

MINUTES OF A REGULAR MEETING OF THE CERRITOS CITY COUNCIL AND THE SUCCESSOR AGENCY TO THE CERRITOS REDEVELOPMENT AGENCY HELD ON APRIL 24, 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 led 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 65.

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:

Wilber Nathaniel McNair (in honor of his 80th birthday)

Sleep Number® (Business Spotlight)

6. PUBLIC COMMENTS AND SUGGESTIONS

Levy Sun, representing the Greater Los Angeles County Vector Control District, made a presentation regarding the impacts of West Nile Virus.

Chris Foster expressed concerns with the owner of a local newspaper.

David Forward expressed concerns with environmental impacts on the City of Cerritos as expressed in a recent newspaper article. He further expressed concerns with e-waste disposal systems and the potential for identity theft.

CONSENSUS (Barrows): Directed staff to prepare a letter to the Los Angeles Times regarding the recent article on environmental impacts.

CONSENT CALENDAR

7. Approval of Register of Demands

7A. City of Cerritos dated April 24, 2014. (COUNCIL)

MOTION: It was moved by Barrows, and seconded by Chen, to approve the Register of Demands dated April 24, 2014 in the total amount of \$5,406,304.84.

The motion carried (5 – 0) as follows:

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

7B. Successor Agency dated April 24, 2014. (SUCCESSOR AGENCY)

MOTION: It was moved by Barrows, and seconded by Chen, to approve the Register of Demands dated April 24, 2014 in the total amount of \$30,342.54. 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 April 10, 2014. (COUNCIL/SUCCESSOR AGENCY)

MOTION: It was moved by Barrows, and seconded by Chen, to approve the City Council/Successor Agency Regular Meeting Minutes of April 10, 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 April 10, 2014. (COUNCIL/SUCCESSOR AGENCY)

MOTION: It was moved by Barrows, and seconded by Chen, to approve the City Council/Successor Agency Special Meeting Minutes of April 10, 2014. The motion carried (5 – 0) as follows:

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

CONSENT CALENDAR (continued)

**8C. City Council/Successor Agency Special Meeting of April 16, 2014.
(COUNCIL/SUCCESSOR AGENCY)**

MOTION: It was moved by Barrows, and seconded by Chen, to approve the City Council/Successor Agency Special Meeting Minutes of April 16, 2014. The motion carried (5 – 0) as follows:

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

END OF CONSENT CALENDAR

9. PUBLIC HEARINGS

9A. Consideration to waive reading of and adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS AUTHORIZING UTILIZATION OF FISCAL YEAR 2014-2015 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO IMPROVE ACCESSIBILITY TO PLAYGROUND EQUIPMENT AT SADDLEBACK PARK AND FRONTIER PARK (LOS ANGELES COMMUNITY DEVELOPMENT COMMISSION PROJECT NO. 601667-14).* (COUNCIL)

***Funding is based on an estimate of \$187,747 CDBG funds for Fiscal Year 2014-2015, final allocation may vary.**

A staff report was given by Ryan Carey, Advance Planning Manager.

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

MOTION: It was moved by Chen, and seconded by Ray, to waive reading of and adopt **Resolution No. 2014-11, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS AUTHORIZING UTILIZATION OF FISCAL YEAR 2014-2015 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO IMPROVE ACCESSIBILITY TO PLAYGROUND EQUIPMENT AT SADDLEBACK PARK AND FRONTIER PARK (LOS ANGELES COMMUNITY DEVELOPMENT COMMISSION PROJECT NO. 601667-14).**

The motion carried (5 – 0) as follows:

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

9. PUBLIC HEARINGS (continued)

9B. Consideration of an appeal of a decision of the Cerritos Property Preservation Commission finding that the property located at 13744 Acoro Street, Cerritos, CA 90703 constitutes a property nuisance as set forth in Chapter 6.20 of the Cerritos Municipal Code and setting forth a thirty (30) day abatement period thereon. (COUNCIL)

Appeal to the City Council PPC 2014-21

A staff report was given by Greg Berg, Community Safety Manager. A PowerPoint Presentation was displayed.

The Mayor opened the public hearing and public comments.

Joseph St. Pierre, resident, expressed concerns with a parkway tree in his neighborhood.

Gary Polk, property owner/appellant, stated that the City did not meet the two-pronged test set forth by the Cerritos Municipal Code. Mr. Polk submitted documents for the record.

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 Chen, and seconded by Ray, to deny the appeal of the Property Preservation Commission's March 25, 2014 approval of Resolution Number P.P.C. 2014-21 and uphold the Property Preservation Commission's decision to approve a resolution declaring a public nuisance on the subject property and giving the appellant thirty (30) days to correct the violations. The motion carried (4 – 1) as follows:

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

10. NEW AND OLD BUSINESS

10A. Consideration to waive reading of and adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS APPROVING PARTICIPATION IN THE LOS ANGELES URBAN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM BY ENTERING INTO A COOPERATION AGREEMENT WITH THE COUNTY OF LOS ANGELES, FOR THE TIME PERIOD OF JULY 1, 2015 THROUGH JUNE 30, 2018. (COUNCIL)

A staff report was given by Ryan Carey, Advance Planning Manager.

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

10. NEW AND OLD BUSINESS

10A. (continued)

MOTION: It was moved by Barrows, and seconded by Chen, to waive reading of and adopt **Resolution No. 2014-12, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS APPROVING PARTICIPATION IN THE LOS ANGELES URBAN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM BY ENTERING INTO A COOPERATION AGREEMENT WITH THE COUNTY OF LOS ANGELES, FOR THE TIME PERIOD OF JULY 1, 2015 THROUGH JUNE 30, 2018.**

The motion carried (5 – 0) as follows:

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

10B. Consideration and award of Bid No. 1175-14, printing of the Cerritos Center for the Performing Arts 2014-2015 Season Brochure. (COUNCIL)

A staff report was given by Annie Hylton, City and Theater Marketing Manager.

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

MOTION: It was moved by Barrows, and seconded by Ray, to award Bid No. 1175-14 to Advantage Mailing, Inc. for the printing of the Cerritos Center for the Performing Arts 2014-2015 Season Brochure in the amount of \$110,877.51. The motion carried (5 – 0) as follows:

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

11. LEGISLATIVE ITEMS

11A. Report on Pending Legislation

None.

11B. 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.

None.

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

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

13. CLOSED SESSION

The City Attorney announced that the City Council would recess to Closed Session to discuss Item 13A only. Items 13B, 13C, and 13D will not be discussed.

13A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(a). (COUNCIL)

Name of Case: MGP IX Lincoln Station v. City of Cerritos, Case No. CV12-8239-PA (FFMx)

13B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to California Government Code Section 54957. (COUNCIL)

Title: City Manager

13C. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to California Government Code Section 54957. (COUNCIL)

Title: City Attorney

13D. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to California Government Code Section 54957. (COUNCIL)

Title: City Clerk

REPORT FROM CLOSED SESSION:

The City Council reconvened to Open Session. The City Attorney reported that the City Council discussed the existing litigation in Item 13A of the agenda and the following motion was made:

MOTION: It was moved by Barrows, and seconded by Ray, to approve a settlement in the matter of Item No. 13A. The terms and settlement agreement will be available upon execution by the parties. The motion carried (5 – 0) as follows:

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

14. ADJOURNMENT

The meeting was adjourned at 9:36 p.m. in memory of Ellen King, mother of Mayor Pro Tem Carol Chen, and Sandra Jean Brar, wife of Senior Assistant City Manager Vince Brar.

ATTEST:

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

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

Approved: May 8, 2014