

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

**REGULAR MEETING – March 21, 2011**

**1. CALL TO ORDER**

The City Council met in Regular Session at 7:09 p.m., Monday, March 21, 2011 in the Council Chambers, 3191 Katella Avenue, Mayor Stephens presiding.

**2. ROLL CALL**

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

**Absent:** Council Members: None

**Present:** Staff: Jeffrey L. Stewart, City Manager  
Sandra Levin, City Attorney  
Anita Agramonte, Finance Manager  
Angie Avery, Community Services Director  
Dave Hunt, City Engineer  
Adria M. Jimenez, City Clerk  
Todd Mattern, Police Chief  
Steven Mendoza, Community Development Dir.

**3. PLEDGE OF ALLEGIANCE**

Mayor Pro Tem Edgar led the Pledge of Allegiance.

**4. INVOCATION**

Mayor Stephens gave the Invocation.

**5. PRESENTATION**

**Introduction of New Employee – Adam Rodgers, Police Officer**

Mayor Stephens introduced Police Officer Adam Rodgers and presented him with a City memento. Pictures with Council followed.

**6. ORAL COMMUNICATIONS**

Henry Tobaoda, RCSD, commented on Item #10A, Discussion of Potential Application for Latent Powers by the Rossmoor Community Services District.

Alexander Kim, Public Affairs Manager for SCE, introduced himself to the City Council.

Rena Ruiz, resident, commented on parking issues on Oak Street, across from the Community Center.

Alice Jempsa, resident, commented on Item #9A, Introduce and Waive Further Reading of Ordinance No. 11-05, "Amending Portions of Chapter 2.04.170(a), "Addressing the council," of the Los Alamitos Municipal Code, and provided history on comments from the public.

Richard Murphy, resident, thanked Mayor Pro Tem Edgar for finding a compromise at the previous Council Meeting.

Mayor Stephens closed Oral Communications at 7:25 p.m.

**7. REGISTER OF MAJOR EXPENDITURES**  
March 21, 2011.

Motion/Second: Edgar/Poe

Unanimously Carried: The City Council approved the Register of Major Expenditures for March 21, 2011, in the amount of \$355,343.50.

**Roll Call Vote**

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

**8. CONSENT CALENDAR**

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

Council Member Kusumoto pulled Consent Calendar Item #8A2; Council Member Poe pulled Consent Calendar Item #8B.

Motion/Second: Poe/Graham-Mejia

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

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

**A. Approval of Minutes**

1. Approved Minutes of the Regular Meeting – February 22, 2011.

**C. Award of Contract for Alley Rehabilitation Project between Green Avenue and Howard Avenue, from Reagan Street to Maple Street (CIP No. 10/11-13), CDBG Project No. KC 10937**

This report recommends that City Council award a construction contract to United Paving for the rehabilitation of the alley between Green Avenue and Howard Avenue, from Reagan Street to Maple Street on the basis of the lowest qualified bid.

Recommendations:

1. Awarded the contract for the Alley Rehabilitation Project between Green Avenue and Howard Avenue, from Reagan Street to Maple Street (CIP No. 10/11-13) for the lowest responsible bid, to United Paving in the amount of \$120,689.75, reject all other bids; and,
2. 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 \$12,068.98, which is 10% of the original contract amount.

**D. Authorization to Purchase Parking Lot Surveillance Equipment**

This report seeks City Council authorization for the expenditure of \$13,940 from the City of Los Alamitos Fiscal Year 2010-11 budget for the purchase of the equipment, installation, and configuration of the parking lot surveillance system.

Recommendation: Authorized the expenditure of \$13,940 from the Asset Forfeiture Fund, 27.570.5503.1114, for the purchase and installation of equipment from Scientia for the parking lot surveillance and camera upgrade project.

**E. Second Reading for Ordinance No. 11-04 - ZOA 10-02(Window Signs)**

This is the second reading of Ordinance 11-04 to alter Window Sign regulations. During the first reading, Council agreed to retain the City's existing regulations while adding a definition of "windows".

Recommendation:

1. Waived reading in full and authorized reading by title only of Ordinance No. 11-04; and,
2. Mayor Stephens read title of Ordinance No. 11-04, entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, AMENDING THE LOS ALAMITOS MUNICIPAL CODE SECTION 17.28.030."
3. Adopted Ordinance No. 11-04 by roll call vote.

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

**8A. Approval of Minutes**

2. Approve Minutes of the Special Meeting – March 7, 2011.

Council Member Kusumoto requested his statement about why he voted "No" on the Traffic Commission appointment be added to the minutes.

Motion/Second: Kusumoto/Edgar

Unanimously Carried: The City Council approved the Minutes of the Special Meeting of March 7, 2011 with the requested addition.

**8B. Warrants**

March 21, 2011.

Council Member Poe commented on expenditures related to the Race on the Base as "special classes" and asked the items be delegated to "special events" for clarity.

Angie Avery, Community Services Director, provided an explanation of the budget expenditures for Race on the Base.

Motion/Second: Poe/Graham-Mejia

Unanimously Carried: The City Council approved the Warrants for March 21, 2011 in the amount of \$96,181.44.

**9. ORDINANCES**

**A. Introduce and Waive Further Reading of Ordinance No. 11-05, "Amending Portions of Chapter 2.04.170(a), "Addressing the council," of the Los Alamitos Municipal Code**

During the regular City Council Meeting of March 7, 2011, the City Council approved changing the City's current policy on public comment. The Council's decision was to change the public comment time during Oral Communications from five minutes to three minutes and allow the public to comment for three minutes at the time an item is being discussed by the City Council.

City Clerk Jimenez summarized the staff report for City Council.

Council Member Graham-Mejia stated her understanding of this item was that Council Member Kusumoto was making a compromise to keep Oral Communications to a limit of five minutes, and allow the public to comment on individual agenda items for three minutes. Council Member Graham-Mejia requested Council Member Kusumoto clarify his motion.

Council Member Kusumoto stated he did not mean to modify the Oral Communications portion from five minutes to three minutes. His intent was to allow anyone who wants to speak on an item for three minutes at the time that item came up.

Sandra Levin, City Attorney, provided a description to Ordinance No. 11-05, "Amending Portions of Chapter 2.04.170(a), "Addressing the council," of the Los Alamitos Municipal Code as follows:

Manner of Addressing Council. Each person desiring to address the council shall step up to the microphone in the front of the council chamber, is requested to state his/her name and address for the record, state the subject he/she wishes to discuss, state whom he/she is representing if he/she represents an organization or other persons, and, unless further time is granted by majority vote of the council, shall limit his/her remarks to three minutes at the time an agenda item is called and five minutes during Oral Communications. All remarks shall be addressed to the council as a whole and not to a member thereof. No question shall be asked of a councilmember or a member of the city staff without the permission of the presiding officer.

Motion/Second: Kusumoto/Graham-Mejia

Unanimously Carried: Introduced and waived further reading of Ordinance No. 11-05, "Amending Portions of Chapter 2.04.170(a), "Addressing the council," of the Los Alamitos Municipal Code.

## 10. DISCUSSION ITEMS

### A. Discussion of Potential Application for Latent Powers by the Rossmoor Community Services District

During the regular City Council meeting of March 7, 2011, Council Member Graham-Mejia requested staff to agendize a discussion item related to the potential application for "latent powers" by the Rossmoor Community Services District

Jeffrey L. Stewart, City Manager summarized the staff report, noting this item was requested by Council Member Graham-Mejia. Mr. Stewart advised though RCSD has adopted a resolution with the intent to request latent powers, to date they have not done so. The item is on the agenda tonight for discussion purposes.

Council Member Graham-Mejia stated she brought this forward because there has been a lot of talk in both communities about what latent powers are and she wanted to provide clarification for residents. She asked the City Manager to provide information on the RCSD's workshop regarding providing Police and Animal Control services in other areas.

Mr. Stewart advised Rossmoor is exploring the notion of extending powers to provide for law enforcement services and must make that request through LAFCO. He stated there have been informal discussions with the County to provide services for Rossmoor, which is very theoretical at this point.

Council Member Graham-Mejia asked why the County would be opposed to allowing Rossmoor to have latent powers.

Mr. Stewart stated he would be speculating and would have to invite a representative from the County to state their opposition.

Council Member Graham-Mejia stated she put this item on the agenda because we are neighboring communities and there has been a great deal of discussion about annexation of Rossmoor. She stated she knows there are people in both cities nervous about annexation and thought the Council should bring this forward as a show of support of Rossmoor. She stated if the Council does not take any kind of action tonight, that is okay with her, but she just thought it was something the City Council should discuss.

After additional Council discussion ensued; the following motion was made:

Motion/Second: Edgar/Poe

The City Council send a letter signed by the Mayor providing any support through our ad-hoc committee or directly with the Council or City Staff and include in that a matching funding contribution to assist in the poll process.

Council Member Poe asked if the matching funds would be to include Los Alamitos in the poll.

Edgar responded in the affirmative.

Further discussion occurred by the City Council.

Mayor Stephens restated the motion for Council consideration: A letter to Rossmoor offering a joint-poll to provide clarity and transparency for the process and the thoughts from both communities; and, assist with the construct of the questions to be asked.

Motion/Second: Graham-Mejia/Kusumoto

Carried: 4/1 (Poe "No")

To substitute the motion and open it up for Council discussion.

Each of the Council Members commented on the substitute motion. After discussion the substitute motion vote was taken:

Substitute Motion/Second: Graham-Mejia/Kusumoto

Defeated: 2/3 (Poe, Edgar, Stephens "No")

Take no action tonight and have the Council agendaize an item to discuss a potential poll for our community members regarding annexation, and its costs.

Motion/Second: Edgar/Poe

Carried: 3/2 (Graham-Mejia, Kusumoto "No")

The City Council approves sending a letter signed by the Mayor to RCSD stating the City's willingness to share the costs on a 50/50 basis of the actual polling and request the City of Los Alamitos participation in the framing of the polling questions.

## **B. Consideration of Fiscal Years 2010-11 Investment Policy**

This report seeks City Council consideration for the adoption of the Investment Policy for Fiscal Years 2010-11

Anita Agramonte, Finance Manager, summarized the staff report and answered questions from the City Council.

The City Council unanimously agreed to have this item come back modified to consider investing funds in CDs, and encourage the Finance Manager to become a Certified Treasurer.

## **11. MAYOR AND COUNCIL INITIATED BUSINESS Council Announcements**

**Council Member Kusumoto** commented on his attendance at a high school fundraiser meeting at Spaghetinis; asked for an update on the joint agreement with the school district for the use of the fields; reported on the general plan ad-hoc subcommittee meeting; stated he met with the City Manager and is comfortable with the Kaylor Street vacation and the City not being exposed; and, requested southbound Los Alamitos Blvd. at Florista Ave. be examined and possibly striped as a right-turn only.

**Mayor Pro Tem Edgar** reported on his attendance at: the Police Appreciation Awards Luncheon; the general plan ad-hoc subcommittee meeting; and, a breakfast sponsored by SCE in Irvine to discuss the San Onofre Nuclear Plant and rate increases. Mr. Edgar also reported on his attendance at a public workshop at JFTB regarding the reassignment of the BlackHawk Helicopter Company; stated the OCSD, at its last meeting, appointed new board members and encouraged the Council or residents take a tour of OCSD; and, informed the Council Mr. Bremell is undergoing severe health issues.

**Council Member Poe** stated she attended the Police Appreciation Awards Luncheon; announced Ed Royce is conducting a Town Hall Meeting on March 26<sup>th</sup> at JFTB; and, advised Superintendent Greg Franklin accepted a position with the Tustin School District and is leaving Los Alamitos.

**Council Member Graham-Mejia** welcomed Officer Rodgers to Los Alamitos; asked for an update on the school district working group; and, thanked the City Manager for providing information on the number of reduced parking spaces due to the Los Alamitos Downtown Revitalization Project and asked the ad-hoc subcommittee to take the information into consideration.

**Mayor Stephens** reported on his attendance at the BlackHawk reassignment workshop at JFTB. He thanked Mayor Pro Tem Edgar for attending the Police Appreciation Luncheon on his behalf and congratulated the award recipients. He advised residents that radiological information sent out by OCFA is available on the City's website; and, commented on a letter received regarding the success of Race on the Base.

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

Jeffrey L. Stewart, City Manager, had nothing to report.

**13. RECESS/CLOSED SESSION**

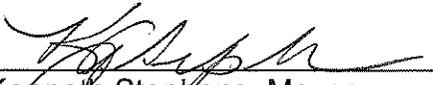
At 9:33 p.m., Mayor Stephens recessed the City Council Meeting to go into Closed Session.

**Conference with Labor Negotiator**

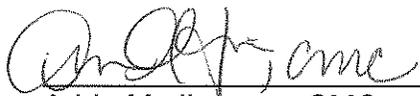
Agency Negotiators: Jeffrey L. Stewart, City Manager  
Employee Organization: Los Alamitos City Employee Association  
Authority: Government Code Section 54957.6

**14. RECONVENE/ADJOURNMENT**

Mayor Stephens reconvened the City Council Meeting at 10:18 p.m., and advised there is no reportable action. Mayor Stephens immediately adjourned the City Council Meeting.

  
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Kenneth Stephens, Mayor

ATTEST:

  
\_\_\_\_\_  
Adria M. Jimenez, CMC  
City Clerk