

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

REGULAR MEETING – April 6, 2009

CALL TO ORDER

The City Council met in Regular Session at 7:00 p.m., Monday, April 6, 2009, in the Council Chambers, 3191 Katella Avenue, Mayor Edgar presiding.

ROLL CALL

Present: Council Members: Stephens, Poe and Edgar

Absent: Council Members: Mejia

Present: Staff: Nita McKay, Interim City Manager
Todd Mattern, Police Chief
Angie Avery, Recreation & Community Services Director
Steven Mendoza, Community Development Director
Bill Huber, City Engineer
Windmera Quintanar, Department Secretary

3 & 4. PLEDGE & INVOCATION – Council Member Stephens led the Pledge of Allegiance and Mayor Pro Tem Poe 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.

Tom Poe, resident, urged Council and residents to participate in the upcoming community food drive, “Project Pantry” on Saturday, April 25, 2009, located at We Care, 10941 Regan St., Los Alamitos.

Chuck Sylvia, resident, thought the Council should have only presented one Council Candidate instead of two, and did not agree with interviewing them in a public forum. He urged Council to choose someone all felt comfortable with, and added the City now needed a dedicated City Manager.

Richard Vardeman, resident, agreed with Mr. Sylvia that interviewing in a public forum was not a good idea. He supported government transparency but thought the process would be better served in a closed setting.

Stephen Hammond, resident, stated the slurry seal on Greenbrook was cracked and should be considered for repair before moving on to slurry Carrier Row. He stated the Senior Meals were good, and encouraged residents to participate in the program. He then expressed the following concerns: potential Anaheim maglev train, no account for LATV, and using volunteers instead of contractors, especially with regard to the Senior computer classes.

Mayor Edgar closed Oral Communications.

6. REGISTER OF MAJOR EXPENDITURES

April 6, 2009.

Motion/Second: Poe/Edgar

Carried 3-0 (Council Member Mejia was absent): The City Council approved the Register of Major Expenditures for April 6, 2009, in the amount of \$134,181.21.

Roll Call Vote

Council Member Mejia	Absent
Council Member Stephens	Aye
Mayor Pro Tem Poe	Aye
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.

Mayor Pro Tem Poe pulled item 7A3 and 7B.

Council Member Stephens pulled item 7F.

Motion/Second: Poe/Stephens

Carried 3-0 (Council Member Mejia was absent): The City Council approved the following Consent Calendar items:

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

A. Approval of Minutes

1. Approved the minutes of the Regular Meeting of March 2, 2009.
2. Approved the minutes of the Special Meeting of March 16, 2009.

C. Disposal of Surplus Equipment

This item was to consider the disposal of surplus equipment.

The City Council declared the listed equipment as surplus, and authorized its disposal in accordance with the Los Alamitos Municipal Code.

D. Approval of Notice of Completion, Community Center Floor Replacement Project (CIP No. 08/09-03)

The Community Center Floor Replacement project was completed and complied with the plans and specifications. Therefore, staff recommended the City Council accept the work as complete, accept the project change

orders, direct filing the Notice of Completion and release the retention as prescribed by the Public Contracts Codes.

The City Council:

1. Accepted as complete the construction contract by Kerr Floors, Inc. for the Community Center Floor replacement project; and,
2. Accepted the project change orders in the amount of \$559.00; and,
3. Directed the City Clerk to record the Notice of Completion with the County Recorder's office; and,
4. Authorized staff to release the 10% retention, in the amount of \$1,854.00, 35 days after recordation of the Notice of Completion.

E. Approval of Notice of Completion, Carrier Row Street Resurfacing Project (CIP No. 08/09-02)

Carrier Row Street resurfacing project was completed and in complied with the plans and specifications. Staff recommended City Council accept the work as complete, accept the project change orders, direct filing the Notice of Completion, and release the retention as provided by the Public Contracts Code.

The City Council:

1. Accepted as complete the construction contract by All American Asphalt for the Carrier Row resurfacing project; and,
2. Accepted the project change orders in the amount of \$89,392.15; and,
3. Directed the City Clerk to record the Notice of Completion/Final Report with the County Recorder's office; and,
4. Authorized staff to release the 10% retention, in the amount of \$81,083.98 35 days after recordation of the Notice of Completion.

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

A. Approval of Minutes

1. Approve minutes of the Regular Meeting – March 16, 2009.

Mayor Pro Tem Poe inquired if the Master Schedule, Attachment 1, was a flexible document. Interim City Manager McKay answered in the affirmative, adding it was a planning tool and would be included in the Council's Weekly memo.

Motion/Second: Poe/Stephens

Carried 3-0 (Council Member Mejia was absent): The City Council approved the minutes of the Regular meeting of March 16, 2009.

B. Warrants

April 6, 2009.

Mayor Pro Tem Poe pointed out there seemed to be an increase in gopher infestation, especially in Old Town, and directed staff to bring back options for eradication.

Mayor Pro Tem Poe referred to several invoices that paid for street sweeper parts. She stated she felt the sweeper was relatively new and directed staff to bring back particulars including the age of the sweeper and if there were any ongoing issues.

Motion/Second: Poe/Edgar

Carried 3-0 (Council Member Mejia was absent): The City Council approved the Warrant Register of April 6, 2009, in the amount of \$89,818.39.

F. Approval of Professional Services Agreement/Aslan Group Inc. for Katella Avenue Rehabilitation-Siboney Street to Walker Street

The rehabilitation of Katella Avenue between Siboney Street and Walker Street is to be funded through the federal economic stimulus program. As such, the City must move expeditiously with the project or lose this unique funding opportunity. The preliminary work must be funded by the City. Therefore, staff is recommending hiring the Aslan Group as a sole source contract to work with the City Engineer to get the project ready as soon as possible. Costs for this phase will come from remaining funds for this year's street resurfacing program.

Council Member Stephens stated he had felt he had a conflict of interest with this item, however, Interim City Manager McKay had contacted City Attorney Derleth to clarify there was no conflict of interest because the item was regarding ongoing maintenance.

Motion/Second: Poe/Edgar

Carried 3-0 (Council Member Mejia was absent): The City Council:

1. Approved the professional services agreement in the amount of \$30,000 with the Aslan Group for the Katella Avenue Rehabilitation Project; and,
2. Approved the use of a "sole source" contract due to the urgency to move as quickly as possible on the Federal Economic Stimulus project; and,
3. Authorized the Mayor to execute the professional services agreement.

8. ORDINANCES

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

On February 17, 2009, the City Council voted to decrease its monthly salary from \$450 to \$400 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.

Motion/Second: Stephens/Poe

Carried 3-0 (Council Member Mejia was absent): The City Council:

1. Waived reading in full and authorized reading by title only of Ordinance 09-01, and set for second reading; and,
2. Approved 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 MEMBERS."

9. DISCUSSION

A. Race on the Base Summary 2009

This report provides the City Council with information regarding Race on the Base 2009.

Recreation & Community Services Director Avery summarized the staff report, referring to the information contained therein, and answered questions from the City Council.

Council Member Stephens stated he had an opportunity to attend and speak to the different vendors who commented the event had been very successful. He thanked staff for a job well done.

Mayor Pro Tem Poe stated she was glad to see the revenues from the event going back to the pool. She stated she had participated in the 5K walk and thought it was a great community event.

Mayor Edgar was pleased to see the event produce a profit, and felt it had exceeded expectations. He thanked staff for all the hard work

Motion/Second: Poe/Stephens

Carried 3-0 (Council Member Mejia was absent): The City Council received and filed this report.

10. 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 Stephens reported attending the OCFA's Orientation and expressed interest in the new youth volunteer programs that would be introduced in the future. He stated Council Member Mejia and her family were in his prayers.

Mayor Pro Tem Poe stated her prayers were with Council Member Mejia and her family, and requested the meeting be adjourned in memory of long time resident William Graham. She stated the City's 50th birthday was next year and directed staff to beginning planning as soon as possible.

Mayor Edgar spoke of his attendance at the following: 1) OCFA orientation; 2) OCFA Board meeting; 3) OCSD Board meeting; and 4) meeting with the Operation Commander. He then stated his prayers were with Council Member Mejia and her family.

11. ITEMS FROM THE CITY MANAGER

None.

12. ADJOURNMENT

The meeting was adjourned at 7:45 p.m. in memory and honor of William Graham, long time resident and much loved father. The next City Council meeting is scheduled for Monday, April 13, 2009, in the City Council Chambers.

Troy Edgar, Mayor

ATTEST:

Susan C. Vanderpool, City Clerk