MINUTES OF THE CITY COUNCIL
OF THE CITY OF LOS ALAMITOS

REGULAR MEETING – October 21, 2019

1. CALL TO ORDER
The City Council met in Regular Session at 6:00 p.m., Monday, October 21, 2019 in the Council Chamber, 3191 Katella Avenue, Mayor Kusumoto presiding.

2. ROLL CALL
Present: Council Members: Chirco, Grose, Hasselbrink, Mayor Pro Tem Murphy, Mayor Kusumoto
Absent: Council Members: None
Present: Staff: Les Johnson, Interim City Manager
Michael Daudt, City Attorney
Mark Abbott, Building Official
Alan Chambers, Building Inspector
Eric Hendrickson, Finance Director
Dave Hunt, City Engineer
Chris Karrer, Police Captain
Emeline Noda, Recreation Manager
Ron Noda, Recreation Manager
Eric Nunez, Police Chief
Tom Oliver, Associate Planner
Windmera Quintanar, MMC, City Clerk
Ron Roberts, Battalion Chief Orange County Fire Authority

3. PLEDGE OF ALLEGIANCE
Council Member Hasselbrink led the Pledge of Allegiance.

4. INVOCATION
Council Member Chirco gave the Invocation.

5. PRESENTATIONS
Mayor Kusumoto and the City Council presented recognitions to the listed recipients.

   A. Presentation of a Commendation to Dr. Robert Pugach, Urologist

   B. Presentation of a Proclamation to Police Chief Eric Nuñez in Recognition on Red Ribbon Week
6. **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 Kusumoto opened Oral Communications.

Orlando Gutierrez, Los Alamitos Race Course, invited the community and Council to the upcoming Halloween Carnival on October 26, and the Annual Honoring Our Veterans Night at the Races on November 1.

Mayor Kusumoto closed Oral Communications.

7. **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 three of the four Fiscal Sustainability Meetings, Autumnfest at St. Hedwig, Orange County Mosquito and Vector Control District Board of Directors Meeting, the Americana Awards Committee meeting, Meeting with Assembly Member Lowenthal in Washington DC, Prescription Drug Take-Back event at McAuliffe Middle School, and Trunk or Treat.

Council Member Hasselbrink spoke regarding attendance at a press conference with Orange County Fire Authority and the Joint Forces Training Base regarding the live intelligence plane, Placentia State of the City, League of California Cities Division meeting, Orange County Fire Authority Open House at local fire station, fiscal sustainability meeting at Little Cottonwood Park, Taste of Los Al, Prescription Drug Take-Back event at McAuliffe Middle School, Trunk or Treat, and the Casa Youth Shelter Gala.

Council Member Grose spoke regarding progress on barrier wall with Orange County Relators by Homeland Security, attendance at American Legion Post 716 100 year celebration time capsule, Great Pacific Airshow meet and greet at the Joint Forces Training Base, voting delegate at the League of California Cities Annual Conference, and the Change of Command Ceremony for 140th Aviation Battalion at Joint Forces Training Base.

Mayor Pro Tem Murphy spoke regarding attendance at three of the fiscal sustainability meetings, Coffee with a Cop, Santa Ana's State of the City, the Americana Awards Committee meeting, and requested a meeting to discuss penalties for construction sites when work begins too early.
Mayor Kusumoto spoke regarding attendance at the Los Alamitos Family Dance, Autumnfest at St. Hedwig, a Fiscal Sustainability meeting, the arrival of Thunderbirds for Great Pacific Airshow pilot autograph session, the Great Pacific Airshow VIP reception, Taste of Los Al, and the League of California Cities Annual Conference.

8. ITEMS FROM THE CITY MANAGER

Interim City Manager Johnson spoke regarding the Fiscal Sustainability Community Workshops.

Recreation Manager Ron Noda spoke regarding the 2020 Race on the Base registration.

9. WARRANTS

Motion/Second: Chirco/Murphy
Unanimously Carried: The City Council approved the Warrants for October 21, 2019, in the amount of $10,267.20 ratified the Warrants for September 17, 2019 to October 20, 2019 in the amount of $1,068,640.94 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

ROLL CALL
Mayor Kusumoto Aye
Mayor Pro Tem Murphy Aye
Council Member Chirco Aye
Council Member Grose Aye
Council Member Hasselbrink 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.

Council Member Chirco pulled item 10C.
Council Member Hasselbrink pulled item 10H

Motion/Second: Chirco/Murphy
Unanimously Carried: The City Council approved the following Consent Calendar Items:

A. Approval of Minutes (City Clerk)
Approved the City Council Regular meeting minutes of September 16, 2019.
B. Approval to Record an Alley Dedication from JRG Properties, LLC (10922 Walnut Street) (Development Services)
Approval to record 2½ feet of alley dedication from JRG Properties, LLC, and property located at 10922 Walnut Street, which is ready for submission to the County Recorder's Office.

The City Council:


2. Directed the City Clerk to record the alley dedication by submitting maps to the County of Orange Recorder's Office.

D. Approval of Plans and Specifications and Authorization to Bid for the Noel Street Pavement Rehabilitation Project (CIP No. 19/20-03) (Development Services)
This report recommends actions to begin facilitating the proposed grinding and overlay work along Noel Street, from Katella Avenue to Farquhar Avenue.

The City Council approved the Plans and Specifications for the Noel Street Pavement Rehabilitation Project (CIP No. 19/20-03) and authorized Staff to solicit bids and proposals.

E. Purchase of New Computer Servers (Finance)
The existing accounting software system is in need of upgrade as it will no longer be supported by the software company, Tyler Technologies. In light of such, Tyler Technologies has offered the City a free upgrade. In order to support the accounting software upgrade it is necessary to purchase two new computer servers.

The City Council approved the purchase of new computer servers and authorized Staff to amend the budget as necessary.

F. Community Development Block Grant (CDBG) Project List for Fiscal Years 2020/2021 & 2021/2022 (Development Services)
This report sets forth a recommended project list for Fiscal Years 2020/2021 & 2021/2022 of the County's Community Development Block Grant (CDBG) program and approval of the City's participation in the program through an application usually due in the November to January timeframe. Applications have not been released at this time, and a due date has not been set.
The City Council:


2. Directed Staff to prepare applications for submittal to the County of Orange; and,

3. Authorized the Interim City Manager to execute all CDBG program documents for Fiscal Year 2020/2021 & 2021/2022 and appropriate amendments, if any, as they become available.

G. Approval of Notice of Completion for Alley, Americans with Disabilities Act (ADA) Ramps and Sidewalk Improvement Project (CIP No. 18/19-06) 

The Alley, ADA Ramps and Sidewalk Improvement Project (CIP No. 18/19-06) reconstructed portions of the existing alley west of Reagan Street, between Katella Avenue and Green Avenue. In addition, it included the installation of 10 new ADA ramps and sidewalk reconstruction in the Apartment Row neighborhood. Staff is recommending that City Council accept the work as completed, direct filing of the Notice of Completion, and authorize retention release as prescribed by the Public Contracts Codes.

The City Council:

1. Accepted as complete the construction for contract by Nobest Incorporated for the Alley, ADA Ramps and Sidewalk Improvement Project (CIP No. 18/19-06); and,

2. Directed the City Clerk to record the Notice of Completion/Final Report with the County Recorder’s Office; and,

3. Authorized Staff to release the 5% retention to the contractor, in the amount of $6,163.22, thirty-five (35) days after recordation of the Notice of Completion.

I. Reserve Policy for Fiscal Year Ending June 30, 2019 

This report seeks to provide the City Council with an unaudited financial update regarding the General Fund reserves for the fiscal year ending June 30, 2019 and seeks approval from the City Council to establish a Fund Balance Reserve Policy.

J. Amendment No. 1 to Agreement with Matrix Imaging, Inc. to Digitize the City’s Records
(City Clerk)
This is approve Amendment No. 1 to the Professional Services Agreement with Matrix Imaging (Matrix) to digitize the City’s records.

The City Council: authorized the Mayor to execute Amendment No. 1 to the Professional Services Agreement with Matrix Imaging for scanning and digitizing City records.

End of Consent Calendar

Items Pulled from Consent Calendar

C. Award of Bid for Greenbrook Neighborhood and Little Cottonwood Park and Farquhar Pavement Rehabilitation Improvement Project (CIP No. 19/20-02) (Development Services)
This report recommends awarding of a bid to Hardy & Harper, Inc. for the grinding and overlay of the Greenbrook Neighborhood, Farquhar Avenue from Los Alamitos Boulevard to Bloomfield Street, and the Little Cottonwood Park Parking Lot (CIP No. 19/20-02).

Council Member Chirco expressed support for the project and requested the Staff Report be summarized for the public’s interest.

Interim City Manager Johnson summarized the staff report.

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

1. Awarded a bid for the grinding and overlay of the Greenbrook Neighborhood, Farquhar Avenue from Los Alamitos Boulevard to Bloomfield Street and Little Cottonwood Park Parking Lot (CIP No. 19/20-02) to Hardy & Harper, Inc. in the amount of $646,780.00; and,

2. Authorized the Mayor to execute the contract with Hardy & Harper Inc., for the subject project; and

3. Authorized City Engineer to add work and execute change orders in an amount not to exceed the contingency reserve of 10% or $64,678.00.
H. Update on Video Recording and Broadcasting Traffic Commission Meetings  
   (City Manager)  
During the August 16, 2019 meeting, City Council discussed the possibility of video recording and broadcasting future Traffic Commission meetings. Following the discussion, the City Council directed staff to receive input from the Traffic Commission and report back to the City Council. This matter was discussed by the Traffic Commission during its September 11, 2019 meeting.

Council Member Hasselbrink thanks Staff and the Commission for reviewing this item and stated support for more detailed minutes in lieu of the meetings being recorded.

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

1. Upheld the Traffic Commission's recommendation to not proceed with video recording and broadcasting future Traffic Commission meetings; and,

2. Directed Staff to prepare comprehensive summary meeting minutes and pursue the ability to access audio recordings of meetings via the City website.

11. PUBLIC HEARING

A. Zoning Code, Zoning Map, and Subdivision Codes Update  
   (Development Services)  
Consideration of a resolution to amend certain sections of the Los Alamitos General Plan in order to complete the Zoning & Subdivision Codes Update, followed by the consideration of an ordinance to approve the Zoning & Subdivision Code Update and an ordinance amending the zoning map of the City of Los Alamitos.

Interim City Manager Johnson gave a PowerPoint presentation and summarized the Staff report.

City Council and Staff discussed the following:

- Understanding the definition of the live/work overlay zone.
- The Planning Commission unanimously recommended the City Council approve the update.
- Amount of time the Planning Commission, Staff, and Consultants spent preparing the Zoning Code, Zoning Map, and Subdivision Codes Update including three workshops and additional time in Regular Planning Commission meetings.
Mayor Kusumoto opened the Public Hearing for comments. There being no one present wishing to speak, Mayor Kusumoto closed the Public Hearing for comments.

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

1. Approved "Addendum #2 to the 2015 General Plan FEIR" prepared pursuant to the California Environmental Quality Act (CEQA) regarding General Plan Amendment 19-01; and,

2. Adopted Resolution No. 2019-34, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, APPROVING GENERAL PLAN AMENDMENT (GPA) 19-01 TO ENSURE THAT THE CURRENT ZONING CODE UPDATE WILL MAINTAIN INTERNAL CONSISTENCY WITH THE ACTIONS, GOALS, OBJECTIVES, AND POLICIES OF THE GENERAL PLAN, AND WILL NOT CREATE ANY INCONSISTENCIES THEREIN (CITY INITIATED);” and,

3. Approved "Addendum #1 to the 2015 General Plan FEIR," prepared pursuant to the California Environmental Quality Act (CEQA) regarding Zoning Ordinance Amendment 17-04; and,

4. City Attorney Daudt read the title of Ordinance No. 2019-03, entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CA, AMENDING TITLES 16 AND 17 OF THE LOS ALAMITOS MUNICIPAL CODE TO BE CONSISTENT WITH THE 2035 LOS ALAMITOS GENERAL PLAN AS PART OF ZONING ORDINANCE AMENDMENT (ZOA) 17-04 (CITY INITIATED);” and,

5. City Attorney Daudt read the title of Ordinance No. 2019-04, entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, AMENDING THE ZONING MAP OF THE CITY OF LOS ALAMITOS TO CONFORM TO THE CITY’S GENERAL PLAN LAND USE MAP, AS A PART OF ZONING ORDINANCE AMENDMENT (ZOA) 17-04 (CITY INITIATED)."

12. ORDINANCE

A. 2019 Building Standards Code and Fire Code Adoption

Every three years the State of California Building Standards Commission adopts new construction regulations based on international model building codes. Collectively, these State regulations are known as the "California Building Standards Code" (Title 24, California Code of Regulations). The 2019 California Building Standards Code will take effect and apply to all...

The California Health and Safety Code permits local governments to make amendments to the California Building Standards Code that are administrative or procedural, or that are more stringent than the requirements adopted by the State. To incorporate local amendments, local governments must adopt the California Building Standards Code, and adopt local amendments to the same supported by findings that the local amendments are necessary because of local climatic, geological or topographical conditions.

Interim City Manager Johnson summarized the staff report and introduced staff in attendance.

The City Council and Staff discussed the following:

- Eleven changes to the Code.
- Concerns the Code changes are less restrictive regarding mobile fueling.
- Concerns regarding enforcement of the changes.
- Amendments to the Code pursuant to the OCFA’s recommendations.

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

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

1. Waived reading in full and authorized reading by title only of Ordinance No. 2019-05 and 2019-06; and,


13. DISCUSSION ITEM

A. Approval of Amendment No. 2 to Employment Agreement for Interim City Manager Services

(City Attorney)

This report seeks consideration of Amendment No. 2 to Employment Agreement with Mr. Les Johnson extending the term for Interim City Manager Services.

City Attorney Daudt summarized the Staff report and advised there was a typographical error and the agreement term should state January 2020.

Council Member Hasselbrink gave a brief update regarding the status of the recruitment process.

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

Motion/Second: Murphy/Chirco
Unanimously Carried: The City Council authorized the Mayor to execute Amendment No. 2 to Employment Agreement with Les Johnson for Interim City Manager Services.

14. CLOSED SESSION

A. PUBLIC EMPLOYEE APPOINTMENT

Pursuant to Government Code Section 54957
Title: City Manager
City Attorney Daudt read the item aloud.

RECESS
The City Council recessed into closed session at 6:56 p.m.

RECONVENE
The City Council reconvened in Regular Session at 7:34 p.m.

City Attorney Daudt stated there was no reportable action.

15.  ADJOURNMENT
The City Council adjourned at 7:35 p.m.

Attest:

Warren Kusumoto, Mayor

Windmera Quintanar, MMC, City Clerk