

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

REGULAR MEETING – November 19, 2018

1. CALL TO ORDER

The City Council met in Regular Session at 5:03 p.m. Monday, November 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 Plumlee, City Manager
Robert Acosta, Fire Chief
Sean Connolly, Police Captain
Michael Daudt, City Attorney
Les Johnson, Development Services Director
Ron Noda, Recreation Manager
Eric Nunez, Police Chief
Windmera Quintanar, MMC, City Clerk
Maria-Luisa Valdez, Finance Director

3. CLOSED SESSION

City Attorney Daudt read the items aloud.

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

D. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: one potential case.

RECESS

The City Council recessed into Closed Session at 5:04 p.m.

RECONVENE

The City Council reconvened in regular Session at 6:08 p.m.

City Attorney Daudt stated there was no reportable action.

Sunburst Youth Academy Student Council joined the Council on the dais.

4. ROLL CALL

City Council

Mayor Edgar

Mayor Pro Tem Kusumoto

Council Member Chirco

Council Member Hasselbrink

Council Member Murphy

Sunburst Youth Academy Student Council – Class 22

President Joseph Zavala

Executive Assistant Sheyla Suazo

Cadet David Echegaray

Cadet Noah Cerda

Cadet Anthony Hernandez

Cadet Jacqueline Flores

Cadet Kalob Meyer

Cadet Fernando Melendrez

Cadet Katherine Rodriguez

Cadet Aiden Shoup-Cobb

Cadet Victor Zavala

5. PLEDGE OF ALLEGIANCE

Cadet Zavala will lead the Pledge of Allegiance.

6. INVOCATION

Cadet Suazo will give the Invocation.

Sergeant First Class Timothy Edwards, Commandant, provided a brief overview of Sunburst Youth Academy Challenge and the Graduation Class 22.

7. PRESENTATIONS

A. Presentation of a Commendation to Joe Maggiore, Owner of Brew Kitchen Ale House, in Recognition of Small Business Saturday

Mayor Edgar and the Council presented a Commendation to Joe Maggiore. Mr. Maggiore spoke briefly.

8. ORAL COMMUNICATIONS

At this time, any individual in the audience may come forward to speak on any item within the subject matter jurisdiction of the City Council. Remarks are to be limited to not more than five minutes per speaker.

Mayor Edgar opened Oral Communications.

Shelley Henderson, Chamber President, thanked the Council for its support of the business community and expressed support for continued support.

Brad Fieldhouse, City Net, spoke regarding the upcoming "Everyone Counts" campaign January 23 – 25, 2019, hosted by the County of Orange. Additional information can be found on www.everyonecountsoc.org.

Rob Feldman, resident, thanked Troy Edgar for his service and congratulated Dean Grose on his election. He spoke in opposition to installing a signal at Enterprise, referred to the settlement agreement with Cypress and Cottonwood, and urged the Council to express its opposition early in the process.

Gail Taylor, Cypress College Foundation, spoke regarding the upcoming 44th Annual Americana Awards on February 23, 2019 at the Disneyland Hotel. She advised Emil Jorge was the City's Citizen of the Year.

Mayor Edgar closed Oral Communications.

9. 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.

Council Member Chirco spoke regarding attendance at the Orange County Mosquito and Vector Control District Board meeting, Thunderbird landing at the Joint Forces Training Base with Mayor Pro Tem Kusumoto, Chamber Mixer, Trunk or Treat, Budget Standing Committee, and ribbon cutting for Tutor Time. He requested staff review the City's sign ordinances to ensure it is consistent with State law.

Council Member Murphy wished everyone a Happy Thanksgiving and reported attendance at the Chamber Breakfast, Los Alamitos Beautification Celebration, and ribbon cutting at Tutor Time. He announced he had been re-elected to the Orange County Transportation Authority Board (OCTA) of Directors.

Council Member Hasselbrink spoke regarding attendance at the Huntington Beach Air Show, promotion of Major General Malanka, Trunk or Treat, Los Alamitos Beautification Celebration, and Americana Award Kickoff Dinner. She advised Garden Grove will be joining the Orange County Fire Authority and invited everyone to Winter Wonderland on December 1st and Sunburst Youth Academy Graduation on December 7th.

Mayor Pro Tem Kusumoto spoke regarding attendance at the Thunderbird landing at the Joint Forces Training Base.

Mayor Edgar stated Nikki Monninger would be recognized as a Hometown Celebrity at the December 10th Council meeting. He spoke regarding attendance at the Los Alamitos Hospital 50th Anniversary Celebration, advised he had hosted an appreciation dinner for his colleagues, upcoming participation in the Seal Beach Holiday Parade, upcoming Sunburst Youth Academy Graduation and congratulated Council Member Murphy on his reelection to OCTA.

10. ITEMS FROM THE CITY MANAGER

City Manager Plumlee spoke regarding the Los Alamitos Beautification Celebration and received an update from Staff regarding the upcoming Winter Wonderland event on December 1. He wished Council, Staff, and the community a Happy Thanksgiving.

11. WARRANTS

Motion/Second: Murphy/Chirco

Unanimously Carried: The City Council approved the Warrants for November 19, 2018, in the amount of \$50,901.10 ratified the Warrants for October 16, 2018 to November 18, 2018 in the amount of \$886,728.97, 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 November 20, 2018 to December 9, 2018.

ROLL CALL

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

12. 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 Kusumoto pulled item 12B.

Motion/Second: Murphy/Hasselbrink

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

A. Approval of Minutes (City Clerk)
Approved the Regular City Council minutes of October 15, 2018 and the Special City Council minutes of November 5, 2018.

C. Legal Expense Related to District-Based Election System (City Clerk)
At its adjourned regular meeting of July 20, 2018 the City adopted Ordinance No. 2018-05 which established a district-based election system for members of the City Council, including the adoption of the district map and election sequencing. On August 20, 2018 the City Council approved the reimbursement request from the Law Office of Shenkman and Hughes in the amount of \$30,000. All legal expenses regarding District-Based Election system have now been realized.

The City Council appropriated \$10,461.20 to the Elections account, 10.511.5233, from the General Fund for legal expenses related to District-Based Election System.

D. The League of California Cities' 2019 Annual City Managers Department Conference (City Manager)

This report sought authorization for City Manager, Bret Plumlee, to attend the 2019 League of California Cities Annual City Managers Department Conference.

The City Council authorized the City Manager to attend the conference and all associated travel expenses in an amount not to exceed \$1,500.

E. Reject all Bids for the Labourdette Park Project (CIP No. 18/19-02) (Development Services)

On October 4, 2018 construction bids were publicly opened for the construction of Labourdette Park Project (CIP 18/19-02). A total of two bids were received. The lowest bid received, was from R.E. Schultz Construction, with the total bid amount of \$183,521. The bid significantly exceeds the appropriated construction budget of \$140,000. Staff is recommending that the City Council reject all bids.

The City Council:

1. Rejected all bids received for the Labourdette Park Project CIP 18/19-02; and,
2. Authorized the City Engineer to re-advertise for bids to construct the project at the lowest cost to the City.

F. Reject all Bids for the Replacement of City Hall Generator (CIP 18/19-03) (Development Services)

On October 3, 2018 construction bids were publicly opened for the Replacement of City Hall Generator (CIP 18/19-03). A total of two bids were received. The lowest bidder for this project was Duthie Power Services, with the total bid amount of \$223,368.76. The bid significantly exceeds the appropriated construction budget of \$150,000. Staff is recommending that the City Council reject all bids.

The City Council: e

1. Rejected all bids received for the Replacement of City Hall Generator (CIP 18/19-03); and,
2. Authorized the City Engineer to investigate resizing the generator to meet the actual needs of the Police Department and City Hall then re-advertise for bids to construct the project at the lowest cost to the City.

G. Investment Policy (Finance)

This report outlined the City's Investment Policy, which provides the guidelines for prudent investment of the City's idle or reserve cash and outlines the policies essential to ensuring the safety and financial strength of the City's investment portfolio.

The City Council adopted Resolution 2018-31, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ADOPTING

THE STATEMENT OF INVESTMENT POLICY DATED NOVEMBER 2018 AND REPEALING RESOLUTION NO. 2016-40".

H. Legal Services Related to Labor and Employment Law (Finance)

The City of Los Alamitos contracted for legal services related to labor and employment law with Liebert Cassidy Whitmore beginning August 2016. This item proposed a new agreement for the specified legal services. .

The City Council authorized the Mayor to enter into the Agreement for Special Services ("Agreement") with Liebert Cassidy Whitmore for legal services related to labor and employment law.

I. Minimum Wage Increase Effective January 1, 2019 (Finance)

This report addressed the state-wide minimum wage increase that becomes effective January 1, 2019.

The City Council adopted Resolution No. 2018-33, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, AMENDING AND RESTATING THE HOURLY RATE SCHEDULE EFFECTIVE JANUARY 1, 2019 AND REPEALING RESOLUTION NO. 2018-02."

J. Resolution No. 2018-32 – Adopting the June 30, 2018, Measure M2 Expenditure Report (Finance)

Each agency who receives Measure M2 funds is required by the Orange County Transportation Authority (OCTA) to adopt via resolution an annual Expenditure Report to account for the use of Measure M2 funds.

The City Council adopted Resolution No. 2018-32, entitled, "A RESOLUTION OF CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, CONCERNING THE MEASURE M2 EXPENDITURE REPORT FOR THE CITY OF LOS ALAMITOS FOR THE FISCAL YEAR ENDING JUNE 30, 2018".

K. Cooperative Agreement for the Administration of the Orange County Taxi Administration Program (Finance)

This report recommended approval of an agreement with Orange County Transportation Authority for the administration of the Orange County Taxi Administration Program.

The City Council authorized the Mayor to execute Cooperative Agreement No. C-8-2015 with Orange County Transportation Authority for the administration of the Orange County Taxi Administration Program, effective January 1, 2019 through December 31, 2020.

L. Approval of Plans and Specifications and Authorization to Bid for Catch Basin Installation Project (Citywide) (Finance)

This report recommended actions to begin facilitating the installation of 117 automatic retractable screens (ARS) debris gates Citywide.

The City Council:

1. Approved the plans and specifications for the installation of automatic retractable screens (ARS) debris gates Citywide; and,
2. Authorized Staff to advertise and solicit bid proposals.

M. Approval of Plans and Specifications, and Authorization to Bid for Fenley Pump Station Repairs (CIP No. 18/19-04) (Development Services)

This report recommended actions to begin facilitating the construction for repairs of the Fenley Pump Station.

The City Council:

1. Approved the plans and specifications for the construction of the Fenley Pump Station Repairs (CIP No. 18/19-04); and,
2. Authorized Staff to advertise and solicit bid proposals.

End of Consent Calendar

Items Pulled from Consent Calendar

B. Ticket Handling Policy (City Clerk)

This policy for Council's consideration would regulate the City's distribution of tickets and or passes in order to meet the requirements of Title 2 of the California Code of Regulations, Section 18944.1 (Regulation 18944.1) as amended by the Fair Political Practices Commission (FPPC).

Council Member Kusumoto questioned the type and quantity of tickets received by the City.

City Clerk Quintanar advised this was a proactive measure and that the City did not currently receive tickets. This policy would allow the City to accept tickets for public purposes from non-profit agencies and disburse them to City officials.

Motion/Second: Kusumoto/Edgar

Unanimously Carried: The City Council:

1. Adopted Resolution No. 2018-30, entitled, " A RESOLUTION OF THE CITY COUNCIL OF THE CITY LOS ALAMITOS, CALIFORNIA, ADOPTING A TICKET HANDLING POLICY"; and,
2. Directed the City Clerk to post the Ticket Handling Policy on the City's website and send the website link to the FPPC in accordance with Regulation 18944.1(e)(4).

13. ORDINANCE

A. **Introduce Ordinance No. 2018-08 – Establishing Regulations for Sidewalk Vending in Compliance with State Legislation (Development Services)**

Consideration of an ordinance adding Chapter 12.48 (Sidewalk Vending) to Title 12 (Streets, Sidewalks, and Public Places) of the Los Alamitos Municipal Code establishing licensing and operational requirements for sidewalk vendors in accordance with Senate Bill No. 946.

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

City Council and Staff discussed this item pertained to City approved special events and did not qualify for private events.

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

Motion/Second: Edgar/Chirco

Unanimously Carried: The City Council:

1. Introduced for first reading, read by title only, and waive further reading of Ordinance No. 2018-08; and,
2. City Attorney Daudt read the title of Ordinance No. 2018-08, entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ADDING CHAPTER 12.48 TO TITLE 12 OF THE LOS ALAMITOS MUNICIPAL CODE PERTAINING TO THE REGULATION OF SIDEWALK VENDING."

Council Member Murphy requested the City Manager speak with Southern California Edison to ensure proper notice was given for maintenance power outages. He referred to the most recent outage and stated the prolonged outage was a major inconvenience to citizens and was potentially dangerous. He requested the City review its sign ordinances.

3. CLOSED SESSION

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

D. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: one potential case.

RECESS

The City Council recessed into Closed Session at 6:58 p.m.


RECONVENE

The City Council reconvened in regular Session at 7:45 p.m.

City Attorney Daudt stated there was no reportable action.

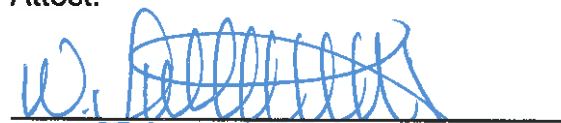
14. ADJOURNMENT

The City Council adjourned to Monday, December 10, 2018 at 7:45 p.m.



Troy D. Edgar, Mayor

Attest:



Windmera Quintanar, MMC, City Clerk