

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

**REGULAR MEETING – October 3, 2011**

**1. CALL TO ORDER**

The City Council met in Regular Session at 7:00 p.m., Monday, October 3, 2011, in the Council Chambers, 3191 Katella Avenue, Mayor Stephens presiding.

**2. ROLL CALL**

**Present:** Council Members: Graham-Mejia, Kusumoto, Poe  
Mayor Pro Tem Edgar, Mayor Stephens

**Absent:** Council Members: None

**Present:** Staff: Jeffrey L. Stewart, City Manager  
Sandra J. Levin, City Attorney  
Todd Mattern, Police Chief  
Steven Mendoza, Community Development Dir.  
Angie Avery, Community Services Director  
Anita Agramonte, Finance Director  
Dave Hunt, City Engineer  
Windmera Quintanar, Department Secretary

**3. PLEDGE OF ALLEGIANCE**

Council Member Poe led the Pledge of Allegiance.

**4. INVOCATION**

Council Member Graham-Mejia gave the Invocation.

**Council Member Graham-Mejia** requested Item 10A be reviewed immediately after the Consent Calendar.

**5. ORAL COMMUNICATIONS**

Ed Bremmel, resident, thanked Council for its support with getting the flood channel cleaned out.

Judy Klabough, Chamber Chair, advised of the following events: 1) Chamber Breakfast on October 7, and 2) Wings, Wheels, and Rotors on October 23.

Chuck Silva, resident, stated support for Item 10A.

Kathie Salai, resident, stated concerns regarding Golden State Water's proposed rate increase.

JM Ivler, resident, requested answers to his previously submitted questions.

Mayor Stephens directed City Manager Stewart to provide answers to the questions.

The following residents stated opposition for Item 10A:

Marian Villegas  
Bob Villegas  
Bobby Villegas

Richard Vardeman, resident, stated support for Item 10A.

John Underwood, LATV representative, stated LATV was running a new program featuring Police and public safety.

**6. PRESENTATION**

**A. Presentation by Casa Youth Shelter to the City Council**

Luciann Maulhardt, Executive Director, and Dr. Maribel Contreras, Community Outreach Coordinator, from Casa Youth Shelter gave a power point presentation.

**B. Presentation of a Proclamation Declaring October 2011 as Crime Prevention Month**

The City Council presented a Proclamation to Police Chief Todd Mattern.

**C. Presentation of a Proclamation Declaring October 9-15, 2011, as Fire Prevention Week**

The City Council presented a Proclamation to Battalion Chief Don Forsyth.

**7. REGISTER OF MAJOR EXPENDITURES**

October 3, 2011.

Motion/Second: Graham-Mejia/Edgar

Unanimously Carried: The City Council approved the Register of Major Expenditures for October 3, 2011, in the amount of \$614,855.84.

**Roll Call Vote**

Council Member Graham-Mejia	Aye
Council Member Kusumoto	Aye
Council Member Poe	Aye
Mayor Pro Tem Edgar	Aye
Mayor Stephens	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 Graham-Mejia pulled Items 8A and 8D.

Motion/Second: Graham-Mejia/Edgar

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

\*\*\*\*\*CONSENT CALENDAR\*\*\*\*\*

**B. Warrants (Finance)**  
The City Council approved the warrants for October 3, 2011, in the amount of \$145,976.83.

**C. Award of Construction Contract for the Community Pool Deck Shading System (Public Works)**  
This report recommended City Council award a construction contract to Peace of Mind Construction for the Community Pool Deck Shading System on the basis of the lowest qualified bid.

The City Council:

1. Awarded the contract for the Community Pool Deck Shading System for the lowest responsible bid to Peace of Mind Construction, in the amount of \$17,777.00, reject all other bids; and,
2. Authorized the Mayor to execute the contract for the project; and,
3. Authorized staff to execute change orders, if necessary, in an amount not to exceed the contingency reserve of \$1,777.70 which is 10% of the original contract amount.

\*\*\*\*\*END OF CONSENT CALENDAR\*\*\*\*\*

**A. Approval of Minutes (City Clerk)**  
Approve Minutes of the Regular Meeting – September 6, 2011.

Council Member Graham-Mejia stated she did not believe action minutes presented a good historical record and requested speaker comments be consistent throughout the minutes.

Motion/Second: Poe/Edgar

Carried 4/1 (Graham-Mejia cast the dissenting vote): The City Council approved the Minutes of the Regular Meeting of September 6, 2011.

**D. Approval of Plans and Specifications and Authorization to Bid for Katella Avenue Median Modifications at Chestnut Street**

This report recommends actions to begin facilitating the construction of Katella Avenue Median Modifications at Chestnut Street.

Dave Hunt, City Engineer, summarized the staff report referring to the information contained therein and answered questions from the City Council.

The Council discussed the history of the item and alternate modifications.

Motion/Second: Edgar/Stephens

Carried 4/1 (Graham-Mejia cast the dissenting vote): The City Council:

1. Approved the plans and specifications for the construction of Katella Avenue Median Modifications at Chestnut Street; and,
2. Authorized staff to advertise and solicit bid proposals.

**The City Council took item 10A at this time, per Council Member Graham-Mejia's request.**

**10. DISCUSSION ITEMS**

**A. Consideration of Private Use of a City Service Road Located between 3608 and 3622 Fenley Drive, Los Alamitos**

Consideration regarding use of a City service Road located between 3608 and 3622 Fenley Drive, Los Alamitos.

Council Member Kusumoto recused himself due to a conflict of interest as his residence was located within 500 feet.

City Manager Stewart and Community Development Director Mendoza summarized the staff report referring to the information contained therein and answered questions from the City Council.

Mayor Stephens opened the Public Hearing.

The following residents stated support for the item:

Dean Grose  
Pat Blanchard  
Tom Rothwell  
Pam Rosalis  
Richard Vardeman

The following resident stated opposition for the item:

JM Ivler  
Marian Villegas  
Bob Villegas

Mayor Stephens closed the Public Hearing.

Council Member Poe, Mayor Pro Tem Edgar, and Mayor Stephens stated support for the item.

Council Member Graham-Mejia stated opposition for the item and stated for the record she felt the City acted poorly in defense of the Villegas family.

Motion/Second: Poe/Edgar

Carried 3:1 (Graham-Mejia cast the dissenting vote and Kusumoto recused himself): The City Council:

1. Reviewed and discussed; and,
2. Authorized execution of a license agreement between the City of Los Alamitos and Richard and Beverly Vardeman, owners of the property located at 3622 Fenley Drive, for use of the City service road located between 3608 and 3622 Fenley Drive.

## 9. PUBLIC HEARING

### **A. General Plan Amendment, Zoning Ordinance Amendment, Annexation Initiation, and Property Tax Resolution to Annex eight Long Beach Parcels (7078-019-005, 006, 007, 009, 010, 011, 906 & 907) in conjunction with Area 7 of Local Agency Formation Commission Boundary Adjustment**

Consideration to annex eight Long Beach parcels into the City of Los Alamitos and adopt necessary Resolutions and an Ordinance to pre-zone the parcels. The parcels are located in the College Park North area of Los Alamitos adjacent to Stansbury Park on Toland Avenue.

Council Member Kusumoto recused himself due to a conflict of interest as his residence was located within 500 feet and requested to speak during public comment.

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

Mayor Stephens opened the Public Hearing.

The following residents stated support for the item:

Bill Yee  
Pam Rosalis

Tom Rothwell, resident, stated concern that the difference in zoning would affect his property value. Community Development Director Mendoza stated the proposed zoning would not affect property values.

Warren Kusumoto, resident, stated he felt the item represented good governance.

Mayor Stephens closed the Public Hearing.

Council Member Poe stated support as long as the resident did not incur any costs during the process. She requested the City incur any costs associated with this item.

Mayor Pro Tem Edgar stated support for the item and gave a brief explanation of the process.

Mayor Stephens stated support and asked for clarification regarding lot lines.

Community Development Director Mendoza stated only City and County boundary lines would change. Lot lines would not change.

Mayor Stephens stated support for helping the affected residents transition through the process smoothly.

Council Member Graham-Mejia stated support for the item.

Ms. Rosalis and Mr. Yee thanked staff for their hard work and diligent communication through the process.

Motion/Second: Edgar/Poe

Carried 4:0 (Kusumoto recused himself): The City Council:

1. Conducted a Public Hearing; and,
2. Adopted City Council Resolution No. 2011-18, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ADOPTING GENERAL PLAN AMENDMENT 11-02, TO ESTABLISH GENERAL PLAN DESIGNATIONS FOR PARCELS 7078-019-005, 006, 007, 009, 010, 011, 906 & 907 (STANSBURY PARK AREA) IN CONJUNCTION WITH AREA SEVEN (7) OF THE PROPOSED LAFCO BOUNDARY ADJUSTMENT."

3. Authorized if there are any cost to record documents necessary to clarify ownership or any title issues created by this annexation, the city will pay that cost; and,
4. Waived reading in full and authorized reading by title only of Ordinance No. 11-08, and set for second reading; and,
5. City Attorney Levin read the title of City Council Ordinance No. 11-08, entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ADOPTING ZONING ORDINANCE AMENDMENT 11-03 TO PRE-ZONE PARCELS 7078-019-005, 006, 007, 009, 010, 011, 906 & 907 (STANSBURY PARK AREA) IN CONJUNCTION WITH AREA SEVEN (7) OF THE PROPOSED LAFCO BOUNDARY ADJUSTMENT."
6. Adopted City Council Resolution No. 2011-19, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, MAKING APPLICATION TO AND REQUESTING THE LOCAL AGENCY FORMATION COMMISSION OF ORANGE COUNTY TAKE PROCEEDINGS PURSUANT TO THE CORTESE-KNOX-HERTZBERG LOCAL GOVERNMENT REORGANIZATION ACT OF 2000 FOR THE CITY OF LOS ALAMITOS TO ANNEX 1.29 ACRES OF PROPERTY (EIGHT LONG BEACH PARCELS 7078-019-005, 006, 007, 009, 010, 011, 906 & 907) AND FILE ANNEXATION NO. 2011-01."
7. Adopted City Council Resolution No. 2011-17 entitled "A RESOLUTION OF THE CITY OF LOS ALAMITOS, CALIFORNIA, APPROVING PROPERTY TAX ALLOCATION FOR ALL AFFECTED AGENCIES REGARDING THE COUNTY BOUNDARY REORGANIZATION FOR THE STANSBURY PARK AREA OF THE CITY OF LOS ALAMITOS"

## 11. MAYOR AND COUNCIL INITIATED BUSINESS

### **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 Kusumoto** reported attendance at the Police Officer's Appreciation Night and thanked staff for addressing the water quality concerns early in the week.

**Council Member Poe** reported attendance at the following events: 1) 9-11 Remembrance Ceremony; 2) Honored Citizen Event at the Museum on September 18; 3) Employee Appreciation Lunch on September 27; and, 4) Casa Youth's Commander's Ball on October 1. She reported a theft at St. Isidore

Plaza, encouraged residents to view City Watch on LATV and informed residents of a community meeting to be held on October 4, at the City of Stanton regarding the proposed water rate increase.

Council directed staff to put information regarding the proposed water rate increase on the City's website.

**Council Member Poe** requested staff address the replacement of bus benches in the city.

**Mayor Pro Tem Edgar** reported attendance at the following events: 1) Orange County Sanitation District Board meeting; 2) Casa Youth's Commander's Ball; 3) Rivers and Mountains Conservancy's reception for Mark Stanley; 4) 9-11 Remembrance ceremony; and, 5) Employee Appreciation Lunch. He encouraged residents to visit the Vietnam Moving Wall on October 6 in Garden Grove and to attend the Wings, Wheels, and Rotors event on October 23. He requested an update on the Coyote Creek Project.

City Manager Stewart stated the plans had been submitted to Southern California Edison, gave a brief summary of the process, and stated the City was pushing for completion by June 30, 2012.

**Mayor Stephens** reported attendance at the following events: 1) 9-11 Remembrance Ceremony; 2) OCFA Budget and Finance and Board of Directors meetings; 3) Employee Appreciation Lunch; and, 4) Casa Youth Commander's Ball.

**Council Member Graham-Mejia** thanked Nancy Karmelich for the Banners of Honor throughout the City and encouraged residents to send in letters regarding the proposed water rate increase. She reported attendance at the following events: 1) 9-11 Remembrance ride; and, 2) Employee Appreciation Lunch. She inquired about signal timing in the City and the Race on the Base contest.

City Engineer Hunt stated the timing had been reviewed and was currently operating perfectly.

Community Services Director Avery stated the Race on the Base contest would run until October 14, and to enter residents needed to "Like" the Race on the Base Facebook page.

## 12. **ITEMS FROM THE CITY MANAGER**

City Manager had nothing to report at this time.

Mayor Stephens requested answers be provided to Mr. Ivler. City Manager Stewart estimated completion by the end of the week.



**13. CLOSED SESSION**

**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.

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

Sipple et. al. v. City of Alameda et. al.

The City Council recessed to Closed Session at 10:14 p.m.

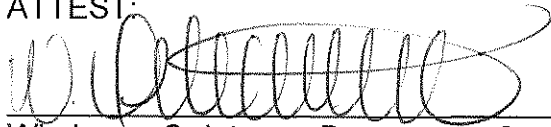
The City Council reconvened at 11:05 p.m. City Manager Stewart stated there was no reportable action

**14. ADJOURNMENT**

The meeting was adjourned at 11:05 p.m. The next meeting of the City Council is scheduled for Monday, October 17, 2011, in the City Council Chambers.

  
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Kenneth Stephens, Mayor

ATTEST:

  
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Windmera Quintanar, Department Secretary