

MINUTES OF A REGULAR MEETING OF THE CERRITOS CITY COUNCIL AND THE SUCCESSOR AGENCY TO THE CERRITOS REDEVELOPMENT AGENCY HELD ON MARCH 27, 2014

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

5. PRESENTATIONS AND APPOINTMENTS

5A. Presentations

Proclamations were presented as follows:

World Autism Awareness Day and National Autism Awareness Month

QTrade Teas & Herbs (Business Spotlight)

Leal Elementary School (2013 National Blue Ribbon School)

6. PUBLIC COMMENTS AND SUGGESTIONS

None.

CONSENT CALENDAR

7. Approval of Register of Demands

7A. City of Cerritos dated March 27, 2014. (COUNCIL)

MOTION: It was moved by Ray, and seconded by Chen, to approve the Register of Demands dated March 27, 2014 in the total amount of \$1,979,124.26.

CONSENT CALENDAR (continued)

7A. (continued)

The motion carried (5 – 0) as follows:

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

7B. Successor Agency dated March 27, 2014. (SUCCESSOR AGENCY)

MOTION: It was moved by Ray, and seconded by Chen, to approve the Register of Demands dated March 27, 2014 in the total amount of \$716.00. The motion carried (5 – 0) as follows:

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

8. Approval of Minutes

8A. City Council/Successor Agency Regular Meeting of March 13, 2014. (COUNCIL/SUCCESSOR AGENCY)

MOTION: It was moved by Ray, and seconded by Chen, to approve the City Council/Successor Agency Regular Meeting Minutes of March 13, 2014. The motion carried (5 – 0) as follows:

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

8B. City Council/Successor Agency Special Meeting of March 19, 2014. (COUNCIL/SUCCESSOR AGENCY)

MOTION: It was moved by Ray, and seconded by Chen, to approve the City Council/Successor Agency Special Meeting Minutes of March 19, 2014. The motion carried (5 – 0) as follows:

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

9. Consideration of adoption of AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CERRITOS AMENDING CHAPTER 9.49 OF THE CITY OF CERRITOS MUNICIPAL CODE PROHIBITING THE SMOKING OF TOBACCO PRODUCTS AND USE OF ELECTRONIC CIGARETTES AT ALL CITY OWNED AND/OR OPERATED FACILITIES. (COUNCIL)

CONSENT CALENDAR (continued)

9. (continued)

***Introduction and waiver of full reading of the Ordinance was approved at the March 13, 2014 City Council/Successor Agency Meeting.**

MOTION: It was moved by Ray, and seconded by Chen, to adopt **Ordinance No. 985, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CERRITOS AMENDING CHAPTER 9.49 OF THE CITY OF CERRITOS MUNICIPAL CODE PROHIBITING THE SMOKING OF TOBACCO PRODUCTS AND USE OF ELECTRONIC CIGARETTES AT ALL CITY OWNED AND/OR OPERATED FACILITIES.** The motion carried (5 – 0) as follows:

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

END OF CONSENT CALENDAR

10. PUBLIC HEARINGS

- 10A. Consideration of a request by A&B Healing Massage for approval of a Conditional Use Permit to operate a State-Certified massage establishment. The subject property is located at 20106 Pioneer Boulevard, Suite F, Cerritos, California, 90703, and is zoned Neighborhood Commercial (CN) (APN 7055-017-029). The Planning Commission has reviewed and recommended approval to the City Council. (COUNCIL)**

Conditional Use Permit 2014-2*

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

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

The Mayor opened the public hearing and public comments.

Arisara Wiangsaeng, applicant, thanked the Council for the opportunity and requested Council approval of the name change to A&B Healing Massage.

Lewis Anderson noted that only state-certified massage technicians are hired by Ms. Wiangsaeng.

Yuan Chang commented that the applicant has access to state-certified massage technicians who can be called in as necessary to manage caseload.

Noting there were no other members of the public who elected to speak, the Mayor closed the public comments and the public hearing.

MOTION: It was moved by Ray, and seconded by Cho, to approve Conditional Use Permit 2014-2 making the findings set forth in Cerritos Planning Commission Resolution No. PC 2014-6.

10. PUBLIC HEARINGS (continued)

10A. (continued)

The motion carried (5 – 0) as follows:

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

11. NEW AND OLD BUSINESS

11A. Consideration and award of contract for the installation of playground surfacing at Heritage Park, Joe A. Gonsalves Park and the Cerritos Sports Complex, Project No. 10073, Bid No. 1168-14. (COUNCIL)

Items 11A and 11B were considered concurrently. A joint staff report for both items was given by Kanna Vancheswaran, Assistant City Engineer. A joint PowerPoint Presentation was displayed.

The Mayor opened public comments.

Lew Gentiluomo commented that this is a Cerritos showcase park and expressed concerns that a large part of the play area will be removed. He suggested that the project move forward in phases so as to efficiently expand the play area over time.

Noting that there were no other members of the public who elected to speak, the Mayor closed public comments.

MOTION: It was moved by Cho, and seconded by Ray, to award a contract for the installation of playground surfacing at Heritage Park, Joe A. Gonsalves Park and the Cerritos Sports Complex, Project No. 10073, Bid No. 1168-14, to Robertson Recreational Surfaces/Tot Turf in the amount of \$154,600, and reject all other bids received for this project. The motion carried (4 – 1) as follows:

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

11B. Consideration and award of contract for the installation of playground equipment at Heritage Park, Project No. 10073, Bid No. 1170-14. (COUNCIL)

Items 11A and 11B were considered concurrently. Please refer to the narrative listed under Item 11A for the staff report and public comments given for this item.

MOTION: It was moved by Cho, and seconded by Ray, to award a contract for the installation of playground equipment at Heritage Park, Project No. 10073, Bid No. 1170-14, to RE Schultz Construction in the amount of \$179,700, and reject all other bids received for this project.

11. NEW AND OLD BUSINESS (continued)

11B. (continued)

The motion carried (4 – 1) as follows:

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

11C. Consideration of final approval of Tract Map 72475, to convert and subdivide an existing commercial development comprised of two (2) office buildings into thirty-six (36) commercial office condominium units. The subject property is located at 17100 and 17150 Norwalk Boulevard, Cerritos, California, 90703, and is zoned Neighborhood Commercial (CN) (APN 7025-029-032). (COUNCIL)

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

The Mayor opened public comments.

Stephanie Mangapit was allowed to comment on Items 11A and 11B at this time, even though she acknowledged that the public comment on those items was closed. She requested that the City reconsider the use of colored concrete for cost savings and suggested upgrading one side of the play area at a time.

Noting that there were no other members of the public who elected to speak, the Mayor closed public comments.

MOTION: It was moved by Barrows, and seconded by Cho, to accept, file and authorize recordation of Tract Map No. 72475, subject to the final approval of the City Engineer. The motion carried (5 – 0) as follows:

AYES: Barrows, Cho, Ray, Chen, Pulido
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 State or Federal Legislature or pending in the State or Federal Executive Office for signature.

12B1. Consideration of support for Assembly Bill 1839, the California Film and Television Job Retention and Promotion Act, authored by Assemblymember Mike Gatto, which proposes to extend tax credits to qualified motion picture and television series production in California. (COUNCIL)

12. LEGISLATIVE ITEMS (continued)

12B1. (continued)

A staff report was given by Kathy Matsumoto, Assistant City Manager.

CONSENSUS (Chen): Directed staff to add Supervisor Mike Antonovich, Los Angeles Councilmember Paul Krekorian, and Los Angeles Mayor Eric Garcetti to the list of recipients of the support letter.

The Mayor opened public comments. Noting that there were no members of the public who elected to speak, the Mayor closed public comments.

MOTION: It was moved by Barrows, and seconded by Chen, to review and support Assembly Bill 1839 and direct staff to prepare a letter to the author, Assemblymember Gatto and the Assembly Appropriations Committee with copies to Assemblymember Cristina Garcia, League of California Cities, Southern California Association of Governments (SCAG), Gonsalves and Son, Supervisor Mike Antonovich, Los Angeles Councilmember Paul Krekorian, and Los Angeles Mayor Eric Garcetti, advising them of said support. The motion carried (5 – 0) as follows:

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

The following item came to the attention of the City subsequent to the posting of the Agenda and requires attention prior to the next Regular City Council meeting.

Assistant City Manager Kathy Matsumoto reported on HR 29 (Gomez), a House Resolution proposing restrictions on local ability to out-source public services and assets. It was recommended that the City Council take an oppose position, direct staff to prepare a letter from the Mayor expressing opposition to the author Assemblymember Gomez, and also send copies to Assemblymember Cristina Garcia, League of California Cities, Southern California Association of Governments (SCAG), and Gonsalves and Son.

The Mayor opened public comments. Noting that there were no members of the public who elected to speak, the Mayor closed public comments.

MOTION: It was moved by Barrows, and seconded by Ray, to direct staff to prepare a letter from the Mayor expressing opposition to the author Assemblymember Gomez, and also send copies to Assemblymember Cristina Garcia, League of California Cities, Southern California Association of Governments (SCAG), and Gonsalves and Son advising them of said opposition. The motion carried (5 – 0) as follows:

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

13. CITY COUNCIL COMMUNICATION/COMMITTEE REPORTS/REPORT ON MEETINGS

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

14. CLOSED SESSION

**14A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to California Government Code Section 54957. (COUNCIL)**

Title: City Manager

**14B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to California Government Code Section 54957. (COUNCIL)**

Title: City Attorney

**14C. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to California Government Code Section 54957. (COUNCIL)**

Title: City Clerk

The City Council did not recess to Closed Session and did not consider Items 14A, 14B, or 14C.

15. ADJOURNMENT

The meeting was adjourned at 9:06 p.m.

ATTEST:

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

/s/Mark E. Pulido
Mark E. Pulido, Mayor/Chair

Approved: April 10, 2014