

CITY OF LOS ALAMITOS

3191 Katella Avenue
Los Alamitos, CA 90720

AGENDA CITY COUNCIL REGULAR MEETING MONDAY, July 20, 2009 – 7:00 p.m.

NOTICE TO THE PUBLIC

This Agenda contains a brief general description of each item to be considered, and has been posted by the City Clerk as required by law. Copies of relevant material for each item are available for review at the City Clerk's office during business hours, and on the City's website (www.ci.los-alamitos.ca.us) after posting and distribution to the City Council. Except as provided by law, no action or discussion shall be taken on any item not appearing herein. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in a public meeting, please contact the office of the City Clerk at (562) 431-3538, extension 220, 48 hours prior to the meeting so that reasonable arrangements may be made to assure accessibility. Assisted listening devices are also available. Ask the City Clerk if you desire to use this device.

1. CALL TO ORDER

2. ROLL CALL

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

3. PLEDGE OF ALLEGIANCE

Mayor Edgar

4. INVOCATION

Council Member Stephens

5. 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.

6. REGISTER OF MAJOR EXPENDITURES

July 20, 2009.

Roll Call Vote

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

7. CONSENT CALENDAR

All Consent Calendar items may be acted upon by one motion unless a Council Member requests separate action on a specific item.

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

A. Approval of Minutes (City Clerk)
Approve minutes of the Regular Meeting – July 6, 2009.

B. Warrants (Finance)
July 20, 2009.

C. Resolution No. 2009-10 – Modification of the Schedule of Penalties for Parking Violations (Police)
Penalties for municipal parking violations are established by the governing body of the local jurisdiction where the violation occurs. Due to an increase in penalty assessments, this report seeks to modify the schedule of penalties for parking violations in the City of Los Alamitos.

Recommendation: Adopt Resolution No. 2009-10 entitled, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS ADOPTING A SCHEDULE OF PENALTIES FOR MUNICIPAL PARKING VIOLATIONS.”

D. DUI Cost Recovery Program - Resolution No. 2009-03 (Police)
California Government Code Sections 53150 through 53159, provide the authority by which the City of Los Alamitos, as a public agency, can recover costs associated with a police response to those incidents where an impaired driver causes a traffic accident.

Recommendation: Adopt Resolution No. 2009-03, entitled, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ADOPTING A DUI EMERGENCY RESPONSE COST RECOVERY PROGRAM FOR INCIDENTS CAUSED BY PERSONS DRIVING WHILE UNDER THE INFLUENCE OF ALCOHOL AND/OR DRUGS”

E. Alcoholic Beverage Control Grant (Police)
The California Department of Alcoholic Beverage Control (ABC) offers a Grant Assistance Program (GAP) to provide funding for local law enforcement agencies to implement programs targeting crime and public nuisance problems associated with alcoholic beverage outlets. The Los Alamitos and Seal Beach Police Departments have been selected by ABC to receive this funding.

Recommendation: Receive and file.

- F. Public Safety Interoperable Communications Grant (Police)**
The Public Safety Interoperable Communications (PSIC) grant provides funding from the Federal Department of Homeland Security for the purchase of 700 MHz radios for use by the Police Department.

Recommendation: Authorize the Chief of Police to purchase seven (7) 700 MHz Motorola portable radios through the Public Safety Interoperable Communications (PSIC) grant.

- G. Temporary Designation of City Clerk Responsibilities to the City Manager - Resolution No. 2009-14 (Administration)**
Effective July 17, 2009, the City Council accepted the retirement of Susan C. Vanderpool, City Clerk. Section 2.12.030A of the Municipal Code requires the appointment of the City Clerk by Resolution. This Resolution will confirm the appointment of the City Manager as City Clerk.

Recommendation: Adopt Resolution No. 2009-14, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS APPOINTING THE CITY MANAGER AS CITY CLERK OF THE CITY OF LOS ALAMITOS"

- H. Consideration of Employment Agreement for Interim City Clerk**
Susan C. Vanderpool retired from her position as City Clerk effective July 17, 2009. The City Clerk position provides critical services related to the official business of the City. It is anticipated that a search for a new City Clerk could take as long as six months. In the interim, staff is recommending the City Council temporarily authorize the City Manager to execute the official duties of the City Clerk (under a separate item on this agenda), and authorize an Agreement with Ms. Darlene Cordova to serve as Interim City Clerk in a part-time capacity. If approved, Ms. Cordova will work as an employee of the City under a modified Employee Agreement.

Recommendation: Authorize the City Manager to execute an Agreement for Interim City Clerk Services with C. Darleen Cordova.

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

8. DISCUSSION ITEMS

- A. Consideration of 2-Hour, 7am-6pm Time Limit Parking Request on the South Side of Katella Avenue East and West of Cherry Street (Gerald Bertram) (Public Works)**
This item was reviewed by the City Council at its July 6, 2009, meeting. At that time, City Council requested staff to provide the minutes, and staff report from the Traffic Commission meeting of June 10, 2009, and further information regarding the hospital plans for a future parking structure.

Mr. Gerald Bertram, property and business owner, at 3700 Katella Avenue, as well as several neighboring businesses are requesting the City

install 2-hour time limit parking on the south side of Katella Avenue east and west of Cherry Street, to provide patron parking currently being lost due to long term parking users. Staff has reviewed the request and associated issues, and concurs with the request. The Traffic Commission reviewed the item at its June 10, 2009, meeting and recommended City Council support of the requested parking restriction.

Recommendation: Approve Resolution No. 2009-11, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS ESTABLISHING 2-HOUR PARKING, 7AM TO 6PM - KATELLA AVENUE, APPROXIMATELY 190 FEET WEST OF CHERRY STREET TO 200 FEET EAST OF CHERRY STREET."

- B. Consideration of a 10-Year Agreement between the City of Los Alamitos and the County of Orange Recycling Waste Disposal (PW)**
Orange County Waste Recycling is requesting cities consider a new Waste Disposal Agreement. The Agreement requires the City and its hauler to deliver all refuse to the Orange County landfill system for disposal, and increase the rate from \$22.00 to \$29.95 per ton for a 10-year period.

Recommendation:

1. Review and Discuss Waste Recycling Agreement; and,
2. Action as Council deems appropriate.

- C. Consideration of a Letter to the Orange County Transportation Authority Requesting Clarification of Expenditures of Measure M Funds (Administration)**
During the July 6, 2009, City Council meeting, the Council heard a presentation by the City's representative on the Stakeholders Working Group for the I-405 Improvement Project. In a follow up action to those comments, the City Council requested staff to prepare a letter to the OCTA stating the Council's concerns about specific components of the project and the expenditure of Measure M funds.

Recommendation: Approve the attached letter to the OCTA.

- D. Consideration of an Analysis of Truck Weight Limits on Lexington Drive (Public Works)**
An analysis of Lexington Drive weight limits as requested by Council during the July 6, 2009, Council meeting.

Recommendation: Receive and file.

E. Consideration of a Change Order Policy Regarding Public Works Projects Awarded by the City in Accordance with the California Public Works Code (Public Works)

City Council reviewed the proposed Change Order Policy at its July 6, 2009, meeting and provided comment and recommendation for policy revisions. This report provides a revised Change Order Policy for City Council consideration and adoption.

Recommendation: Adopt the proposed Change Order Policy.

**9. 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.

10. ITEMS FROM THE CITY MANAGER

11. ADJOURNMENT

The next meeting of the City Council is scheduled for Monday, August 3, 2009, in the City Council Chambers.

I hereby certify, under penalty of perjury under the laws of the State of California, that the foregoing Agenda was posted at the Community Center, Museum and City Hall not less than 72 hours prior to the meeting. Dated this 17th day of July, 2009.

Susan C. Vanderpool, City Clerk