

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

REGULAR MEETING – June 1, 2009

CALL TO ORDER

The City Council met in Regular Session at 7:00 p.m., Monday, June 1, 2009, in the Council Chambers, 3191 Katella Avenue, Mayor Edgar presiding.

ROLL CALL

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

Absent: Council Members: Poe

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

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

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.

Mayor Edgar opened Oral Communications.

Albert Quackenbush, resident, spoke about the danger of large dogs off leash in his neighborhood, and the fact the Police could do nothing about the situation. He stated he had contacted Animal Control several times but nothing had been done as far as he could tell. He urged Council to take action regarding this potentially dangerous situation.

Police Chief Mattern stated he would meet with Mr. Quackenbush to discuss the situation further.

Beverly Rigney, resident, Chamber representative, spoke about the following upcoming events: 1) BBQ at Play It Again Sam's – June 13; 2) Grand Opening at Hair Therapy – June 22; 3) Chamber meeting for China trip – June 23; 4) Mixer at Old Ranch Country Club – June 25; and, 5) Wings, Wheels & Rotors Expo – October 25.

Frank Heldman, Golden State Water representative, advised of a presentation regarding water rationing to be held at the Cypress Senior Center on June 8.

Joe Lucero, Rossmoor, asked Council to address the possibility of putting the "bicycle" section back into the Wings, Wheels & Rotors Expo event.

Gerard Goedhart, Vector Control representative, gave an update on Vector Control District business, and advised people to take precautions regarding the West Nile Virus.

Laura Herzog, Relay for Life representative, advised of the following upcoming events: 1) Silent Auction at Seal Beach Pier – June 6; and, 2) Department of Defense's upcoming Commissary sale at the JFTB – June 6.

Gregorio Daniel, Employee Association (Teamsters) representative, stated the Association had worked with Council to reach contract concessions, and urged Council to approve such tonight in Closed Session. He stated the Association would oppose layoffs.

Kimberly Quackenbush, resident, advised there would be a wine tasting event on June 20 to benefit the Seal Beach Animal Shelter (a "no kill" shelter).

Mayor Edgar closed Oral Communications.

6. REGISTER OF MAJOR EXPENDITURES
June 1, 2009.

Council Member Mejia pulled and questioned the invoices to the State of California – Military on page 1. She noted the invoices totaled over \$35,000 and asked if that amount had been budgeted for. City Manager Stewart responded in the affirmative.

Motion/Second: Mejia/Stephens

Carried 4-0 (Poe absent): The City Council approved the Register of Major Expenditures for June 1, 2009, in the amount of \$130,551.38.

Roll Call Vote

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

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.

Council Member Mejia pulled item 7C.

Council Member Zarkos pulled item 7D.

Motion/Second: Mejia/Edgar

Carried 4-0 (Poe absent): The City Council approved the following Consent Calendar items:

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

A. Approval of Minutes

1. Approved the minutes of the Special Meeting of May 4, 2009.
2. Approved the minutes of the Special Meeting of May 11, 2009.
3. Approved the minutes of the Regular Meeting of May 18, 2009.
4. Approved the minutes of the Special Meeting of May 22, 2009.

B. Warrants

The City Council approved the Warrant Register of June 1, 2009, in the amount of \$61,099.18.

E. OCTA/Senior Meals Transportation Agreement

This report requested City Council consideration of contract renewal with the Orange County Transportation Authority (OCTA) for Senior Citizen Transportation Services for the one (1) year period from: July 1, 2009 – June 30, 2010.

The City Council authorized the Mayor and City Clerk to execute Amendment No. 14 to Agreement No. C-8-0192, which extends existing transportation services between the City of Los Alamitos and OCTA in an amount not to exceed \$3491.25 for the provision of transportation services through June 30, 2010 for senior citizens participating in the Los Alamitos Senior Meals & Services Program.

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

C. Pool Service and Maintenance Contract

This was a request for approval of a contract for service and maintenance of the pool.

Council Member Mejia recommended continuing this item to the next meeting, as she wanted staff to include the entire amount the City spent on the pool at the JFTB.

Motion/Second: Mejia/Edgar

Carried 4-0 (Poe absent): The City Council continued this item to the next City Council meeting to allow staff time to include all pool expenditures.

D. Activities Guide Brochure Printing Contract

This was a request for approval of a contract for the printing of the Recreation and Community Services Activities Guide.

Council Member Zarkos stated he would prefer the City give this contract to a local business, and asked if staff had considered such.

Council Member Mejia seemed to recall staff had received a bid from a local business but the cost was much higher.

Recreation & Community Services Director Avery stated staff had contacted two local businesses for a bid, but both had not responded.

City Manager Stewart noted this contract was coming back with no increase in fees.

Motion/Second: Zarkos/Mejia

Carried 4-0 (Poe absent) The City Council authorized the City Manager to execute a one-year extension of the printing contract in an amount not to exceed \$24,500 with Media Lithographics, Inc. to provide the printing of the Recreation and Community Services Activity Guide.

8. DISCUSSION ITEMS

A. **Consideration of Revised Resolution 2009-04, Establishing No Parking- Katella Avenue, Lexington Drive to Midway Drive**

This item was returned to City Council to clarify minor changes to the resolution necessitated as a result of differences between the City Council's direction and the actual staff recommendation approved during consideration of this item at the May 4, 2009, meeting.

City Engineer Huber summarized the staff report, and gave a Power Point presentation.

Council Member Zarkos asked if this action resolved the issue of parking in the residential neighborhood. City Engineer Huber stated a permit parking system was already in effect in the neighborhood.

Council Member Mejia commented the business had been concerned with losing parking spaces, and this action would give back 3-4 spaces.

Motion/Second: Mejia/Stephens

Carried 4-0 (Poe absent): The City Council adopted Resolution No. 2009-04, "A RESOLUTION OF CITY COUNCIL OF THE CITY OF LOS ALAMITOS ESTABLISHING NO PARKING- KATELLA AVENUE, LEXINGTON DRIVE TO MIDWAY DRIVE."

B. **City of Los Alamitos Response to Proposed Mitigated Negative Declaration (MND) (SeaCoast Grace Church) - 5100 Cerritos Avenue, Cypress**

The Cypress City Council will be considering a Conditional Use Permit Amendment (91-3) for the expansion of SeaCoast Grace Church located at 5100 Cerritos Avenue at its June 8, 2009, meeting. Staff, with the assistance of a Traffic Consultant, prepared a response to the proposed Mitigated Negative Declaration (MND). The 20-day comment period began

May 15, 2009, and will end June 3, 2009. Los Alamitos staff received the notice and the MND on May 19, 2009.

Community Development Director Mendoza 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.

Gerard Goedhart, stated he was a member of SeaCoast Church, and asked Council to remove the request for a traffic study from the letter. He stated the church would get charged for it, and a study of intersections had already been done. He pointed out the level of service (LOS) at the intersections on Sunday mornings was B at the most.

Mayor Edgar closed the meeting to public comment.

Council Member Mejia expressed concern with an increase in traffic due to church programs.

Mr. Goedhart stated the church had a Tuesday night program for children from 7:00 – 8:00 p.m., and a Saturday night program at 5:00 p.m.

Motion/Second: Edgar/Stephens

Carried 4-0 (Poe absent): The City Council approved sending the response letter to the City of Cypress but asked staff to remove the request for a traffic study for additional intersections to be studied.

C. City Commissions

The recruitment period for the Cable, Parks, Recreation & Cultural Affairs and Planning Commissions has expired, and staff requested direction regarding the appointment process.

City Manager Stewart 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.

Mayor Edgar recommended tabling the recruitment for the Cable Commission, as it would be part of the LATV discussion.

Council Member Mejia recommended re-opening recruitment for the Parks, Recreation & Cultural Arts Commission and Planning Commission.

Council Member Stephens agreed, adding it would allow residents 30 days to get their applications in.

Motion/Second: Edgar/Mejia

Carried 4-0 (Poe absent): The City Council directed staff to re-open recruitment for 30 days for the Parks, Recreation & Cultural Arts Commission and Planning Commission.

D. Direction Regarding Possible Agreement between the City and Community Schools Media Partnership Regarding the Provision of Public Access, Educational and Government Programming (PEG) in Los Alamitos and Rossmoor

The City Council voted to dissolve the City-created non-profit entity of Los Alamitos Television (LATV) in December 2007, and formed a Cable Commission to make recommendations regarding the City's PEG programming post-LATV. The Commission did not make a recommendation to the City Council. Since the dissolution of LATV, the City of Los Alamitos has managed cable television programming services, which consist primarily of Los Alamitos City Council meeting, Los Alamitos Unified School District Board meetings, Rossmoor Community Service District Board meetings, LAHS football games and other programs aired as public access. Although the Cable Commission has not made a formal recommendation to the City Council, on February 17, and April 20, 2008, the City Council conducted special council meeting workshops to discuss the issue. On April 20, the Council heard presentations by different members of the community regarding the plausibility of forming an independent 501(c)(3) non-profit corporation as an appropriate method of providing PEG programming in the community. Staff proposed the City Council authorize staff to negotiate an appropriate operational agreement with Community Schools Media Partnership (CSMP) as the independent non-profit entity with which the City would contract for the operation of its PEG programming. Alternatively, should the Council seek another option, staff recommended a formal RFP process whereby ideas and concepts would be submitted formally from interested participants.

City Manager Stewart 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.

Dr. Lorraine Urbina, local business owner, stated she produced a Wellness show on LATV, and wanted to make sure sports did not dominate the airwaves. She stressed the importance of other community coverage.

John Underwood, resident, stated he had spoken with Larry Strawther about the proposed Bylaws, and had also met with potential Board Members. He stated the proposed Mission statement was too vague, and thought the 501(c)(3) effort was moving too quickly. He asked Council to

table the recommendations until additional community input could be gathered.

Larry Strawther, Rossmoor resident, disagreed, stating the 501(c)(3) effort had been going on for months and things were not progressing quickly. He assured Dr. Urbina that many non-sports groups would be involved with LATV.

Council Member Zarkos asked Mr. Strawther what objection he had to allowing more time for community input on this issue. Mr. Strawther stated marketing and budgeting was now being done by most agencies, so it was reasonable to want to get LATV up and running as a 501(C)(3) agency.

Council Member Stephens asked Mr. Underwood what part of community input was missing. Mr. Underwood stated the Chamber of Commerce, Rotary and other non-profits had not yet given input.

Council Member Mejia gave a brief history of the dissolution of LATV, and then stated she had no problem with a new Board made up of 4 residents from Los Alamitos and 3 from Rossmoor. She expressed concern with the impasse reached by Mr. Strawther and Mr. Underwood regarding the Mission statement and Bylaws, as the former LATV Board had similar difficulties reaching consensus. She recommended a small portion of the LATV fund balance be set aside to remodel a studio in the old finance building at City Hall. She further recommended City retention of the Cable Commission if no consensus could be reached as to independent Bylaws.

City Attorney Derleth clarified the 501(c)(3) would need to indemnify the City.

Mayor Edgar stated Mayor Pro Tem Poe had given him the following comments to be read at the meeting: 1) she did not support moving ahead with the 501(c)(3) at this time; 2) she supported getting a studio, with John Underwood running it; and, 3) forming an Ad Hoc Committee to assist and encourage the 501(c)(3).

Mayor Edgar spoke of his recommendations: 1) move ahead with the capital improvement of a studio; 2) create a link on the City's website to the LATV website; 3) move forward with filming of sports events and graduation; and, 4) supported the formation of an Ad Hoc Committee to assist with the Bylaws, Mission Statement and/or other problematic issues.

Council Member Mejia volunteered to be on the Ad Hoc Committee, as did Council Member Stephens.

Council Member Mejia recommended moving forward with conditional approval to allocate funds to remodel a studio in the former finance building on the City Hall campus.

Mr. Strawther asked that Council not allocate funds at this point.

City Manager Stewart suggested staff meet with Mr. Strawther and Mr. Underwood regarding this issue, and then return to Council with further information.

Motion/Second: Mejia/Stephens

Carried 4-0 (Poe absent): The City Council:

1. Authorized the Community Schools Media Partnership (CSMP) to submit to the City Manager a detailed work plan and schedule of activities, including composition of the governing board of the proposed non-profit entity by June 8, 2009; and,
2. Authorized staff to negotiate and present to Council an appropriate operating agreement formalizing the arrangement between the City and CSMP pending the creation of CSMP as an independent 501(c)(3) non-profit corporation for the purpose of providing for PEG programming in Los Alamitos and Rossmoor; and,
2. Directed staff to bring back a Capital Improvement Plan for the studio, along with a short-term filming plan; and,
3. Appointed Council Member Mejia and Council Member Stephens to an LATV Ad Hoc Committee.

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.

Council Member Mejia congratulated Associate Planner, Dani Wray, for attaining A.I.C.P. certification. She went on to speak about her attendance at a meeting at the JFTB regarding its new composting site, adding it was a "green" site and the JFTB was being proactive with mitigation measures. She then spoke of attending Congressman Ed Royce's first Woman's Conference at Chapman College. She encouraged everyone to attend the water conservation meeting at the Cypress Senior Center on June 8.

Council Member Zarkos spoke of his attendance at the following: 1) compost meeting at the JFTB; 2) a meeting with local business owners regarding the possible effects of re-stripping Los Alamitos Blvd.; and, 3) Principal for a Day event at Los Alamitos High School.

Council Member Stephens stated he, too, had attended the compost meeting at the JFTB and had participated in the Principal for a Day event at Los Alamitos Elementary School.

Mayor Edgar spoke of his attendance at the following: 1) memorial ceremony at Forest Lawn in Cypress; 2) Orange County Fire Authority meeting; 3) compost meeting at the JFTB; 4) Principal for a Day event at Oak Middle School; and, 5) met with City Manager Stewart and Brigadier General Combs for an update of JFTB issues. He asked tonight's meeting be closed in honor and memory of the passing of former Traffic Commissioner, Tom Poe.

10. ITEMS FROM THE CITY MANAGER

None.

11. CLOSED SESSION

A. Conference with Labor Negotiator

Agency Negotiators: Jeffrey L. Stewart, City Manager and Dean Derleth, City Attorney

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

Authority: Government Code Section 54957.6

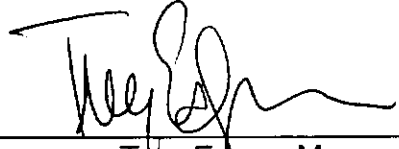
City Attorney Derleth read aloud item 11A, and the City Council recessed to Closed Session. Closed Session was conducted from 9:33 p.m. to 10:28 p.m.

RECONVENE

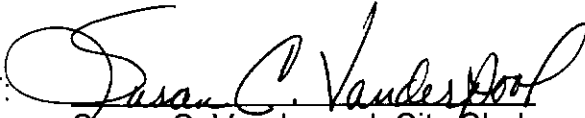
Mayor Edgar reconvened the meeting at 10:29 p.m., and stated there was no reportable action.

12. ADJOURNMENT

The meeting was adjourned at 10:30 p.m., in honor and memory of Tom Poe, former Traffic Commissioner and long time resident. The next meeting of the City Council is scheduled for Monday, June 15, 2009, in the City Council Chambers.



Troy Edgar, Mayor

ATTEST: 
Susan C. Vanderpool, City Clerk



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