

MINUTES OF A REGULAR MEETING OF THE CERRITOS CITY COUNCIL AND THE SUCCESSOR AGENCY TO THE CERRITOS REDEVELOPMENT AGENCY HELD ON SEPTEMBER 25, 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 Dr. William "Bill" C. Hundley II, The House of Worship International Ministries.

3. Pledge of Allegiance

The Pledge of Allegiance was led by Vida Barone, City Clerk.

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:

Cerritos Florist (Business Spotlight).

Karishma and Pratyush Muthukumar (honored for authoring their own book entitled "Bridge – Linking Reality and Imagination").

6. Public Comments and Suggestions

Ram Kakkar spoke regarding opportunities to enhance the statue of Gandhi located in the community.

Jerry Jensen requested clarification regarding the upcoming water and sewer rate majority protest hearing procedures.

Paul O'Boyle, Crown Castle, spoke in opposition to the wireless telecommunications ordinance.

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 September 25, 2014. (COUNCIL)

MOTION: It was moved by Barrows, and seconded by Chen, to approve the Register of Demands dated September 25, 2014 in the total amount of \$1,151,917.65. The motion carried (5 – 0) as follows:

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

7B. Approval of the Register of Demands for the Successor Agency dated September 25, 2014. (COUNCIL)

MOTION: It was moved by Barrows, and seconded by Chen, to approve the Register of Demands dated September 25, 2014 in the total amount of \$12,558,868.75. 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 September 11, 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 September 11, 2014. The motion carried (5 – 0) as follows:

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

7D. Waive full reading of and adopt Ordinance No. 987, AN ORDINANCE OF THE CITY OF CERRITOS AMENDING CHAPTER 22.42, WIRELESS TELECOMMUNICATIONS, OF THE CERRITOS MUNICIPAL CODE ADDING STANDARDS FOR WIRELESS TELECOMMUNICATION FACILITIES LOCATED IN THE PUBLIC RIGHT-OF-WAY AND CLARIFYING EXISTING STANDARDS FOR WIRELESS TELECOMMUNICATION FACILITIES LOCATED ON PRIVATE PROPERTY. (COUNCIL)

(*Introduction and waiver of full reading of the Ordinance was approved at the September 11, 2014 City Council/Successor Agency Meeting)

7. Consent Calendar (continued)

- 7D. MOTION:** It was moved by Barrows, and seconded by Chen, to waive full reading of and adopt **Ordinance No. 987, AN ORDINANCE OF THE CITY OF CERRITOS AMENDING CHAPTER 22.42, WIRELESS TELECOMMUNICATIONS, OF THE CERRITOS MUNICIPAL CODE ADDING STANDARDS FOR WIRELESS TELECOMMUNICATION FACILITIES LOCATED IN THE PUBLIC RIGHT-OF-WAY AND CLARIFYING EXISTING STANDARDS FOR WIRELESS TELECOMMUNICATION FACILITIES LOCATED ON PRIVATE PROPERTY.** The motion carried (5 – 0) as follows:

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

- 7E.** Review and consideration of award of Bid No. 1184-15, Cerritos Center for the Performing Arts Mailing List Acquisition Services. (COUNCIL)

MOTION: It was moved by Barrows, and seconded by Chen, to award Bid No. 1184-15 to Statistics of Ventura for the Cerritos Center for the Performing Arts mailing list acquisition services. The motion carried (5 – 0) as follows:

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

- 7F.** Consideration to receive and file the Recognized Obligation Payment Schedule (“ROPS 14-15B”) of the Successor Agency to the Cerritos Redevelopment Agency for the period beginning January 1, 2015 and ending June 30, 2015, to conform with Health and Safety Code Sections 34167(h) and 34169(g). (SUCCESSOR AGENCY)

MOTION: It was moved by Barrows, and seconded by Chen, to receive and file the Recognized Obligation Payment Schedule (“ROPS 14-15B”) of the Successor Agency to the Cerritos Redevelopment Agency for the period beginning January 1, 2015 and ending June 30, 2015, to conform with Health and Safety Code Sections 34167(h) and 34169(g). The motion carried (5 – 0) as follows:

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

8. Public Hearings

- 8A.** Review and consideration to waive full reading of and introduce and adopt a RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS ADOPTING THE REVISED 2010 URBAN WATER MANAGEMENT PLAN PURSUANT TO CALIFORNIA WATER CODE 10610 TO 10657. (COUNCIL)

A staff report was given by Vince Brar, Senior Assistant City 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 hearing and public comments.

8. Public Hearings (continued)

- 8A. MOTION:** It was moved by Ray, and seconded by Barrows, to waive full reading of and adopt **Resolution No. 2014-30, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS ADOPTING THE REVISED 2010 URBAN WATER MANAGEMENT PLAN PURSUANT TO CALIFORNIA WATER CODE 10610 TO 10657.** The motion carried (5 – 0) as follows:

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

9. New and Old Business

- 9A.** Review and consideration of award of a contract for Camp Liberty reconstruction, Project No. 12794, Bid No. 1186-15. (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 Cho, to reject all bids. The motion carried (5 – 0) as follows:

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

- 9B.** Review and consideration of a professional services agreement for implementation of the approved citywide Bikeway Master Plan, Project No. 13088. (COUNCIL)

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

The Mayor opened public comments.

Paul Prine spoke regarding bicycle safety and the newly required three (3) foot requirement for bike lanes.

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

MOTION: It was moved by Barrows, and seconded by Chen, to approve a contract with Albert Grover & Associates in the amount of \$44,000 for implementation of the approved Citywide Bikeway Master Plan. 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 the purchase and installation of a variable frequency drive at the Well C-4 booster station pump No. 2, located at 16807 Studebaker Road, Cerritos, California 90703. (COUNCIL)

A staff report was given by Vince Brar, Senior 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 Cho, to approve the purchase and installation of a variable frequency drive at the Well C-4 booster station, pump No. 2, to General Pump Company in the amount of \$17,052.61. The motion carried (5 – 0) as follows:

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

- 9D.** Review and consideration of the City's withdrawal from membership in the Orangeline Development Authority/Eco-Rapid Transit. (COUNCIL)

A staff report was given by Ryan Carey, Advance Planning/Economic Development Manager. A PowerPoint Presentation was displayed.

The Mayor opened public comments.

Paul Bellenbaum provided a historical perspective on the stop signs on South Street and his concerns regarding support for a high speed train at grade level.

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

MOTION: It was moved by Barrows, and seconded by Chen, to withdraw the City's membership and involvement with the Orangeline Development Authority/Eco-Rapid Transit. The motion carried (5 – 0) as follows:

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

CONSENSUS (Pulido/Ray): Directed staff to explore alternative uses for the MTA right-of-way in the sections within Cerritos, inclusive of a bicycle path, and return with a report to Council after the engineer has had time to review the feasibility of such alternatives.

9. New and Old Business (continued)

- 9E.** Review and consideration to waive full reading of and adopt a RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS AUTHORIZING THE DIRECTOR OF PUBLIC WORKS/CITY ENGINEER TO EXECUTE ON BEHALF OF THE CITY OF CERRITOS – PROGRAM SUPPLEMENT AGREEMENT NO NO11 TO ADMINISTERING AGENCY – STATE AGREEMENT NO. 07-5325R FOR FEDERAL AID PROJECTS COVERING THE CONSTRUCTION PHASE OF PROJECT 13032 [FEDERAL NO. STPL-5325(016)]: STUDEBAKER ROAD REHABILITATION FROM SOUTH STREET TO ARTESIA BOULEVARD. (COUNCIL)

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

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 full reading of and adopt **Resolution No. 2014-31, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS AUTHORIZING THE DIRECTOR OF PUBLIC WORKS/CITY ENGINEER TO EXECUTE ON BEHALF OF THE CITY OF CERRITOS – PROGRAM SUPPLEMENT AGREEMENT NO NO11 TO ADMINISTERING AGENCY – STATE AGREEMENT NO. 07-5325R FOR FEDERAL AID PROJECTS COVERING THE CONSTRUCTION PHASE OF PROJECT 13032 [FEDERAL NO. STPL-5325(016)]: STUDEBAKER ROAD REHABILITATION FROM SOUTH STREET TO ARTESIA BOULEVARD.** The motion carried (5 – 0) as follows:

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

- 9F.** Review and consideration of award of a contract for citywide athletic court resurfacing, Project No. 10073, Bid No. 1188-15. (COUNCIL)

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

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 award a contract in the amount of \$83,180 for citywide athletic court resurfacing, Project No. 10073, Bid No. 1188-15 to Taylor Tennis Courts Inc., and reject all other bids. 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

None.

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.

10B1. Review and consideration of federal legislation HR 5101 (Representative Janice Hahn) The National Freight Network Trust Fund Act of 2014, which proposes to provide additional funding for infrastructure improvements related to freight movement. (COUNCIL)

Mayor Pulido recused himself from participating in the consideration of this item and left the dais and Chamber. At this juncture, Mayor Pro Tem Chen became the presiding officer.

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

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

MOTION: It was moved by Barrows, and seconded by Cho, to:

1. Support HR 5101, The National Freight Network Trust Fund of 2014, and
2. Direct staff to prepare a letter advising the author, Representative Janice Hahn of said support with a copy to Representative Linda Sanchez, Senator Dianne Feinstein, Senator Barbara Boxer, the Gateway Cities Council of Governments, City of Long Beach, League of California Cities, the South California Association of Governments, and the Independent Cities Association.

The motion carried (4 – 0, Pulido “recused”) as follows:

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

Mayor Pulido returned to the Chamber and resumed his seat at the dais.

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

Reports were provided by Council Member Cho, Council Member Ray and Mayor Pulido.

12. Closed Session

City Attorney Mark Steres announced that the City Council would recess to Closed Session to discuss the following items on the Closed Session agenda:

12A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (COUNCIL)
Pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54945.9
Name of Case: City of Cerritos, et al v. Water Replenishment District of Southern California
Los Angeles Superior Court Case No.: BS128136

12. Closed Session (continued)

- 12B.** CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (COUNCIL)
Pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54945.9
Name of Case: Water Replenishment District of Southern California v. City of Cerritos
Los Angeles Superior Court Case No.: VC060498

Report from Closed Session:

The City Council reconvened into Open Session. City Attorney Mark Steres reported that the City Council met in Closed Session to discuss Items 12A and 12B on the Closed Session agenda. A report was given, there was no action taken, and nothing further to report.

13. Adjournment

The meeting was adjourned at 9:56 p.m. in memory of Ellen Gaura, sister of Council Member George Ray.

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

ATTEST:

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

APPROVED: October 9, 2014