

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

REGULAR MEETING – May 17, 2021

1. CALL TO ORDER

The City Council met in Regular Session at 6:30 p.m., Monday, May 17, 2021, in the Community Center located at 10911 Oak St., Los Alamitos, CA 90720, Mayor Chirco presiding.

2. ROLL CALL

Present: Council Members: Bates, Doby, Nefulda, Mayor Pro Tem Hasselbrink, Mayor Chirco

Absent: Council Members: None

Present: Staff: Chet Simmons, City Manager
Wayne Byerley, Police Captain
Michael Daudt, City Attorney
Craig Koehler, Interim Finance Director
Emeline Noda, Acting Rec. and Community Srvc. Director
Ron Noda, Acting Deputy City Manager
Eric R. Nunez, Police Chief
Windmera Quintanar, MMC, City Clerk
Chelsi Wilson, Executive Assistant/Benefits

3. PLEDGE OF ALLEGIANCE

Mayor Pro Tem Hasselbrink led the Pledge of Allegiance.

4. INVOCATION

Council Member Doby gave the Invocation.

5. PRESENTATION

The City Council received the listed presentations.

A. Presentation of a Volunteer Merit Award to John Bishop, Chief Executive Officer of Memorial Care

B. Presentation from Frank Carson, President-Elect of California Parks and Recreation Society (CPRS), to the City for 2020 Award of Excellence in:

- **Creating Community – Serve Los Al**
- **Marketing and Communications – Los Alamitos Recreation Social Media**

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 Chirco opened Oral Communications.

John Beringer spoke in opposition to item 10D and indicated why his bid was a better choice.

Mayor Chirco 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 Nefulda congratulated the Recreation and Community Services Department on their awards and spoke in support of organizations that serve the community.

Council Member Bates spoke regarding attendance at the Military Affairs Committee meeting, the Solid Waste Committee meeting, League of California Cities briefing regarding upcoming State legislature, and a webinar regarding combatting extremism at the local level.

Council Member Doby spoke regarding attendance at the Human Relations Committee meeting, Orange County Mosquito and Vector Control District board and policy committee meetings, Southern California Association of Governments Assembly, and the Chamber's monthly Zoom meeting.

Mayor Pro Tem Hasselbrink spoke regarding the upcoming 4th of July event, Orange County Fire Authority's budget process, and Change of Command at the Joint Forces Training Base.

Mayor Chirco gave a brief update on COVID-19 and spoke regarding attendance at the biweekly Mayor briefings, Orange County Sanitation District Board and committee meetings, Budget Standing Committee meeting, Town Hall Pandemic meeting, and requested an update on the homeless situation at the next meeting.

8. ITEMS FROM THE CITY MANAGER

City Manager Simmons spoke regarding the vaccine clinic held at the Community Center. He stated that Staff would be working to streamline staff reports to provide a clear picture and additional transparency.

9. WARRANTS

Council Member Bates suggested consolidation of the copier contracts for a possible savings and clarified the City hall Phone charge was for all land lines in City Hall.

Motion/Second: Bates/Hasselbrink

Unanimously Carried: The City Council ratified the Warrants for the period from April 16, 2021 to May 5, 2021, in the amount of \$855,173.08.

ROLL CALL

Mayor Chirco	Aye
Mayor Pro Tem Hasselbrink	Aye
Council Member Bates	Aye
Council Member Doby	Aye
Council Member Nefulda	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 Bates referred to City Manager Simmons comments regarding Staff reports and advised three crucial components that should be included are who are we contracting with, what is the term, and what is the amount.

Council Member Bates asked and received clarification on the following Consent Calendar Items:

- 10E – Clarification that the City does not have authority over the Museum budget and the item was before Council as a contractual requirement
- 10G – Available funding for the project is \$459,000. Anticipated project cost is \$360,000. Prices are anticipated to fluctuate due to unknown cost increases related to COVID-19
- 10I – Recommendation needs more specificity including the amount and length of the contract and if rebidding would be done once complete
- 10J – Same comments regarding recommendation. 10% contingency due to possible overtime charges as new projects come up

Motion/Second: Hasselbrink/Bates

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

A. Approval of Minutes (City Clerk)
Approved the City Council Regular Minutes of April 19, 2021.

B. Award of Professional Services Agreement (PSA) for Demographer to Prepare Redistricting Maps Depicting Electoral District Lines (City Clerk)
This report recommended award of a bid to begin work on the redistricting maps to National Demographics Corporation (NDC).

The City Council:

1. Awarded the bid for Demographer to Prepare Redistricting Maps Depicting Electoral District Lines in the amount not to exceed \$32,500 to National Demographics Corporation (NDC); and,
2. Authorized the Mayor to execute the Professional Services Agreement with National Demographics Corporation (NDC) in a form approved by the City Attorney.

C. Workers' Compensation Claims Administration (Administration)
This report recommended approval of an agreement with Intercare Holdings Insurance Services, Inc. for third-party administration services for the City's self-insured workers' compensation program.

The City Council authorized the Mayor to enter into a Professionals Services Agreement with Intercare Holdings Insurance Services, Inc. for third-party administration services for the City's self-insured workers' compensation program.

D. General Liability Claims Administration (Administration)
This report recommended approval of an agreement with George Hills for third-party administration services for the City's self-insured general liability program and recommends a policy that establishes authority to settle claims.

The City Council approved the Mayor to enter into a Professional Services Agreement with George Hills for third-party administration services for the City's self-insured general liability program.

E. Los Alamitos Museum Association: Proposed Schedule, Activity Plan, and Budget (Administration)
The Los Alamitos Museum Association's proposed schedule, activity plan,

balance sheet, and budget for the 2021-2022 fiscal year are being provided to the City Council for approval.

The City Council:

1. Approved the Los Alamitos Museum Association's proposed schedule, activity plan, and budget for Fiscal Year 2021-2022; and,
2. Authorized the City Manager and/or his designee to approve any change to the schedule, activity plan, and budget.

F. Treasurer's Quarterly Investment Report – March 2021 (Finance)
The item for City Council consideration was receipt of the Treasurer's Quarterly Investment Report.

The City Council received and filed the Treasurer's Quarterly Investment Report – March 2021.

G. Approval of Plans and Specifications, and Authorization to Bid for the Suburbia Neighborhood Street Improvement Project (CIP 20/21-03) (Development Services)

This report recommended actions to begin facilitating the construction for the Suburbia Neighborhood Street Improvement Project (CIP 20/21-03).

The City Council:

1. Approved the plans and specifications for the construction of the Suburbia Neighborhood Street Improvement Project (CIP 20/21-03); and,
2. Authorized Staff to advertise and solicit bid proposals.

H. Amendment No. 4 with Willdan Engineering for City Engineering and Traffic Engineering Services (Development Services)

This report sought approval of Amendment No. 4 with Willdan Engineering to provide City Engineer and Traffic Engineer services for two additional years. The current Professional Services Agreement (PSA) expires on June 30, 2021, but can be extended by mutual agreement.

The City Council authorized the Mayor to execute Amendment No. 4 of the Professional Services Agreement with Willdan Engineering.

I. Amendment No. 1 with West Coast Arborists, Inc. (WCA) for Tree Maintenance Services (Development Services)

This report provided a basis for continuing services with West Coast Arborists, Inc. (WCA) to provide Tree Maintenance Services for one

additional year. The current Professional Services Agreement (PSA) expires June 15, 2021, but can be extended one year by mutual agreement.

The City Council authorized the Mayor to execute Amendment No. 1 of the Professional Services Agreement with West Coast Arborists, Inc.

J. Amendment No. 9 to Professional Services Agreement with Scientia Consulting Group for Information Technology Support Services (Development Services)

The purpose of this report was to amend the Professional Services Agreement with Scientia Consulting Group, extending the term to June 30, 2022, for information technology support services.

The City Council authorized the Mayor to execute Amendment No. 9 to the Professional Services Agreement with Scientia Consulting Group.

K. Approval of the Request for Proposals (RFP) 2021-07 and Authorization to Bid for Integrated Waste Management Services (Development Services)

This report recommended actions to facilitate the solicitation of bids for Integrated Waste Management Services.

The City Council:

1. Approved the Request for Proposals (RFP) 2021-07 for exclusive Integrated Waste Management Services; and,
2. Authorized Staff to advertise and solicit bid proposals.

L. Amendment No. 6 with Clear Channel Outdoor, LLC for Bus Shelter License and Maintenance Agreement (Development Services)

This item sought approval of Amendment No. 6 with Clear Channel Outdoor, LLC to continue providing Bus Shelter License and Maintenance until December 31, 2021. The current Professional Services Agreement (PSA) expires on June 6, 2021.

The City Council authorized the Mayor to execute Amendment No. 6 of the Professional Services Agreement with Clear Channel Outdoor, LLC.

M. Amendment No. 4 with Crosstown Electrical & Data for Traffic Signal Maintenance Services (Development Services)

This item sought approval of Amendment No. 4 with Crosstown Electrical & Data, to continue providing Traffic Signal Maintenance for a period of three (3) months. The current Professional Services Agreement (PSA) expires on June 30, 2021.

The City Council authorized the Mayor to execute Amendment No. 4 of the Professional Services Agreement with Crosstown Electrical & Data.

**N. Award of Bid for the CDBG Howard Avenue Street Improvements Project from Reagan Street to Maple Street (CIP No. 20/21-02)
(Development Services)**

This report recommended actions to begin construction of the proposed grinding and overlay work along Howard Avenue, from Reagan Street to Maple Street.

The City Council:

1. Awarded construction for the CDBG Howard Avenue Street Improvements Project (CIP No. 20/21-02) in the amount of \$101,400 for the award of Schedule 'A' only of the bid package (Schedule 'B' was removed due to budget constraint that included optional curb and gutter work) to Onyx Paving Company, Inc.; and,
2. Authorized the Mayor to execute the contract with Onyx Paving Company, Inc. for the CDBG Howard Avenue Street Improvements Project (CIP No. 20/21-02).

**O. Resolution 2021-08 – Approving the Fiscal Year 2021-22 Project List for SB-1 Funds in the estimated amount of \$229,083 Toward the Woodcrest and College Park North Street Rehabilitation Project
(Development Services)**

This item recommended use of available State funding for road improvements for the Woodcrest Neighborhood and a portion of the College Park North Neighborhood Street Rehabilitation projects in the estimated amount of \$229,083.

The City Council:

1. Determined that the action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because it will not result in a physical change to the environment, directly or indirectly; and,
2. Adopted Resolution No. 2021-08, entitled, "A RESOLUTION OF THE CITY COUNCIL OF LOS ALAMITOS, CALIFORNIA, TO ADOPT A LIST OF PROJECTS FOR FISCAL YEAR 2021-22 FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT."

11. DISCUSSION ITEMS

A. **Appointment of Interim Police Chief** (Administration)

This report sought appoint of Eric Nunez as the Interim Police Chief upon his retirement on June 4, 2021.

City Manager Simmons summarized the Staff report and answered questions from the City Council.

City Attorney Daudt reported Mr. Nunez would be a PERS annuitant limited to 960 hours per fiscal year. He would be paid at a rate of \$91.10/hour, consistent with Step E of City's current salary schedule. PERS annuitants do not receive medical insurance through City. The City would issue an unmarked police vehicle and he would receive a reasonable allowance for uniform and safety equipment. City Manager Simmons clarified as a member of the Executive Team he would be provided to a cell phone stipend.

City Manager Simmons advised the process to recruit and hire a new Police Chief would take between four to five months.

Motion/Second: Bates/Nefulda

Unanimously Carried: The City Council approved the appointment of Eric Nunez as Interim Police Chief and authorized the City Manager to execute the employment agreement for the Interim Police Chief for the City of Los Alamitos.

B. **Review of Engineering and Traffic Survey for Speed Limits** (Development Services)

The Engineering and Traffic Survey for Speed Limits was authorized by the City Council and was performed by the engineering consulting firm of Willdan Engineering, Inc. The goal of the review was to determine whether changes in pre-existing traffic conditions have occurred and if older speed limits should be modified.

Interim Development Services Noda summarized the Staff report and answered questions from City Council.

City Council and Staff discussed the following topics:

- Criteria within the California Vehicle Code for adjusting speed limits
- Future traffic calming measures including a motorcycle officer, signage, and visual markings
- Request to notify nearby schools of speed limit changes

Motion/Second: Doby/Bates
Unanimously Carried: The City Council:

1. Discussed the Engineering and Traffic Survey; and,
2. Adopted Resolution No. 2021-09, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS ADOPTING THE 2021 ENGINEERING AND TRAFFIC SURVEY FOR SPEED LIMITS."

12. CLOSED SESSION

A. PUBLIC EMPLOYEE APPOINTMENT

Title: Interim Police Chief
Government Code Section 54954.5

B. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: (One potential case)

City Attorney Daudt read the items aloud.

RECESS

The City Council recessed into Closed Session at 7:25 p.m.

RECONVENE

The City Council reconvened in Regular session at 8:22 p.m.

City Attorney Daudt stated by unanimous vote the City Council authorized the Mayor to execute a Tolling and Non Waiver Agreement with Los Alamitos Luxury Apartments, LLC related to alleged soil contamination at 3342 Cerritos Avenue.

13. ADJOURNMENT

The City Council adjourned at 8:23 p.m.

DocuSigned by:

Mark Chirco

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Mark Chirco, Mayor

DocuSigned by:

Windmera Quintanar

54BCC20B4CA0409
Windmera Quintanar, MMC, City Clerk

