

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

REGULAR MEETING – April 20, 2009

CALL TO ORDER

The City Council met in Regular Session at 7:00 p.m., Monday, April 20, 2009, in the Council Chambers, 3191 Katella Avenue, Mayor Edgar presiding.

ROLL CALL

Present: Council Members: Mejia, Stephens, Zarkos, Poe and Edgar

Absent: Council Members: None

Present: Staff: Nita McKay, Interim City Manager
Dean Derleth, City Attorney
Todd Mattern, Police Chief
Angie Avery, Recreation & Community Services Dir.
Steven Mendoza, Community Development Director
Bill Huber, City Engineer
Susan C. Vanderpool, City Clerk

3 & 4. PLEDGE & INVOCATION – Council Member Mejia led the Pledge of Allegiance and Mayor Edgar gave the Invocation.

5. PRESENTATIONS

A. Presentation of “Public Safety Dispatcher Week” Proclamation to Kristen Berry, Supervisor; Lindsay Lenart, Lead Dispatcher; and Edith Swift, Dispatcher of West-Comm

Mayor Edgar and the City Council presented the Public Safety Dispatcher Week Proclamation.

B. Certificates of Appreciation to Race on the Base Sponsors and members of the Parks, Recreation & Cultural Arts Commission

Mayor Edgar and the City Council presented Certificates of Appreciation, and Recreation & Community Services Director Avery gave highlights of the Race on the Base event.

Mayor Edgar asked for, and received, concurrence from the City Council to move Oral Communications to later in the meeting.

7. REGISTER OF MAJOR EXPENDITURES

April 20, 2009.

Motion/Second: Poe/Zarkos

Unanimously carried: The City Council approved the Register of Major Expenditures for April 20, 2009, in the amount of \$40,488.48.

Roll Call Vote

Council Member Mejia	Aye
Council Member Stephens	Aye
Council Member Zarkos	Aye
Mayor Pro Tem Poe	Aye
Mayor Edgar	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.

Interim City Manager McKay pulled items 8D & 8E.

Motion/Second: Mejia/Poe

Unanimously carried: The City Council approved the following Consent Calendar items:

*****CONSENT CALENDAR*****

A. Approval of Minutes

1. Approved the minutes of the Special Meeting of March 30, 2009.
2. Approved the minutes of the Regular Meeting of April 6, 2009.

B. Warrants

The City Council approved the Warrant Register of April 20, 2009, in the amount of \$38, 288.09.

C. County of Orange-Proposition 42 Road Funding, City Aid Program (CAP) Agreement for Fiscal Year 2009/2010

The attached Agreement was required by the County of Orange for participation in Proposition 42 City Aid Program funding for Fiscal Year 2009/2010 for roadway maintenance projects.

The City Council authorized the Mayor to execute the attached Agreement as required for participation in the County's Proposition 42 City Aid Program.

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

D. Consideration of Establishing 'No Parking' - Katella Avenue, Lexington Drive to Midway Drive

This was a request to consider various 'No Parking' areas on Katella Avenue, between Lexington Drive and Midway Drive by establishing red zones at various locations.

Interim City Manager McKay continued this issue to the meeting of May 4, 2009, to allow staff time to address a notification issue.

E. Approval of Plans and Specifications for Lexington Drive Rehabilitation from Corporate Center Drive to Cerritos Avenue. (CIP No. 08/09-04)

This report requested approval of the plans, specifications and cost estimates, and authorization to advertise and solicit bids for the Lexington Drive Rehabilitation project between Corporate Center Drive and Cerritos Avenue.

Interim City Manager McKay deferred clarification of this issue to City Engineer Huber.

City Engineer Huber stated clarification was needed with regard to the site of the street rehabilitation. He showed a map that indicated the rehabilitation would take place on Lexington Drive from the stop sign at the old railroad right-of-way all the way to Cerritos.

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

Council Member Stephens asked if resurfacing the street would put an end to the water damage problem. City Engineer Huber stated resurfacing would reduce the water problem; however, staff planned to monitor the situation closely.

Motion/Second: Mejia/Poe
Unanimously carried: The City Council:

1. Approved the project plans and specifications for the Lexington Drive Rehabilitation Project; and,
2. Authorized staff to advertise to solicit bid proposals.

9. ORDINANCES

A. Second Reading - Ordinance No. 09-01 - City Council Salary Decrease

At its regular meeting of April 6, 2009, the City Council conducted a first reading of Ordinance No. 09-01, which would repeal Ordinance No. 690 and would decrease City Council salaries from \$450 to \$400 per month as part of the Budget cutbacks for Fiscal Year 2008-09.

Interim City Manager McKay summarized the staff report, referring to the information contained therein, and answered questions from the City Council.

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

Council Member Mejia objected to the decrease due to a difference of opinion from the Attorney General, as well as her position that cutting the City Council travel budget would have made more sense.

Mayor Edgar stated Council would be leading by example by cutting the budget, and decreasing their own salaries.

Motion/Second: Poe/Zarkos

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

1. Waived reading in full and authorized reading by title only of Ordinance No. 09-01; and,
2. Mayor Edgar read the title of Ordinance No. 09-01, entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, REPEALING ORDINANCE NO. 690 AND DECREASING THE MONTHLY SALARIES FOR CITY COUNCIL"; and,
3. Adopted Ordinance No. 09-01 by the following roll call vote:

Roll Call Vote

Council Member Mejia	Nay
Council Member Stephens	Aye
Council Member Zarkos	Aye
Mayor Pro Tem Poe	Aye
Mayor Edgar	Aye

10. DISCUSSION

A. Adoption of Zoning Ordinance Amendment Z09-01, Modifying Chapter 17.68 Appeals; and, Zoning Ordinance Amendment Z09-02 Modifying Chapter 17.16.100 Allowing Air Conditioning Equipment in the Side Yard Setback in the Single-Family Zone

At its special meeting on March 9, 2009, the Planning Commission recommended that the City Council adopt Zoning Ordinance Amendment Z09-01, modifying the Appeals Process in Chapter 17.68 of the Los Alamitos Municipal Code; and, adopt Zoning Ordinance Amendment Z09-02, modifying Chapter 17.16.100, permitting residential air-conditioning unit placement in the required side yard setback in the Single-family (R-1) Zoning District (City initiated).

Interim City Manager McKay asked for, and received, City Council concurrence to continue this item to the meeting of May 4, 2009.

The City Council took a five minute break.

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. Please state if you wish to speak on an item on the Agenda. Remarks are to be limited to not more than five minutes.

Mayor Edgar opened Oral Communications.

Pat Blancher, resident, thanked Recreation & Community Services Director Avery for doing a great job with the Race on the Base. She commented mosquitoes were beginning to be a problem in her neighborhood, and stated the City's representative to the Vector Control Board had not given Council any reports lately. She felt another representative should be appointed.

Patricia Eskenazi, Chamber representative, spoke of the following upcoming events: 1) Golf Tournament – April 26; 2) New member reception – April 29; 3) Mixer at Youth Center – May 12; 4) Orientation for China trip – May 14; 5) Breakfast with Congressman Royce – May 28; and, 6) Mixer at Old Ranch Country Club – June 25.

JM Ivler, resident, advised of an upcoming event involving the Jewish Community Services organization. He thanked Council Member Stephens for nominating Anne Yee for City Council appointment, and expressed disappointment Council did not appoint her.

Richard Vardeman, resident, stated he was impressed the budget had been balanced, and was glad a special election did not have to be held for a new Council Member. He was also glad a new City Manager had been appointed without the expense of a recruiting firm.

Chuck Sylvia, resident, stated he had predicted there would not be a unanimous vote if interviews were conducted publicly. He commended Council Member Stephens for breaking the deadlock vote that resulted in an appointment.

Mayor Edgar closed Oral Communications.

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.

Mayor Pro Tem Poe thought Council had a great discussion regarding LATV at its earlier workshop, and hoped all future workshops would run as smoothly. She then spoke of her attendance at the Municipal Water District meeting on March 19.

Council Member Zarkos thanked staff and Council for showing him around City Hall and assisting with questions.

Council Member Mejia thanked the Police Department for recently catching a murder suspect. She congratulated Los Alamitos High School Choir for taking the top three places in a competition event in San Diego, adding the Song and Cheer squads took first place in Anaheim. She echoed Mr. Sylvia's comment with regard to conducting interviews in private, as she thought more discussion would have been helpful. She welcomed new Council Member Zarkos, and thanked Interim City Manager McKay for all her hard work. She then thanked Mayor Pro Tem Poe for closing a recent meeting in memory and honor of her father.

Council Member Stephens spoke of his attendance at a recent Precious Life event. He thanked all who supported his change in vote so a new Council Member could be appointed without the cost of a special election.

Mayor Edgar stated the recruitment for City Manager had taken four months, with 30 applications having been received. He stated he had to attend the OCFA meeting, and asked that someone else attend the Parks & Recreation event. He then spoke of his attendance at a recent meeting at St. Isadore church where he found out a group was trying to form a heritage foundation. He urged the community to get the word out regarding the plan to purchase the building from the Orange County Diocese.

12. ITEMS FROM THE CITY MANAGER

None.

13. CLOSED SESSION

A. Conference with Labor Negotiator

Agency Negotiators: Nita McKay, Interim City Manager and Dean Derleth, City Attorney

Employee Organization: Executive Management, Middle Management and Non-Management Employees; Police Officers' Association; and, the City Employees' Association

Authority: Government Code Section 54957.6

City Attorney Derleth read aloud item 13A, and the City Council recessed to Closed Session. Closed Session was conducted from 8:20 p.m. to 10:28 p.m.

RECONVENE

Mayor Edgar reconvened the meeting at 10:29 p.m., and stated there was no reportable action.

14. ADJOURNMENT

The meeting was adjourned at 10:30 p.m. The next meeting of the City Council is scheduled for Monday, May 4, 2009, in the City Council Chambers.

Troy Edgar, Mayor

ATTEST:

Susan C. Vanderpool, City Clerk