

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

**REGULAR MEETING – March 19, 2018**

**1. CALL TO ORDER**

The City Council met in Regular Session at 6:00 p.m. Monday, March 19, 2018, in the Council Chamber, 3191 Katella Avenue, Mayor Edgar presiding.

**2. ROLL CALL**

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

**Absent:** Council Members: None

**Present:** Staff: Bret M. Plumlee, City Manager  
Michael Daudt, City Attorney  
Sean Connolly, Police Captain  
Steven A. Mendoza, Development Services Director  
Emeline Noda, Recreation Manager  
Ron Noda, Recreation Manager  
Windmera Quintanar, CMC, City Clerk  
Maria-Luisa Valdez, Interim Administrative Services Director

**3. PLEDGE OF ALLEGIANCE**

Council Member Chirco led the Pledge of Allegiance.

**4. INVOCATION**

Mayor Pro Tem Kusumoto gave the Invocation.

**5. PRESENTATION**

**A. Presentation of Certificates of Appointment to Newly Appointed Traffic Commissioner Christine Coxhill and Parks, Recreation, and Cultural Arts Commissioners Alexander Duran and Stephen Hunter**

Mayor Edgar and the City Council presented Certificates of Appointment to Commissioners Coxhill, Duran and Hunter

**B. Presentation of a Certificate of Recognition to Johnnie Strohmyer for Her Years of Dedicated Service to the Los Alamitos Area Chamber of Commerce as Chief Executive Officer**

Mayor Edgar and the City Council presented a Certificate of Recognition to Mrs. Strohmyer. Mrs. Strohmyer spoke briefly.

**C. Presentation of Certificates of Recognition to the Los Alamitos High School Rugby Club for a Successful Season**

Mayor Edgar and the City Council presented Certificates of Recognition to the Los Alamitos High School Rugby Club. Coach Dan Chase spoke briefly and presented a memento to the Council.

**D. Presentation of a Proclamation to West Cities Police Communications Representatives for National Public Safety Dispatcher Week**

Mayor Edgar and the City Council presented a Proclamation to Michael Berry, Valerie Oberle, Kathi Moen, Jessica Castillo, Crystal Coorough, and Kasandra Bowden. Director Bowden spoke briefly.

**E. Presentation by District Attorney Tony Rackauckas regarding the Human Exploitation and Trafficking (H.E.A.T.) Program**

District Attorney Rackauckas rescheduled the presentation to a later date.

**F. Presentation by Orange County Transportation Authority Representatives Regarding an Update on I-605/Katella Interchange Project**

Andrea West, Government Relations, and Jeannie Lee, Project Manager, gave a PowerPoint presentation and answered questions from the Council.

**6. ORAL COMMUNICATIONS**

*Note: City Council Resolution 2013-03 states recordings are the true record of City Council meetings. Full comments can be viewed online at [www.cityoflosalamitos.org](http://www.cityoflosalamitos.org).*

Mayor Edgar opened Oral Communications.

Judy Klabouch, business owner, spoke in favor the completion of Los Alamitos Blvd. medians and requested Los Alamitos Blvd. return to two lanes instead of three for safety.

Gerri Mejia, resident, agreed with Ms. Klabouch and stated support for possibly adding a crosswalk.

Arthur Sharper, Torrance CA, spoke regarding the American lives that were lost due to illegal immigrants.

Joel Block, resident, referred to Mayor Pro Tem Kusumoto's ethnicity and stated opposition to item 11A.

Mayor Pro Tem Kusumoto called for a point of personal order and requested Mr. Block not invoke his ancestry.

Mayor Edgar called for a point of order and advised anyone wishing to speak on item 11A would need to wait until the item was called.

Chad Curthery, 911 dispatcher, spoke in opposition to Orange County Fire Authority's position on decreasing staff in 911 centers.

Tyler Deep, Candidate for State Assembly and current Vice Mayor of Westminster, gave a brief history and stated support for item 12A.

**7. COUNCIL ANNOUNCEMENTS**

Council Member Chirco spoke regarding attendance at the Orange County Mosquito and Vector Control Board meeting, Weekend of Art, Race on the Base, and Budget Standing Committee meeting.

Council Member Murphy spoke regarding attendance at the Race on the Base, Open House hosted by Congressman Lowenthal, Weekend of Art, and thanked staff for their dedicated work on the Los Alamitos Blvd. Median project.

Council Member Hasselbrink spoke regarding attendance at the Los Alamitos High School Mentor Breakfast, Orange County Fire Authority's (OCFA) Best and Bravest Dinner, Race on the Base, Weekend of Art, Sunburst Youth Academy's Family Day, congratulated Los Alamitos Education Foundation's (LAEF) King and Queen of Heart, Wendee Close and Jeffrey King, reported the appointment of OCFA's new Fire Chief was Brian Fennesy and advised on the status of dispatcher negotiations.

Mayor Pro Tem Kusumoto advised he had been out of town. He reported attendance at the Race on the Base, Supervisor Steel's Mayor Breakfast, and Los Alamitos Museum Honored Citizens event.

Mayor Edgar spoke regarding attendance at the Precious Life Gala, Weekend of Arts, LAEF King and Queen of Hearts Gala, Race on the Base, advised of the upcoming State of the City, and Casa Youth Shelter's 40<sup>th</sup> Anniversary.

**8. ITEMS FROM THE CITY MANAGER**

City Manager Plumlee spoke favorably regarding the Weekend of Art, advised of the upcoming Spring Carnival, and thanked the Rossmoor Community Services District and the City of Seal Beach for the contributions towards this year's 4<sup>th</sup> of July event.

**9. WARRANTS**

Motion/Second: Hasselbrink/Murphy

Unanimously Carried: The City Council approved the Warrants for March 19, 2018, in the amount of \$13,360.99 ratified the Warrants for February 21, 2018 to March 18, 2018., in the amount of \$1,036,976.07, 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 of March 20, 2018 to April 15, 2018.

**ROLL CALL**

Mayor Edgar	Aye
Mayor Pro Tem Kusumoto	Aye
Council Member Chirco	Aye
Council Member Hasselbrink	Aye
Council Member Murphy	Aye

**10. CONSENT CALENDAR**

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

Motion/Second: Hasselbrink/Murphy

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

**A. Approval of Minutes (City Clerk)**  
Approved the Special City Council minutes of February 12, 2018 and the Special and Regular City Council minutes of February 20, 2018.

**B. Adopt Ordinance No. 2018-02 – Personnel Appeals Commission (City Clerk)**  
This item allowed the Personnel Appeals Commissioners to serve on one additional City Board, Commission, or Committee. City Council introduced the Ordinance at its February 20, 2018 Regular meeting.

The City Council adopted Ordinance No. 2018-02, entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, AMENDING TITLE 2 BY ADDING SECTION 2.64.125 SERVICE ON OTHER CITY BOARDS, COMMISSIONS, AND COMMITTEES."

**C. Resolution No. 2018-16 - Amendment to the City's Conflict of Interest Code (City Clerk)**  
To comply with the requirements of State law, the attached Resolution proposed to amend the City's Conflict of Interest Code by updating the list of designated employees that have significant involvement in the City's decision-making process.

The City Council adopted Resolution No. 2018-16, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA ADOPTING THE CONFLICT OF INTEREST CODE FOR THE CITY AND REPEALING RESOLUTION 2014-28."

**D. Agreement with Matrix Imaging, Inc. to Digitize the City's Records (City Clerk)**  
This was a request to enter into an agreement with Matrix Imaging (Matrix) to digitize the City's building plan set records.

The City Council authorized the Mayor to enter into a Professional Services Agreement with Matrix Imaging for scanning and digitizing city records.

**E. Support of the Reducing Crime and Keeping California Safe Act of 2018 Ballot Initiative (Police)**  
Approve the attached resolution supporting the "Reducing Crime and Keeping California Safe Act of 2018" ballot initiative.

The City Council adopted Resolution No. 2018-05, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, SUPPORTING THE REDUCING CRIME AND KEEPING CALIFORNIA SAFE ACT OF 2018."

- F. Reimbursement Agreement for Costs Related to the Los Alamitos Luxury Apartments, LLC's Residential Apartment Project (Development Services)**  
This agenda item recommended approval of an agreement with The Los Alamitos Luxury Apartments, LLC to cover costs related to the preparation of California Environmental Quality Act (CEQA) documents, engineering costs, legal costs and the procurement of a consultant to prepare CEQA documents.

The City Council:

1. Authorized the Mayor to execute the reimbursement agreement between the City and Los Alamitos Luxury Apartments, LLC: and,
2. Authorized the City Manager to execute the City's standard Professional Services Agreement with PlaceWorks to prepare necessary California Environmental Quality Act (CEQA).

- G. Orange County Transportation Authority (OCTA) 2019 Federal Transportation Improvement Program (FTIP) Certifying Funds for Projects in FY 2018/19 – 2023/24 (Development Services)**

OCTA requested the adoption of Resolution 2018-04 to affirm the City's commitment to the projects submitted in the 2019 Federal Transportation Improvement Program. OCTA encourages agencies to submit a resolution before the start of the FTIP cycles so agencies will not be delayed in having to seek board approval before adding projects in the FTIP.

The City Council adopted Resolution No. 2018-04, entitled, "A RESOLUTION OF THE CITY OF LOS ALAMITOS, CALIFORNIA, CERTIFYING THAT LOS ALAMITOS HAS THE RESOURCES TO FUND THE PROJECTS IN THE FY 2018/19 – 2023/24 TRANSPORTATION IMPROVEMENT PROGRAM AND AFFIRMING ITS COMMITMENT TO IMPLEMENT ALL PROJECTS IN THE PROGRAM."

## 11. PUBLIC HEARING

- A. Introduce Ordinance No. 2018-04 – Off-Street Parking, Zoning Ordinance Amendment (ZOA 17-05) (Development Services)**

On February 28, 2018 the Planning Commission recommended the City Council amend sections 17.26.040 and 17.76.020 of the Los Alamitos Municipal Code to modify off-street parking and guest parking requirements for new or expanded multiple-family residential uses in the R-2 (limited multiple-family) and R-3 (multiple-family) residential zoning districts and define "bedroom." The Commission will continue its work on other segments of the code relating to Off-Street Parking. The sections pertaining to the number of spaces and guest spaces are being forwarded this evening to the City Council.

Development Services Director Mendoza summarized the staff report and answered questions from the City Council.

Mayor Edgar opened the Public Hearing for comments. There being no one present wishing to speak, Mayor Edgar closed the Public Hearing for comments.

City Council and Staff discussed the following topics: requirements in relations to other cities was on the conservative side; figures passed off practical experience within the City; and, the new definitions were very specific.

Motion/Second: Chirco/Murphy  
Unanimously Carried: The City Council:

1. Introduced for first reading, read by title only, and waive further reading of Ordinance No. 2018-04; and,
2. City Attorney Daudt read the title of Ordinance No. 2018-04 entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, APPROVING ZONING ORDINANCE AMENDMENT (ZOA) 18-01 TO AMEND SECTIONS 17.26.040 AND 17.76.020 OF THE LOS ALAMITOS MUNICIPAL CODE TO MODIFY OFF-STREET PARKING AND GUEST PARKING REQUIREMENTS FOR NEW OR EXPANDED MULTIPLE-FAMILY RESIDENTIAL USES IN THE R-2 (LIMITED MULTIPLE-FAMILY) AND R-3 (MULTIPLE-FAMILY) RESIDENTIAL ZONING DISTRICTS AND DEFINE "BEDROOM."

## 12. ORDINANCE

### A. Introduce Ordinance No. 2018-03 – Adding Chapter 9.30 Constitution of the United States Compliance (Kusumoto)

This is an opportunity to discuss the Council's desire to show its resolve and support for the Constitution of the United States by adopting a Resolution or Ordinance.

Mayor Edgar advised this was a Council driven action for discussion and possible action. He explained the process and possible outcomes for the discussion.

Mayor Pro Tem Kusumoto stated as a Charter city Council owed the community clear direction and this discussion was regarding Los Alamitos only. He stated a belief in the Constitution of the United States and ensuring the residents and business owners are protected. He stated support for compliance with the Constitution and welcomed civil discussion, particularly from Los Alamitos stakeholders.

Mayor Edgar opened the item for public comment.

*Note: City Council Resolution 2013-03 states recordings are the true record of City Council meetings. Due to the volume of speakers, comments have been summarized as opposition or support. Full comments can be viewed online at [www.cityoflosalamitos.org](http://www.cityoflosalamitos.org).*

The following spoke in opposition to adopting Ordinance No. 2018-03: Emmie Matilyn, Elia, Unidentified Speaker, Cynthia Valencia, Resident, Community Member, Resident, Resident, Luz Beltran, Pete Carvajal, Linda Fine, Resident, Resident, Resident, Nowee, Erick, Resident, Denise Miller, Michelle Reo, Pastor Sam Pullin, Rabi Jonathan Cline, Resident, Student, Krista Rodriguez, Carlos Padilla, Paul Scott, Samuel Paramore, Richard Spicks, Laura Acosta, and Katliyn Sites (30 opposed).

The following spoke in support of adopting Ordinance No. 2018-03: Westminster resident, Unidentified Speaker, Unidentified Speaker, Unidentified Speaker, Elsa Ava, Greg S. Long Beach Resident, Robert Lofton, Von Beck, Art DeBolt, Arthur Sharper, Toni West, Robin, Javier Mejia, Gerri Mejia, Raphael, Stephanie Borne, Resident, Bob Nelson, West Parker, and Ursula (21 support).

Mayor Edgar closed the item for public comment.

Mayor Pro Tem Kusumoto thanked the public for their comments. His perspective was not regarding immigration, but following the rule of law, and advised he was a product of immigrants. He advised he had been reviewing the issues since November and believed it was important to address the topic for the community. He hoped other cities would do the same.

Motion: Kusumoto  
Motion to Adopt Ordinance 2018-03.

Council Member Murphy stated support in following all the laws and stated personal opposition to sanctuary cities. In light of possible legal ramifications, he questioned if the Council would better serve the community by considering other avenues and suggested a resolution until the Federal case was settled.

Council Member Chirco stated concern over Sacramento forbidding cooperation between local law enforcement and Federal government and pointed out Council could not take on every issue they disagreed with Sacramento on. He questioned if this Ordinance was best for the City. He stated concern for the lack of resources to defend against a legal battle and stated the Federal judiciary was the proper place for this item. He stated support for looking at other avenues to state the City's opinion.

Mayor Pro Tem Kusumoto pointed out the Council had taken a stance on sober living homes, adult use of marijuana, and predators in the park. He valued the community's input and he wanted to ensure the constituents knew Council was looking out for them. He stated Council was contemplating a tax increase to sustain the quality of life in Los Alamitos and felt this discussion was better now than too late.

Council Member Hasselbrink referred to Supremacy Law in Article 6 of the Constitution and stated when State and Federal law contradict the default is Federal law. She stated support for immigration and advised the issue was illegal

immigration. She stated there are consequences when you do something illegal and stated support for upholding her oath to support the Constitution.

Mayor Edgar spoke regarding the importance of defending the Constitution and his service as Navy Veteran. He stated Los Alamitos has always stood up as a small City and encouraged Mayors of other cities to at least take on the discussion. He stated support for not being a sanctuary city and the supremacy clause. He requested Mayor Pro Tem Kusumoto amend to the motion to include direction to Staff to file an Amicus Brief for the federal case.

Mayor Pro Tem Kusumoto accepted the amendment.

Motion/Second: Kusumoto/Edgar  
Carried 4/1 (Chirco voted no): The City Council:

1. Introduced for first reading, read by title only, and waive further reading of Ordinance No. 2018-03; and,
2. City Attorney Daudt read the title of Ordinance No. 2018-03 entitled "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ADDING CHAPTER 9.30 CONSTITUTION OF THE UNITED STATES COMPLIANCE."
3. Directed Staff to file an Amicus brief for the Federal case.

### **RECESS**

The City Council took a brief recess at 9:38 p.m.

### **RECONVENE**

The City Council reconvened in regular session at 9:52 p.m.

### **TIME LIMITS**

Per Resolution 2013-09 "Council Meeting Time Limits", City Council considered extending the time limits.

Mayor Edgar advised all discussion items would be moved to the next regular Council meeting.

**Discussion Items were moved to the April 16, 2018 agenda.**

## **13. DISCUSSION ITEMS**

### **A. Los Alamitos Boulevard Median Improvement Project Viability of Modifying Existing Lane Configuration (Development Services)**

This report discusses the viability of modifying the configuration of Los Alamitos Boulevard from two lanes in each direction to three lanes.

Recommendations:



1. Review the results of the attached Addendum to the Traffic Impact Operations Analysis Proposed for the Los Alamitos Boulevard Median Improvement Project dated February 13, 2018 and provide staff with direction to continue the process toward approval of the three lane configuration; or, alternatively;
2. Receive and File, taking no direction.

**B. Los Alamitos Boulevard Streetlight Banner Program Modifications (Development Services)**

This report provides the City Council with the opportunity to approve the guidelines for the Los Alamitos Boulevard Streetlight Banner Program initiated by the Parks, Recreation and Cultural Arts Commission as modified by the City Council on December 18, 2017.

Recommendation: Review, discuss and direct Staff accordingly.

**C. Focused Organizational Assessment Implementation (City Manager)**

This report recommends of approval the recommendations in the Focused Organizational Assessment completed by Matrix Consulting Group.

Recommendations:

1. Approve recommendations included in the Focused Organizational Assessment completed by Matrix Consulting Group that are listed as having a high priority with an immediate or 2018 implementation timeframe.
2. Review list of Special Events.

**14. CLOSED SESSION**

City Attorney Daudt read the items allowed.

**A. Conference with Labor Negotiator**

City Negotiator:	Bret M. Plumlee, City Manager
Employee Organization:	Los Alamitos Police Officers Association
Authority:	Government Code Section 54957.6

**B. Conference with Labor Negotiator**

City Negotiator:	Bret M. Plumlee, City Manager
Employee Organization:	Teamsters Local 911
Authority:	Government Code Section 54957.6

**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 9:53 p.m.

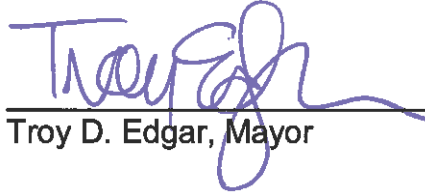
**RECONVENE**

The City Council reconvened in regular session at 10:45 p.m.

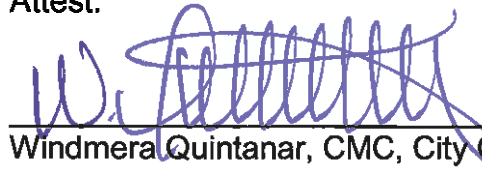
City Attorney Daudt advised there was no reportable action.

**15. ADJOURNMENT**

The City Council adjourned at 10:45 p.m.

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

Attest:

  
\_\_\_\_\_  
Windmera Quintanar, CMC, City Clerk