

MINUTES OF A REGULAR MEETING OF THE CERRITOS CITY COUNCIL AND THE SUCCESSOR AGENCY TO THE CERRITOS REDEVELOPMENT AGENCY HELD ON AUGUST 14, 2014 IN THE COUNCIL CHAMBERS AT CERRITOS CITY HALL, 18125 BLOOMFIELD AVENUE, CERRITOS, CALIFORNIA

1. Call to Order

The meeting was called to order at 7:00 p.m.

2. Invocation

The invocation was given by Pastor William "Bill" C. Hundley II, House of Worship International Ministries.

3. Pledge of Allegiance

The Pledge of Allegiance was led by Koa DeLeon, AYSO Cerritos Elite soccer team.

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/Appointments

Proclamations were presented as follows:

Matthew Taylor (Eagle Scout) and Cerritos Elite AYSO Under-10 Girls Soccer Team (National Champions)

6. Public Comments and Suggestions

Bridget Valadez, American Cancer Society Relay for Life of Cerritos-Artesia, thanked the City of Cerritos for their support.

James Gaskin spoke regarding a recent code enforcement violation he received from the City of Cerritos.

David Forward suggested several dates of observances, including the Gold Star Mother's Day, Silver Star and POW/MIA, and requested that the appropriate flags be flown on days of observance. Mr. Forward submitted a document for the record entitled, "Request May 1, 3rd Friday & last Sunday in September be Observed."

CONSENSUS (Barrows): Directed staff to coordinate the raising of the POW/MIA flags and others on certain days.

Paul Bellenbaum provided several suggestions regarding the aquarium at the library and the shortage of water.

7. Consent Calendar

Items under the Consent Calendar are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Council/Agency Member or citizen so requests, in which event the item will be removed from the Consent Calendar and considered separately.

7A. Approval of the Register of Demands for the City of Cerritos dated August 14, 2014. (COUNCIL)

MOTION: It was moved by Ray, and seconded by Cho, to approve the Register of Demands dated August 14, 2014 in the total amount of \$8,905,604.22. The motion carried (5 – 0) as follows:

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

7B. Approval of the Treasurer's Reports for the period ending June 30, 2014. (COUNCIL/SUCCESSOR AGENCY)

MOTION: It was moved by Ray, and seconded by Cho, to approve the Treasurer's Reports for the period ending June 30, 2014. The motion carried (5 – 0) as follows:

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

7C. Approval of the City Council/Successor Agency Regular Meeting Minutes of July 24, 2014. (COUNCIL/SUCCESSOR AGENCY)

MOTION: It was moved by Ray, and seconded by Cho, to approve the City Council/Successor Agency Regular Meeting Minutes of July 24, 2014. The motion carried (5 – 0) as follows:

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

7D. Consideration and award of Bid No. 1180-15, printing of the Cerritos Center for the Performing Arts 2014-2015 On Stage Programs. (COUNCIL)

MOTION: It was moved by Ray, and seconded by Cho, to approve the award of Bid No. 1180-15, printing of the Cerritos Center for the Performing Arts 2014-2015 On Stage Program, to Diversified Printers in the amount of \$15,075.00. The motion carried (5 – 0) as follows:

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

8. Public Hearings - None

9. New and Old Business

9A. Review and consideration of award of a contract for Liberty Park Track Resurfacing, Project No. 10080, Bid No. 1182-15. (COUNCIL)

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

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

MOTION: It was moved by Chen, and seconded by Barrows, to approve the award of a contract in the amount of \$149,070 for Liberty Park Track Resurfacing, Project No. 10080, bid No. 1182-15, to California Track & Engineering, Inc. and reject the other bid. The motion carried (5 – 0) as follows:

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

9B. Review and consideration of artwork by Daniela Mocan submitted by the Olson Company in accordance with Chapter 22.94 of the Cerritos Municipal Code as it relates to the Art in Public Places Program. The project is located at 18810 Pioneer Boulevard (APN 7040-024-012). (COUNCIL)

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

Steven Armanino, representing the Olson Company, and Daniela Mocan, the artist, thanked the City Council and the Fine Arts and Historical Commission for the opportunity to present the proposed artwork.

The Mayor opened public comments. Noting 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 approve the art piece "The Family Tree" by Daniela Mocan for the Olson Project, Plaza Walk, located at 18810 Pioneer Boulevard. The motion carried (5 – 0) as follows:

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

9. New and Old Business (continued)

- 9C.** Review and consideration of a location to install the art piece "Ocean Dancer" in the Cerritos Civic Center generally located on the northwest corner of Bloomfield Avenue and 183rd Street (APN 7025-028-904, 7025-028-905, 7025-028-906, 7025-028-907, 7025-028-908). (COUNCIL)

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

The Mayor opened public comments. Noting 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 Cho, to:

1. Approve the location for the installation of the sculpture, "Ocean Dancer", at the southeast corner of the Sculpture Garden, and
2. Approve the installation of landscaping and irrigation to enhance the site and the removal of the existing bench, and
3. Approve the amount of approximately \$20,000 from the Art in Public Places Fund for the engineering and installation of "Ocean Dancer". Should there be insufficient funds in the Trust Fund, it is requested that a loan from the General Fund be granted to the Art in Public Places Trust Fund, and the loan be repaid from future contributions to the fund, and
4. Direct staff to look at alternatives for the project's foundation.

The motion carried (5 – 0) as follows:

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

- 9D.** Review and consideration to waive reading of and adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS IMPLEMENTING EMERGENCY WATER CONSERVATION REGULATIONS. (COUNCIL)

A staff report was given by Vince Brar, Senior Assistant City Manager.

The Mayor opened public comments.

David Forward stated that there was a regulation that certain sections of residential properties abutting parking strips cannot have hardscapes and requested information from the City on how to convert to a drip irrigation system.

Paul Bellenbaum spoke regarding the proposed California Water Bond and the fines related to water conservation.

John Strand spoke regarding the use of recycled water and expressed concerns regarding whether the regulations would actually reinforce conservation efforts.

Gary Wang suggested that eventually residents will be able to use reclaimed water for their residential landscape watering.

9. New and Old Business (continued)

9D. (continued)

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

MOTION: It was moved by Ray, and seconded by Cho, to waive reading of and adopt **Resolution No. 2014-23, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS IMPLEMENTING EMERGENCY WATER CONSERVATION REGULATIONS**, subject to the following amendments: 1. Section 2, include the language "watering per station", and 2. Section 3, a multi-phased process for addressing violations. The motion carried (4 – 1, Barrows "no") as follows:

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

9E. Review and consideration to waive reading of and adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS ADOPTING THE GATEWAY INTEGRATED REGIONAL WATER MANAGEMENT PLAN. (COUNCIL)

A staff report was given by Vince Brar, Assistant City Manager.

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

MOTION: It was moved by Chen, and seconded by Ray, to waive reading of and adopt A **Resolution No. 2014-24, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS ADOPTING THE GATEWAY INTEGRATED REGIONAL WATER MANAGEMENT PLAN**. The motion carried (5 – 0) as follows:

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

10. Legislative Items

10A. Report on pending legislation

10B. Review and consideration to support or oppose specific legislation in the State or Federal Legislature or in the State or Federal Executive Office for signature.

10B.1. Review and consideration of pending State legislation, as requested by the League of California Cities, that may impact local government:

AB 2126 (BONTA): Collective Bargaining: Mediation and Fact-Finding

10. Legislative Items (continued)

10B. (continued)

AB 2052 (GONZALEZ): Worker's Compensation: Presumption of Industrial Causation: Expansion

AB 2378 (PEREA): Worker's Compensation: Temporary Disability Payments for Public Safety Personnel

AB 1522 (GONZALEZ): Employment: Paid Sick Leave

SB 556 (PADILLA): Nongovernmental Entity Uniform/Logo Display

AB 2491 (NESTANDE): Substance Abuse: Adult Recovery Maintenance Facilities

SB 1139 (HUESO): California Renewables Portfolio Standard Program

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

The Mayor opened public comments. Noting 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 send letters of opposition regarding AB 2126, AB 2052, AB 2378, AB 1522, SB 556, and SB 1139, and directed staff to take any further required action in the interim to oppose these bills, including potentially sending members of the legislative body to testify. The motion carried (4 – 1, Cho "no") as follows:

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

11. City Council Communications/Committee Reports/Report on Meetings

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

12. Closed Session

Mark Steres, City Attorney, announced that the City Council would recess to Closed Session to discuss the following item:

- 12A. Conference with Legal Counsel – Anticipated Litigation (COUNCIL)
Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) – One case

12. Closed Session (continued)

12A. (continued)

Report from Closed Session:

Mark Steres, City Attorney, reported that the City Council met in Closed Session to discuss Item 12A. Direction was given to staff, no reportable action was taken, and there was nothing further to report.

13. Adjournment

The meeting was adjourned at 9:47 p.m. in memory of former employee Hermie Abido's husband, Rodrigo Bonifacio Abido.

ATTEST:

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

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

APPROVED: **August 28, 2014**