

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

**REGULAR MEETING – April 15, 2013**

**1. CALL TO ORDER**

The City Council met in Regular Session at 6:01 p.m., Monday, April 15, 2013, in the Council Chamber, 3191 Katella Avenue, Mayor Kusumoto presiding.

**2. ROLL CALL**

**Present:** Council Members: Edgar, Grose, Murphy, Mayor Pro Tem  
Graham-Mejia, Mayor Kusumoto

**Absent:** Council Members: None

**Present:** Staff: Gregory D. Korduner, Interim City Manager  
Steve Skolnik, Interim City Attorney  
Tony Brandyberry, Public Work Superintendent  
Joshua A. Brooks, Finance Director  
Dave Hunt, City Engineer  
Corey Lakin, Community Services Director  
Todd Mattern, Police Chief  
Steven Mendoza, Community Development Director  
Cassandra Palmer, Support Services Manager  
Windmera Quintanar, CMC, City Clerk

**3. PLEDGE OF ALLEGIANCE**

Mayor Pro Tem Graham-Mejia led the Pledge of Allegiance

**4. INVOCATION**

Council Member Grose gave the Invocation.

**5. PRESENTATIONS**

**A. Presentation of a Proclamation to West-Comm Representatives: Marie Pope, Acting Dispatch Supervisor; Kathie Moen, Lead Dispatcher; and, Michael Berry, Dispatcher for National Telecommunicator's Week**

Mayor Kusumoto and the City Council presented a Proclamation to the West-Comm representatives.

**B. Presentation of Certificates of Appreciation to the Race on the Base Sponsors**

Recreation and Community Services Director Lakin, Mayor Kusumoto and the City Council presented Certificates of Appreciation to the Race on the Base Sponsors and Military personnel.

Mayor Kusumoto and the City Council presented a donation to the Morale, Welfare, and Recreation Fund in the amount of \$10,000 and an additional \$1,100 from the fundraising partnership with Johnny' Rebs.

## 6. ORAL COMMUNICATIONS

Mayor Kusumoto opened Oral Communications.

Beth Piburn, resident, stated opposition to the Cypress Development and urged the Council to support its citizens.

Don Sward, Cypress resident, stated opposition to the Cypress Development and urged the Council not to make concessions with Cypress.

Lois Waddle, resident, submitted a letter of opposition to the Cypress Development (Attachment 1) and stated she was encouraging Cypress to support a recreational wildlife park on the site. She asked that Council support the idea.

Brian Gorman, LAYB representative, indicated the City of Los Alamitos was awarded the honor of hosting the 2013 World Series for 12 year old PONY baseball. He urged Council to participate and get the City involved for this national event.

Alice Jempsa, resident, stated support for agenda item 8D as the Cable Commission had done its due diligence in providing the recommendation.

Art Debolt, resident, stated opposition to agenda item 9A and urged the Council to adopt summary minutes for transparency and historical context.

JM Ivler, resident, requested the City make a public records request to the City of Cypress for all information regarding the Los Alamitos Race Track (LART) agreement and Measure L and have the information posted on the City's webpage. He stated information regarding the Cypress development was available at [www.oc4us.com](http://www.oc4us.com).

Jody Shloss, resident, stated opposition to the Cypress development and spoke regarding [www.oc4us.com](http://www.oc4us.com). She stated opposition to action minutes and felt summary minutes provided transparency and history.

Mayor Kusumoto closed Oral Communications.

**7. REGISTER OF MAJOR EXPENDITURES**

Motion/Second: Edgar/Murphy

Unanimously Carried: The City Council approved the Register of Major Expenditures for April 15, 2013, in the amount of \$36,399.55, ratify the Register of Major Expenditures for March 19, 2013 to April 14, 2013 in the amount of \$809,683.15 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 April 16, 2013 to May 19, 2013.

**Roll Call Vote**

Council Member Edgar	Aye
Council Member Grose	Aye
Council Member Murphy	Aye
Mayor Pro Tem Graham-Mejia	Aye
Mayor Kusumoto	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.

Mayor Pro Tem Graham-Mejia pulled items 8A and 8D.  
Council Member Murphy pulled items 8B and 8C.

Motion/Second: Edgar/ Graham-Mejia

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

**E. Disposal of Surplus Equipment (Public Works)**  
This report sets forth a recommendation to dispose of surplus equipment.

Recommendation: Declare the listed equipment as surplus, and authorize its disposal in accordance with the Los Alamitos Municipal Code.

**F. Authorization to Award a Purchase Order for Orville Lewis Park Basketball Court (Public Works)**  
The Orville Lewis basketball court was installed in the 70's and is now in need of grinding and a new overlay of asphalt. This report recommends award of a Purchase Order to Vic's Concrete Breaking and Removal, in the amount of \$11,295.

Recommendations:

1. Authorize the City Manager to approve the grinding and overlay of asphalt for Orville Lewis Basketball Court project; and,

2. Award a Purchase Order for the lowest bidder to Vic's Concrete Breaking and Removal, in the amount of \$11,295, and reject all other bids.

**G. Appointment of City Attorney (Community Development)**

This report summarizes the City Attorney Recruitment.

Recommendation: Authorize the City Manager to execute the Agreement with Wallin, Kress, Reisman and Kranitz naming Cary Reisman as City Attorney.

**H. Authorization to Apply for M2 Grant Funds(Community Development)**

Consideration to authorize an application to the Orange County Transportation Authority (OCTA) for funds for the Environmental Cleanup, Tier 1 Grant Program.

Recommendation: Adopt Resolution No. 2013-06, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CA, AUTHORIZING AN APPLICATION FOR FUNDS FOR THE ENVIRONMENTAL CLEANUP, TIER 1 GRANT PROGRAM UNDER ORANGE COUNTY LOCAL TRANSPORTATION ORDINANCE NO. 3 FOR THE STORM DRAIN SCREEN PROJECT (CITYWIDE)."

**I. Meeting between Orange County Supervisor John Moorlach, Mayor Kusumoto, Mayor Pro Tem Graham-Mejia and Interim City Manager Greg Korduner to discuss various topics of interest (City Manager)**

This report summarizes the April 4, 2013 meeting between Orange County Supervisor John Moorlach and Staff.

Recommendation: Receive and file.

**J. Meeting Between United States Congressman Alan Lowenthal and City of Los Alamitos Representatives to Discuss Various Topics (CM)**

This report summarizes the April 4, 2013 meeting between United States Congressman Lowenthal and Staff.

Recommendation: Receive and file.

**K. Legislative Opposition – SB 7 (City Manager)**

The League of California Cities requested an opposition letter for proposed legislation. Council considered the request at a Special meeting on April 5, 2013 and voted to send a letter of opposition.

Recommendation: Receive and file.

**End of Consent Calendar**

## **Items pulled from Consent Calendar**

### **A. Approval of Minutes**

**(City Clerk)**

Mayor Pro Tem Graham-Mejia stated her preference for detailed summary minutes that gave descriptive explanation of Council meetings. She stated her opposition to action minutes and asked Council for their support of summary minutes for transparency and historical knowledge.

Council Member Edgar inquired what format the minutes were currently in.

City Clerk Quintanar indicated all the minutes were action minutes except for item 8A2, which were limited summary minutes.

Council Member Edgar inquired if Mayor Pro Tem Graham-Mejia's opposition was to the current summary minutes.

Mayor Pro Tem Graham-Mejia stated her opposition was to the amount of context (i.e. the bullet point listings). She indicated the specific comments of each Council Member should be recorded for the record and felt detailed summary minutes could be used to protect the City.

Motion/Second: Grose/Murphy

Carried 3/2 (Graham-Mejia and Kusumoto cast the dissenting vote): The City Council:

1. Approved the Minutes of the Special Meeting of March 12, 2013.
2. Approved the Minutes of the Regular Meeting of March 18, 2013.
3. Approved the Minutes of the Special Meeting of March 28, 2013.
4. Approved the Minutes of the Special Meeting of April 2, 2013.
5. Approved the Minutes of the Special Meeting of April 5, 2013.
6. Approved the Minutes of the Special Meeting of April 8, 2013.

### **B. Warrants**

**(Finance)**

Council Member Murphy referred to the rental of two stump grinders and requested Staff look into the benefits of renting equipment versus purchasing equipment. He then referred to the charge for brochure postage and inquired if all efforts were being made to keep cost down.

Recreation and Community Services Director Lakin answered in the affirmative.

Council Member Grose asked for an explanation of the charge from RHF Inc., for police patrol.

Police Chief Mattern stated the charge was the required recertification of five handheld radar units used for traffic.

Motion/Second: Graham-Mejia/Edgar

Unanimously Carried: The City Council approved the Warrants for April 15, 2013 in the amount of \$36,881.87 and ratified the Warrants for the time period for March 19, 2013 to April 14, 2013 in the amount of \$80,364.39, and authorized the City Manager to approve such expenditures as are legally due and within an unexhausted balance of an appropriation against which the same may be charged for the time period April 16, 2013 to May 12, 2013.

**C. Fiscal Year 2011-12 Comprehensive Annual Financial Report (CAFR) (Finance)**

This item transmits the Comprehensive Annual Financial Report for the Fiscal Year which ended on June 30, 2012.

Council Member Murphy stated concern for the timeliness and requested a schedule of financial reporting that can be expected on a regular basis.

Finance Director Brooks indicated it would be provided in the Confidential Weekly Memo.

Motion/Second: Graham-Mejia/Edgar

Unanimously Carried: The City Council received and filed the Comprehensive Annual Financial Report (CAFR), which included the Transmittal Letter and Management's Discussion and Analysis prepared by the Finance Department.

**D. Purchase of Equipment for Los Alamitos Television (Finance)**

The Los Alamitos Television Commission is requesting that City Council consider and approve the purchase of new equipment for the Los Alamitos Television operation.

Mayor Pro Tem Graham-Mejia requested the item be postponed to allow the LATV Ad Hoc Committee to meet with all parties as there were conflicting requests from the station parties at this time.

Council Member Grose indicated he was on the LATV Ad Hoc Committee and stated the item had been discussed thoroughly over the past six months. He indicated the Technical Committee had met and came to a conclusion which was then approved by the Cable Commission. He felt the Cable Commission had thoroughly vetted the item and stated opposition to postponing the item.

Mayor Pro Tem Graham-Mejia stated the Council had authority to review Commission decisions at any time and she had been informed the Technical Committee had not reached a consensus. She added there was limited funding and urged moving forward cautiously. She reiterated support for delaying the item to allow the Commission and Committee to reach a consensus.

Council Member Edgar gave a brief history of the Cable Commission and stated his understanding the Technical Committee had voted 3/2 and the Cable Commission had voted 4/1. He inquired if Staff was supportive of the recommendation.

Interim City Manager Korduner answered in the affirmative. He stated Finance Director Brooks, the Technical Committee, and he had done a site inspection and Staff did not detect any opposition to the proposal. He stated Doug Wood, LATV Consultant, had approved the equipment list. He indicated the LATV Ad Hoc Committee requested the equipment list go back to the Technical Committee for an additional review.

Finance Director Brooks stated the Technical Committee is not a voting body and only participated in an open ended discussion.

Interim City Manager Korduner and Finance Director Brooks stated the presented list was a compromise that was vetted out by the Cable Commission. The Cable Commission was presented with both versions of the equipment purchase and the Technical Committee was present. The Cable Commission had voted for approval.

Council Member Edgar stated he saw no reason for postponing the time as the Cable Commission had voted approval 4/1.

Council Member Murphy stated he had received an email stating the Technical Committee was opposed to the equipment list by 3/2.

Mayor Kusumoto stated he was part of the LATV Ad Hoc Committee and was not able to attend the meeting due to prior obligations. He stated requested support for appointing Mayor Pro Tem Graham-Mejia to the Committee in his place. He stated his support for postponing the item as it was a \$40,000 expenditure from \$44,000 available funds. He stated concern for the sequence of purchasing versus phasing in the equipment.

Council Member Grose stated concern the wrong message would be sent to the Commission should the Council override its recommendation as it had done its due diligence. He indicated there was dissention within the Technical Committee and did not feel the Commission vote would change.

Mayor Pro Tem Graham-Mejia acknowledged the Commission's dedicated work, but did not think the request to postpone was uncustomary. She gave an example of when the Traffic Commission had recommended not installing stop signs in Old Town West. The City Council had reviewed the decision and approved the installation of stop signs. She felt postponing was a necessary step to protect the funding and stated past purchases were made hastily and did not provide the biggest benefit to the City. She stated Council should make an informed decision to protect the reserves.

Mayor Kusumoto inquired which Commissioner had cast the dissenting vote. Council Member Grose indicated it was Steve Clayton. Mayor Kusumoto inquired if he also sat on the Technical Committee. Council Member Grose deferred to Cable Commission Chair Underwood in the audience who answered in the affirmative.

Council member Edgar reiterated support for moving forward.

Motion/Second: Graham-Mejia/Murphy  
Carried 3/2 (Edgar and Grose cast the dissenting vote): The City Council postponed the item to allow the Technical Committee and Cable Commission to meet again and forward a consensual recommendation to the City Council.

## **9. DISCUSSION ITEMS**

### **A. City Council Policy on Amendment of City Council Minute Format (City Clerk)**

On August 2, 2010 the City Council adopted Resolution 2010-16 which established the policy for Action Minute format. Mayor Pro Tem Graham-Mejia asked to agendaize this item to readdress the format in which minutes are prepared. The item was postponed from the March 18, 2013 meeting. Additional information has been included regarding available technology.

City Clerk Quintanar summarized the Staff report, referring to the information contained therein, and answered questions from the City Council.

Council Member Edgar inquired why the policy had not been implemented to date.

City Clerk Quintanar indicated the direction from Management was to leave the minute format status quo and that shortly after being appointed the City Clerk, Mayor Pro Tem Graham-Mejia requested the item come back to Council.

Council Member Edgar stated concern for a lack of compliance with Council policies and gave a brief history of past City Clerk's experience. He inquired why City Clerk Quintanar had not implemented the policy since being in the position and inquired if she lacked the ability to produce the minutes.

City Clerk Quintanar indicated she had been pushing the minutes towards action minutes and had the technical ability to produce action minutes. She stated she would implement the Council's preference immediately.

Council Member Murphy inquired how long a draft of summary minutes and draft action minutes would take to produce. He pointed out the table in the Staff report indicated Los Alamitos used limited summary minutes even though the policy was for action minutes.

City Clerk Quintanar indicated draft summary minutes could be available within two weeks and action minutes could be available the next day.

Council Member Grose stated support for following Council policy. He indicated the City Clerk is an employee of the City Council who receives day to day instruction from the City Manager. He clarified the City Council appoints the City Manager, City Clerk, and the contract for the City Attorney. All other functions of the City fall under the City Manager. He stated in the future should an employee receive conflicting direction from management, that it should be reported to the City Council. He referred to Granicus software and felt it was an online solution that would be acceptable to the Council and the public for transparency. He gave a brief overview of the benefits.

Mayor Kusumoto clarified City Clerk Quintanar had followed direction from City Manager Stewart who was appointed as City Clerk, City Manager Angie Avery who was appointed as City Clerk, and Interim Deputy City Clerk Mendoza. He stated after City Clerk Quintanar's appointment in January, she had complied with the spirit of the policy by moving towards action minutes and she had not received any direction from Council that the minutes were not in compliance. He inquired where the DVDs of Council meetings could be requested and if they were available online.

City Clerk Quintanar stated DVDs were available through the City Clerk's Office. She stated there was a link to the video online, but the videos were not hosted by the City.

Mayor Kusumoto stated his understanding was summary minutes would not be too labor intensive.

Mayor Kusumoto opened the item for public comment.

JM Ivler, resident, stated support for detailed summary minutes as they provided content, clarity, and historical context. He stated opposition to the line of questioning used towards Staff.

Jody Shloss, resident, stated support for summary minutes and online software similar to what the OC Board of Supervisors uses. She felt the minutes should reflect how and why Council voted on items.

Mayor Kusumoto inquired if there was a procedural concern.

Interim City Attorney Skolnik indicated Council Member Edgar had inquired if the public could speak twice on an item. He stated previous conversations with Mayor Kusumoto indicated the practice was to allow the public to speak during Oral Communications and the agenda item. He indicated the public should only speak once on the subject matter.

Mayor Pro Tem Graham-Mejia indicated historically the public was not discouraged from addressing the Council twice.

Javier Mejia, resident, stated opposition to the line of questioning used towards Staff. He stated support for summary minutes and felt the minutes in their current format were not sufficient.

Lois Waddle, resident, stated support for summary minutes for transparency and in light of the upcoming Cypress development. She stated support for additional Staff to ensure summary minutes could be implemented.

Interim City Manager Korduner stated a part-time Clerical Assistant had started with the City Clerk's Office today.

Mayor Kusumoto closed the item for public comment.

Motion: Grose/Murphy

Direct Staff to obtain a firm proposal from Granicus that would allow the minute capability, online access, and transcription.

Substitute Motion: Graham-Mejia/Kusumoto

Adopt summary minutes and direct Staff to move forward with researching Granicus.

Council Member Edgar reiterated the minutes were a concern for the previous City Clerk and the policy had been brought forward as an efficiency item. He stated Council put the policy in place to assist Staff.

Mayor Pro Tem Graham-Mejia felt with the hiring of a part-time person, appointment of a City Clerk, and once a month meetings, this was an opportunity to move forward with summary minutes. Staff had indicated summary minutes were not too labor intensive. She reiterated support for summary minutes as they would be a better tool for the City and stated support for receiving draft minutes in advance.

Council Member Murphy stated concern the policy for action minutes had not been followed to date. He stated support for fully researching the options available through Granicus and summary minutes in their current format or with additional information. He stated concern for interpretation of the transcriber and stated support online posting of the minutes that would not rely on interpretation of the minutes through software such as Granicus or YouTube. He requested inclusion of the Commissions be included in the Granicus research.

Mayor Kusumoto stated support for summary minutes as they provided a historical archive. He felt watching the video recording would be too cumbersome for the average person and stated an interest in the cost of Granicus. He stated frustration for reference to not following the Municipal Code.

Mayor Pro Tem Graham-Mejia called for the question.

Motion/Second: Graham-Mejia/Murphy  
Carried 4/1 (Edgar cast the dissenting vote): The City Council approved:

1. Implementing summary minutes immediately; and,
2. Directed Staff to obtain a firm proposal from Granicus that would allow the minute capability, online access, and transcription.

Council Member Edgar stated for the record he voted no because he could not reinforce the insubordination of following the City ordinances.

- B. Vehicle/Equipment Replacement Policy (Public Works)**  
City Council requested that the Fleet Maintenance staff have a vehicle/equipment replacement policy in place. Staff has researched various surrounding cities' policies and tailored a policy to meet the City of Los Alamitos' needs. Staff recommends approval of the proposed policy.

Community Development Director Mendoza summarized the Staff report, referring to the information contained therein, and answered questions from the City Council.

Mayor Pro Tem Graham-Mejia stated support for the report and inquired regarding the sale or transfer to non-profit entities.

Public Works Superintendent Brandyberry stated it was part of the City's current surplus policy and had been incorporated for consistency.

Mayor Pro Tem Graham-Mejia inquired if the profits from the sale or transfer of the vehicles would be donated to non-profits.

Public Works Superintendent Brandyberry answered in the negative.

Mayor Pro Tem Graham-Mejia stated she was not comfortable with this section as there was a potential for favoritism amongst the non-profits.

Council Member Edgar stated this policy would help to manage the Garage Fund. He indicated he would like to see a depreciation schedule and inquired what the impact to the budget would be if this policy was implemented.

Finance Director Brooks indicated that information could be incorporated into the upcoming budget process.

Council Member Grose stated he would like to include a listing of the current fleet and where it is assigned. He stated the Garage Fund tended to be used in an inappropriate manner and stated he would like to see the maintenance funds earmarked in a manner that would not allow for future misuse.

Mayor Kusumoto inquired how long it would take Staff to develop the estimated cost associated with this policy.

Finance Director Brooks indicated it could be prepared in time for the first budget session, if not sooner.

Mayor Kusumoto inquired if the Council would vote on the donation to non-profits.

Finance director Brooks answered in the affirmative.

Council Member Edgar stated he would like to see a reference to the direct link between the policy and the Garage Fund.

Mayor Kusumoto opened the item for Public Comment.

Javier Mejia, resident, suggested the Council list the vehicles online so interested non-profits could apply for them and the information would be available to everyone.

Mayor Kusumoto closed the item for Public Comment.

Motion/Second: Grose/Murphy

Motion: Adopt Resolution 2013-07, entitled, "A RESOLUTION OF THE CITY OF LOS ALAMITOS, CALIFORNIA, APPROVING THE VEHICLE/EQUIPMENT REPLACEMENT POLICY."

Council Member Edgar stated he could not approve the policy without seeing the financial impact to the budget.

Mayor Kusumoto inquired to the sale or transfer to a non-profit.

Community Development Director Mendoza indicated the clause provided options for Council when Staff recommended surplus. A Staff report would still come before Council and surplus items traditionally went to auction.

Council Member Murphy stated opposition to the inclusion as it allowed too much chance for favoritism.

Mayor Kusumoto stated he was not opposed to the policy, but wanted to see the financial impact before adoption.

Motion/Second: Grose/Murphy

Carried 3/2 (Edgar and Kusumoto cast the dissenting vote): The City Council adopted Resolution 2013-07, entitled, "A RESOLUTION OF THE CITY OF LOS ALAMITOS, CALIFORNIA, APPROVING THE VEHICLE/EQUIPMENT REPLACEMENT POLICY."

Council Member Grose clarified Staff would bring forward the financial impacts of the policy as part of the budget process.

## **RECESS**

The City Council took a brief recess at 8:07 p.m.

## **RECONVENE**

The City Council reconvened in Regular session at 8:21 p.m.

Interim City Manager Korduner introduced the new City Attorney, Cary Reisman. Mr. Reisman thanked the Council and stated he looked forward to working with the City.

Mayor Kusumoto thanked Interim City Attorney Skolnik for his service to the City.

Interim City Attorney Skolnik thanked Council for the opportunity and indicated support for hiring Mr. Reisman.

**C. Business Watch Program (Police)**

This report served to provide information about Community Outreach, a Business Watch program and/or Business Watch signage in support of a non-sponsored citizen patrol for City Council's consideration.

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

Mayor Kusumoto inquired if surrounding communities had similar programs and if the effectiveness was similar to Neighborhood Watch.

Police Chief Mattern stated other communities had volunteer programs that required more staff involvement and that he had not personally seen this type of program before.

Mayor Pro Tem Graham-Mejia gave a brief background on the program and stated business owners had reached out to her to form a relationship with the City and possibly build the groups numbers. She indicated the signs would let people know there was a Business Watch Program and there was a risk of getting caught. She stated the business theft included stealing copper parts, rims and wheels, batteries and catalytic convertors. She felt it was important to support the businesses that were being negatively impacted.

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

Council Member Grose stated to his knowledge the business had not reached out to the Chamber of Commerce and inquired if the incidents were taking place in a particular area.

Chief Mattern indicated one gentleman was concerned about his commercial vehicles and the other gentleman was from an antique shop.

Council Member Grose inquired if there was a formalized Neighborhood Watch Program in the City. Chief Mattern answered in the negative.

Council Member Grose stated concern for the cost and effectiveness of the signs. He suggested implementing a decal for windows as a first step.

He stated support for the issue, but was hesitant that signs would fully address the concern.

Council Member Murphy inquired if business had been approached to sponsor the signage.

Mayor Pro Tem Graham-Mejia answered in the negative, stating she felt it would make the supportive businesses more of a target by having their names on the signs.

Motion/Second: Graham-Mejia/Kusumoto

1. Authorize Staff to begin a systematic deployment of Business Watch signs in support of the business owners' patrol with an allocation of \$10,000 in account 10.542.5201 for Fiscal Year 2012-13; or,
2. Direct Staff to take action City Council deems appropriate at this time.

Council Member Edgar stated his perspective that crime increase was not the issue, but crime prevention was. He stated concern for the unfunded amount of \$10,000 for the project and indicated he had reached out to the Chamber of Commerce who was supportive of coordinating such a program.

Chief Mattern stated there were occurrences of crime and any criminal activity was of concern for the Police Department. He indicated the individuals he had spoken to were concerned with recent incidents of criminal activity.

Council Member Edgar stated concern for the financial implications of such a program. He stated support for coordination of a program through the Chamber of Commerce and inquired to the urgency of the item.

Mayor Pro Tem Graham-Mejia indicated the item was brought forward at her request. She stated there were currently four businesses along Los Alamitos Blvd. that were patrolling business for suspicious activity and had reached out to her for support. She clarified this program was in the early stages of development and the group was working on increasing its numbers. She stated support for assisting the businesses.

Council Member Grose stated he would like to see a more detailed report to implement such a program and stated concern regarding liability of the citizen patrol group. He stated support for coordinating the program through the Chamber of Commerce and working with the businesses.

Chief Mattern stated he had informed the two businesses that met with him that the City was not endorsing the patrols and did not have any direct involvement with the program. He indicated the City did not have the ability to prohibit them from patrolling and reiterated Council Edgar's concern for budget priorities.

Mayor Pro Tem Graham-Mejia indicated she had also expressed to the group the City was not endorsing the program. She had recommended the group alert the Police Department of their activity.

Motion/Second: Graham-Mejia/Kusumoto

Motion Failed 2/3 (Edgar, Grose, Murphy cast the dissenting votes):

1. Authorize staff to begin a systematic deployment of Business Watch signs in support of the business owners' patrol with an allocation of \$10,000 in account 10.542.5201 for Fiscal Year 2012-13; or,
2. Direct Staff to take action City Council deems appropriate at this time.

**D. Consideration of League of California Cities' Proposed Amendments to ByLaws (City Manager)**

The League of California Cities (LOCC) is requesting cities to consider the two amendments to the LOCC Bylaws through a mail ballot.

Interim City Manager Korduner summarized the Staff report, referring to the information contained therein, and answered questions from the City Council.

Council Member Grose inquired if this affected the Palm Springs conference.

Interim City Manager Korduner clarified the conference was for SCAG and these amendments pertain to the Annual League of California Cities conference.

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

Motion/Second: Murphy/Kusumoto

Carried 4/1 (Graham-Mejia cast the dissenting vote): The City Council authorized the City Manager to execute the League of California Cities Ballot in favor of the Bylaws Amendments.

Mayor Pro Tem Graham-Mejia stated she had voted in opposition because she felt it was an attempt to limit the input by requiring a greater number of supporters to bring an item forward.

## 10. MAYOR AND COUNCIL INITIATED BUSINESS

### Council Announcements

**Mayor Pro Tem Graham-Mejia** reported attendance at the Orange County Vector Control District's Sub-committee and requested the Council meeting be adjourned in memory of long time resident Tony Gianformaggio.

**Council Member Murphy** congratulated Chief Mattern on two high profile arrests and thanked Interim City Attorney Skolnik for his service to the City.

**Council Member Grose** reiterated congratulations to Chief Mattern and stated the events he attended were available for review on [www.losal.net](http://www.losal.net).

**Council Member Edgar** reported attendance at the Orange County Sanitation District meeting and inquired to the status of the Rivers and Mountains Conservancy project.

Community Development Director Mendoza indicated the project would be awarded to a contractor at the next Council meeting.

**Council Member Edgar** reported attendance at the Groundwater Replenishment Committee meeting, thanked the Mayor for his coordination of the meeting with Congressman Lowenthal, encouraged residents to partake in Valentino's Pizza Monday in April where proceeds go to Casa Youth, thanked Interim City Attorney Skolnik for his service to the City, welcomed incoming City Attorney Reisman, and offered his assistance to Mayor Pro Tem Graham-Mejia for coordination of the Business Watch Program.

**Mayor Kusumoto** thanked Council Member Edgar and Staff for their participation in the meeting with Congressman Lowenthal and reported attendance at a meeting with Supervisor Moorlach.

Council Member Grose requested Staff research not starting any new agenda items after 10:00 p.m. Mayor Kusumoto concurred and requested the policy address limiting Council comments.

## 11. ITEMS FROM THE CITY MANAGER

Interim City Manager Korduner complimented Recreation and Community Services Director Lakin and Staff for a well received Race on the Base Sponsor Reception. He encouraged residents to participate in Pizza Monday and

congratulated Chief Mattern and Staff for their excellent Police work apprehending the bank robber.

**12. CLOSED SESSION**

**A. Conference with Labor Negotiator**

Title: Conference with Labor Negotiator  
City Negotiator: Gregory D. Korduner, Interim City Manager  
Unrepresented Employee: Executive Management, Middle Management  
and Non-Management Employees  
Authority: Government Code Section 54957.6

**Conference with Legal Counsel**

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

**B. Existing Litigation (G.C. 54956.9(a))**

Name of Case: John Doe v. The City of Los Alamitos  
Case Number: United States District Court, Central District of California,  
Southern Division, Case #SACV122166 DOC (ANx)  
Authority: Government Code Section 54956.9(a)

**RECESS**

The City Council recessed into Closed Session at 9:06 p.m.

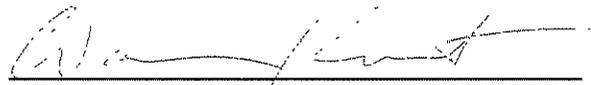
**RECONVENE**

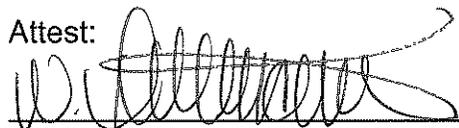
The City Council reconvened in Regular Session at 9:35 p.m.

There was no reportable action.

**13. ADJOURNMENT**

The City Council adjourned at 9:35 p.m. in memory of Tony Gianformaggio.

  
Warren Kusumoto, Mayor

Attest:   
Windmera Quintanar, CMC, City Clerk