

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

**REGULAR MEETING – April 20, 2015**

**1. CALL TO ORDER**

The City Council met in Regular Session at 6:00 p.m., Monday, April 20, 2015, in the Council Chamber, 3191 Katella Avenue, Mayor Murphy presiding.

**2. ROLL CALL**

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

**Absent:** Council Members: None

**Present:** Staff: Bret M. Plumlee, City Manager  
Cary Reisman, City Attorney  
Jason Al-Imam, Admin. Services Director  
Tony Brandyberry, Pub. Works Superintendent  
Dave Hunt, City Engineer  
Corey Lakin, Community Services Director  
Todd Mattern, Police Chief  
Steven Mendoza, Community Development/Public  
Works Director  
Cassandra Palmer, Support Services Manager  
Windmera Quintanar, CMC, City Clerk

**3. PLEDGE OF ALLEGIANCE**

Mayor Pro Tem Edgar led the Pledge of Allegiance.

**4. INVOCATION**

Council Member Hasselbrink gave the invocation.

**5. PRESENTATIONS**

**A. Presentation of Certificates of Recognition to the 2015 Southland Credit Union 34th Annual Los Alamitos Race on the Base**

Community Services Director Lakin spoke briefly regarding the event and sponsors. Mayor Murphy and the Council presented Certificates of Recognition to all the sponsors.

**B. Presentation of a Proclamation to a Representative from West Cities Police Communications for National Public Safety Telecommunicators' Week**

Council Member Grose and the Council presented a Proclamation to Steve Ditmars, Interim Dispatch Administrator, and Michael Berry, Lead Dispatcher.

**6. ORAL COMMUNICATIONS**

Mayor Murphy opened Oral Communications.

Debbie and Rob Feldman, Jewish and Family Counseling Services, spoke regarding the upcoming Race with a View, [www.racewithaview.com](http://www.racewithaview.com).

Carl David, Columbia College and Army Ball Chairman, spoke regarding the upcoming Commander's Ball on May 30<sup>th</sup>, [www.asousa.org/qlac](http://www.asousa.org/qlac).

Katie Wedell, employee of OC Breeze, spoke regarding the upcoming Cypress Police Department's fundraiser at Chilli's in Cypress on April 29<sup>th</sup> to benefit the Special Olympics.

Mayor Murphy closed Open Communications.

**7. WARRANTS**

Motion/Second: Grose/Edgar

Unanimously Carried: The City Council approved the Warrants for April 20, 2015, in the amount of \$152,193.65, ratified the Warrants for March 24, 2015, to April 19, 2015, in the amount of \$760,691.68 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 21, 2015, to May 17, 2015.

**ROLL CALL**

Council Member Grose	Aye
Council Member Hasselbrink	Aye
Council Member Kusumoto	Aye
Mayor Pro Tem Edgar	Aye
Mayor Murphy	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 item 8C.

Mayor Pro Tem Edgar pulled item 8A.

Council Member Grose Pulled items 8E and 8F.

Motion/Second: Edgar/Hasselbrink.

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

- B. Orange County Vector Control District Update (Administration)**  
This report provided an update on the Orange County Vector Control Board.

The City Council received and filed the report.

- D. Investment Policy (Administration)**  
It is the City's policy to annually adopt the City's Statement of Investment Policy. This report seeks City Council approval of the City's Investment Policy dated April 2015.

The City Council adopted Resolution 2015-07, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ADOPTING THE STATEMENT OF INVESTMENT POLICY DATED APRIL 2015 AND REPEALING RESOLUTION NO. 2014-14".

- G. Parking Meter Program – Scope of Services (Community Development)**

This report requested approval to seek pricing for the Acquisition, Delivery and Installation of Parking Meters of which will be incorporated into a future decision to proceed with a Parking Meter Program.

The City Council approved the Scope of Work for the Parking Meter Program and authorized the City Manager to release the applicable Request for Proposals bringing back the preferred vendors for selection by the City Council at a later date.

- H. Amendment of Waste Disposal Agreement (Administration)**

The City, along with other public agencies in the County have reached agreement for an amendment to the Waste Disposal Agreement (WDA) to provide for continuation of importation at the County landfills, City allocation of future importation revenues and to extend terms of the WDA through June 30, 2025. This action will maintain stable disposal rates and continuity of service for residents and businesses while ensuring continued partnership between cities and the county.

The City Council adopted Resolution 2015-08, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, APPROVING AN AMENDMENT TO THE 2009 WASTE DISPOSAL AGREEMENT WITH THE COUNTY OF ORANGE".

**End of Consent Calendar**

## Items pulled from the Consent Calendar

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

Mayor Pro Tem Edgar referred to the minutes from the Special meeting of March 23, item 8A2. He stated he was at a Rivers and Mountains Conservancy Board meeting where he serves as the City's representative prior to the meeting. He requested the minutes be revised to reflect he had arrived late due to attendance at that meeting.

Motion/Second: Edgar/Hasselbrink  
Unanimously Carried: The City Council:

1. Approved the Minutes of the Special meeting of March 20, 2015.
2. Approved the Minutes of the Special meeting of March 23, 2015, with revisions.
3. Approved the Minutes of the Adjourned Regular meeting of March 23, 2015
4. Approved the Minutes of the Special meeting of March 30, 2015.

### C. **Los Alamitos Museum Historical Designation Plaque** (Community Services)

This report seeks consideration for approval for a Historical Designation Application from the Orange County Historical Commission / Los Alamitos Museum.

Council Member Kusumoto stated he had several concerns and could not support this item. He referred to the erroneous process in December 2012 regarding potential forgery wherein the Planning Commission had to revoke historical landmark designations. He stated concern for the lack of a title search to ensure proper ownership and the lack of agendas and minutes from the Los Alamitos Museum Board regarding designation. He clarified he was supportive of the fire station being a historical landmark, but had concerns regarding the process. He felt the City should designate it as a local landmark before moving forward with the Orange County Historic Commission. He stated concern for the lack of process on the Los Alamitos Museum Associations' behalf including non-conformance with the agreement established July 1975. He stated concern for the low facility rental rate fee and using a City owned facility for a political purpose. He questioned the City's ability to encumber a historical designation on the building and reiterated his opposition at this time. He stated support for requesting agenda and minutes from the Los Alamitos Museum Association, questioned if the item had gone to the Commissions, indicated a title search should be performed, and the Planning Commission should be consulted.

Council Member Hasselbrink indicated she could not support this item at this time. She stated the City owned the historical building and the Los Alamitos Museum Association was an occupant in the building. She did not believe the item was time sensitive and requested additional information regarding the associated cost.

Mayor Murphy introduced Margaret Kendrick.

Margaret Kendrick, Historian and member of the Orange County Historical Commission, indicated she would be happy answer Council Member Kusumoto's questions and indicated the insurance was up to date.

Council Member Kusumoto asked if a preliminary title search had been performed on 11062 Los Alamitos Blvd.

Ms. Kendrick answered in the affirmative and added the County of Orange had given the City the property with the provision it be used as a community property for the area. Should the City ever want to sell the property, it would first have to pay market price to the County.

Council Member Kusumoto believed the lien holder should give permission before the City could encumber the property with restrictions and questioned if the Museum Association had appraised the item for approval.

Ms. Kendrick advised a request for approval would go to the County after the City's approval and stated the Museum Association had approved the item with its signature.

Council and Staff discussed the deed restriction that required the property be used for community use or bought at fair market value.

City Attorney Reisman cautioned the application required the applicant to apply for State historical designation. He advised the Council remove section 2 if approved.

Mayor Pro Tem Edgar discussed the importance of preserving historical buildings, referencing his involvement with St. Isidore Historical Plaza, and stated support. He referred to the City's previous attempts of historical designation, agreed this item was not urgent, and stated support for gathering all supportive documents and information before moving forward. He thanked Ms. Kendrick for all her hard work and dedication.

Ms. Kendrick confirmed there was no urgency, but she had hoped to complete this task during her tenure.

Council Member Grose stated he was supportive of the concept and believed a policy and guidelines should be established for proper designation, especially in light of the past allegations of impropriety.

City Council and Staff discussed the timeline to address all concerns and bring back a detailed report for further action. Council was supportive of receiving additional information and a completed application that would allow for support of the historical plaque. The item was scheduled to come in June.

**E. Refinancing of 2006 Certificates of Participation (Administration)**

This report seeks City Council approval of a Financial Advisor to assist with the refinancing of the 2006 Certificates of Participation.

Administrative Services Director Al-Imam summarized the Staff report, referring to the information contained therein, and answered questions from the City Council.

Council Member Grose asked for clarification that tonight's action was approval of the firm that would bring back different financing alternatives at a later date for council approval.

Administrative Services Director Al-Imam answered in the affirmative.

Motion/Second: Grose/Hasselbrink  
Unanimously Carried: The City Council:

1. Approved the Professional Services Agreement with Fieldman, Rolapp & Associates for Financial Advisor Services; and,
2. Reviewed and approved the Scope of Services for Financial Advisor Services.

**F. Recommendation of User Fee Consultant (Administration)**

This report sought City Council approval of a user fee consultant to perform a study of the City's user fees and charges and recommended an appropriation.

Council Member Grose stated concern the fee would come from the reserves as opposed to finding a funding source. He stated concern Staff had chosen the firm and other bidders were not disclosed. He requested future Staff reports identify all respondents and believed Council should receive more information for award of a professional services agreement. He was supportive of more informative Staff reports so Council could be aware.

Mayor Murphy recalled previous tables that were included that showed all the bids.

City Manager Plumlee stated that information would be provided moving forward.

Motion/Second: Grose/Edgar  
Unanimously Carried: The City Council:

1. Approved the Professional Services Agreement with NBS to perform a study of user fees and charges in an amount not to exceed \$33,525; and,
2. Authorized an appropriation of \$33,525 from undesignated funds.

## 9. MAYOR AND COUNCIL INITIATED BUSINESS

### A. Southern California Association of Governments (SCAG) 2015 Regional Conference and General Assembly

The Southern California Association of Governments (SCAG) Regional Conference and General Assembly will be held May 7-8, 2015, at the JW Marriott Desert Springs Resort and Spa in Palm Dessert, California. Each year, SCAG's member cities select a Delegate and/or Alternate to represent their City and participate at the conference. Council Member Kusumoto has expressed an interest in attending the conference.

Motion/Second: Edgar/Hasselbrink  
Unanimously Carried: The City Council appointed Council Member Kusumoto to attend and serve as the City's Voting Delegate for the Southern California Association of Governments (SCAG) General Assembly.

Council Member Kusumoto advised he would oppose anything that would lessen local control, had a cost that would come back to the City, or was not in the City's best interest. He would report back to the Council at the next meeting.

### B. Council Announcements

**Council Member Kusumoto** spoke regarding his participation in Orange County Fire Authority's Demonstration Days.

**Council Member Hasselbrink** spoke regarding the following topics: attendance at Ed Royce's Women's Conference; participation in the Every 15 Minutes campaign; attendance at the Supervisor Steel's Open House; attendance at the Community Services Policy Committee; and,

Association of California Cities – Orange County (ACC-OC) legislative tracking app.

**Council Member Grose** advised the list of events he attended could be found on [www.losal.net](http://www.losal.net).

**Mayor Pro Tem Edgar** spoke regarding the following topics: attendance at the We Care Fundraiser; attendance at a retirement party for Lorin Paholski; and, asked for an update on the Race on the Base Challenge.

Community Services Director Lakin advised this Race had the highest number of Commission attendees. The Parks, Recreation, and Cultural Arts Commission had the highest attendance with 6 out of the 7 Commissioners present.

Mayor Pro Tem Edgar spoke regarding opposition to SB 355 regarding the Rivers and Mountains Conservancy and requested Council Member Kusumoto's perspective on SB 946 regarding Orange County Fire Authority.

Council Member Kusumoto advised the Orange County Fire Authority Board has delayed their decision for a month to allow each Board Member to weigh in. He believed the Board was not supportive at this time and advised it would be on the next agenda.

Mayor Pro Tem Edgar spoke regarding the following topics: importance of fighting for citizen's tax money and the difficulties small cities have doing such; participation in Casa Youth Shelter's fundraiser, Pizza Mondays; thanked Kenny Brandyberry for all his volunteerism; and stated Planning Commissioner, Wendy Grose, was in his thoughts and prayers.

**Mayor Murphy** spoke regarding the following topics: attendance at Supervisor Steel's Open House; thanked Council Member Hasselbrink for her hard work in opposition to the 405 toll lanes; attendance at a retirement party for Lorin Paholski; participated in the Every 15 Minute campaign; and, thanked the Race on the Base Sponsors and Orange County Fire Authority for making the Race possible.

## 11. ITEMS FROM THE CITY MANAGER

City Manager Plumlee spoke regarding the following topics: upcoming attendance at the SCAG Annual Conference from May 7-8; participation in the Every 15 Minute campaign; community effort to oppose SB 355; opposition to SB 396; Staff's use of ACC-OC to track key bills; and, Thursday's General Plan Adoption Celebration.



Mayor Pro Tem Edgar requested Staff attend Los Alamitos Unified School District's meeting tomorrow to observe the situation in Rossmoor regarding the field stadium and lighting issues. He spoke briefly regarding the negative impacts the lighting has had in Greenbrook, including homes falling out of escrow.

Council Member Grose stated he had been invited to attend the Governor appointed Military Council meeting and felt it would be particularly beneficial as the City was looking to relocate to the Joint Forces Training Base. He would keep the Council advised of the process and believed it was positive at this point.

**12. CLOSED SESSION**

City Attorney Reisman read item 12 aloud.

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**  
Pending litigation pursuant to subdivision (d)(4) of Section 54956.9. One potential case.
- B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**  
Significant exposure to litigation pursuant to subdivision (d)(2) of Section 54956.9. One potential case.
- C. CONFERENCE WITH LABOR NEGOTIATOR**  
City Negotiator: Bret M. Plumlee, City Manager  
Unrepresented employees: Executive Management; Middle Management and Non-Management Employees  
Authority: Government Code Section 54957.6

**RECESS**

The City Council recessed into Closed Session at 7:22 p.m.

**RECONVENE**


The City Council reconvened in Regular Session at 8:40 p.m.

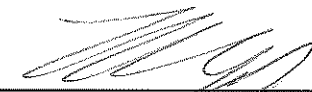
City Attorney Reisman advised of the following: A – informative only, no action taken; B – the City Council voted 3 to 2 (Mayor Murphy and Council Member Grose dissenting) to initiate litigation. Once the litigation has been initiated, the particulars shall be disclosed to any person upon inquiry, unless to do so would jeopardize the agency's ability to effectuate service of process on one or more unserved parties; and, C – Council provided direction to City Manager Plumlee.

**13. ADJOURNMENT**

The City Council adjourned at 8:40 p.m.

Attest:

  
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Windmera Quintanar, CMC, City Clerk

  
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Richard D. Murphy, Mayor