

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

REGULAR MEETING – August 15, 2011

1. CALL TO ORDER

The City Council met in Regular Session at 7:00 p.m., Monday, August 15, 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
Todd Mattern, Police Chief
Steven Mendoza, Community Development Dir.
Angie Avery, Community Services Director
Tony Brandyberry, Public Works
Superintendent
Janice Shore, Executive Assistant

3. PLEDGE OF ALLEGIANCE

Mayor Pro Tem Edgar led the Pledge of Allegiance.

4. INVOCATION

Mayor Stephens gave the Invocation.

5. ORAL COMMUNICATIONS

Mayor Stephens opened Oral Communications.

Shelley Henderson, News Enterprise Editor, spoke stating her last day with the News Enterprise would be Wednesday, August 17, 2011, and that she will be moving to www.oc-breeze.com as the Editor.

Richard Murphy, resident, stated concerns about the multiple sets of minutes on the agenda and asked the City Council to come to an agreement on how the City prepares minutes. Mr. Murphy also inquired about the replacement of the police vehicles and standard for replacement currently used by the City. He inquired if the expenditure was necessary at this time.

Mayor Stephens closed Oral Communciations.

6. REGISTER OF MAJOR EXPENDITURES

August 15, 2011.

Motion/Second: Poe/Edgar

Unanimously Carried: The City Council approved the Register of Major Expenditures for August 15, 2011, in the amount of \$344,219.68.

Roll Call Vote

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

7. 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 Poe pulled Item #7A6

Mayor Pro Tem Edgar pulled Items #7A1 & #7A2.

Motion/Second: Poe/Edgar

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

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

A. Approval of Minutes

- 3. Approved Minutes of the Regular Meeting – July 5, 2011.
- 4. Approved Minutes of the Special Meeting – July 18, 2011.
- 5. Approved Minutes of the Regular Meeting – July 18, 2011.

Motion/Second: Poe/Edgar

Carried: 4/1 (Graham-Mejia "No")

B. Warrants

August 15, 2011.

Approved the warrants for August 15, 2011, in the amount of \$98,038.01.

C. Second Reading of Ordinance No. 11-06, Regarding Massage Establishments (Zoning Ordinance Amendment 11-01)

At its meeting of August 1, 2011, the City Council conducted the first reading of Ordinance No. 11-06, regarding massage establishments. The Ordinance revises Los Alamitos Municipal Code Sections 5.32, 17.10.020, and 17.76.020.

The City Council waived reading in full and adopted Ordinance No. 11-06, entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA REVISING MUNICIPAL CODE CHAPTER 5.32 "MASSAGE ESTABLISHMENTS" AND MASSAGE RELATED PROVISIONS IN SECTIONS 17.10.020 AND 17.76.020 OF THE ZONING CODE (ZOA 11-01) IN THE GENERAL COMMERCIAL (C-G) AND COMMERCIAL-PROFESSIONAL OFFICE (C-O) ZONING DISTRICTS."

D. Award of Professional Services Agreement (PSA) for Tree Maintenance Services

On July 27, 2006, staff issued a Request for Proposals (RFP) for annual tree maintenance services. The project provides for maintenance, removal, and replacement of trees within the City's community forest.

The City Council awarded a Professional Services Agreement to West Coast Arborists, Inc. (WCA) for annual tree maintenance services in the City of Los Alamitos, and authorized the City Manager to execute it in an amount not to exceed \$30,000 per year.

E. Authorization to Purchase Two Replacement Police Vehicles

This is a request to purchase two (2) 2012 Dodge Charger Patrol Units. Per Los Alamitos Municipal Code 2.60.110 – Purchases through other agencies, this report requests authorization to utilize Purchase Order #4554 agreement between the City of Visalia and McPeek's Dodge of Anaheim.

The City Council authorized the City Manager to purchase two (2) 2012 Dodge Charger Patrol Units utilizing Purchase Order #4554 between the City of Visalia and McPeek's Dodge of Anaheim.

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

7A6. Council Member Poe pulled the Minutes of August 1, 2011, and referred to page 3, paragraphs 5 and 7, stating there were typos in the roll call votes. City Manager Stewart stated there was also a typo in paragraph 3, roll call vote.

Motion/Second: Poe/Edgar

Carried: 4/1 (Graham-Mejia "No"): The City Council:

Approved Minutes of the Regular Meeting of August 1, 2011, as corrected.

7A1/A2. Mayor Pro Tem Edgar pulled the Minutes of June 6, 2011, and June 20, 2011. Mayor Pro Tem Edgar stated he would like the Minutes of June 6, 2011, to be consistent with the policy of the City Council, which is to reflect Action Minutes. Mayor Pro Tem Edgar requested his comments be removed completely and substituted with, "Mayor Pro Tem Edgar made various comments at the meeting." In the Minutes of June 20, 2011, page 7, last paragraph, Mayor Pro Tem Edgar stated Eric Halbig's name was misspelled and requested a correction.

Motion/Second: Edgar/Poe

Carried: 4/1 (Graham-Mejia "No"): The City Council:

1. Approved Minutes of the Special Meeting of June 6, 2011, as corrected; and,

2. Approved Minutes of the Regular Meeting of June 20, 2011, as corrected.

8. PUBLIC HEARINGS

A. Supplemental Law Enforcement Services Fund (SLESF)

The Supplemental Law Enforcement Services Fund (SLESF) provides for the allocation of State funds to eligible local jurisdictions to enhance public safety. The City of Los Alamitos' portion of these funds for Fiscal Year 2011-2012 is anticipated to be \$100,000.

Police Chief Mattern summarized the staff report, referring to the information contained therein and answered questions from the City Council.

Mayor Stephens opened the Public Hearing.

No one appearing either in favor or in opposition, Mayor Stephens closed the Public Hearing.

Motion/Second: Poe/Graham-Mejia
Unanimously carried: The City Council:

1. Conducted a public hearing for the allocation of the SLESF; and,
2. Adopted Resolution No. 2009-15, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, APPROVING THE RECOMMENDED EXPENDITURE PLAN FOR THE SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUND."

9. DISCUSSION ITEMS

A. Council Discussion Regarding Potential Request for Sanctions Regarding Public Comments Made by Brad Sheridan

The City Council discussed this item on August 1, 2011, and requested that the issue be placed on the next agenda for further discussion. The City Attorney has reviewed a transcript of the comments made by Brad Sheridan on June 7, 2010. There is no further recommended action on this issue.

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

Following discussion by the City Council, the following motion was made:

Motion/Second: Poe/Edgar
Carried 3/2 (Graham-Mejia & Kusumoto "No"): The City Council tabled the item indefinitely.

B. Policy Direction Regarding Travel to 2011 League of California Cities Conference and California Joint Powers Insurance Authority (CJPIA) Annual Risk Management Educational Forum

This item was placed on the agenda at the request of Councilmember Kusumoto. The League of California Cities will hold its Annual Conference next month in San Francisco. The California Joint Powers Insurance Authority (CJPIA) will host its Annual Risk Management Forum in late October. To date, the City has not instituted a ban on out of town travel. However, the Council has been selective about the meetings and conferences attended by staff and members of the City Council. Staff is seeking policy direction with regard to the City's representation at the League and CJPIA annual meetings.

The estimated cost of one person attending both conferences is \$1,700.00. The CJPIA Forum provides for free registration, but rooms at the Conference Hotel are \$200.00/day. Including meals and travel costs, the CJPIA Forum should not exceed \$500.00. The League Annual Conference registration fee is \$525.00/person. Hotel cost is also approximately \$200/night. Including travel costs and meals, the total cost of attending the conference is approximately \$1,200.00/person

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

Following discussion by the City Council, the following motion was made:

Motion/Second: Edgar/Graham-Mejia

Carried 4/1 (Poe "No"): The City Council authorized attendance by Council Member Kusumoto at the 2011 League of California Cities Annual Conference and the California Joint Powers Insurance Authority Annual Risk Management Forum at his discretion.

C. Resolution No. 2011-15 – Temporary Designation of City Clerk Responsibilities to the City Manager and Discussion of Options Regarding Selection of Permanent City Clerk.

Effective July 14, 2011, the City Council accepted the resignation of Adria Jimenez, City Clerk. Section 2.12.030A of the Municipal Code requires the appointment of the City Clerk by Resolution. The City Council has multiple options with regard to the selection of the next City Clerk, which the City Council may or may not wish to discuss on August 15. While those issues are considered and agreed upon by the Council, it is necessary to designate an interim City Clerk to remain in compliance of the Municipal Code. Resolution No. 2011-15 will confirm the appointment of the City Manager as City Clerk until the selection process for the City Clerk position has been completed.

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

Following discussion by the City Council, the following motion was made:

Motion/Second: Edgar/Poe

Unanimously Carried: The City Council adopted Resolution No. 2011-15, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS APPOINTING THE CITY MANAGER AS INTERIM CITY CLERK OF THE CITY OF LOS ALAMITOS."

10. 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.

Mayor Stephens reported on his attendance at the Budget and Finance Committee Meeting for the Orange County Fire Authority; and reminded the community that Mother's Against Drunk Driving (MADD) will be holding a Golf Tournament on September 26, 2011, at the Oak Creek Golf Club in Irvine, and encouraged the community to attend. Mayor Stephens stated the community can call (714) 296-8360 for further information on this event.

Council Member Graham-Mejia congratulated Shelley Henderson on her new position, as Editor with the Orange County Breeze, and wished her the best. Council Member Graham-Mejia inquired who the City used for signal maintenance, and as to the time frame for installing a permanent light at Humbolt.

Superintendent Brandyberry responded the City uses "Computer Service Company" for signal maintenance.

Community Development Director Mendoza responded that the permanent light project at Humbolt will be out to bid in the next few weeks.

Council Member Graham-Mejia commented on the process used for graffiti removal (paint vs. sandblasting) and asked staff to bring suggestions to the City Council on how to better remove graffiti throughout the City. Council Member Graham-Mejia inquired if the Access Ramps in Carrier Row were on schedule for completion by the end of summer.

Superintendent Brandyberry responded in the affirmative.

In conclusion, Council Member Graham-Mejia stated she and her family extend their prayers and condolences to the families who have lost loved ones while serving our Country, and to the families of the brave Navy Seals team who recently lost their lives while protecting our Country.

Council Member Kusumoto reported that he met with the City Manager and, a City Clerk from a nearby City, regarding how Los Alamitos may be able to retain City Clerk Services that will be cost effective; reported he will be meeting with the City Manager again in an effort to craft a model for City Clerk services that he can bring back to the City Council for consideration; and thanked Staff Sergeant

Joseph Brito for standing at the Shell Station for over ten hours waving the American Flag in recognition of the Navy Seals who recently lost their lives.

Council Member Kusumoto stated that he requested the staff report regarding Brad Sheridan to be on the agenda because it had been a year and he would like to see the issue resolved. In conclusion, Council Member Kusumoto stated he would like to recognize some fine young men, known personally to him, who recently received the high honor of Eagle Scout from Troop 642: Steven Castro, William Chenoweth, Brian Joseph and Joseph Paulson.

Council Member Poe congratulated Community Services Director Avery on her Parks and Recreation Commission orientation that was provided to several new Commissioners; congratulated the four Eagle Scouts, from Troop 642, for achieving the honor of Eagle Scout; reminded the community that summer is coming to end and cautioned the public to be careful driving once school is in session; and, reported that she will be attending the Westcom meeting on Tuesday, August 16, 2011, at 4:30 p.m.

Council Member Poe inquired if the speed humps in the alley have been installed and requested a report to the City Council regarding their effectiveness. In conclusion, Council Member Poe commented on the success of Picnic on the Plaza, held Thursday evenings, at 5:30 p.m. at Katella and Pine, and encouraged the community to attend.

Mayor Pro Tem Edgar reported on his attendance at the Orange County Sanitation District Casa Conference and stated he is currently the Vice Chairman for the Sanitation District. Mayor Pro Tem Edgar reported that the Rivers and Mountains Conservancy meets tomorrow regarding Coyote Creek and asked City Manager Stewart to give a quick overview on what is expected to be achieved.

City Manager Stewart responded the focus of the meeting will be deadlines and comments received from Edison.

Mayor Pro Tem Edgar requested an update on the sidewalk repair involving parkway trees in the Greenbrook area.

City Manger Stewart responded that based on the recommendation of an arborist, the pine trees have remained and the jacaranda trees have been removed. City Manager Stewart stated the sidewalk repair is currently underway at that location.

Mayor Pro Tem Edgar stated he extends his condolences to the families of Navy Seal Team 6; congratulated Shelley Henderson on her new position with the Orange County Breeze and wished her the best; and gave a brief update on Redistricting.

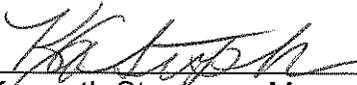
11. ITEMS FROM THE CITY MANAGER

The City Manager had nothing to report.

13. **ADJOURNMENT**

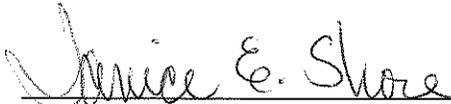
Mayor Stephens adjourned the City Council Meeting at 9:00 p.m.

The next meeting of the City Council is scheduled for TUESDAY, September 6, 2011, in the City Council Chambers.



Kenneth Stephens, Mayor

ATTEST:



Janice E. Shore, Executive Assistant