State-Local Partnership Program Formula (SLPP) Grant Call for Projects. In order to be eligible to receive SLPP funds, the City must adopt a resolution nominating various shovel ready street rehabilitation projects. Due to their readiness staff is recommending; Cerritos Avenue from Bloomfield Street to Los Vaqueros Circle; Los Vaqueros Circle from south of Cerritos Avenue to the end of street; Humbolt Street from south of Cerritos Avenue to the end of street; and Reagan Street from Catalina Street to Sausalito Street.

### Recommendation:

1. Approve the list of street rehabilitation projects to be funded by the OCTA/State-Local Partnership Program Formula Grant program; and,
2. Adopt Resolution No. 2012-10, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS AUTHORIZING APPLICATION FOR FUNDS FOR THE STATE-LOCAL PARTNERSHIP PROGRAM UNDER THE PROPOSITION 1B HIGHWAY SAFETY, TRAFFIC REDUCTION, AIR QUALITY, AND PORT SECURITY BOND ACT OF 2006 FOR BUSINESS AREA STREET IMPROVEMENT PROJECT".

### Background

In 2006, California Voters approved Proposition 1B, thereby making State-Local Partnership Program (SLPP) grant funds available to Orange County Transportation Authority (OCTA). On April 27, 2012 OCTA issued the 2012 SLPP Formula Grant Call for Projects encouraging Cities to nominate various shovel ready street rehabilitation projects. The minimum formula allocation for the City of Los Alamitos is \$314,530 which we must provide a one-to-one local match using Measure M2 funds. Based upon their ability to be ready-to-list for construction by December 31, 2012, staff is nominating the following street rehabilitation projects:

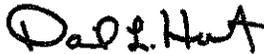
1. Cerritos Avenue from Bloomfield Street to Los Vaqueros Circle;
2. Los Vaqueros Circle from south of Cerritos Avenue to the end of street;
3. Humbolt Street from south of Cerritos Avenue to the end of street;
4. Reagan Street from Catalina Street to Sausalito Street.

The attached resolution authorizes the application for funds for the recommended list of projects.

## **Fiscal Impact**

There is no impact to the General Fund. Project cost is estimated at \$629,060 and of this amount; \$314,530 will be funded by this SLPP funded Grant and the remaining \$314,530 with Measure M2 Fair Share Funds previously designated to be used on these projects.

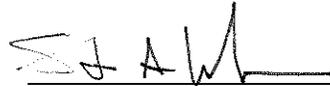
Submitted By:



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David L. Hunt, PE  
City Engineer

Prepared By:



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Steven A. Mendoza  
Director of Community Development

Approved By:



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Angie Avery  
City Manager

*Attachments: 1. Resolution No. 2012-12  
2. Project Map*

# ATTACHMENT 1

## RESOLUTION NO. 2012-10

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS AUTHORIZING APPLICATION FOR FUNDS FOR THE STATE-LOCAL PARTNERSHIP PROGRAM UNDER THE PROPOSITION 1B HIGHWAY SAFETY, TRAFFIC REDUCTION, AIR QUALITY, AND PORT SECURITY BOND ACT OF 2006 FOR BUSINESS AREA STREET IMPROVEMENT PROJECT

**WHEREAS**, the California voters approved Proposition 1B Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006, which makes State-Local Partnership Program (SLPP) funds available to the Orange County Transportation Authority (OCTA); and,

**WHEREAS**, OCTA has established the procedures and criteria for nominating proposals; and,

**WHEREAS**, the City of Los Alamitos possesses authority to nominate projects funded using Measure M2 Fair Share and State-Local Partnership Program funding and to finance, acquire, and construct the proposed project; and,

**WHEREAS**, by formal action the City of Los Alamitos authorizes the nomination of Business Area Street Improvement Project, including all understanding and assurances contained therein, and authorizes the person identified as the official representative of the City of Los Alamitos to act in connection with the nomination and to provide such additional information as may be required; and

**WHEREAS**, the City of Los Alamitos will maintain and operate the property acquired, developed, rehabilitated, or restored for the life of the resultant facility(ies) or activity; and,

**WHEREAS**, with the approval of the California Department of Transportation (Caltrans), California Transportation Commission (CTC), and OCTA, the City of Los Alamitos or its successors in interest in the property may transfer the responsibility to maintain and operate the property; and,

**WHEREAS**, the City of Los Alamitos will give Caltrans, CTC, and OCTA's representatives access to and the right to examine all records, books, papers or documents related to the project; and,

**WHEREAS**, the City of Los Alamitos will cause work on the project to be commenced within six months following notification from the State that funds have been allocated by the CTC and that the project will be carried to completion with reasonable diligence; and,

**WHEREAS**, the City of Los Alamitos commits \$314,530 of City of Los Alamitos' Measure M2 Fair Share to provide 50 percent local agency match of total project cost as match to the requested \$314,530 in OCTA Formula SLPP funds for a total project cost estimated to be \$629,060 and,

**WHEREAS**, the City of Los Alamitos will comply where applicable with provisions of the California Environmental Quality Act, the National Environmental Policy Act, the American with Disabilities Act, and any other federal, state, and/or local laws, rules and/or regulations; and,

**WHEREAS**, the City of Los Alamitos' City Council authorizes the execution of any necessary cooperative agreements between the City of Los Alamitos and OCTA to facilitate the delivery of the project; and,

**WHEREAS**, the City of Los Alamitos' City Council authorizes the revision of the City of Los Alamitos Capital Improvement Program to facilitate the delivery of the project; and,

**WHEREAS**, the City of Los Alamitos' City Council delegates signature authority to the City Manager to facilitate the delivery of the project.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS DOES RESOLVE AS FOLLOWS:**

SECTION 1. The City Council of the City of Los Alamitos, California, finds that the above recitals are true and correct.

SECTION 2. The City Council hereby authorizes OCTA's representative as the official representative of the City of Los Alamitos to apply for the State-Local Partnership Program funding under the Proposition 1B Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006 for Business Area Street Improvement Project.

SECTION 3. That the City of Los Alamitos, agrees to fund its share of the project costs and any additional costs over the identified programmed amount.

SECTION 4. The City Clerk shall certify as to the adoption of this Resolution.

**PASSED, APPROVED, AND ADOPTED** this 18<sup>th</sup> day of June 2012.

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Troy D. Edgar, Mayor

ATTEST:

\_\_\_\_\_  
Angie Avery, City Clerk

APPROVED AS TO FORM:

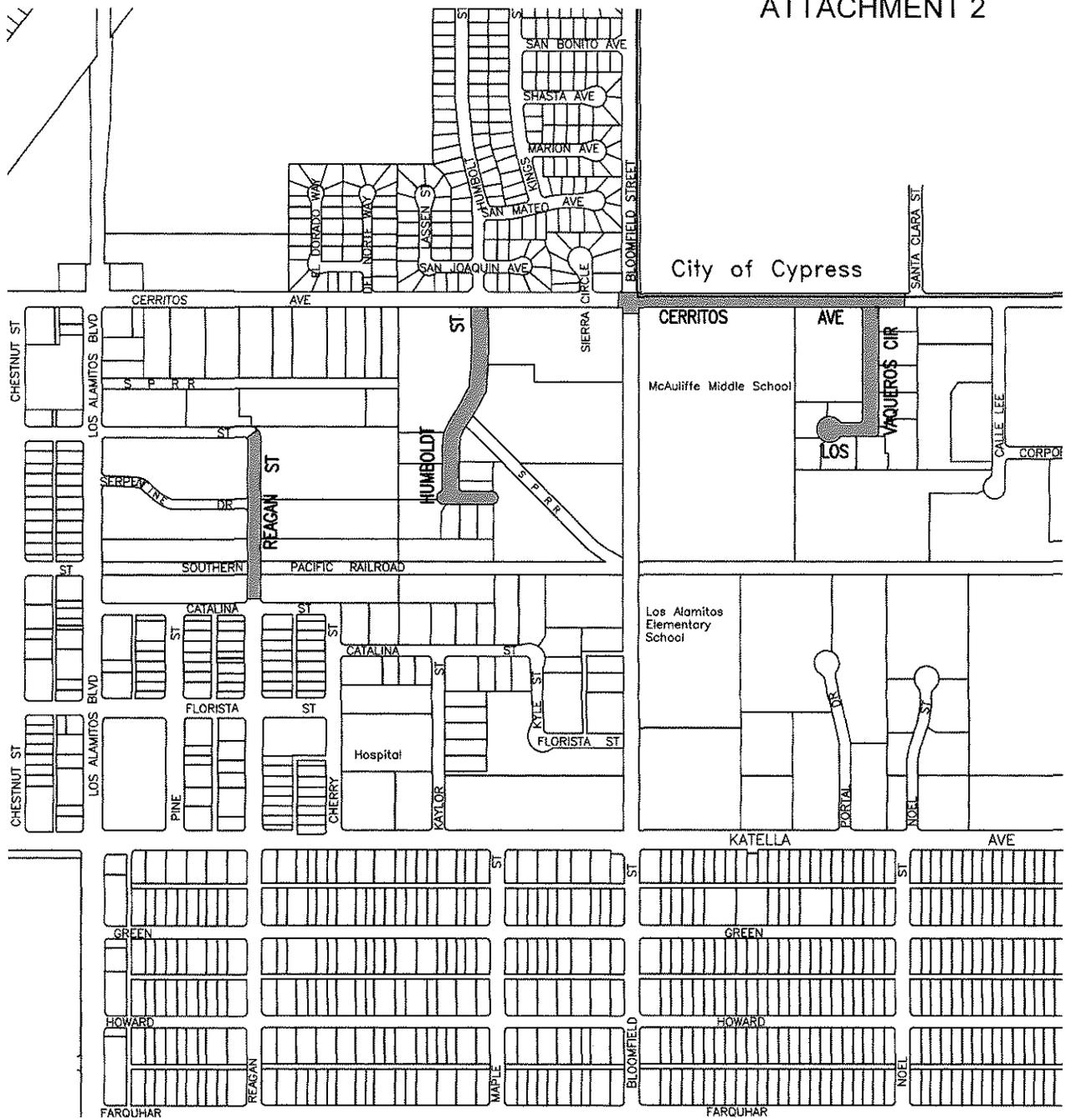
\_\_\_\_\_  
Sandra J. Levin, City Attorney

STATE OF CALIFORNIA )  
COUNTY OF ORANGE ) ss  
CITY OF LOS ALAMITOS )

I, Angie Avery, City Clerk of the City of Los Alamitos, do hereby certify that the foregoing Resolution was adopted at a regular meeting of the City Council held on the 18<sup>th</sup> day of June 2012, by the following vote, to wit:

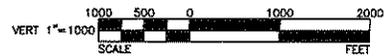
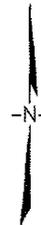
AYES: COUNCILMEMBERS:  
NOES: COUNCILMEMBERS:  
ABSENT: COUNCILMEMBERS:  
ABSTAIN: COUNCILMEMBERS:

\_\_\_\_\_  
Angie Avery, City Clerk



City of Cypress

 PROJECT LOCATION



# City of Los Alamitos

## Agenda Report Consent Calendar

June 18, 2012  
Item No: 9E

**To:** Mayor Troy D. Edgar & Members of the City Council

**Via:** Angie Avery, City Manager

**From:** Todd Mattern, Police Chief

**Subject:** Memorandum of Understanding Between the City of Los Alamitos and the County of Orange for Public Safety Realignment and Postrelease Community Supervision Enhanced Law Enforcement Overtime Services

**Summary:** This report provides information about Public Safety Realignment and Postrelease Community Supervision and seeks authorization to execute a Memorandum of Understanding with the County of Orange for enhanced law enforcement overtime services as needed to achieve the objectives related to Public Safety Realignment.

**Recommendation:** Authorize the Chief of Police to execute the Memorandum of Understanding between the City of Los Alamitos and the County of Orange for Public Safety Realignment and Postrelease Community Supervision Enhanced Law Enforcement Overtime Services.

### Background

On April 4, 2011, the Public Safety Realignment Act was signed into law. With implementation beginning on October 1, 2011, Public Safety Realignment transferred responsibility for the incarceration, treatment and supervision of specified adult felony offenders from the California Department of Corrections and Rehabilitation to counties. A key element of Public Safety Realignment is that offenders sentenced for certain non-serious, non-violent and non-high-risk sex crimes are, upon their release from incarceration, subject to Postrelease Community Supervision instead of parole. In Orange County, an implementation plan developed by the Community Corrections Partnership and approved by the Board of Supervisors designated the Orange County Probation Department to provide this supervision and recognized that enhanced services may be required from municipal law enforcement agencies.

### Discussion

It has been projected that Orange County will receive approximately \$25,000,000 from the state in FY 2011-2012 in order to deal with the impacts of Public Safety Realignment, which include a projected Postrelease Community Supervision population of nearly 2,000 offenders. Orange County's implementation plan acknowledged that Public Safety Realignment may have an impact on municipal enforcement and therefore

designated a maximum of \$692,354 for enhanced municipal law enforcement services, as determined necessary and requested by the Orange County Probation Department.

A Memorandum of Understanding between the County of Orange and the City of Los Alamitos has been drafted to establish policies, procedures, and cost reimbursement requirements, as well as define the scope of these services, which includes assisting probation officers in activities associated with checking the compliance of offenders with their conditions of supervision. Under the terms of the M.O.U., the County of Orange will provide reimbursement for overtime used in performing these services. The M.O.U. is effective retroactively from October 1, 2011 through June 30, 2012, and subject to renewal with the same terms and conditions for succeeding 12-month terms.

In terms of services requested, it is not anticipated that this will have a significant impact in Los Alamitos as the number of offenders on Postrelease Community Release Supervision residing in our community during the first eight months has been extremely minimal. Thus far, there have been no requests by Orange County Probation Department for enhanced law enforcement services from the Los Alamitos Police Department. The two departments are, however, committed to maintaining communication and sharing information pertaining to this supervised population.

The City Attorney has reviewed and approved the Memorandum of Understanding.

### **Fiscal Impact**

None. Under terms of the agreement, personnel overtime associated with providing requested service will be reimbursed.

Prepared By:



\_\_\_\_\_  
Todd Mattern  
Police Chief

Approved By:



\_\_\_\_\_  
Angie Avery  
City Manager

*Attachment: 1. Memorandum of Understanding for Public Safety Realignment.*

**MEMORANDUM OF UNDERSTANDING  
BETWEEN  
THE CITY OF LOS ALAMITOS  
AND  
THE COUNTY OF ORANGE  
FOR  
PUBLIC SAFETY REALIGNMENT AND POSTRELEASE COMMUNITY SUPERVISION  
ENHANCED LAW ENFORCEMENT OVERTIME SERVICES**

This Memorandum of Understanding, hereinafter referred to as "MOU", entered into this 17<sup>th</sup> day of April, 2012, which date is enumerated for purpose of reference only, is by and between the City of Los Alamitos, acting on behalf of its Police Department ("City"), and the County of Orange, a political subdivision of the state of California, acting on behalf of the Orange County Probation Department ("County").

RECITALS

WHEREAS, AB 109, titled "2011 Realignment Legislation Addressing Public Safety", became effective on July 1, 2011 and provided for the enactment of the "2011 Postrelease Community Supervision Act";

WHEREAS, the 2011 Postrelease Community Supervision Act requires that certain offenders released from state prison shall be subject to postrelease community supervision provided by a county agency designated by each county's board of supervisors, as specified in section 3450 of the Penal Code and as added by AB 109;

WHEREAS, the Orange County Board of Supervisors, pursuant to Resolution No. 11-111, designated the Orange County Probation Department ("OC Probation") as the County agency responsible for providing postrelease community supervision;

WHEREAS, on October 18, 2011 the Orange County Board of Supervisors accepted the Orange County Public Safety Realignment and Postrelease Community Supervision 2011 Implementation Plan ("PCS 2011 Implementation Plan") developed by the Orange County Community Corrections Partnership (OCCCP) and approved by the OCCCP Executive Committee, as required under AB 109 and subsequent related legislation;

WHEREAS, the PCS 2011 Implementation Plan included an allocation of \$692,354 from the state funding granted to the County for fiscal year 2011-12, for enhanced municipal law enforcement services, as needed to achieve the objectives of public safety realignment; and

WHEREAS, the parties to this MOU wish to establish the policies, procedures, cost reimbursement requirements, and other matters pertaining to the provision by City of such enhanced law enforcement services, for fiscal year 2011-12 and subsequent fiscal years, as necessary.

NOW THEREFORE, IT IS MUTUALLY AGREED AS FOLLOWS:

## **1.0 TERM**

The initial term of this MOU shall begin on October 1, 2011 and expire on June 30, 2012, concurrent with the ending date of the initial funding appropriated by the state for the implementation of AB 109 and subsequent related legislation. Thereafter, this MOU may be renewed for succeeding 12-month periods of July 1-June 30, on the same terms and conditions and upon mutual written agreement between City and OC Probation, subject to:

- 1.1 New or additional funding appropriated by the state legislature for subsequent fiscal years, for the continuing implementation of AB 109 and subsequent related legislation;
- 1.2 Acceptance by the Orange County Board of Supervisors of the state appropriation for the continuing implementation of AB 109 and subsequent related legislation, for inclusion in the County's budget for each fiscal year covered by this MOU; and
- 1.3 OCCCCP Executive Committee approval of the allocations of such state appropriation to local resources and needs, including enhanced municipal law enforcement services.

## **2.0 ENHANCED MUNICIPAL LAW ENFORCEMENT OVERTIME SERVICES**

- 2.1 New Populations under County Jurisdiction: Beginning October 1, 2011, AB 109 and subsequent related legislation, as implemented by County, placed the following populations under County jurisdiction and supervision by OC Probation:
  - 2.1.1 Persons released from prison on postrelease community supervision ("PCS") instead of parole, consisting of non-violent, non-serious and non high-risk sex offenders as defined by the California Department of Corrections and Rehabilitation.
  - 2.1.2 Persons who have committed felonies and now sentenced to County jail pursuant to subdivision (h) of Penal Code section 1170 instead of state prison, who may also be placed on supervised release.
- 2.2 PCS 2011 Implementation Plan: Pursuant to the PCS 2011 Implementation Plan approved by the OCCCCP Executive Committee and accepted by the Orange County Board of Supervisors on October 18, 2011, municipal law enforcement agencies may be requested to provide enhanced services as needed to achieve the objectives of public safety realignment. The OCCCCP Executive Committee has approved, and the County's Board of Supervisors has accepted, a total maximum allocation of \$692,354 for fiscal year 2011-12 for enhanced municipal law enforcement services to assist OC Probation with realignment services. For such services actually provided as requested by OC Probation, municipal law enforcement agencies will be individually compensated solely from the total maximum \$692,354 allocation until such amount is depleted. For subsequent fiscal years, the continued provision of enhanced municipal law enforcement services will be subject to new or additional state funding as described in section 1 of this MOU.
- 2.3 Information on New Populations under County Jurisdiction: OC Probation will provide City with a "Notice of Supervision" with regard to individuals scheduled by

the state for PCS release, as described in section 2.1.1 herein. Requests for information on particular individuals placed on supervised release, as described in section 2.1.2, may be directed to OC Probation, as needed.

2.4 Scope of Enhanced Municipal Law Enforcement Services: At various times that are determined necessary by OC Probation, County may request the services of City law enforcement personnel to check the compliance of offenders described in section 2.1 above with their conditions of supervision, by accompanying OC Probation peace officers in conducting the following activities, commonly termed as "sweeps", outside of regular work hours, as overtime services:

- 2.4.1 Ascertaining the whereabouts of persons described in section 2.1 of this MOU and known to reside within City's geographical boundaries
- 2.4.2 Making searches and seizures, as appropriate
- 2.4.3 Performing surveillance of persons described in section 2.1 in City or any jurisdiction City has an agreement with pursuant to Penal Code section 830.1
- 2.4.4 Making arrests for violations of supervision conditions or for active warrants for persons described in section 2.1
- 2.4.5 Documenting the circumstances of arrests and new law violations

### **3.0 RESPONSIBILITIES OF PARTIES**

3.1 County, through OC Probation, shall:

- 3.1.1 As needed, and subject to the provisions of section 6 of this MOU, periodically deploy OC Probation peace officers to City police department facilities, to act as liaison for ensuring proper coordination of activities under the PCS 2011 Implementation Plan, including the services provided by City under this MOU
- 3.1.2 Request the overtime services described in section 2.4 of this MOU, as needed to accomplish specific objectives
- 3.1.3 Coordinate the scheduling of such overtime services with City's designated law enforcement personnel
- 3.1.4 In advance of the scheduled overtime services, provide specific information to City law enforcement personnel identifying the names, addresses, and known associations of the intended sweep subjects
- 3.1.5 Provide County vehicles for OC Probation peace officers assigned to accompany City law enforcement personnel in the performance of the overtime services requested
- 3.1.6 Participate in briefing sessions prior to and upon completion of scheduled activities

- 3.1.7 Compensate City for services provided under this MOU in accordance with section 4.0 herein
  - 3.1.8 Oversee the administrative processes for billing and compensation of overtime services
  - 3.1.9 Financially monitor the usage of the amount annually approved by the OCCCCP Executive Committee for enhanced law enforcement services, so as not to exceed the maximum allocation made available from state funding for each fiscal year
- 3.2 City, through its Police Department, shall:
- 3.2.1 Provide the number of City peace officers scheduled to perform the enhanced services requested by County, for approval by OC Probation
  - 3.2.2 If necessary and in advance of the scheduled overtime services, and subject to approval by OC Probation, request that certain individuals under PCS be added to the scheduled sweep, including the reasons for such request
  - 3.2.1 Make a room available for the parties to participate in briefing sessions prior to and upon completion of scheduled activities, or at any other times as may be required, subject to the provisions of section 6 of this MOU
  - 3.2.2 Provide police vehicles for City law enforcement personnel to conduct the scheduled activities
  - 3.2.3 As appropriate, allow OC Probation peace officers to ride as passengers in City police vehicles, or to operate the vehicles if City law enforcement personnel are rendered unable to drive said vehicles, subject to the provisions of section 7 of this MOU
  - 3.2.4 Complete and maintain probable cause, arrest, booking, and other documents pertinent to the scheduled activities as completed
  - 3.2.5 Maintain timekeeping and payroll documentation supporting the submittal of invoices claiming compensation from County for overtime services rendered by law enforcement personnel under this MOU

**4.0 COMPENSATION**

County shall pay City for the cost of overtime services rendered by law enforcement personnel assigned to perform services under this MOU, as follows:

- 4.1 Regular Position: The law enforcement personnel assigned by City to perform overtime services under this MOU shall consist of full-time employees of City in regular positions, whose normally assigned work hours equal a full work period.
  - 4.1.1 A regular position shall mean a position established on a permanent year-round basis and requiring work on a schedule designated by City as a normal work schedule.

- 4.2 Overtime Work: Law enforcement personnel may be assigned by City to perform services under this MOU, during hours that are in excess of an employee's normal work schedule in a regular work period. County shall pay City for overtime services rendered by such personnel at one and one-half (1-1/2) times their hourly rate, multiplied by the number of hours of service actually provided during the billing period.
- 4.2.1 No-Supplanting Overtime Work: City acknowledges its understanding that: (a) the overtime services rendered by law enforcement personnel assigned to perform services under this MOU have not previously been, or otherwise will be funded by City; and (b) employee compensation for said services does not supplant or replace any other City-funded overtime hours.
- 4.2.2 At all times during any particular action under this MOU, each party's employees shall conform to his or her respective departmental policies, requirements and procedures. Each party will operate under the direction of its respective chain of command. No party is responsible for the actions of another party's personnel. Any evaluation and investigation of any complaints regarding any party or its personnel shall be referred to the party at issue.

## 5.0 FINANCIAL ACCOUNTABILITY

- 5.1 City shall submit invoices to County for services rendered under this MOU, with the following information:
- 5.1.1 Date of service
- 5.1.2 Name(s) of City law enforcement personnel who rendered the services, with their hourly and overtime rates, and number of service hours performed under this MOU
- 5.1.3 City's name and address
- 5.1.4 City's remittance address, if different from above
- 5.1.5 City's federal taxpayer identification number
- 5.1.6 Statement from City's designated representative for this MOU, to read: "I hereby certify to the appropriateness of the costs claimed and that these costs have not been reimbursed by revenue, income, or grants from any other source."
- 5.2 City's invoices shall be subject to verification and approval of services provided by the OC Probation PCS Division Director, and shall be mailed to:

Orange County Probation Department  
Attention: PCS Division Director  
P.O. Box 10260  
Santa Ana, CA 92711

5.3 Payment by County to City will be within 30 days of receipt of an invoice in the format specified in section 5.1 herein, as verified and approved by the OC Probation PCS Division Director, and subject to routine processing requirements. City agrees to accept such compensation as full remuneration for performing all services and for furnishing all staffing and materials required, and for any reasonably unforeseen difficulties or risks which may arise or be encountered in the performance of services under this MOU.

5.3 County reserves the right to verify City's source documents related to the provision of services under this MOU. County shall have access to any books, documents, papers and records of City, which are determined to be pertinent specifically to this MOU, for the purpose of making an audit, evaluation, excerpts and transcripts.

#### **6.0 LICENSE TO USE CITY REAL AND PERSONAL PROPERTY**

In consideration of the promises contained herein, City hereby grants to County rent-free use of office space, office furniture, and office equipment located in the offices of the City Police Department. Said office space, furniture and equipment shall be used solely by personnel of City and OC Probation while performing their assigned duties related to services under this MOU. The precise location, size and type of said office space, office furniture and office equipment will be determined by City. City shall supply all repair, maintenance and janitorial supplies and services to said premises and shall be responsible for all charges for utilities supplied to said premises.

#### **7.0 PERMISSION TO USE CITY VEHICLES**

In consideration of the promises contained herein, City hereby grants to County permission for OC Probation personnel to operate and to ride as passengers in vehicles owned or leased by City, as necessary while performing their assigned duties related to services under this MOU. City shall supply all repair and maintenance services for said vehicles, and shall pay all fuel costs for said vehicles.

#### **8.0 MUTUAL INDEMNIFICATION**

County agrees to indemnify, defend with counsel approved in writing by City, and hold City, its officers, employees, and agents ("City Indemnitees") harmless from any claims, demands or liability of any kind or nature, including but not limited to personal injury or property damage, arising from or related to the services, or other performance provided by County pursuant to this MOU. City's approval of counsel shall not be unreasonably withheld. If judgment is entered against County and City by a court of competent jurisdiction because of the concurrent active negligence of City or City Indemnitees, County and City agree that liability will be apportioned as determined by the court. Neither party shall request a jury apportionment. This indemnification shall commence on the effective date of this MOU and shall continue thereafter for any and all causes of action accruing during the term of this MOU.

City agrees to indemnify, defend with counsel approved in writing by County, and hold County, its elected and appointed officials, officers, employees, agents and those special districts and agencies for which County's Board of Supervisors acts as the governing board ("County Indemnitees") harmless from any claims, demands or liability of any kind or nature, including but not limited to personal injury or property damage, arising from or

related to the services, or other performance provided by City pursuant to this MOU. County's approval of counsel shall not be unreasonably withheld. If judgment is entered against City and County by a court of competent jurisdiction because of the concurrent active negligence of County or County Indemnitees, City and County agree that liability will be apportioned as determined by the court. Neither party shall request a jury apportionment. This indemnification shall commence on the effective date of this MOU and shall continue thereafter for any and all causes of action accruing during the term of this MOU.

**9.0 PROJECT MANAGEMENT**

The OC Probation PCS Division Director shall manage and oversee the operation and administration of this MOU pursuant to the terms and conditions contained herein. The PCS Division of OC Probation shall coordinate with City law enforcement personnel with regard to the activities covered under this MOU.

**10.0 CONTINGENCY OF FUNDS**

City acknowledges that funding or portions of funding for this MOU may be contingent upon state budget approval, receipt of funds from, and/or obligation of funds by the state to County; and inclusion of sufficient funding for the services hereunder in the budget approved by the Orange County Community Corrections Partnership and accepted by the County's Board of Supervisors for each fiscal year covered by this MOU. If such approval, funding or appropriations are not forthcoming, or are otherwise limited, County may immediately terminate or modify this MOU without penalty.

**11.0 CONFIDENTIALITY:**

City agrees to maintain the confidentiality of County and County-related records and information pursuant to all statutory laws relating to privacy and confidentiality that currently exist or exist at any time during the term of this MOU. All such records and information shall be considered confidential and kept confidential by City and City's staff, agents and employees.

**12.0 TERMINATION:**

Either party may terminate this MOU, with or without cause, upon 30 days' written notice given to the other party. The obligations pertaining to indemnification for, or defense of causes of action accruing during the term of this MOU, shall extend beyond the termination of this MOU until fully performed.

**13.0 NOTICES:**

Any notices required or permitted to be given under this MOU shall be in writing and addressed as follows:

Notices to City:  
Los Alamitos Police Department  
Attention: Todd Mattern, Chief of Police  
3201 Katella Avenue  
Los Alamitos, CA 90720



IN WITNESS WHEREOF, the parties have caused this MOU to be executed by their duly authorized officers.

**CITY OF LOS ALAMITOS**

By: \_\_\_\_\_  
Todd Mattern, Chief of Police

Dated: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
City Clerk

**APPROVED AS TO FORM:**

By:   
City Attorney

Dated: 6/12/12

**COUNTY OF ORANGE:**

By:  for SS  
Steven J. Sentman  
Chief Probation Officer

Dated: 6/6/12



# City of Los Alamitos

## Agenda Report Consent Calendar

June 18, 2012  
Item No: 9F

**To:** Mayor Troy D. Edgar & Members of the City Council

**Via:** Angie Avery, City Manager

**From:** David L. Hunt P.E., City Engineer  
Steven A. Mendoza, Director of Community Development

**Subject:** Approval of Notice of Completion for ADA Accessibility Ramps in Apartment Row - CIP 11/12-02

**Summary:** The ADA Accessibility Ramps project is complete and in compliance with the plans and specifications. Staff is, therefore, recommending 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.

### Recommendation:

1. Accept as complete the construction contract by Mora's Equipment for the ADA Accessibility Ramps project; and,
2. Direct the City Clerk to record the Notice of Completion/Final Report with the County Recorder's office; and,
3. Authorize staff to release the 10% retention to the contractor, in the amount of \$5,592.48, thirty-five (35) days after recordation of the Notice of Completion.

### Background

The Apartment Row neighborhoods were developed with a variety of handicapped accessible sidewalk standards over the years. This project consisted of constructing ramps for corners that lacked them, and bringing existing ramps up to current standards in order to comply with state and federal guidelines. On April 2, 2012, City Council awarded a contract for this project to Mora's Equipment. The contract award was for \$50,800, plus a 20% contingency fund of \$10,160. The work was completed by the contractor for \$55,992.48.

The project is now complete and acceptable to the City Engineer. Staff, therefore, recommends acceptance of the work and processing the Notice of Completion/Final Report and retention release as prescribed by the Public Contracts Codes.

## Fiscal Impact

Project funding is from the CDBG Fund. Below is the final cost breakdown for the project.

ITEM	AMOUNT
<b>Project Expenditures</b>	
Construction Costs - As Awarded	\$50,800.00
Change Orders	\$5,192.48
<b>Total Project Expenditures</b>	<b>\$55,992.48</b>

Submitted By:



David L. Hunt, PE  
City Engineer

Prepared By:



Steven A. Mendoza  
Director of Community Development

Approved By:



Angie Avery  
City Manager

Attachment: 1. Notice of Completion





# City of Los Alamitos

## Agenda Report Consent Calendar

June 18, 2012  
Item No: 9G

**To:** Mayor Troy D. Edgar & Members of the City Council  
**Via:** Angia Avery, City Manager  
**From:** Anita Agramonte, Finance Director  
**Subject:** Adoption of the City of Los Alamitos Fiscal Year 2012-13 Annual Appropriations Limit

**Summary:** 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.

**Recommendation:** Adopt Resolution No. 2012-09 entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS APPROVING AND ADOPTING THE ANNUAL APPROPRIATIONS LIMIT FOR FISCAL YEAR 2012-13."

## Background

Article XIII B of the California Constitution, more commonly known as the Annual Appropriation Limitation or "GANN Limit", specifies the amount of allowable revenue the City of Los Alamitos can appropriate from the proceeds of taxes.

## Discussion

The appropriations limitation imposed by Proposition 4 (Article XIII B of the California Constitution) creates a restriction on the amount of revenue that can be appropriated in any fiscal year. The limit is based on actual appropriations from the 1978-79 fiscal year and is increased each year by the percentage growth in population and inflation.

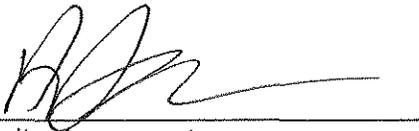
In 1990, Proposition 111 and SB 88 (Chapter 60/90) were passed modifying the Proposition 4 annual adjustment factors. Each city may now annually elect to use either the growth in California Per Capita Income or the growth in the non-residential assessed valuation due to new construction within the City and the percentage growth in either the City's or the County's population.

Staff has calculated the Fiscal Year 2012-13 Appropriations Limit utilizing the percentage growth in the California Per Capita Income and the change in the County of Orange's population. The fiscal year 2012-13 Appropriations Limit is calculated to be \$15,496,112. The projected proceeds from taxes for Fiscal Year 2012-13 are \$8,732,126, which is \$6,763,986 or 43.65% below the appropriations limitation.

### **Fiscal Impact**

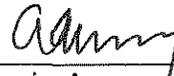
Not applicable.

Submitted By:



Anita Agramonte  
Finance Director

Approved By:



Angie Avery  
City Manager

Attachment: 1. Resolution No. 2012-09 Including Exhibit A – Appropriation Limit

**RESOLUTION NO. 2012-09**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, APPROVING AND ADOPTING THE ANNUAL APPROPRIATIONS LIMIT FOR FISCAL YEAR 2012-13**

**WHEREAS**, on November 6, 1979, the voters of California added Article XIII to the State Constitution placing limitations on the appropriations of State and local government; and,

**WHEREAS**, Article XIII B was amended by the voters in November 1990 through the passage of Proposition 111; and,

**WHEREAS**, Article XIII B requires the City Council to select population and inflation factors for the year's appropriation limit calculation; and,

**WHEREAS**, pursuant to California Government Code Section 7910 (a), fifteen days prior to adoption of this Resolution, documentation used in the determination of the appropriations limit and other necessary determinations were made available to the public.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:**

SECTION 1. That the Fiscal Year 2012-13 appropriation limitation shall be \$15,496,112 as documented in Exhibit A.

SECTION 2. That the inflation factor being utilized to determine the 2012-13 appropriation limit is the percentage change in California per capita personal income.

SECTION 3. That the population factor being utilized to calculate the 2012-13 appropriation limit is the County of Orange population growth.

SECTION 4. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

**PASSED, APPROVED AND ADOPTED** this 18<sup>th</sup> day of June, 2012.

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Troy D. Edgar, Mayor

ATTEST:

\_\_\_\_\_  
Angie Avery, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Sandra Levin, City Attorney

STATE OF CALIFORNIA    )  
COUNTY OF ORANGE    ) ss  
CITY OF LOS ALAMITOS   )

I, Angie Avery, City Clerk of the City of Los Alamitos, do hereby certify that the foregoing Resolution was adopted at a regular meeting of the City Council held on the 18<sup>th</sup> day of June, 2012, by the following vote to wit:

AYES:           COUNCILMEMBERS:  
NOES:           COUNCILMEMBERS:  
ABSENT:        COUNCILMEMBERS:  
ABSTAIN:       COUNCILMEMBERS:

\_\_\_\_\_  
Angie Avery, City Clerk

# City of Los Alamitos

## Agenda Report Public Hearing

June 18, 2012  
Item No: 10A

**To:** Mayor Troy D. Edgar & Members of the City Council

**Via:** Angie Avery, City Manager

**From:** Anita Agramonte, Finance Director

**Subject:** Adoption of the City of Los Alamitos Fiscal Year 2012-13 Annual Operating and Capital Improvement Program (CIP) Budget

**Summary:** 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.

### **Recommendation:**

1. Conduct a public hearing on the Proposed Annual Operating and Capital Improvement Program Budget; and,
2. Adopt Resolution No. 2012-08 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 2012-13."

### **Background**

Presented for your consideration is the Fiscal Year 2012-13 Annual Operating and Capital Improvement Program (CIP) Budget for the City of Los Alamitos. The City Council conducted two budget workshops on the proposed operating and CIP budget and provided feedback to staff on recommended revisions. The budget workshops were held on May 7, and May 21, 2012.

The City Council was presented with the City's complete proposed budget, which included detailed estimated revenues by fund, departmental goals and objectives, detailed departmental proposed appropriations, a summary of the City's seven year CIP, and detailed description of individual capital projects for Fiscal Year 2012-13.

The CIP budget presented at the May 21, 2012 budget study session has been amended to include the Orville Lewis Park Basketball Court Renovations and Two Bus Shelters.

In accordance with noticing requirements, the City Clerk has properly noticed the Public Hearing of the proposed budget, allowing for public comment. Reference copies of the Proposed Budget were made available at the City Clerk's counter prior to the Public Hearing, and will be available in the City Council Chambers during the June 18, 2012 Meeting.

## Discussion

This budget represents the spending plans for the following fund types: General Fund, Special Revenue Funds, Debt Service Fund, Capital Projects Funds, and Internal Service Funds. For Fiscal Year 2012-13, estimated revenues (including transfers in) on an *all funds* basis equal \$14,322,535, while appropriations (including transfers out) for all budgeted funds total \$16,275,296. The General Fund, which is the general operating fund of the City and provides the majority of City services, comprises 74.8% of the total appropriations on an *all funds* basis. As detailed in Attachment 1, the General Fund operating budget is balanced with \$11,375,640 in estimated revenues/transfers in and commensurate proposed operating expenditures/transfers out. Additionally, the General Fund accounts for several fund balance reserve designations including the Business and Residential Improvement Program, the Community Spending Priorities Program, the General Plan Update and the JFTB Pool Capital Improvement Designation. Estimated fund balance designation revenues total \$67,500 and proposed fund balance designation expenditures total \$802,333 for Fiscal Year 2012-13.

The Fiscal Year 2012-13 Operating and CIP Budget provides for the utilization of resources in the amount of \$16,275,296, which includes the utilization of existing fund balances in the amount of \$1,952,761 on an *all funds* basis. This is summarized in the table below.

	General Fund	All Other Funds	Total
2012-13 Estimated Revenues	\$11,072,140	\$ 2,664,631	\$13,736,771
2012-13 Transfers In	371,000	214,764	585,764
2012-13 Utilization of Fund Balances	734,833	1,217,928	1,952,761
Total 2012-13 Resources	12,177,973	4,097,323	16,275,296
2012-13 Appropriations	11,963,209	3,726,323	15,689,532
2012-13 Transfers Out	214,764	371,000	585,764
2012-13 Required Resources over Expenditures	\$ 0	\$ 0	\$ 0

The City's general financial goal is to provide an adequate level of municipal services with the ability to adapt to local and regional economic changes, while maintaining and enhancing a positive fiscal position for the City.

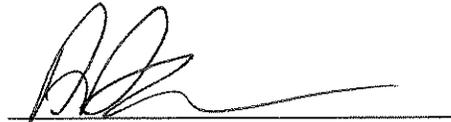
In summary, this budget, which is the City's financial plan and policy document, continues to present the City Council's and staff's commitment to provide quality services that meet the needs of the residents of Los Alamitos in a cost effective and efficient manner. Staff would like to thank the City Council for their positive leadership and direction that has facilitated the preparation of the Fiscal Year 2012-13 Operating and Capital Improvement Program Budget.

## **Fiscal Impact**

Adoption of the attached resolution will establish the City of Los Alamitos' Annual Operating and Capital Improvement Program Budget for Fiscal Year 2012-13.

Submitted By:

Approved By:



Anita Agramonte  
Finance Director



Angie Avery  
City Manager

- Attachments:*
- 1. Resolution No. 2012-08 including Exhibit A - The Fiscal Year 2012-13 Proposed Budget Summary by Fund*
  - 2. 7 Year CIP*

**RESOLUTION NO. 2012-08**

**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 2012-13**

**WHEREAS**, the City Manager, in accordance with Article XII, Sections 1201 and 1202 of the City Charter, has prepared and submitted a proposed annual budget for Fiscal Year 2012-13; and,

**WHEREAS**, the City Council has reviewed the proposed budget and conducted a Public Hearing on said budget.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:**

SECTION 1. That the City Council of the City of Los Alamitos does hereby approve and adopt the Fiscal Year 2012-13 Budget as summarized by fund in Exhibit A to this resolution.

SECTION 2. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

**PASSED, APPROVED AND ADOPTED** this 18<sup>th</sup> day of June, 2012.

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

ATTEST:

\_\_\_\_\_  
Angie Avery, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Sandra Levin, City Attorney

STATE OF CALIFORNIA )  
COUNTY OF ORANGE ) ss  
CITY OF LOS ALAMITOS )

I, Angie Avery, City Clerk of the City of Los Alamitos, do hereby certify that the foregoing Resolution was adopted at a special meeting of the City Council held on the 18<sup>th</sup> day of June, 2012, by the following vote to wit:

AYES: COUNCILMEMBERS:  
NOES: COUNCILMEMBERS:  
ABSENT: COUNCILMEMBERS:  
ABSTAIN: COUNCILMEMBERS:

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Angie Avery, City Clerk

**City of Los Alamitos**  
**Summary of Resources and Requirements**  
**Fiscal Year 2012 - 2013**

Fund Type/Description	Estimated Beginning Balance July 2012	Resources			Requirements						Surplus (Deficit)	Projected Ending Balance June 2013
		Estimated Revenue	Transfers In	Total Resources	Salaries & Benefits	Maintenance & Operations	Capital Equipment	Capital Projects	Transfers Out	Total Requirements		
<b>General Fund:</b>												
General Fund (Operations)	-	11,004,640	371,000	11,375,640	7,216,446	3,944,430	-	-	214,764	11,375,640	-	-
Emergency Designation	2,300,000	-	-	2,300,000	-	-	-	-	-	-	-	\$2,300,000
Work Comp/Liability Designation	500,000	-	-	500,000	-	-	-	-	-	-	-	\$500,000
GASB 45 OPEB Designation	250,000	-	-	250,000	-	-	-	-	-	-	-	\$250,000
JFTB Pool Capital Impr. Designation	39,638	67,500	-	107,138	-	-	-	107,000	-	107,000	(39,500)	\$138
Los Alamitos Blvd. Rehab. Designation	200,000	-	-	200,000	-	-	-	-	-	-	-	\$200,000
General Plan Update Designation	304,487	-	-	304,487	-	-	-	175,000	-	175,000	(175,000.00)	\$129,487
Business and Residential Impr. Prog.	162,000	-	-	162,000	-	-	-	162,000	-	162,000	(162,000.00)	-
Community Spending Priorities Prog.	358,333	-	-	358,333	-	-	-	358,333	-	358,333	(358,333.00)	-
Unassigned Fund Balance	3,292,257	-	-	3,292,257	-	-	-	-	-	-	-	\$3,292,257
<b>General Fund Total:</b>	<b>7,406,715</b>	<b>11,072,140</b>	<b>371,000</b>	<b>18,849,855</b>	<b>7,216,446</b>	<b>3,944,430</b>	<b>-</b>	<b>802,333</b>	<b>214,764</b>	<b>12,177,973</b>	<b>(734,833)</b>	<b>\$6,671,882</b>
<b>Special Revenue Funds:</b>												
C.D.B.G. Fund	8,000.00	146,325	-	154,325	-	-	-	154,325	-	154,325	(8,000)	-
Gas Tax Fund	117,523	325,273	-	442,796	-	-	-	223,304	177,000	400,304	(75,031)	42,492
Public Safety Augmentation Fund	-	84,000	-	84,000	-	-	-	-	84,000	84,000	-	-
Supplemental Law Enforcement Fund	-	100,000	-	100,000	-	-	-	-	100,000	100,000	-	-
Air Quality Fund	81,000	14,100	-	95,100	-	-	86,000	-	-	86,000	(71,900)	9,100
Measure M Fund	555,626	185,053	-	740,679	-	-	-	696,000	-	696,000	(510,947)	44,679
Asset Seizure	57,374	150	-	57,524	-	-	46,200	-	-	46,200	(46,050)	11,324
Los Alamitos Television Fund	121,044	36,700	-	157,744	-	36,700	-	-	-	36,700	-	121,044
Office of Traffic Safety Fund	0	15,000	-	15,000	5,000	-	-	-	10,000	15,000	-	-
EECBG Fund	-	-	-	-	-	-	-	-	-	-	-	-
<b>Special Revenue Funds Total:</b>	<b>940,567</b>	<b>906,601</b>	<b>-</b>	<b>1,847,168</b>	<b>5,000</b>	<b>36,700</b>	<b>132,200</b>	<b>1,073,629</b>	<b>371,000</b>	<b>1,618,529</b>	<b>(711,928)</b>	<b>228,639</b>
<b>Debt Service Fund:</b>												
Laurel Park Debt Service Fund	260,168	-	214,764	474,932	-	214,764	-	-	-	214,764	-	260,168
<b>Debt Service Fund Total:</b>	<b>260,168</b>	<b>-</b>	<b>214,764</b>	<b>474,932</b>	<b>-</b>	<b>214,764</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>214,764</b>	<b>-</b>	<b>260,168</b>
<b>Capital Projects Funds:</b>												
Residential Street Fund	55,073	200	-	55,273	-	-	-	-	-	-	200	55,273
Building Improvement Fund	136,762	200	-	136,962	-	-	-	136,500	-	136,500	(136,300)	462
Park Development Fund	8,791	50	-	8,841	-	-	-	8,500	-	8,500	(8,450)	341
Rivers/Mountains Conservancy Fund	0	1,360,000	-	1,360,000	-	-	-	1,360,000	-	1,360,000	-	-
Traffic Improvement Fund	402,778	1,500	-	404,278	-	-	-	114,950	-	114,950	(113,450)	289,328
<b>Capital Projects Funds Total:</b>	<b>603,404</b>	<b>1,361,950</b>	<b>-</b>	<b>1,965,354</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>1,619,950</b>	<b>-</b>	<b>1,619,950</b>	<b>(258,000)</b>	<b>345,404</b>
<b>Internal Service Funds:</b>												
Garage Fund	305,562	250,080	-	555,642	83,665	166,415	221,000	-	-	471,080	(221,000)	84,562
Technology Replacement Fund	192,825	146,000	-	338,825	-	146,000	27,000	-	-	173,000	(27,000)	165,825
<b>Internal Service Funds Total:</b>	<b>498,387</b>	<b>396,080</b>	<b>-</b>	<b>894,467</b>	<b>83,665</b>	<b>312,415</b>	<b>248,000</b>	<b>-</b>	<b>-</b>	<b>644,080</b>	<b>(248,000)</b>	<b>250,387</b>

**City of Los Alamitos  
Seven Year Capital Improvement Program Budget**

PROJECT TITLE	FUNDING SOURCE	FISCAL YEAR 2012-13	FISCAL YEAR 2013-14	FISCAL YEAR 2014-15	FISCAL YEAR 2015-16	FISCAL YEAR 2016-17	FISCAL YEAR 2017-18	FISCAL YEAR 2018-19	TOTAL PROJECT COSTS
<b>STREETS AND DRAINAGE</b>									
erial and Residential Tree Program	Gas Tax / Traffic Impr.	\$ 35,000	\$ 30,000	\$ 35,000	\$ 30,000	\$ 35,000	\$ 30,000	\$ 35,000	\$ 230,000
reet Markings/Striping	Gas Tax / Traffic Impr.	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 70,000
oncrete Repairs (Sidewalks, Curbs, Gutters, Ramps)	Traffic Impr.	\$ 40,000	\$ 40,000	\$ 40,000	\$ 40,000	\$ 40,000	\$ 40,000	\$ 40,000	\$ 280,000
idential Street Improvements	Measure M / Gas Tax	\$ 300,000	\$ 150,000	\$ 150,000	\$ 150,000	\$ 150,000	\$ 150,000	\$ 150,000	\$ 1,200,000
lacement of Street Signs	Gas Tax / Traffic Impr.	\$ 20,000	\$ 20,000	\$ 20,000					\$ 60,000
scellaneous Crosswalk Improvements	Gas Tax / Traffic fund	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000				\$ 40,000
l Town West Handicapped Access Ramps, Curb and Gutter	CDBG Grant / Gas Tax	\$ 175,129							\$ 175,129
inished Priority 1 Street Calming Projects	Gas Tax / Traffic Impr	\$ 15,000							\$ 15,000
mbolt St. Street Rehabilitation	Measure M2 / Prop 1B	\$ 250,000							\$ 250,000
s Vaqueros Circle Street Rehabilitation	Measure M2 / Prop 1B	\$ 60,000							\$ 60,000
agan Street from Catalina St to Sausalito St Street Rehabilitation	Measure M2 / Prop 1B	\$ 50,000							\$ 50,000
o Bus Shelters	Traffic Impr.	\$ 15,450							\$ 15,450
s Alamitos Blvd Revitalization Project-Public Outreach /Conceptual sign	General Fund		\$ 100,000	\$ 100,000					\$ 200,000
ll Road Pavement Rehabilitation	Measure M / Gas tax		\$ 300,000						\$ 300,000
s Alamitos Blvd and Bradbury Intersection Pavement Rehabilitation	Measure M / Gas Tax		\$ 40,000						\$ 40,000
rtal Drive Street Rehabilitation	Measure M / Gas Tax			\$ 100,000					\$ 100,000
inner Circle Street Rehabilitation	Measure M / Gas Tax			\$ 150,000					\$ 150,000
ritos Ave @High School Intersection	Unfunded				\$ 150,000				\$ 150,000
ritos Avenue/Los Alamitos Boulevard Intersection Improvements	Unfunded				\$ 150,000				\$ 150,000
ay Improvements	Unfunded				\$ 200,000	\$ 200,000	\$ 100,000		\$ 500,000
ritos and Lexington Intersection Improvements	Unfunded					\$ 200,000			\$ 200,000
angewood Avenue Pavement Rehabilitation	Unfunded					\$ 100,000			\$ 100,000
orm Drain Master Plan - Citywide	Unfunded					\$ 150,000			\$ 150,000
Map Showing Detailed City Right of Way	Unfunded					\$ 40,000			\$ 40,000
tella Ave from Los Alamitos to Lexington Drive Street Rehabilitation	Measure M / Gas Tax							\$ 400,000	\$ 400,000
<b>Subtotal</b>		<b>\$ 980,579</b>	<b>\$ 700,000</b>	<b>\$ 615,000</b>	<b>\$ 740,000</b>	<b>\$ 635,000</b>	<b>\$ 620,000</b>	<b>\$ 635,000</b>	<b>\$ 3,670,579</b>

PROJECT TITLE	FUNDING SOURCE	FISCAL YEAR 2012-13	FISCAL YEAR 2013-14	FISCAL YEAR 2014-15	FISCAL YEAR 2015-16	FISCAL YEAR 2016-17	FISCAL YEAR 2017-18	FISCAL YEAR 2018-19	TOTAL PROJECT COSTS
<b>FACILITIES</b>									
useum Roof Repairs	Building Improvement Fund	\$ 50,000							\$ 50,000
y Hall Complex Facility Repairs	Building Improvement Fund	\$ 25,000							\$ 25,000
mmunity Center Rehabilitation	Building Improvement Fund	\$ 40,000							\$ 40,000
ol Pump / Heater Building Roof Repairs	Building Improvement Fund		\$ 50,000						\$ 50,000
ic Center Parking Lot Renovation	General Fund		\$ 35,000						\$ 35,000
Conditioner Replacement (4 units)	General Fund		\$ 65,000						\$ 65,000
s Alamitos Museum Seismic Retrofits	Unfunded			\$ 20,000					\$ 20,000
y Hall New Entrance	Building Improvement Fund				\$ 100,000				\$ 100,000
ie Street Parking Lot Pavement Rehabilitation	Unfunded					\$ 50,000			\$ 50,000
nley Pump Station New Motor							\$ 25,000		\$ 25,000
<b>Subtotal</b>		<b>\$ 115,000</b>	<b>\$ 150,000</b>	<b>\$ 20,000</b>	<b>\$ 100,000</b>	<b>\$ 50,000</b>	<b>\$ 25,000</b>	<b>\$ -</b>	<b>\$ 460,000</b>

**City of Los Alamitos  
Seven Year Capital Improvement Program Budget**

PROJECT TITLE	FUNDING SOURCE	FISCAL YEAR 2012-13	FISCAL YEAR 2013-14	FISCAL YEAR 2014-15	FISCAL YEAR 2015-16	FISCAL YEAR 2016-17	FISCAL YEAR 2017-18	FISCAL YEAR 2018-19	TOTAL PROJECT COSTS
<b>PARKS</b>									
ville Lewis Park Basketball Court Renovations	Park Dev. Fund/Building Impr. Fund	\$ 20,000							\$ 20,000
le Cottonwood Park Full Size Basketball Court	Unfunded		\$ 30,000						\$ 30,000
le Cottonwood Park Field Renovations	Unfunded		\$ 140,000						\$ 140,000
le Cottonwood Park Parking Lot Resurfacing	Unfunded		\$ 35,000						\$ 35,000
mmunity Center Internal Renovations	Unfunded		\$ 250,000						\$ 250,000
k Field Lights Upgrade	Unfunded		\$ 100,000						\$ 100,000
place Mesh Around Tennis Court and Add it to Fence Between Laurel ld and Church	Unfunded		\$ 30,000						\$ 30,000
ville Lewis Park Field	Unfunded			\$ 125,000					\$ 125,000
mmunity Center Enclosure of Outdoor Storage Space	Unfunded			\$ 20,000					\$ 20,000
nsbury Park Turf Renovations	Unfunded			\$ 10,000					\$ 10,000
ourdette Park Turf Renovations	Unfunded			\$ 10,000					\$ 10,000
tallation of ADA Compliant Bleachers at Laurel Park	Unfunded			\$ 30,000					\$ 30,000
urel Park Parking Lot Resurfacing	Unfunded			\$ 35,000					\$ 35,000
rms Park Turf Renovations	Unfunded				\$ 10,000				\$ 10,000
roptomist Park Turf Renovations	Unfunded				\$ 10,000				\$ 10,000
urel Park Parking Lot Lights	Unfunded				\$ 50,000				\$ 50,000
rms Park Turf Renovations	Unfunded					\$ 10,000			\$ 10,000
berts Park Turf Renovations	Unfunded					\$ 10,000			\$ 10,000
rtigation Installation/Implementation at Fields/Parks	Unfunded					\$ 50,000			\$ 50,000
urel Park Playground	Unfunded						\$ 40,000		\$ 40,000
place Playground Woodchips with Poured or Tiled Flooring	Unfunded							\$ 200,000	\$ 200,000
urchase and Place Modular Building at Little Cottonwood Park	Unfunded							\$ 90,000	\$ 90,000
<b>Subtotal</b>		<b>\$ 20,000</b>	<b>\$ 585,000</b>	<b>\$ 230,000</b>	<b>\$ 70,000</b>	<b>\$ 70,000</b>	<b>\$ 40,000</b>	<b>\$ 290,000</b>	<b>\$ 1,305,000</b>

PROJECT TITLE	FUNDING SOURCE	FISCAL YEAR 2012-13	FISCAL YEAR 2013-14	FISCAL YEAR 2014-15	FISCAL YEAR 2015-16	FISCAL YEAR 2016-17	FISCAL YEAR 2017-18	FISCAL YEAR 2018-19	TOTAL PROJECT COSTS
<b>POOL</b>									
tail two ADA Accessible Lifts	Pool CIP Fund	\$ 17,000							\$ 17,000
to fill Valve Replacement	Pool CIP Fund	\$ 5,000							\$ 5,000
hting Repairs & Upgrades	Pool CIP Fund	\$ 30,000							\$ 30,000
ck Repair	Pool CIP Fund	\$ 50,000							\$ 50,000
erflow/Skimmer Drains Replacement	Pool CIP Fund	\$ 5,000							\$ 5,000
grade Plumbing in Chemical Room	Unfunded		\$ 17,000						\$ 17,000
urchase New Pool Covers	Unfunded		\$ 20,000						\$ 20,000
urchase and Install a Variable Frequency Drive	Unfunded		\$ 8,000						\$ 8,000
w Roof for the Pool Building	Unfunded			\$ 80,000					\$ 80,000
urchase Automatic Vacuum	Unfunded				\$ 7,000				\$ 7,000
ister & Tile	Unfunded					\$ 250,000			\$ 250,000
stroom & Locker Repairs	Unfunded					\$ 40,000			\$ 40,000
tall a Shade Structure to Cover the Grandstands	Unfunded						\$ 75,000		\$ 75,000
<b>Subtotal</b>		<b>\$ 107,000</b>	<b>\$ 45,000</b>	<b>\$ 80,000</b>	<b>\$ 7,000</b>	<b>\$ 290,000</b>	<b>\$ 75,000</b>	<b>\$ -</b>	<b>\$ 604,000</b>

# City of Los Alamitos

## Agenda Report Discussion Items

June 18, 2012  
Item No: 11A

**To:** Mayor Troy D. Edgar & Members of the City Council

**From:** Windmera Quintanar, Department Secretary

**Subject:** Designation of Voting Delegate and Alternate for the League of California Cities' 2012 Annual Conference

**Summary:** The League of California Cities Annual Conference will be held in San Diego, September 5-7, 2012. The League is requesting City Council designation of a Voting Delegate to the Annual Business Meeting.

### Recommendation:

1. Appoint a Council Member to serve as the City's Voting Delegate for the League of California Cities 2012 Annual Business Meeting; and,
2. If the City Council wishes, appoint a Council Member to serve as the City's Alternate Voting Delegate in the event of the Voting Delegate's absence.

### Background

The League of California Cities (League) 2012 Annual Conference is scheduled for Wednesday, September 5, through Friday, September 7, 2012, in San Diego. One aspect of the Annual Conference is the Annual Business Meeting where the membership considers and takes action on Conference Resolutions. These Resolutions guide cities and the League in efforts to improve the quality and responsiveness of local governments throughout California. The Annual Business Meeting will be held on Friday, September 7, 2012, at 12:00 p.m., at the San Diego Convention Center.

### Discussion

In order to facilitate the conduct of business at the Annual Business Meeting, each City Council must designate a Voting Delegate and may designate up to two Alternates. Designation of the Delegates is consistent with the League's bylaws. The Voting Delegate and Alternate must be registered to attend the conference. At least one must be present at the Annual Business Meeting and in possession of a voting delegate card in order to cast a vote.

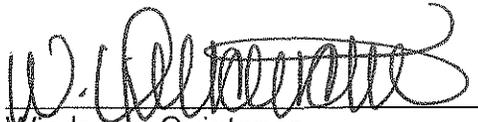
Accordingly, this item has been placed on the agenda for City Council consideration. This designation is required by the State League which differs from the annual assignments the City Council makes to various agencies. Currently, no one on the City Council has expressed an interest in attending this year's conference.

The City is required to notify the League of its Voting Delegate and Alternate(s), if appointed, no later than August 15, 2012.

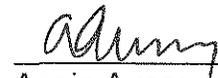
**Fiscal Impact**

There is no cost associated with the designation of a Voting Delegate and Alternates.

Submitted

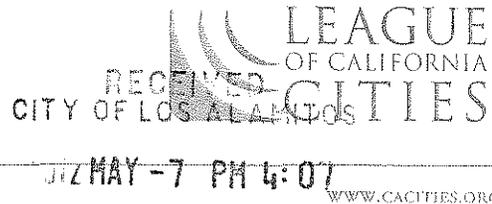
  
Windmea Quintanar  
Department Secretary

Approved By:

  
Angie Avery  
City Manager

- Attachments:*
- 1. *Request Letter from League*
  - 2. *League of California Cities Annual Conference Program*

1400 K STREET  
 SACRAMENTO, CA 95814  
 PH: (916) 658-8200  
 FX: (916) 658-8240



**Council Action Advised by August 3, 2012**

May 3, 2012

**TO: Mayors, City Managers and City Clerks**

**RE: DESIGNATION OF VOTING DELEGATES AND ALTERNATES  
 League of California Cities Annual Conference – September 5 - 7, San Diego**

The League's 2012 Annual Conference is scheduled for September 5 - 7 in San Diego. An important part of the Annual Conference is the Annual Business Meeting (*at the General Assembly*), scheduled for noon on Friday, September 7, at the San Diego Convention Center. At this meeting, the League membership considers and takes action on resolutions that establish League policy.

In order to vote at the Annual Business Meeting, your city council must designate a voting delegate. Your city may also appoint up to two alternate voting delegates, one of whom may vote in the event that the designated voting delegate is unable to serve in that capacity.

**Please complete the attached Voting Delegate form and return it to the League's office no later than Wednesday, August 15, 2012. This will allow us time to establish voting delegate/alternates' records prior to the conference.**

Please note the following procedures that are intended to ensure the integrity of the voting process at the Annual Business Meeting.

- **Action by Council Required.** Consistent with League bylaws, a city's voting delegate and up to two alternates must be designated by the city council. When completing the attached Voting Delegate form, please attach either a copy of the council resolution that reflects the council action taken, or have your city clerk or mayor sign the form affirming that the names provided are those selected by the city council. Please note that designating the voting delegate and alternates must be done by city council action and cannot be accomplished by individual action of the mayor or city manager alone.
- **Conference Registration Required.** The voting delegate and alternates must be registered to attend the conference. They need not register for the entire conference; they may register for Friday only. To register for the conference, please go to our website: [www.cacities.org](http://www.cacities.org). In order to cast a vote, at least one person must be present at the Business Meeting and in possession of the voting delegate card. Voting delegates and alternates need to pick up their conference badges before signing in and picking up

the voting delegate card at the Voting Delegate Desk. This will enable them to receive the special sticker on their name badges that will admit them into the voting area during the Business Meeting.

- **Transferring Voting Card to Non-Designated Individuals Not Allowed.** The voting delegate card may be transferred freely between the voting delegate and alternates, but *only* between the voting delegate and alternates. If the voting delegate and alternates find themselves unable to attend the Business Meeting, they may *not* transfer the voting card to another city official.
- **Seating Protocol during General Assembly.** At the Business Meeting, individuals with the voting card will sit in a separate area. Admission to this area will be limited to those individuals with a special sticker on their name badge identifying them as a voting delegate or alternate. If the voting delegate and alternates wish to sit together, they must sign in at the Voting Delegate Desk and obtain the special sticker on their badges.

The Voting Delegate Desk, located in the conference registration area of the San Diego Convention Center, will be open at the following times: Wednesday, September 5, 9:00 a.m. – 6:30 p.m.; Thursday, September 6, 7:00 a.m. – 4:00 p.m.; and September 7, 7:30–10:00 a.m. The Voting Delegate Desk will also be open at the Business Meeting on Friday, but not during a roll call vote, should one be undertaken.

The voting procedures that will be used at the conference are attached to this memo. Please share these procedures and this memo with your council and especially with the individuals that your council designates as your city's voting delegate and alternates.

Once again, thank you for completing the voting delegate and alternate form and returning it to the League office by Wednesday, August 15. If you have questions, please call Mary McCullough at (916) 658-8247.

Attachments:

- 2012 Annual Conference Voting Procedures
- Voting Delegate/Alternate Form



1400 K Street, Suite 400 • Sacramento, California 95814  
Phone: 916.658.8200 Fax: 916.658.8240  
[www.cacities.org](http://www.cacities.org)

## Annual Conference Voting Procedures 2012 Annual Conference

1. **One City One Vote.** Each member city has a right to cast one vote on matters pertaining to League policy.
2. **Designating a City Voting Representative.** Prior to the Annual Conference, each city council may designate a voting delegate and up to two alternates; these individuals are identified on the Voting Delegate Form provided to the League Credentials Committee.
3. **Registering with the Credentials Committee.** The voting delegate, or alternates, may pick up the city's voting card at the Voting Delegate Desk in the conference registration area. Voting delegates and alternates must sign in at the Voting Delegate Desk. Here they will receive a special sticker on their name badge and thus be admitted to the voting area at the Business Meeting.
4. **Signing Initiated Resolution Petitions.** Only those individuals who are voting delegates (or alternates), and who have picked up their city's voting card by providing a signature to the Credentials Committee at the Voting Delegate Desk, may sign petitions to initiate a resolution.
5. **Voting.** To cast the city's vote, a city official must have in his or her possession the city's voting card and be registered with the Credentials Committee. The voting card may be transferred freely between the voting delegate and alternates, but may not be transferred to another city official who is neither a voting delegate or alternate.
6. **Voting Area at Business Meeting.** At the Business Meeting, individuals with a voting card will sit in a designated area. Admission will be limited to those individuals with a special sticker on their name badge identifying them as a voting delegate or alternate.
7. **Resolving Disputes.** In case of dispute, the Credentials Committee will determine the validity of signatures on petitioned resolutions and the right of a city official to vote at the Business Meeting.



CITY: \_\_\_\_\_

2012 ANNUAL CONFERENCE  
VOTING DELEGATE/ALTERNATE FORM

Please complete this form and return it to the League office by Wednesday, August 15, 2012. Forms not sent by this deadline may be submitted to the Voting Delegate Desk located in the Annual Conference Registration Area. Your city council may designate one voting delegate and up to two alternates.

In order to vote at the Annual Business Meeting (General Assembly), voting delegates and alternates must be designated by your city council. Please attach the council resolution as proof of designation. As an alternative, the Mayor or City Clerk may sign this form, affirming that the designation reflects the action taken by the council.

**Please note:** Voting delegates and alternates will be seated in a separate area at the Annual Business Meeting. Admission to this designated area will be limited to individuals (voting delegates and alternates) who are identified with a special sticker on their conference badge. This sticker can be obtained only at the Voting Delegate Desk.

1. VOTING DELEGATE

Name: \_\_\_\_\_

Title: \_\_\_\_\_

2. VOTING DELEGATE - ALTERNATE

Name: \_\_\_\_\_

Title: \_\_\_\_\_

3. VOTING DELEGATE - ALTERNATE

Name: \_\_\_\_\_

Title: \_\_\_\_\_

PLEASE ATTACH COUNCIL RESOLUTION DESIGNATING VOTING DELEGATE AND ALTERNATES.

OR

**ATTEST: I affirm that the information provided reflects action by the city council to designate the voting delegate and alternate(s).**

Name: \_\_\_\_\_ E-mail \_\_\_\_\_

Mayor or City Clerk \_\_\_\_\_ Phone: \_\_\_\_\_  
(circle one) (signature)

Date: \_\_\_\_\_

**Please complete and return by Wednesday, August 15<sup>th</sup>, to:**

League of California Cities  
ATTN: Mary McCullough  
1400 K Street  
Sacramento, CA 95814

FAX: (916) 658-8240  
E-mail: mmccullough@cacities.org  
(916) 658-8247



# CITIES

GUIDING  
HEALTHY  
GOVERNMENT

## 2012 ANNUAL CONFERENCE & EXPO

San Diego Convention Center  
September 5 – 7

REGISTRATION & HOUSING DEADLINE:

Monday, August 13

[www.cacities.org/AC](http://www.cacities.org/AC)

### Invitation to Attend



Serving as your President this year has been an honor and together we have led "Cities — Guiding Healthy Government". As public servants, we are engaged on a daily basis in providing vital services that keep our cities healthy and thriving. Healthy government encompasses our cities' fiscal stability, public safety, and sound infrastructure. It also means encouraging our

residents and employees to live an active, healthy lifestyle and to participate in local government.

I invite you to join me and your colleagues from throughout California in San Diego for the 2012 Annual Conference where we'll spend three days learning together. It's an opportunity to hear from the experts on a wide range of cutting-edge topics, meet with your peers to find out about innovative programs in their cities, and find new solutions that you can take home to make your city stronger. I encourage you to make the most of your membership in the League and make this investment in your city!

There is nothing more powerful than the League membership, because together as cities, we can more effectively guide healthy government.

Mike Kasperzak  
2011-2012 League of California Cities President  
Mayor, Mountain View

### Welcome to Sunny San Diego!



It is my pleasure to welcome the League of California Cities Annual Conference back to San Diego.

While you are in town, I hope you have the opportunity to experience our beautiful city for yourself. San Diego is a destination filled with exciting nightlife, pristine beaches, world-class attractions and entertainment that should not be missed.

I also encourage you to plan on attending the Host City Reception kicking off the event in the San Diego Convention Center on September 5 from 6 to 8 p.m.

I am proud of our great city, and I invite you to enjoy all it has to offer during your stay.

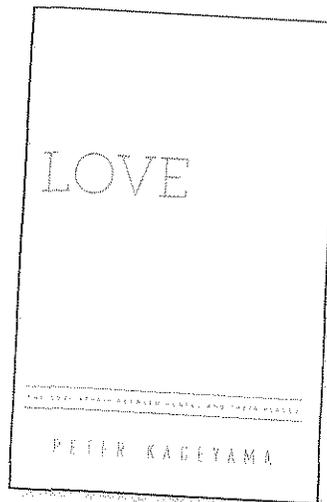
Warm regards,  
Jerry Sanders  
Mayor, City of San Diego

### Featured Speaker:



**Peter Kageyama** produced three Creative Cities Summits in Florida, Michigan and Kentucky. He directed the documentary film *Charles Landry and the Art of City Making*. A self-described "recovering attorney", Peter has traveled the world learning and speaking about issues of local community development, talent attraction and retention,

and creative industries development. *For the Love of Cities* is his first book and he will share inspiring stories of community passion from across the country in the 2012 General Session Keynote.



# Tentative Schedule of Events

AS OF APRIL 11, 2012 *(subject to change)*

## TUESDAY, SEPTEMBER 4

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2:00 – 6:00 p.m. .... Optional – group tours in San Diego

## WEDNESDAY, SEPTEMBER 5

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9:00 – 10:30 a.m. .... Policy Committees (at hotel)

10:30 a.m. – Noon ..... Policy Committees (at hotel)

9:00 a.m. – 1:00 p.m. .... Optional – group tours in San Diego

9:00 a.m. – 6:30 p.m. .... Attendee Registration Open, San Diego Convention Center

Noon – 1:45 p.m. .... Regional Division Lunches

1:00 – 1:45 p.m. .... First Time Attendee Orientation

2:00 – 3:30 p.m. .... **Department Business Meetings, Programs & Welcome**

4:00 – 6:00 p.m. .... **Opening General Session** – Annual Report and Keynote Address

6:00 – 8:00 p.m. .... **New – Grand Opening Expo Hall & Host City Reception**  
*(No competing events/receptions are permitted at this time)*

8:00 – Evening ..... Networking Reception – CitiPAC Gala

## THURSDAY, SEPTEMBER 6

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7:00 a.m. – 4:00 p.m. .... Registration Open

8:00 – 9:30 a.m. .... Education – Breakouts, CityTalks, etc.

9:45 – 10:45 a.m. .... **General Session** – Keynote Address

10:00 a.m. – 4:00 p.m. .... **Expo with Lunch Exhibitor Exclusive**  
*(no competing events 11:00 a.m. – 1:00 p.m.)*

1:00 – 2:15 p.m. .... General Resolutions committee

1:00 – 2:15 p.m. .... Education

2:45 – 4:00 p.m. .... Education

4:30 – 5:30 p.m. .... Education

4:00 – 5:30 p.m. .... Board of Directors Meeting

5:30 – Evening ..... Networking Receptions – Caucus groups, League Partners, Exhibitors

## FRIDAY, SEPTEMBER 7

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7:30 a.m. – 10:00 a.m. .... Registration Open

7:30 – 8:45 a.m. .... Regional Division Breakfasts

9:00 – 10:15 a.m. .... Education – Breakouts, CityTalks, etc.

10:45 – Noon ..... Education

Noon – 2:00 p.m. .... **New – Luncheon – Voting Delegates, General Assembly**  
Install New Board of Directors, Grand Prize

1:00 – 4:00 p.m. .... Education

**NOTE:** *Conference Registration is required to attend Department meetings, Division Meetings and General Assembly/Annual Business Meeting as a Voting Delegate.*

## HOW TO PARTICIPATE IN THE LEAGUE'S

# Annual Conference Resolutions Process

Policy development is a key part of the League's legislative effectiveness. The League's Annual Conference Resolutions process is one way that city officials can directly participate in the development of League policy. The 2012 Annual Conference Resolution Calendar of Events identifies the key points in the process.

### Submission of Resolutions

Any elected or appointed city official, individual city, division, department, policy committee, or the board of directors may submit a resolution for consideration at the conference. Resolutions must be submitted to the League's Sacramento office no later than 60 days prior to the opening of the conference. Resolutions should focus on direct municipal issues of statewide importance.

### Consideration of Resolutions

The League President refers the resolutions to the League policy committees for review and recommendation at the Conference. Resolutions are next considered by the General Resolutions Committee (GRC), which consists of representatives from each division, department, policy committee and individuals appointed by the League President. Resolutions that are approved by the GRC, and resolutions that are approved by the policy committees, but not approved by the GRC, are next considered by General Assembly. Resolutions approved by the General Assembly become League policy. Other action on resolutions can be: refer back to a policy committee, amend, disapprove, or no action.

### Late-Breaking Issues

Resolutions to address late-breaking issues may be introduced by petition at the Annual Conference. To qualify, a petitioned resolution must be signed by 10 percent of the voting delegates and submitted at least 24 hours before the beginning of the Concluding General Assembly (Deadline: Noon, Thursday, September 6). All qualified petitioned resolutions are forwarded to the General Assembly for consideration, regardless of the action recommended by the GRC. The petition resolution process should be reserved for truly late-breaking issues. If the parliamentarian finds that a petitioned resolution is identical or substantially similar in substance to a resolution already under consideration, the General Resolutions Committee may disqualify it.



*Committed to social justice & genuine democracy — Mill Valley*

## 2012 RESOLUTIONS CALENDAR AND DEADLINES

### BEFORE THE CONFERENCE

**Friday, July 6** — Deadline for submitting appointments to the General Resolutions Committee.

**Saturday, July 7, 12:00 a.m.**, for submittals by regular mail, by e-mail or fax. Deadline for submitting resolutions to the League office.

### EARLY AUGUST

Resolutions distributed to city officials and posted on the League website.

### AT THE CONFERENCE

**Wednesday, September 5**

**9:00 - 10:30 a.m.** (*Thursday committees*)

**10:30 - 12:00 p.m.** (*Friday committees*)

Policy committees meet to review resolutions and make recommendations to the General Resolutions Committee on resolutions assigned to each committee.

**Thursday, September 6, 12:00 p.m.**

Deadline to submit signatures to qualify a petitioned resolution.

**Thursday, September 6, 1:00 p.m.**

General Resolutions Committee meets to consider and make recommendations on resolutions.

**Friday, September 7, 12:00 p.m.**

Consideration of resolutions by cities in the General Assembly at the Annual Business Meeting.

*(Voting Delegates must purchase a conference registration and must stay until conclusion of voting. They may register for Friday only.)*

## Conference Education

Join us for new learning formats, timely topics and quality content. Here is a preliminary list of Breakout Sessions and CityTalks (shorter bursts of information). Need more detail? Go to [www.cacities.org/AC](http://www.cacities.org/AC) for dates, times, speakers and late-breaking sessions.

### WHAT THE TECH?

#### Changing Government with Mobile Apps

A fundamental change has occurred in how we share information and how we provide services. Mobile applications are at the forefront of this revolution. Watch how cities are improving customer experience, providing information and creating a citizen centric interface to government services, while saving critical financial resources. Learn ways to provide public private partnerships to leverage these services. Help your city become a functional part of the digital divide.

#### Cities Using Social Media

The future of politics, policy and community engagement is going online. Cities cannot avoid the growth of mobile conversation and viral videos. Learn some valuable lessons from cities that have moved beyond internal staff and elected protocol concerns and accepted the possibility public scrutiny. What worked, what failed? And, what's next?

#### E-Discovery and the Public Records Act Workshop... What City Clerks Must Know

The public's heightened awareness and demand for transparency in local government has cities struggling with public records request overload. E-discovery on e-mails is adding to the workload and requires extensive research. Hear about the latest case law and findings on these issues. Learn how clerks can help Council Members, City Managers and staff to manage their e-mail accounts. Develop scenarios and appropriate responses for these requests that are the wave of the PRA future. \* Workshop (4 hours) at an advance cost of \$100 per member city/\$250 non-member city.

#### Open Government – Sharing Data for Transparency and Innovation

Making data available has become a priority for many cities. However, getting started with internal decisions and large data projects can be overwhelming. Learn how your city can support and host open APIs from which new applications can be built. Hear about city projects leading a new age of application development and how they allow collaboration to post data back to local governments. Bring your city's IT Director to learn with you. A tech talk for dummies format is guaranteed.



Environmental Leadership Academy — Gonzales

### ECONOMIC GROWTH & JOBS

#### Homegrown Economies: Strategies for Job Creation & Economic Growth

How will California create jobs and move our economy on an upward trajectory? Traditional economic development meant redevelopment, enterprise zones, business attraction and tax credits — not necessarily resulting in net new jobs. We need a shift from old methods that worked in a different economy to new, flexible tools. Cultivating homegrown economies can result in job creation across diverse communities, both urban and rural. Discuss rationale for local investment.

#### Tools After Redevelopment

Seven months post-decision, reflect on how cities, counties and regions are coping and adapting. Where did negative outcomes arise? What creative options are on the horizon? From tax increment districts to public private partnerships, identify legislative and legal issues.

#### Top Ten Things You Should Know About City Finance Today

What do current economic conditions portend for city revenues? What do the tribulations of the California State Budget mean to cities? What are the latest legislative and legal decisions affecting city finances? What's on the horizon? Learn the latest in hot city finance issues and the essentials you need to know to keep your city budget strong. Get answers to your most perplexing questions.

#### Uniting the Community Around Local Revenue Needs

Hear from cities who overcame concerns and tough community discourse to succeed in passing new revenues during the toughest economic times. Observe common political concerns and anti-tax sentiments to build consensus around a funding vision to protect and maintain local services. Practice how to communicate with your community in an effective and appropriate manner on complex budget and revenue issues.

#### TRACK KEY

Human Resources   Fire Chiefs   City Attorneys   Police   League Partners

## Conference Sessions, continued

### PUBLIC EMPLOYMENT

#### **Beyond Survival: Managing Public Employee Performance for the Future**

Public agencies remain in survival mode and are struggling to manage workloads with reduced resources. Managers must find effective ways to retain talent and drive high levels of employee performance. Now is the time to rethink public employee performance feedback systems, but where do you start? Start with a realistic, affordable plan to enhance employee performance. Outline a step-by-step approach, including key questions and practical tips, to shift your organization from survival mode back into performance mode.  

#### **California's Evolving Immigrants: How this Young Population Can Benefit your Community**

Immigrants arriving in the 1990s and settled here are assimilating in remarkably unexpected ways. The author of *Immigrants and Boomers* will discuss the need to shift from an immigration policy to one encouraging migrants and their children to integrate into our social fabric. A representative from Immigration Works and Welcoming America will discuss what they are doing to assist assimilation. Gain perspective as to how elected officials and cities can prepare and take advantage of the contribution of this population. 

#### **Labor Negotiations — New Rules to a Familiar Game**

Effective labor negotiations are central to a fiscally healthy fire department. But, what new issues could change your approach to managing relationships with your local labor leaders? Review recent case law and legislation affecting city labor agreements and the negotiation game. Be ready to share your questions and hear how colleagues have approached similar problems.  

#### **Public Pension Reform in California**

Talk of pensions and proposed pension reforms have dominated the political landscape on both the federal and state levels. Hear from a late-breaking panel of experts to discuss the most recent information available by September on how these issues may affect cities – now and into the future. 

### PUBLIC SAFETY IN THE SPOTLIGHT

#### **Consolidated and Regionalized Law Enforcement Services**

With budgets stretched tighter than ever, some cities are evaluating consolidation of law enforcement. From dispatch to animal control to jail services, consolidation is gaining discussion. But, can traditional law enforcement functions follow the same path? Can cities, with similar law enforcement needs, pool resources to reduce costs, without sacrificing local control while maintaining community-based policing models? Explore potential paths to a more regionalized approach to law enforcement and discuss the benefits and possible downsides. 

#### **Effectively Reducing Public Safety Liability Exposures**

Public safety interactions with the public can result in injury and death leading to high dollar liability claims and impairment of a city's reputation. Determine how a city can reduce its exposures and resulting costs. Identify most common and costly types of claims and identify root causes. Detail a list of best practices from police, fire and public works perspectives.  

#### **Fire Departments Role in Emergency Medical Service**

Fire services provide essential emergency response and public safety services to your community. Make informed decisions regarding budgeting, staffing, and service levels through a high-level overview of public safety protocols and mandated standards. Compare pros and cons of fire department services v. private sector delivery. 

#### **Guide to Understanding Use of Force Lawsuits**

This panel discussion, led by a civil rights litigator, a City Attorney, and a former LAPD SWAT team officer who is an expert on use of force, will address how to understand and assess use of force lawsuits. Determine why excessive force lawsuits are filed, service and procedural issues, investigation of allegations, protections of the Peace Officer Bill of Rights and other union issues, the progression of a civil rights lawsuit, evaluation of liability exposure, and ways to save costs/fees in litigation.  

#### **Police Surveillance Camera Programs: What to Know Before You Begin**

Many cities are installing surveillance cameras to enhance public safety services. These systems are popular with City Councils and Police Chiefs both as deterrents to crime and as investigative tools. As the call for expensive camera systems increases, learn pros/cons from the experiences of communities that have already undertaken the implementation of these systems. Review advancements in technology, costs, public engagement and ways to address opposition. 



The Final Salute — Honoring the Whittier Police Force

Sessions and speakers are subject to change.

## Conference Sessions, continued

### ELECT TO LEAD

#### Bullying and Municipal Responsibility

Bullying is not just a school issue. If California cities fail to address it, the whole city suffers. Increased truancy and school drop outs burden city police. Drug/alcohol abuse and criminality increases in our streets and parks. Diverse youth are marginalized and local health services are burdened to treat physical and psychological effects. In extreme cases, shootings and suicides darken the entire community. Learn from cities that have formed joint ventures with school districts and local health services to create bully-free communities.

#### City Attorneys

Every September, legal updates are offered in four areas and provide MCLE credits. They include Labor & Employment Law, General Municipal Law, Land Use & CEQA Litigation, and Municipal Tort & Civil Rights Litigations. Additional programming is updated online following the City Attorneys' Spring Conference in May.

#### Due Process Made Simple: Practical Guidelines for Fair Administrative Hearings

A city conducts hearings on numerous issues before hearing officers, city commissions, and the city council. California and federal law impose due process constraints on how such hearings must be conducted. Learn to simplify key legal principles, gain practical tips, and avoid common pitfalls. Develop the confidence, manner and skills to ensure that the public and courts feel the city is fair.

#### How Cities Can Thrive in the New Normal — Think Differently

City officials and staff must rethink the roles they play in solving city problems. Explore an alternative paradigm geared to limited resources and high expectations. Stop catering to customers and begin partnering with citizens. Cities can better understand when residents are customers and when they must be citizens. Cities cannot be all things to all people and solve everyone's problems today and we really never could. Do what we do best for better results.

#### Legislative Updates

How will the economy of 2012 impact cities into the next fiscal year? What legislative topics require city officials to become engaged? Discuss timely issues, from ballot measures to the November elections. Ask questions of League Legislative staff leaders and guest speakers.

### GOOD NEWS & GREAT PROGRAMS

#### City Finances: Seeing Sunrise from the Trenches

Focus on a comprehensive financial analysis to manage the city budget. This includes multi-year forecasting, looking forward, and long-term trend analysis by reflection. Discuss the need for greater fiscal education and discipline on the part of both council members and staff.

#### It's Almost 50 Employees for Free

Discover how one city received 109,035 hours of donated service from volunteers in one year — the equivalent of 54 additional employees. Of course, volunteers don't do what staff would have done, but they can enhance and expand the city's services. Learn how to recruit with internet find policies, forms and handbooks already available. Cover the risks and create a great program that builds citizen engagement and community. This is a win-win for your staff, your city and the residents.

#### Develop Your Economy: Keeping it Simple Works

Sometimes big government just gets in the way! Hear how a little rural town along the river is doing it big by using out-of-the-box thinking to develop and build a billion dollar bio-fuel project from local agriculture waste. By recruiting green manufacturing, creating full-time jobs, and rebuilding our economy with existing assets, the community's future secured. By concentrating in green technologies, local business development, and youth agriculture education, rural cities can lead the recovery without government grants, tax incentives, economic zones, and costly public process delays.

#### Healthy Employees: A Pillar of Healthy Government

Economic stability, high productivity and excellent customer service are essential to sound municipal government. Employee wellness policies and programs contribute to these by reducing healthcare costs and utilization, reducing absenteeism, and boosting morale. Hear examples of positive return on investment and policies that support healthy lifestyle choices. Review specific challenges cities face to keep health care costs under control, opportunities they are creating for their employees to get healthy and no/low-cost resources to help cities get started.

## Explore San Diego

### Tour Options:



#### La Jolla Nature & Nurture

\$35 per person  
Tuesday, Sept. 4 from 2:00 – 6:00 p.m.  
Guided motorcoach and walking tour  
Minimum: 40 participants

Explore one of the most beautiful visions of land and sea in the world. Enjoy invigorating salt air and admire dramatic settings while learning about local beaches and history. Discover marine life, birds, plants, and geological formations. The outdoor nature walk will not exceed two miles. Next, enjoy fabulous shopping at "the Jewel" in this charming village. From high-end art galleries to charming boutiques, you'll be tempted to bring a piece of La Jolla home with you.



#### San Diego by Land & Sea

\$45 per person  
Wednesday, Sept. 5 from 9:00 a.m. – 1:00 p.m.  
Guided motorcoach and harbor cruise  
Minimum: 40 participants

Capture the essence of this dynamic seaside city via driving view of the historic Gaslamp District, stunning Balboa Park, picturesque La Jolla, historical Old Town, world-famous Coronado Island, and much more! Next, step aboard a large cruising boat to embark on a fully narrated tour of San Diego's Big Bay.

## Network

### Diversity Groups

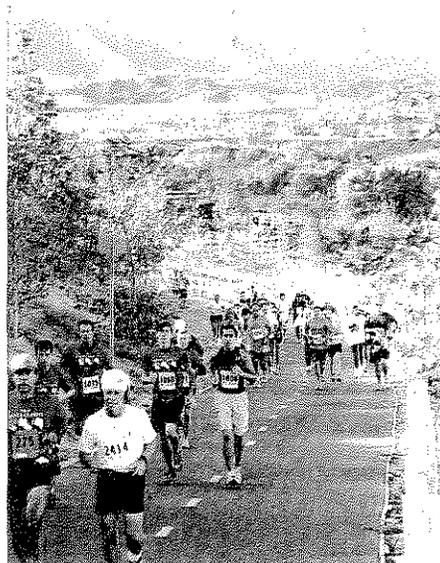
The Board of Directors has recognized the following five diversity groups: African-American Caucus; Asian-Pacific Islander Caucus; the Gay, Lesbian, Bisexual & Transgender Local Officials Caucus; Latino Caucus and Women's Caucus. Sign up to join one or more of the League's Caucuses. Each will host a networking event at the Annual Conference and are open to all attendees.

### Municipal Departments

Departments play an essential role in forming League policy, assisting with conference program development, and are represented on the board of directors. Department Business Meetings will be held at 2:00 p.m. on Wednesday, September 5. Be sure to bring representatives from your city's staff leadership to attend the conference and their respective department events.

### Regional Divisions

Regional Divisions function as the League's grassroots advocacy teams. Divisions are staffed locally by public affairs managers to support League goals. Contact your local manager for more information and prices of onsite networking events.



*Santa Clarita Annual Marathon, a qualifier for the Boston Marathon*

## GENERAL INFORMATION

### Brown Act and League Conferences

The Brown Act permits the attendance of a majority of the members of a legislative body at a conference or similar gathering open to the public that addresses issues of general interest to the public or to public agencies of the type represented by the legislative body. However, a majority of the members cannot discuss among themselves, other than as part of the scheduled program, business of a specific nature that is within the local agency's subject matter jurisdiction.

### CitiPAC — 7th Annual Leadership Gala Casino Night

In conjunction with the hospitality reception hosted by Willdan, CitiPAC will present its Leadership Gala Casino Night on Wednesday, September 5. Join the League Board of Directors for this exciting evening.

### City Attorney Department Legal Track

The City Attorney's Department program will include presentations on various current and recurring legal issues that impact cities. The League is a State Bar of California MCLE approved provider. Detailed information on the hours of credit will be in the final program. City attorney papers are available on a pre-order basis for \$55 for a printed copy or \$25 for an electronic version. The estimated MCLE credits are 7 hours. 

### First Time Attendees

Special arrangements to welcome first-time attendees include an orientation briefing on Wednesday, September 5, at 1:00 p.m. Be sure to check the First Time Attendee box during the online registration.

### Helen Putnam Award for Excellence

This program, supported by the League Partners, recognizes outstanding cities that deliver the highest quality and level of service in the most effective manner possible. Visit the special displays by cities that won the 2012 prestigious awards program and learn what your city can adapt from their success.

### Host City Reception

The City of San Diego welcomes the delegates of the League of California Cities Annual Conference at the San Diego Convention Center on the opening night of Wednesday, September 5 at 6:00 p.m., immediately following the General Session and in conjunction with the grand opening of the Expo Hall. A registration badge is required to attend for attendees, exhibitors, spouses/guests.

### Institute for Local Government

The Institute for Local Government is the 501c3 research affiliate of the California State Association of Counties and the League of California Cities.

### Mayors and Council Members Academy

A training certificate program and consists of specific educational programs and community activities that enhance knowledge and skills needed to be more effective in office. Three levels include Leadership, Advanced Leadership, and Leadership in Action. You may participate in all three levels at the same time.

### Student Program

College students studying local government and who are not city employees may apply to attend the conference to receive a reduced (\$100) or no cost registration, if their primary academic advisor makes such a request, in writing, to the League of California Cities Annual Conference Registration. Limited volunteer opportunities are available. The 2012 Annual Conference will not offer a high school youth program.

# Exhibitors

## Exhibitors as of April 2, 2012

For a current list, visit [www.cacities.org/AC](http://www.cacities.org/AC)

**Note:** Those in bold are League Partners

AAA Flag & Banner  
 Adams Ashby Group  
 AECOM  
 AIRVAC  
 Alvarez-Glasman & Colvin  
**American Fidelity Assurance Company**  
 Asphalt Zipper  
**AT&T**  
**Atkins**  
**Avery Associates**  
 Badger Meter, Inc.  
 Belgard Hardscapes  
 Best Best & Krieger LLP  
 Big League Dreams  
 Blais & Associates  
**Bob Murray & Associates**  
 BonTerra Consulting  
 Brown Armstrong CPAs  
 Bureau Veritas  
 Burke, Williams & Sorensen, LLP  
**Burrtec Waste Industries, Inc.**  
 Buxton  
 CA Assn. of Code Enforcement Officers  
 CA Building Officials  
 CA Communities/U.S. Communities  
 CA Consulting, LLC  
 CA Dept. of General Services/Cal-Card  
 CA Dept. of Housing & Community Development  
 CA Dept. of Insurance  
 CA Fuel Cell Partnership  
 CA Housing Finance Agency  
 CA Joint Powers Insurance Authority  
 CA Product Stewardship Council  
 CalPERS  
 CalTRUST  
 Carl Warren & Company  
 Carollo Engineers  
 Cartegraph  
 Caselle Software  
**CH2M HILL**  
**Charles Abbott Associates**  
 Chevron Energy Solutions  
 Citrus Pest & Disease Prevention Program  
 CleanStreet  
 CMB Regional Centers  
 Comcate, Inc.  
 Cooper Streetworks  
 Coplogic, Inc.  
 Credit Bureau Associates  
 CRW Systems, Inc.  
 CSAC Excess Insurance Authority  
 CSG Consultants, Inc.  
 Dapeer, Rosenblit & Litvak, LLP  
**Dart Container Corporation**  
 De La Rosa & Co.  
 DN Tanks  
 Dokken Engineering  
 Dudek  
 eCivis  
 Emergency Services Consulting International  
 Field Paoli Architects  
**GHD Inc.**  
 Go Green Lighting  
 GovDeals, Inc.  
 Graphic Solutions  
 Griffin Structures  
**Harris & Associates**  
**HdL Companies**  
 HEAL Cities Campaign  
 HF&H Consultants, LLC  
**HMC+Beverly Prior Architects**  
 Honeywell Building Solutions  
 HR Green, Inc.  
**HydroPoint Data Systems**  
 Impact Plastics  
 In God We Trust - America, Inc.  
 Independent Cities Risk Management Authority  
 Information Display Company  
 ING  
 International Parking Design  
**Itron, Inc.**  
 Jamboree Housing Corporation  
**Johnson Controls**  
**Jones & Mayer**  
 JT2 Integrated Resources  
 Kaiser Permanente  
 KASDAN SIMONDS WEBER & VAUGHAN LLP  
**Keenan & Associates**  
 KemperSports Management  
 Kramer Telecom Law Firm P.C.  
 Laserfiche  
 Leotek Electronics USA Corp.  
**Library Systems & Services**  
**Liebert Cassidy Whitmore**  
 LINC Housing  
 LPA, Inc.  
 LSA Associates, Inc.  
 Macias Gini & O'Connell (MGO)  
 MAINSTAR  
 Matrix Consulting Group  
 MCE Corporation  
**Meyers Nave**  
**MuniServices**  
 National Community Renaissance  
 National Industries for the Blind (NIB)  
 Nationwide Payment Solutions – MuniPAY  
 NBS  
 Newport Pacific Capital/Modular Lifestyles  
 Nextdoor  
**Northern California Carpenters Regional Council**  
 Omni-Means, Ltd.

## LEAGUE PARTNER

### League Partner Speaker Theater

This expo floor session area highlights successful examples of public/private partnerships. Learn about case studies of innovative projects and programs that have worked in California cities. Hear from elected officials, city staff and industry experts that have found creative solutions to some of the challenging problems that cities face.

Otto Environmental Systems North America, Inc.  
 Overland, Pacific & Cutler, Inc.  
**Pacific Gas and Electric Company**  
 Paragon Partners Ltd.  
**PARS**  
 PERC Water  
 PetData  
 Philips Hadco  
**Piper Jaffray**  
 PLI Global  
 Public Financial Management, Inc.  
 Public Restroom Company  
 Q-STAR Technology  
**Quad Knopf**  
 R. Schumacher & Associates, Inc.  
 Ralph Andersen and Associates  
 RBF Consulting  
 Recology™  
 RedFlex Traffic Systems  
**Renne Sloan Holtzman Sakai LLP (Public Law Group)**  
 Republic Services  
 RJM Design Group, Inc.  
 RKA Consulting Group  
 Schaefer Systems International, Inc.  
 Schneider Electric  
 SCS Engineers  
**SERVPRO**  
 Severn Trent Services  
 Sharp Electronics Corporation  
 Siemens

**SmartCitiesPrevail.org**  
**SolarCity**  
 Solid Terrain Modeling, Inc.  
**Southern CA Concrete Producers**  
**Southern California Edison**  
 Southern California Gas Company  
 SouthTech Systems  
 SouthWest Water Company  
 Sportsplex USA  
 SSA Landscape Architects, Inc.  
 Stone & Youngberg LLC  
 SWARCO Traffic Americas  
 SyTech Solutions  
 TNT Fireworks  
 TOTER WASTEQUIP  
 TRAMUTOLA  
 TRANE  
 United Storm Water, Inc.  
 University of La Verne  
 USA North  
**Vali Cooper & Associates, Inc.**  
 Vanir Construction Management, Inc.  
 VenueTech Management Group  
 Veolia Water North America  
 Walker Parking Consultants/Engineers Inc.  
 West Coast Arborists, Inc.  
 Westpac (LED) Lighting Inc.  
**Willdan**  
 WLC Architects  
 Xeripave

## Grand Prize

### One 8' x 10' Banner/Flag

(with artwork provided by winner)

Retail value \$850

Compliments of:



This promotion is not intended to be an endorsement of any product or service. Must be present to win.

## Registration:

### REGISTRATION includes:

- Admission to education sessions and evening networking events
- Wednesday Host City Reception and Expo; Thursday lunch with Exhibitors; Friday voting delegate luncheon

**Online Registration** (credit card) – Go to [www.cacities.org/AC](http://www.cacities.org/AC) - You will receive an immediate conference confirmation.

**Mail-in Registration** (pay by check) – contact [mdunn@cacities.org](mailto:mdunn@cacities.org) to request the registration form and follow the mailing instructions. Checks should be payable to the League of California Cities and full payment is required with the registration form, no purchase orders. After Monday, August 13, please register onsite.

**\*\* Same city registration rate since 2008 \*\***

### Full Conference Registration Fees

	EARLY BIRD BEFORE MAY 25	AFTER MAY 26 AND ONSITE
<b>City Delegate</b>		
Member City	\$475	\$525
Nonmember City	\$1475	\$1525
<b>Public Official</b>		
County/State	\$550	\$600
<b>Partner/Exhibitor/All Others</b>		
Company Representative	\$650	\$700

**Note:** Conference registration is required to attend the Policy Committees, Department and Annual Conference business meeting and/or to be a Voting Delegate.

### One-Day Registration

	SELECT ONE – WED/THURS/FRIDAY
<b>City Delegate</b>	
Member City	\$250
Nonmember City	\$1250
<b>Public Official</b>	
County/State	\$300
<b>Partner/Exhibitor/All Others</b>	
Company Representative	\$350

#### Refund Policy

Advance registrants unable to attend will receive a refund of rate paid, **minus a \$75 processing charge**, only when a written request is submitted to the League, Conference Registration, 1400 K Street, Sacramento, CA, 95814 or [mdunn@cacities.org](mailto:mdunn@cacities.org) and received before **5:00 p.m. on Monday, August 13**. Absolutely, no refunds will be provided after this date. Send an alternate/ substitute onsite to avoid financial penalty.



San Diego Convention Center

### Optional Registration Add-ons

(non-refundable)

**City Attorney Papers** - \$55 print (*advance orders only*)  
\$25 flash drive  
Free PDF

**City Clerks Conference Workshop** - \$100 member  
\$250 nonmember

**La Jolla Nature & Nurture Tour** - \$35 per person

**San Diego by Land & Sea Tour** - \$45 per person

**Spouse Registration** - \$100

*Spouse rate is restricted to those who are not city/public officials, are not related to any Partner/Expo company, and would have no professional reason to attend for learning or business. Rate includes admission to the Expo and receptions only. Session seats are reserved for conference registrants. There is no refund for the cancellation of a spouse registration. It is not advisable to use city funds to register a spouse.*

#### Onsite Badge Pick Up

You must pick up an official 2012 Annual Conference badge at the registration desk at the San Diego Convention Center. Registration hours:

Wednesday, September 5 . . . . . 9:00 a.m. – 6:30 p.m.

Thursday, September 6 . . . . . 7:00 a.m. – 4:00 p.m.

Friday, September 7 . . . . . 7:30 a.m. – 10:00 a.m.



Questions or special needs? Call the conference registrar at 916-658-8291 before August 13.

# Headquarter Hotel Information and Reservation Procedures

## HEADQUARTER HOTEL

### San Diego Marriott Marquis & Marina

333 West Harbor Drive, San Diego 92101

\$169 Early Bird before May 25

\$189 after May 26

(\*plus occupancy taxes and fees 12.6%)

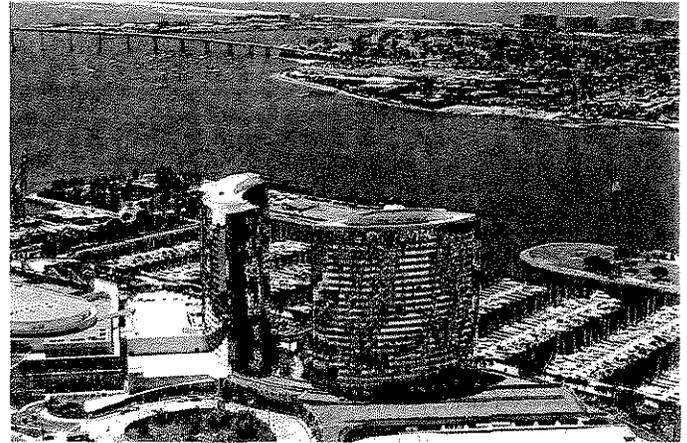
*Reduced room rates are available for registered attendees/exhibitors at the 2012 Annual Conference. Reserve your hotel nights while space is available to be included in the League's only Headquarter Hotel. Phone reservations will not be available. The discounted hotel rate cut-off is Monday, August 13 and the hotel is subject to sell out prior to the reservation deadline – reserve early.*

### STEP ONE: Register for the Conference

### STEP TWO: Book room at the Headquarters Hotel

**Online Registration** – Register for the conference online and you will receive an immediate confirmation email with the online link (URL) to the Housing Reservations for rooms currently available on your selected dates. Please note there is a two-night minimum stay.

**Mail-in Registration** – After your registration for the conference is received and processed, you will be sent a registration confirmation email containing the online link (URL) to the Housing Reservations.

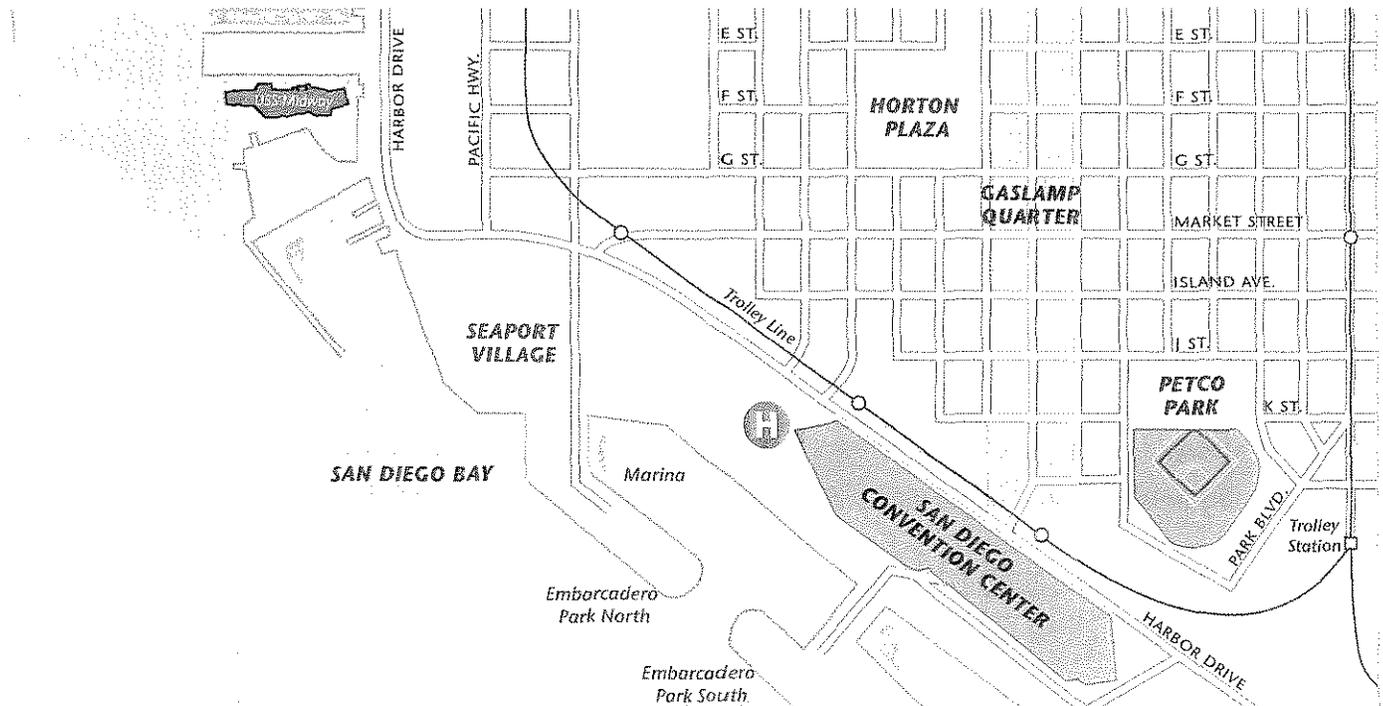


San Diego Marriott Marquis & Marina

### Hotel Changes or Hotel Cancellations

Hotel reservation changes, date modifications, early check-out, or cancellations must be done directly with the hotel, prior to Monday, August 13. After this date, you may incur a financial penalty and minimum one-night room charge or attrition fees.

**CAUTION!** Do not make a hotel reservation unless you are sure it is needed. Your city/company will be financially responsible for all cancellation/attrition fees. If you are making hotel reservations for others, please confirm with each individual, in advance, that they actually need hotel accommodations and intend to use them on the dates you are reserving.





# City of Los Alamitos

## Agenda Report Discussion Items

June 18, 2012  
Item No: 11B

**To:** Mayor Troy D. Edgar & Members of the City Council

**Via:** Angie Avery, City Manager

**From:** Sandra Levin, City Attorney

**Subject:** Consideration of the Process for City Council Submission of Ballot Arguments in Favor of Proposed Telephone Users Tax Measure

**Summary:** The City is considering placing a modernized, and possibly reduced, Telephone Users Tax (TUT) measure on the ballot at the November 6, 2012 election. If the measure is placed on the ballot, the arguments for and against the measure must be submitted by July 30, 2012. Accordingly, the City Council must decide whether some or all of the Council Members would like to submit an argument in favor of the ballot measure and, if so, draft and approve the text of a ballot argument. Due to the constraints of the Brown Act, development or approval of a ballot argument by more than two Council Members should occur at a noticed public meeting. Accordingly, advance consideration of the process for developing and approving arguments will help avoid a last-minute crisis or missed opportunity.

### Recommendation:

1. Consider whether to submit a ballot argument signed by all five Council Members in favor of the proposed TUT measure; or,
2. Provide direction to Staff concerning when and whether to schedule agenda items regarding the ballot measure argument for future Council consideration.

### Discussion and Legal Background

*The Elections Code:* For matters placed on the ballot by the City Council, Election Code § 9282 authorizes the Council, its members, or “any individual voter who is eligible to vote on the measure, or bona fide association of citizens, or any combination of voters and associations” to file a written ballot argument. Elections Code § 9283 provides that up to five authors may sign a ballot argument, so long as each files the written certification required by Elections Code § 9600. If more than five authors sign the argument, only the first five will be printed.

When some or all of the City Council Members submit an argument that argument has priority under the Elections Code. Specifically, when a legislative body places a measure on the ballot and the body, or one or more of its authorized members, submits a ballot argument, Election Code § 9287 requires the elections official to print that argument, instead of any competing arguments, in the voter materials. The Elections Code ranks the order of preference for competing ballot arguments by authors and signatories as follows:

1. The legislative body, or member or members of the legislative body authorized by that body.
2. The individual voter, or bona fide association of citizens, or combination of voters and associations, who are the bona fide sponsors or proponents of the measure.
3. Bona fide associations of citizens.
4. Individual voters who are eligible to vote on the measure.

Therefore, the Council has an opportunity to designate its own members as the authors of the argument in favor of the measure. If the Council does not do so, one of the competing arguments (if any) will be selected by the elections official using the order of preference listed above and any other local rules implemented by that official. (Many elections officials print the earliest received argument if required to choose between arguments of the same status in the statutory priority list.)

Authoring the arguments in favor of the measure will give the Council or Council Members it designates control over the argument. However, because there are five Council Members, no names will appear in support of the argument other than those of the designated Council Members.

If the Council wishes to designate some or all of its members to sign the argument, it must adopt a resolution by July 16, 2012. Staff has already prepared such a resolution and will present it for consideration at the July 16, 2012 Council meeting. If the Council does not wish to designate signatories, it need take no action.

Once ballot arguments are submitted, the City Clerk, as elections official for the City, is required to maintain confidentiality as to all ballot arguments until the deadline for submitting arguments has passed, at which time the arguments become open to public inspection.

The Brown Act: The City Council must comply with the Brown Act as well as the Elections Code, though, and the intersection of these two bodies of law creates some anomalies. Because ballot measures and the subjects they cover are within the jurisdiction of the City Council, the language of the Brown Act would appear to require that any decision or discussion by more than two members of the Council concerning

ballot measure arguments take place at a public meeting. Thus, the conservative or cautious approach is to limit discussion and action concerning ballot measure arguments to no more than two members or to more than two members at public meetings.

Under this approach, then, your options would be:

1. Decline to author an argument;
2. Authorize two members to draft and sign arguments (with or without signatures from up to three additional members of the community);
3. Have two members draft arguments and present them to the Council as a whole at a public meeting; or
4. Have the Council as a whole draft the arguments during a public meeting.

*Timing:* Action with regard to ballot arguments may be taken at a regular or special meeting. As noted above, under the “normal” procedures provided for in the Elections Code, the opponents and proponents of a measure do not have access to one another’s arguments until after the deadline has expired. The anomaly with Council-drafted arguments is that once a document has been circulated to the Council in connection with a public meeting, it becomes public (unless privileged). Thus, any proposed argument would become public once disseminated to the Council, providing an advantage to anyone drafting an opposition to the measure.

There is no requirement that the proposed argument be disseminated to the Council before the meeting, however, so those who are concerned about providing an advantage to opponents sometimes schedule a special meeting on or immediately before the day the arguments are due and circulate the draft for the first time at the meeting.

If the Council does not make any preliminary decisions this evening, there will be a further opportunity to consider this item at the July meeting. By that time, however, a special meeting will be required to complete the process. Moreover, there will only be 14 days to draft an argument, call a special meeting and approve the argument. Accordingly, if the Council would like to proceed without the need for a special meeting, some preliminary steps must be taken this evening.

*A Less Conservative View:* It should be noted that there are some who believe that a Council may act at a public meeting to authorize all Council Members to sign a ballot measure outside of a public meeting. An argument can be made that this course of action complies with both the spirit of the Brown Act and the confidentiality envisioned by the Elections Code. However, there is no “safe harbor” or express exception to the Brown Act actually authorizing this course, and there is case law establishing that, in a non-election context, it is a “meeting” in violation of the Brown Act for a majority of the

Council to sign a writing without a public meeting. Given the Council's expressed desire to both comply with the Brown Act and maintain openness throughout the process regarding any ballot measure, Staff recommends approving any arguments at a public meeting if more than two members will be signing.

## Conclusion and Alternatives

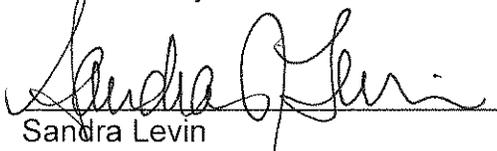
The City Council has the opportunity to author the ballot argument in support of the proposed TUT measure. To avail itself of this opportunity, it is recommended that the council either:

1. Designate two Council Members to draft an argument for consideration and signature by all five Council Members and direct that an item be placed on the July 16, 2012 agenda to consider approval or modification of that argument; or,
2. Direct that an item be placed on the July 16, 2012 agenda to allow the City Council to draft and approve a ballot argument during the public meeting; or,
3. Direct that an item be placed on the July 16, 2012 agenda authorizing two members to draft and sign arguments (with or without signatures from up to three additional members of the community); or
4. Identify a date for a special meeting and direct that any of items 1, 2 or 3 above be agendaized for that meeting.

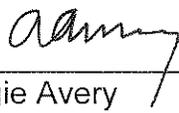
## Fiscal Impact

There is no cost at this time unless a special meeting is scheduled. The cost of a special meeting varies depending on the length of the meeting, but should be less than \$1,000.00.

Submitted By:

  
Sandra Levin  
City Attorney

Approved By:

  
Angie Avery  
City Manager

Attachment: *Ballot Argument Examples and Impartial Analyses Regarding Ballot Measures to Maintain or Reduce Rates of Telecommunications Users Tax from Various Cities*

## Ballot Argument Examples and Impartial Analyses Regarding Ballot Measures to Maintain or Reduce Rates of Telecommunications Users Tax

City of Richmond

February 2008

[www.smartvoter.org/2008/02/05/ca/cc/meas/B/#arguments](http://www.smartvoter.org/2008/02/05/ca/cc/meas/B/#arguments)

Shall an ordinance be adopted to **reduce the rate** of the City of Richmond's Telecommunications Users' Tax from 10% to 9.5%, and to revise the method for calculating and collecting the Telecommunications and Video Users' Tax to reflect technological advances and changes in state and federal law?

### Impartial Analysis from Richmond City Attorney

Measure B is a proposed City of Richmond ordinance that would replace the existing utility user's tax on telecommunication services (including telephone service) and video services (including cable television) with an updated communications tax. The measure would reduce the current tax rate on telecommunication services by 5%, while not changing the effective tax rate on video services.

The utility user's tax on telecommunications and video services has been in place since 1994, and is paid by customers on their telephone and cable television bills. Currently, the tax rate on telecommunication services is 10%, while the effective tax rate on video services is 5%. The revenues from this tax -- approximately \$6.6 million in 2006-2007 (22% of the general fund revenue) -- are used within the City for general governmental purposes and programs. The ordinance is outdated due to significant advances in technology and changes in state and federal law, and the tax is not applied to telecommunication and video services and devices that have come into existence in more recent times.

The proposed ordinance would reduce the telecommunications tax rate from 10% to 9.5%, while maintaining the effective tax rate on video services at 5%. The proposed ordinance would update the existing ordinance to apply the tax to all types of communication and video services, unless precluded by federal statute. Currently, a federal statute precludes local taxation of internet services and broadband services providing access to the internet, including email. Further, the proposed ordinance would not apply to digital downloads such as music, games and ringtones.

Taxes imposed by other California cities that contain language similar to that in the City's existing ordinance have been the subject of legal controversy. Based on changes in federal law and regulations, those telecommunication providers have disagreed with the cities' application of the tax, and filed litigation against those cities. Adoption of the proposed ordinance would protect the City of Richmond from an adverse outcome in any such litigation.

Measure B would continue to provide for an annual verification by third party auditors that the tax has been properly collected and that all revenues have been properly expended.

The tax cannot be increased in the future without a vote of the people. The proposed ordinance has no effect on the existing utility user's tax applied to electrical, gas and water services.

A "yes" vote is in favor of adopting the updated communications tax ordinance summarized above. A "no" vote is against adopting the ordinance. A majority of "yes" votes is required for the ordinance to be enacted.

A copy of the full text of this ballot measure is available, free of charge, by telephoning the City Clerk's Office at (510) 620-6513 or at the City of Richmond's webpage:  
[www.ci.richmond.ca.us](http://www.ci.richmond.ca.us)

#### Arguments For Measure B

Measure B will replace Richmond's current telecommunications utility tax, cutting the tax rate for residents, and modernizing the law to insure that new communications technologies for businesses are included.

Measure B was placed on the ballot by the unanimous vote of the Richmond City Council.

Recent Federal regulatory decisions and court cases have created the risk that the utility tax laws of most cities, relating to telecommunications, could be declared invalid. This would endanger Richmond's recovery. So, like many other cities, Richmond is updating its utility tax statute, and we are providing residents with a tax cut as well.

Richmond has come a long way since the layoffs and service cuts caused by State tax grabs several years ago. But we still have a long way to go:

- police are down 50 officers,
- library hours have not been completely restored,
- fire department can't staff its ladder truck,
- our roads are full of potholes.

We're on the right track to continue our recovery, but not if we let a change in Federal law knock out our utility tax.

A NO vote on Measure B would eliminate the utility tax cuts, keep rates where they are, leave some businesses not paying their fair share on new communications technology, and would leave the present outdated law vulnerable

to being completely eliminated by the Federal government, endangering Richmond's vital services.

A YES vote on Measure B would insure that we can continue to bring back vital services like police, firefighters, libraries, paramedics, street repaving, senior programs, parks, and youth recreation programs.

Citizens representing the rich diversity of Richmond endorse Measure B to insure that our recovery isn't derailed by the Federal Government.

To cut the utility tax rate and keep Richmond recovering, please vote YES on Measure B.

(No arguments against Measure B were submitted)

\*\*\*\*\*

Town of Portola Valley  
November 2009  
[www.smartvoter.org/2009/11/03/ca/sm/meas/P/](http://www.smartvoter.org/2009/11/03/ca/sm/meas/P/)

Do the people of the Town of Portola Valley adopt an ordinance that continues the reduced four and one-half percent (4.5%) Utility Users Tax levied on telephone, gas, water, and electricity, set forth in Chapter 3.32 of the Portola Valley Municipal Code, for a period of four (4) years from July 1, 2010 through June 30, 2014?

Impartial Analysis from the Town Attorney for the Town of Portola Valley

This measure asks whether the people of Portola Valley wish to **continue the reduction of the existing five and one-half percent (5.5%) Utility User's Tax levied on telephone, gas, water, and electricity charges to four and one-half percent (4.5%)** for a period of four years from July 1, 2010 through June 30, 2014, at which time the tax will revert to five and one-half percent (5.5%). A "Yes" vote is in favor of continuing the reduction of the Utility User's Tax to four and one-half percent (4.5%). A "No" vote is not in favor of reducing the Utility User's Tax. In order for the tax to continue to be reduced to four and one-half percent (4.5%), the ballot measure must be approved by more than fifty percent (50%) of the voters voting on the measure.

The proceeds from the Utility User's Tax are deposited into the Town's General Fund and are expended for general governmental purposes including but not limited to, the maintenance of streets, parks, trails, and drainage structures. If the ballot measure does not receive a favorable majority vote, the five and one-half percent (5.5%) Utility User's Tax will continue to be levied and collected at a rate of five and one-half percent (5.5%).

This ballot measure does not affect the Town's second Utility User's Tax, a two percent (2%) Utility Users Tax on telephone, gas, water, and electricity charges, the proceeds of which are deposited into the Town's restricted Open Space Fund.

### Arguments For Measure P

VOTE YES on Measure P for a four-year reduction of the Utility Users Tax (UTT).

Prudent financial management has always characterized Portola Valley's government. With its small efficient staff and volunteer tradition, the Town serves its residents with the lowest municipal budget per resident in San Mateo County.

Since 1985, our residents have repeatedly approved a UTT to enable a balanced budget. Historically the tax rate was 5 1/2%. However, in 2005, the Town successfully negotiated an increase in the percentage of real estate taxes returned from the County, enabling a temporary reduction in the tax rate to 4 1/2%.

The current economic recession has hit local government hard. Projected revenue losses have made balancing budgets difficult for all municipalities, including Portola Valley.

The UTT must be reauthorized by the voters again this year. The Town could seek restoration of the historic 5 1/2% tax rate, but the Town Council recognizes the financial pressures facing many residents. For this reason the Council recommends the lower 4 1/2% rate for four more years. In combination with this action, the Town has taken numerous belt-tightening steps in the 2009 - 10 budget, including

- a freeze on all staff salaries;
- a postponement of capital improvement projects;
- deferral of equipment purchases;
- reductions in outlay for building and planning services;
- elimination of previously planned staff positions; and
- reductions in expenditures for committees and consultants.

These actions ensure that the Town will continue to deliver balanced budgets while offering tax relief to residents over the next four years. Essential services, such as law enforcement and emergency planning, have not been reduced.

We urge the voters to VOTE YES on Measure P.

Arguments Against Measure P

(4.5% Utility Tax Reduction - STUDY All Three Measures: P, Q, R, Now)

With these 3 Interrelated Ballot Measures, voters face very confusing choices.

Note: P@4.5% or 5.5%, Q@??%, plus R@2.0% = 6.5% (?) or 7.5% (?)

If you vote No on P the Utility Tax will go up to 5.5%. Vote Yes on P for protection against Measure Q. A YES vote on P will get you 1% less tax if Q does pass.

Only a NO on Q returns 0.0% Utility Taxes. It's rigged so that your NO vote on Q means that R, Open Space won't pass. Get it? You want Open Space so badly that you vote for Q + a 7.5% (?) non-deductible tax.

The State's borrowing \$200,000 won't impact our Town's financial security. Portola Valley has sufficient reserves for future budgets: \$8.0 million on 6/30/2009.

We are OK without Utility Taxes now because of increased Property Taxes. In 2006, the Town received more than \$6,000,000 in unanticipated property taxes. Property tax revenues, now at \$1.672 million per year, have tripled in five years and will increase 4% more this year.

Utility Taxes now cost each household \$250 or more per year in cash. Utility taxes will increase about 8% this year. Your household's Utility Taxes will total more than \$1,100 over four years. AND, Utility Taxes are not income tax deductible.

Utility taxes are also imposed on our few retail and commercial businesses. This is unfair to them because similar businesses in Ladera, Woodside, and Menlo Park do not pay such Utility Taxes.

Let's end these unfair, unnecessary, and regressive taxes by voting NO on Measure Q.

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City of Cupertino  
November 2009  
[www.smartvoter.org/2009/11/03/ca/scl/meas/B/](http://www.smartvoter.org/2009/11/03/ca/scl/meas/B/)

Without increasing the tax rate, shall an ordinance be adopted to update Cupertino's existing telephone utility users tax, to fund general city services, including neighborhood police patrols, library services, city streets, parks and open spaces, senior programs, and school crossing guards, while maintaining senior citizens' tax exemptions, retaining local control of revenues, requiring annual

audits and public expenditure reviews, by amending language for consistency with current practice?

#### Impartial Analysis from the City Attorney

Summary: Measure B is proposed by the Cupertino City Council to update the City's existing Utility Users Tax ("UUT") language to be consistent with current practice. The current tax rate of 2.4% will remain the same and the senior citizen exemption for Cupertino residents age 65 or older will continue. The proceeds of the UUT can only be spent on City services and cannot be taken away by the State.

Background: The UUT is levied on utility users in the City. The City has imposed the UUT on telecommunication services since 1990. Measure B will not increase the current rate of 2.4%. UUT revenues are paid into the City's general fund to finance such services as neighborhood police patrols and other public safety programs, library services, support for local schools, maintenance of City streets, open space and park programs and senior programs.

The City's UUT ordinance, like those of most California cities with telecommunication UUTs, referred to federal law to define and describe the telecommunication services covered by the UUT. These definitions have been revised by the federal government and telecommunication technology has changed significantly.

Measure: The measure would replace the older definitions of telecommunication services so that the language is consistent with current practice.

Measure B would not apply to charges for internet access or internet content or to private telecommunication services.

Measure B does not increase the current UUT rate of 2.4%. Voter approval would be required for any increase in the rate or the scope of services subject to the UUT in the future.

Measure B maintains the existing senior citizen exemption for Cupertino residents age 65 years or older.

Measure B also requires annual audits to confirm the tax is properly collected and spent according to the requirements of Measure B and other laws. Audit reports will be available to the public.

Measure B requires approval of a majority of voters. A "yes" vote for Measure B is a vote in favor of adopting the amended UUT ordinance. A "no" vote against Measure B will reject the proposed amendments to the UUT Ordinance, and continue the UUT in its present form.

/s/ Carol Korade  
Cupertino City Attorney

Arguments For Measure B

Yes on B - Preserve the essential services and quality of life in Cupertino.

Since 1990, the City has used its utility users tax (UUT) to fund important services such as public safety, the library, support for schools, and street maintenance programs.

Measure B is not a new tax.

YES on B simply clarifies what can and cannot be taxed - with NO CHANGE to the existing rate - and continues the exemption for seniors. Updating the language ensures taxpayers are treated the same as they are today. We anticipate that residents will see no change in their monthly bill.

Over the past 20 years, communications technology has changed. To keep pace with technology advances, Cupertino must update and ratify the existing UUT language to reflect current definitions for telecommunication services.

By updating our UUT language, Yes on B protects local revenues for local needs. Local UUT funds can't be taken by the State.

Cupertino's UUT pays for many critical city services. Without this funding, the City would be forced to cut funding that supports:

- Neighborhood police patrols
- Library services
- School crossing guards
- City streets
- Open space and park improvement projects

Yes on B allows the City to maintain programs and services for local school children and families that improve our quality of life in Cupertino.

Many residents live in Cupertino because it offers a higher level of service, programs and quality of life than neighboring cities. Vote Yes on B to ensure our City can maintain the high quality of public safety, support our excellent schools, maintain parks and open space, and provide the senior programs that residents expect and deserve.

Join all five Councilmembers, seniors, public safety, library, and community leaders in voting YES on B to ensure that Cupertino remains a quality community.

(No arguments against Measure B were submitted.)

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City of Dinuba  
November 2009

[www.tularecoelections.org/measures/Measure%20Info/Nov%202009%20-%20Measure%20M.pdf](http://www.tularecoelections.org/measures/Measure%20Info/Nov%202009%20-%20Measure%20M.pdf)

To maintain Dinuba services by protecting local funds to retain police officers, firefighters/paramedics, gang/drug prevention programs; maintain parks, after-school programs, graffiti removal, senior programs, and other services, shall Dinuba modernize and continue collecting its existing utility user's tax, ensuring equal treatment of taxpayers, independent audits, budget reviews, low-income senior exemptions, with all funds staying locally in Dinuba and **no increase in tax rate?**"

Impartial Analysis by City Attorney

MEASURE M

Measure M is proposed by the Dinuba City Council to continue its existing Utility Users Tax on the November 3, 2009, Election Ballot for voter consideration. The utility users' tax is a general tax required to be used to support local City of Dinuba services.

If approved by more than fifty percent (50%) of the voters voting in the election, Measure M would authorize the City of Dinuba to continue its existing Utility Users' Tax, eliminate the sunset provision such that the tax would stay at seven percent (7%) and ratify the existing utility users tax.

From 1993 to 2008 the State has taken over \$2.5 million dollars from the City. This year and next year they are planning to take an additional \$2.6 million dollars.

Our existing UUT funds provide funding of essential city services for police, fire and ambulance services, 9-1-1 services, after-school programs for our youth and support to seniors. A portion of the UUT (3%) is scheduled to sunset in June of 2010. The remaining portion (4%) is subject to legal challenge under the provisions of proposition 218 enacted in 1998.

Measure M would continue a protected revenue source to support and maintain Dinuba city services without increasing tax levels above their current amount.

Revenues from Measure M are legally required to be used in Dinuba for essential city services and cannot be taken by the State of California.

The tax includes a requirement for an annual financial audit performed by a qualified, independent third party. The results of these audits would be available to the public.

Measure M also provides for modernization of the language of the code section to collect Utility Users Taxes due to advances in modern technology in the telephone industry including but not limited to wireless and cellular technologies.

Dated: August 6, 2009  
s/ Daniel T. McCloskey  
City Attorney

City of Dinuba

ARGUMENT AGAINST MEASURE M

The Dinuba City Council passed a utility tax in the years 1991 and 1992 that equals 7%. This tax has been paid on all utilities for the past 20 years, this utility tax was only supposed to be a temporary tax.

The residents of Dinuba are already paying one of the highest sales tax in our state. These two taxes place an extra burden on the residents of Dinuba.

We as concerned citizens do not want to impose an increase in hardship on the city but our question is when is enough tax money enough! We say No More Taxes.

REBUTTAL TO ARGUMENT AGAINST MEASURE M

Did you know that Sacramento politicians just took over \$2.5 million from Dinuba for their own budget mess?

Yes on M is Dinuba's LOCAL solution to maintaining vital city services such a Police, Fire, Ambulance, 9-1-1 Services, after-school programs and support for seniors with NO INCREASE in tax rates!

We must protect our money from Sacramento – YES on M ensures Dinuba continues to have the money it needs to keep you safe!

Measure M DOESN'T increase tax rates!

Measure M simply continues Dinuba's existing UUT that residents have already been paying for two decades.

Did you know that 90% of all calls to our fire department are medical emergencies?

Without YES on M, Dinuba must cut four firefighter/paramedics – 20% of our force. YES on M ensures firefighters/paramedics can respond quickly to 9-1-1 emergency calls – saving lives.

Without Measure M, Dinuba must cut ten police officers, nearly 33% of frontline responders and after-school and gang prevention programs serving 200 students every day.

We must protect our kids. YES on M keeps police officers and after-school programs that keep our youth away from gangs/drugs.

Measure M Money CANNOT be taken by Sacramento!

Measure M includes tough fiscal accountability safeguards, including annual audits, public expenditure reviews and exemptions for low-income seniors ensuring money CANNOT be taken by Sacramento.

That is why local firefighters, police officers, faith leaders, the Dinuba Chamber of Commerce, the entire Dinuba City Council and hundreds of local citizens will Vote YES on M.

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City of Bellflower

March 2009

Shall an ordinance be adopted, **without raising tax rates**, to continue and modernize Bellflower's utility users' tax on telecommunications services to fund vital services, including Sheriff's services/neighborhood patrols; school safety programs; graffiti removal; gang/drug prevention/enforcement programs; after-school activities; senior/disabled residents' services; library services; and other general fund services; exempting low-income residents, requiring equal treatment of taxpayers regardless of technology used, audits, citizen oversight committee, public expenditure review/local control of revenues?

Impartial Analysis from Joseph W. Pannone, City Attorney

This City Council-proposed Measure A would continue the City's existing Utility Users' Tax (UUT) relating to Telecommunications Services, provide an updated UUT for those services in relation to current technology, as well as to emerging and future technologies and make other clarifications and updates to the municipal code related to the City's UUT in general.

Background.

Since 1993, Bellflower residents and businesses have paid the UUT on telecommunications, electricity and gas services. All UUT revenues are paid into the City's General Fund, which is allocated by the City Council through the annual budget for general city services, such as public safety services, graffiti removal, gang and drug prevention and enforcement programs, after-school activities, senior and disabled residents' services and library services. The current UUT rate is 5%. Total UUT revenues comprise approximately 15.6%, or \$4.1 Million, of the City's General Fund revenues. Telecommunication UUT revenues comprise approximately 6.8%, or \$1.8 Million, of the City's General Fund revenues.

In past years, Bellflower, and most California cities with UUT's, determined which telecommunications services would be subject to the UUT by referencing definitions in federal law. Recent interpretation of those federal law definitions has changed. That change in interpretation has created uncertainty about the application and reach of the City's UUT. Measure A would update municipal code provisions governing the UUT ("UUT ordinance"), by eliminating references to the federal law definitions and assuring the UUT is applicable to emerging and future communications technologies.

Measure A would:

Replace older definitions, include definitions that address new technologies and treat all telecommunications customers similarly, whether they use traditional landline telephones, cell phones, VoIP, bundling with other non-taxed utility services such as Internet or cable/satellite TV or some future mode of communication services.

Maintain the UUT at the current rate of 5% for all communication services, regardless of technology. The City Council may temporarily lower or suspend that rate in the future, but may not raise it above 5% without a vote of the people.

Maintain the existing exemption for low-income households; the Council may temporarily expand exemptions, but may not reduce or eliminate exemptions for low-income households without a vote of the people.

Require an annual independent verification to confirm the UUT is being properly collected, remitted and spent.

Not tax the use of the Internet. Federal law prohibits taxing that use and Measure A complies with that law.

Make non-substantive and procedural amendments to clarify the existing UUT ordinance.

Measure A requires approval of a majority of the voters. A "Yes" vote for Measure A will approve the updates to the UUT ordinance, as described above. A "No" vote against Measure A will leave in place the City's existing UUT code provisions, without updates.

#### Arguments For Measure Bellflower-A

Yes on A protects Bellflower's public safety and other community services from state money grabs – with NO increase in tax rates!

Yes on A simply updates Bellflower's existing, voter-approved Utility Users' Tax (UUT) to fully comply with new federal regulations and include modern communication technologies, ensuring all residents are treated equally regardless of technology used.

This is NOT a new tax. TAX RATES STAY THE SAME. Yes on A guarantees that tax rates cannot be increased without voter approval.

Exemptions for low-income residents are protected. Bellflower's UUT was introduced in 1993, when crime rates were among the highest in our history. Since then, the City has dedicated approximately 80% of UUT revenues to public safety, decreasing the overall crime rate by 50%!

With 80,000 gang members and 1,200 gangs in Los Angeles County, we can't afford to lose any of these funds. Yes on A keeps Bellflower safe – and continues support for important services such as:

1. Neighborhood police patrols
2. School safety programs, school crossing guards
3. Sheriff foot/bike patrols
4. Bellflower Sheriff's Station operations
5. Services for residents with disabilities or autism
6. Graffiti removal

Yes on A continues funding for youth programs that serve 1,500 kids: anti-gang and drug prevention programs to fight gangs; youth after-school activities that address juvenile violence; and recreational programs that keep kids off the streets and out of trouble.

YES ON A IS FISCALLY ACCOUNTABLE. Yes on A requires independent citizens' oversight and financial audits to ensure all funds are properly spent. The public will continue to review all City budget expenditures.

Local firefighters, sheriffs, the Bellflower City Council and local business owners support Yes on A – locally-controlled revenue for essential City services that can't be taken by Washington or Sacramento. Vote Yes on A.

(No arguments against Measure Bellflower-A were submitted.)

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City of Long Beach  
November 2008 Election  
[www.longbeach.gov/cityclerk/elections/elections/issues/g/label.asp](http://www.longbeach.gov/cityclerk/elections/elections/issues/g/label.asp)

**Without raising current tax rates**, shall an ordinance be adopted to help preserve funding for critical City services, including police and fire protection, paramedic and emergency response, street maintenance, parks, youth services, and libraries, by updating the telephone users tax to include new and evolving technologies so that all taxpayers are treated equally regardless of technology used?

ARGUMENT IN FAVOR OF MEASURE G

Vote Yes on Measure G to continue funding essential city services such as police protection, paramedics, lifeguards, fire rescue, libraries, park maintenance and recreation programs for children and seniors.

Measure G is NOT a new tax and the existing rate will NOT increase.

Measure G simply continues the existing Utility User Tax that has been in place since 1985. With a unanimous vote of the City Council, Measure G provides the voters of Long Beach the opportunity to reaffirm the existing UUT due to legal and technology changes that have occurred since it was implemented 23 years ago.

Because the current UUT is so outdated, it contains loopholes and not everyone is paying their fair share. Your yes vote will ensure that all taxpayers, regardless of the technology they use, are treated the same and everyone pays their fair share.

Measure G is critical to our community and our ability to deliver services to you. The UUT generates \$15 million every year to the City, which represents enough revenue to fund 100 police officers or all the youth and senior recreation and after school programs. Without funds from the UUT, there will be major cuts to these important public services. Long Beach is a great city to live in, let's keep it that way.

Measure G exempts low-income seniors and low-income persons with disabilities from paying the UUT.

Vote YES on Measure G to close unfair loopholes and continue funding essential services that make Long Beach a great place to live, work and play.

### ARGUMENT AGAINST MEASURE G

The City of Long Beach has been charging residents a 5% "Utility User Tax" (UUT) on cell phones since 2006. The city has not been forthright with residents as to the reason that Measure G has been placed on the November 4 ballot, at a cost of \$400,000.00 dollars.

I believe Long Beach is in violation Proposition 218, which requires cities to place any new tax on the ballot for voter approval before enacting it. Long Beach has not done this, and has been collecting millions of dollars of taxpayer money, in possible violation of Proposition 218.

The city states the reason for the UUT revision is; the incorporation of new and evolving technologies to ensure the users of older technologies are not unfairly burdened by UUT, that is not the whole story. Some additional reasons for the UUT revisions are: (1) the City is being sued for allegedly collecting taxes on Wireless Communications Devices (cell phones); (2) pending Federal legislation that would put a moratorium on new wireless communication taxes for 3 years;

and (3) the city will be able to tax new and evolving technologies without future voter approval.

The Howard Jarvis Association has brought a test case against the City of Sacramento for this alleged illegal tax. If the suit is successful many cities in California, including Long Beach, will have to refund millions of dollars to resident cell phone users.

The city is careful to say the tax rate will not increase; what they fail to say is by expanding the taxable technologies through Measure G; i.e., texting, your taxes may/will increase.

Once again, Long Beach City Officials have been disingenuous with residents as to why they want to get voter approval after the fact for revision of the Utility User Tax (Measure G). Vote No on "G"

TOM STOUT  
Long Beach Taxpayer Association

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