

**MINUTES OF A SPECIAL MEETING OF THE CERRITOS CITY COUNCIL AND THE SUCCESSOR AGENCY TO THE CERRITOS REDEVELOPMENT AGENCY HELD ON OCTOBER 24, 2013**

**1. CALL TO ORDER**

The meeting was called to order at 7:00 p.m. in the Council Chambers at Cerritos City Hall, 18125 Bloomfield Avenue, Cerritos, California.

**2. INVOCATION**

The invocation was provided by Dr. Delwin McCarthy, Church of Jesus Christ of Latter Day Saints.

**3. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Boy Scout Troop 394.

**4. ROLL CALL**

The following members of the City Council/Successor Agency were in attendance:

Council/Agency Member Carol Chen  
Council/Agency Member Joseph Cho, Ph.D.  
Council/Agency Member George Ray  
Mayor Pro Tem/Vice Chair Mark E. Pulido  
Mayor/Chair Bruce Barrows

**5. PRESENTATIONS (COUNCIL)**

**Proclamations were presented as follows:**

Cerritos Chick-Fil-A (Among the Nation's Top Five Customer-Related Fast Food Eateries), Fleischmann's Vinegar Company, Inc. (Business Spotlight), and October as Crime Prevention Month.

**Certificates were presented as follows:**

Neighborhood Watch Block Captains.

**6. PUBLIC COMMENTS AND SUGGESTIONS**

Ram Kakkar spoke regarding the status of Redevelopment in Cerritos.

Alejandro Estella expressed his support for Ralph Westfall and his stance towards the Cerritos Center for the Performing Arts.

Jay Gray inquired regarding revenues and expenditures at the Cerritos Center for the Performing Arts.

**CONSENT CALENDAR**

**7. Approval of Register of Demands**

**7A. City of Cerritos dated October 24, 2013. (COUNCIL)**

**MOTION:** It was moved by Pulido and seconded by Ray to approve the Register of Demands dated October 24, 2013 in the total amount of \$4,543,865.31. The motion carried (5 – 0) as follows:

AYES: Chen, Cho, Ray, Pulido, Barrows  
NOES: None  
ABSENT: None  
ABSTAIN: None

**7B. City of Cerritos dated October 24, 2013. (SUCCESSOR AGENCY)**

**MOTION:** It was moved by Pulido and seconded by Ray to approve the Register of Demands dated October 24, 2013 in the total amount of \$5,000.00. The motion carried (5 – 0) as follows:

AYES: Chen, Cho, Ray, Pulido, Barrows  
NOES: None  
ABSENT: None  
ABSTAIN: None

**8. Approval of Minutes**

**8A. City Council/Successor Agency Special Meeting of October 7, 2013. (COUNCIL/SUCCESSOR AGENCY)**

**MOTION:** It was moved by Pulido and seconded by Ray to approve the City Council/Successor Agency Special Meeting Minutes of October 7, 2013. The motion carried (5 – 0) as follows:

AYES: Chen, Cho, Ray, Pulido, Barrows  
NOES: None  
ABSENT: None  
ABSTAIN: None

**9. Ordinances for second reading and adoption. Reading of Ordinances waived at introduction.**

**9A. AN ORDINANCE OF THE CITY OF CERRITOS AMENDING THE CERRITOS MUNICIPAL CODE BY ADDING CHAPTER 22.52, AREA DEVELOPMENT PLAN SEVENTEEN (ADP-17), TO ESTABLISH SPECIFIC DEVELOPMENT STANDARDS FOR NEW PROPOSED RESIDENTIAL DEVELOPMENT LOCATED AT 18810 PIONEER BOULEVARD (APN 7040-024-012). (COUNCIL)**

**MOTION:** It was moved by Pulido and seconded by Ray to adopt **Ordinance No. 978, AN ORDINANCE OF THE CITY OF CERRITOS AMENDING THE CERRITOS MUNICIPAL CODE BY ADDING CHAPTER 22.52, AREA DEVELOPMENT PLAN SEVENTEEN (ADP-17), TO ESTABLISH SPECIFIC DEVELOPMENT STANDARDS FOR NEW PROPOSED RESIDENTIAL DEVELOPMENT LOCATED AT 18810 PIONEER BOULEVARD (APN 7040-024-012).** The motion carried (5 – 0) as follows:

**CONSENT CALENDAR (continued)**

**9A. (continued)**

AYES: Chen, Cho, Ray, Pulido, Barrows  
NOES: None  
ABSENT: None  
ABSTAIN: None

**9B. AN ORDINANCE OF THE CITY OF CERRITOS AMENDING THE CERRITOS DEVELOPMENT MAP BY CHANGING THE ZONE CLASSIFICATION OF APPROXIMATELY ±1.2 ACRES OF LAND, LOCATED AT 18810 PIONEER BOULEVARD (APN 7040-024-012), FROM COMMUNITY COMMERCIAL (CC) TO AREA DEVELOPMENT PLAN SEVENTEEN (ADP-17). (COUNCIL)**

**MOTION:** It was moved by Pulido and seconded by Ray to adopt **Ordinance No. 979, AN ORDINANCE OF THE CITY OF CERRITOS AMENDING THE CERRITOS DEVELOPMENT MAP BY CHANGING THE ZONE CLASSIFICATION OF APPROXIMATELY ±1.2 ACRES OF LAND, LOCATED AT 18810 PIONEER BOULEVARD (APN 7040-024-012), FROM COMMUNITY COMMERCIAL (CC) TO AREA DEVELOPMENT PLAN SEVENTEEN (ADP-17).** The motion carried (5 – 0) as follows:

AYES: Chen, Cho, Ray, Pulido, Barrows  
NOES: None  
ABSENT: None  
ABSTAIN: None

**END OF CONSENT CALENDAR**

**10. PUBLIC HEARINGS**

**10A. A proposal by Cerritos RP, LLC, 4641 District Boulevard, Vernon, California, 90058, to convert and subdivide an existing commercial development comprised of two (2) office buildings into thirty-six (36) commercial office condominium units; to remodel each of the subject building exteriors; to establish a master sign program; and to refurbish existing landscaping throughout the property located at 17100 and 17150 Norwalk Boulevard. The subject property is zoned Neighborhood Commercial (CN) (APN 7025-029-032). (COUNCIL)**

**Tentative Tract Map 72475  
Precise Plan 71-25(A)(2013) Amendment\***

**\*Pursuant to Section 15301 of the California Environmental Quality Act (CEQA), this project is categorically exempt.**

A staff report was given by Sandy Cisneros, Senior Planner. A PowerPoint Presentation was displayed.

The Mayor opened the public hearing and public comments.

Jason Sun, the Project Architect, and Cloe Learn, Property Manager/Owner's Representative, noted that the tenants will remain in the property while the renovations are underway.

**10. PUBLIC HEARINGS (continued)**

**10A. (continued)**

Noting there were no further public comments, the Mayor closed public comments and the public hearing.

**MOTION:** It was moved by Chen and seconded by Pulido to:

1. Modify Condition of Approval 63 to read as follows by deleting the word "residential:"

**63.** Antenna/satellite Dish Management Plan. Prior to issuance of building and grading permits, the applicant shall submit an Antenna/Satellite Dish Management Plan, subject to the review and approval of the Department of Community Development, which shall regulate the permitted location of said antennas on the ~~residential~~ buildings in the development. The approved Antenna/Satellite Dish Management Plan shall be incorporated into the CC&R's for the subject development.

2. Approve Tentative Tract Map 72475, making the findings set forth in Cerritos Planning Commission Resolution No. PC 2013-30, and
3. Approve Precise Plan 71-25(A)(2013) Amendment, making the findings set forth in Cerritos Planning Commission Resolution No. PC 2013-31. The motion carried (5 - 0) as follows:

AYES: Chen, Cho, Ray, Pulido, Barrows  
NOES: None  
ABSENT: None  
ABSTAIN: None

**10B. Consideration to waive reading of and adopt AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CERRITOS ESTABLISHING A MORATORIUM TO PROHIBIT THE ESTABLISHMENT, LOCATION, USE AND/OR OPERATION OF NEW ELECTRONIC CIGARETTE, PERSONAL VAPORIZER AND/OR ELECTRONIC NICOTINE DELIVERY SYSTEM RETAIL LOCATIONS IN ALL ZONES AND PROHIBIT THE ISSUANCE OF BUILDING PERMITS, USE PERMITS, AND ANY OTHER LAND USE ENTITLEMENTS RELATED (COUNCIL)**

A staff report was given by Ryan Carey, Advance Planning Manager. He noted that the item must receive a 4/5<sup>th</sup>'s majority vote for approval.

Two documents, entitled "A Tool to Quit Smoking has some unlikely critics" and "My (Electronic) Cigarette Addiction," respectively, were submitted by Mayor Barrows for the record.

The Mayor opened the public hearing and public comments. Noting there were no public comments, the Mayor closed public comments and the public hearing.

**10. PUBLIC HEARINGS (continued)**

**10B. (continued)**

**MOTION:** It was moved by Ray and seconded by Pulido to adopt **Urgency Ordinance No. 980, AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CERRITOS ESTABLISHING A MORATORIUM TO PROHIBIT THE ESTABLISHMENT, LOCATION, USE AND/OR OPERATION OF NEW ELECTRONIC CIGARETTE, PERSONAL VAPORIZER AND/OR ELECTRONIC NICOTINE DELIVERY SYSTEM RETAIL LOCATIONS IN ALL ZONES AND PROHIBIT THE ISSUANCE OF BUILDING PERMITS, USE PERMITS, AND ANY OTHER LAND USE ENTITLEMENTS RELATED.** The motion carried (5 – 0) as follows:

AYES: Chen, Cho, Ray, Pulido, Barrows  
NOES: None  
ABSENT: None  
ABSTAIN: None

**11. NEW AND OLD BUSINESS**

**11A. Consideration and award of a contract for the construction of street improvements in Artesia Boulevard, Palo Verde Avenue and College Place, Project Nos. 14077 and 13104, Bid No. 1166-14. (COUNCIL)**

A staff report was given by Kanna Vancheswaran, Assistant City Engineer.

The Mayor opened public comments. Noting there were no public comments, the Mayor closed public comments.

**MOTION:** It was moved by Pulido and seconded by Chen to award a contract in the amount of \$226,850 for the construction of street improvements in Artesia Boulevard, Palo Verde Avenue and College Place, Project Nos. 14077 and 13104, Bid No. 1166-14, to Sequel Contractors, Inc. and reject the other bid received. The motion carried (5 – 0) as follows:

AYES: Chen, Cho, Ray, Pulido, Barrows  
NOES: None  
ABSENT: None  
ABSTAIN: None

**11B. Consideration of a supplemental agreement between Union Pacific Railroad Company and the City of Cerritos for the purpose of re-aligning an existing water line. (COUNCIL)**

A staff report was given by Kanna Vancheswaran, Assistant City Engineer. A PowerPoint Presentation was displayed.

The Mayor opened public comments.

Paul Bellenbaum inquired as to the location of the projects and the size of the water pipe. Noting there were no further public comments, the Mayor closed public comments.

**11. NEW AND OLD BUSINESS (continued)**

**11B. (continued)**

**MOTION:** It was moved by Pulido and seconded by Ray to authorize the City Manager to execute the supplemental agreement and remit a payment of \$1000.00 to Union Pacific Railroad Company for the processing of the agreement. The motion carried (5 – 0) as follows:

AYES: Chen, Cho, Ray, Pulido, Barrows  
NOES: None  
ABSENT: None  
ABSTAIN: None

**12. LEGISLATIVE ITEMS**

**12A. Report on Pending Legislation**

None.

**12B. Action to support or oppose specific legislation pending in the California Legislature or pending in the California Governor's Office for signature.**

None.

**13. City Council Communications/Committee Reports/Report on Meetings**

Reports were provided by Councilmembers Chen, Ray, Cho, Mayor Pro Tem Pulido and Mayor Barrows.

**14. Closed Session**

Mark Steres, City Attorney, reported that the City Council would adjourn to Closed Session for the purpose of discussion Closed Session Item 14A only. Items 13B, 13C, and 13D were deferred to a future meeting date. The City Council adjourned to Closed Session, with the exception of Councilmember Cho, who did not attend the Closed Session.

**14A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Potential initiation of litigation pursuant to Government code Section 54956.9(c).

Number of potential cases: One (1)

**14B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 54957.**

Title: City Manager

**14C. PUBLIC EMPLOYEE PERFORMANCE EVALUATION PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 54957.**

Title: City Attorney

**14D. PUBLIC EMPLOYEE PERFORMANCE EVALUATION PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 54957.**

Title: City Clerk

**14. Closed Session (continued)**

**REPORT FROM CLOSED SESSION:**

The City Council reconvened into Open Session, with the exception of Councilmember Cho.

The City Attorney reported that the City Council, with the exception of Councilmember Cho, met in Closed Session to discuss item 14A. The City Council discussed the item and there was no reportable action taken. There was nothing further to report.

**15. ADJOURNMENT**

The meeting was adjourned at 9:40 p.m. in memory of Shurl Curci.

ATTEST:

/s/Vida Barone  
Vida Barone, City Clerk/  
Agency Secretary

/s/Bruce Barrows  
Bruce Barrows, Mayor/Chair

**Approved: November 18, 2013**