

**MINUTES OF A SPECIAL MEETING OF THE CERRITOS CITY COUNCIL AND THE SUCCESSOR AGENCY TO THE CERRITOS REDEVELOPMENT AGENCY HELD ON NOVEMBER 24, 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 Carl Bernal, St. John Lutheran Church.

**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/Appointments**

Reeza Gervacio (California Association of Realtors 2014 "Champions of Home" award winner).

Sudha and Vijay Tendulkar (50<sup>th</sup> Wedding Anniversary).

Starbucks (Business Spotlight Program).

**6. Public Comments and Suggestions**

Teresita Del Rosario spoke regarding public safety concerns.

Lori Williams invited the City Council to the Cerritos Girls' Softball Opening Day ceremony.

Ram Kakkar spoke regarding public safety concerns.

Alejandro Estella spoke regarding the recent water and sewer rate increases.

Paul Bellenbaum spoke regarding Fountain Plaza.

**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 November 24, 2014 (COUNCIL).**

**7. Consent Calendar (continued)**

**7A. (continued)**

**MOTION:** It was moved by Barrows, and seconded by Ray, to approve the Register of Demands dated November 24, 2014 in the total amount of \$4,290,497.65 (COUNCIL). 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 November 24, 2014 (SUCCESSOR AGENCY).

**MOTION:** It was moved by Barrows, and seconded by Ray, to approve the Register of Demands dated November 24, 2014 in the total amount of \$3,658.00 (SUCCESSOR AGENCY). 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 November 13, 2014 (COUNCIL/SUCCESSOR AGENCY).

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

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

**7D.** Review and consideration of award of Bid No. 1193-15, printing of the Cerritos News, Cerritos Library News & Cerritos Lifelong Enrichment Combined Newsletter, and Community Services Program (COUNCIL).

**MOTION:** It was moved by Barrows, and seconded by Ray, to award Bid No. 1193-15 for the printing of the Cerritos News, Cerritos Library News & Cerritos Lifelong Enrichment Combined Newsletter, and Community Services Program to Icolor Printing & Mailing in the amount of \$48,976.19 (COUNCIL). 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 adopt A RESOLUTION OF THE CITY OF CERRITOS APPROVING PRECISE PLAN 78-9(B)(2014) AMENDMENT, A REQUEST BY THE PROPERTY OWNERS FOR A TREE REMOVAL AND REPLACEMENT PLAN FOR AN EXISTING INDUSTRIAL PROPERTY. THE SUBJECT PROPERTY IS ZONED INDUSTRIAL (M) AND IS LOCATED AT 13825 BENTLEY PLACE (APN 7003-002-036) (COUNCIL).\*

\*Pursuant to Section 15304 of the California Environmental Quality Act (CEQA), this project is categorically exempt from CEQA review.

A staff report was given by Torrey Contreras, Director of Community Development. A PowerPoint Presentation was displayed.

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

**MOTION:** It was moved by Chen, and seconded by Barrows, to adopt **Resolution No. 2014-50, A RESOLUTION OF THE CITY OF CERRITOS APPROVING PRECISE PLAN 78-9(B)(2014) AMENDMENT, A REQUEST BY THE PROPERTY OWNERS FOR A TREE REMOVAL AND REPLACEMENT PLAN FOR AN EXISTING INDUSTRIAL PROPERTY. THE SUBJECT PROPERTY IS ZONED INDUSTRIAL (M) AND IS LOCATED AT 13825 BENTLEY PLACE (APN 7003-002-036) (COUNCIL).**The motion carried (5 – 0) as follows:

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

- 8B.** Review and consideration to waive full reading of and introduce AN ORDINANCE OF THE CERRITOS CITY COUNCIL AMENDING CHAPTER 22.28 AND ADD CHAPTER 22.60, EMERGENCY SHELTER OVERLAY (M-1) ZONE, HEREIN REFERENCED AS DEVELOPMENT CODE AMENDMENT 2014-4. THE REFERENCED AMENDMENTS ARE PROPOSED IN SATISFACTION OF STATE-MANDATED EMERGENCY SHELTER HOUSING REQUIREMENTS AS CONTAINED WITHIN CALIFORNIA SENATE BILL 2 (COUNCIL).\*

Review and consideration to waive full reading of and introduce AN ORDINANCE OF THE CERRITOS CITY COUNCIL AMENDING THE CERRITOS DEVELOPMENT MAP TO INCORPORATE THE ADDITION OF THE EMERGENCY SHELTER OVERLAY (M-1) ZONE, HEREIN REFERENCED AS DEVELOPMENT MAP AMENDMENT 2014-2 (COUNCIL).\*

Review and consideration to waive full reading of and adopt A RESOLUTION OF THE CERRITOS CITY COUNCIL AMENDING THE CITY OF CERRITOS DEVELOPMENT FEE SCHEDULE TO INCLUDE A FEE FOR THE PROCESSING OF ADMINISTRATIVE EMERGENCY SHELTER PERMITS (COUNCIL).

\*A Negative Declaration was prepared in support of the 2013-2021 Housing Element, pursuant to the California Environmental Quality Act (CEQA). The referenced Negative Declaration addressed and included the addition of emergency shelters as proposed herein. Accordingly, Development Code Amendment 2014-4 and Development Map Amendment 2014-2 are exempt from further CEQA review.

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

**8. Public Hearings (continued)**

**8B. (continued)**

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

**MOTION:** It was moved by Barrows, and seconded by Ray, to:

1. Approve Development Code Amendment 2014-4, making the findings set forth in the Cerritos Planning Commission Resolution No. 2014-38 (COUNCIL), and
2. Waive full reading of and introduce **Ordinance No. 992 , AN ORDINANCE OF THE CERRITOS CITY COUNCIL AMENDING CHAPTER 22.28 AND ADD CHAPTER 22.60, EMERGENCY SHELTER OVERLAY (M-1) ZONE, HEREIN REFERENCED AS DEVELOPMENT CODE AMENDMENT 2014-4. THE REFERENCED AMENDMENTS ARE PROPOSED IN SATISFACTION OF STATE-MANDATED EMERGENCY SHELTER HOUSING REQUIREMENTS AS CONTAINED WITHIN CALIFORNIA SENATE BILL 2** (COUNCIL), and
3. Approve Development Map Amendment 2014-2, making the findings set forth in the Cerritos Planning Commission Resolution No. 2014-39 (COUNCIL), and
4. Waive full reading of and introduce **Ordinance No. 993, AN ORDINANCE OF THE CERRITOS CITY COUNCIL AMENDING THE CERRITOS DEVELOPMENT MAP TO INCORPORATE THE ADDITION OF THE EMERGENCY SHELTER OVERLAY (M-1) ZONE, HEREIN REFERENCED AS DEVELOPMENT MAP AMENDMENT 2014-2** (COUNCIL), and
5. Waive full reading of and adopt **Resolution No. 2014-51, A RESOLUTION OF THE CERRITOS CITY COUNCIL AMENDING THE CITY OF CERRITOS DEVELOPMENT FEE SCHEDULE TO INCLUDE A FEE FOR THE PROCESSING OF ADMINISTRATIVE EMERGENCY SHELTER PERMITS** (COUNCIL).

The motion carried (5 – 0) as follows:

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

- 8C.** Review and consideration to waive full reading of and adopt A RESOLUTION OF THE CITY OF CERRITOS AUTHORIZING UTILIZATION OF FISCAL YEAR 2015-2016 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO IMPROVE ACCESSIBILITY TO PLAYGROUND EQUIPMENT AT JACOB PARK (COUNCIL).\*

\*Funding is based on an estimate of \$183,332 CDBG funds for Fiscal Year 2015-2016, final allocation may vary.

A staff report was given by Eduardo Vega, Associate Planner. A PowerPoint Presentation was displayed.

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

**8. Public Hearings (continued)**

**8C. (continued)**

**MOTION:** It was moved by Cho, and seconded by Ray, to waive full reading of and adopt **Resolution No. 2014-52, A RESOLUTION OF THE CITY OF CERRITOS AUTHORIZING UTILIZATION OF FISCAL YEAR 2015-2016 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO IMPROVE ACCESSIBILITY TO PLAYGROUND EQUIPMENT AT JACOB PARK (COUNCIL)**. 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.** Consideration to waive full reading of and adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS IN RECOGNITION OF THE IMPORTANCE OF THE IN-HOME CARE PROVIDER WORKFORCE AND NATIONAL FAMILY CAREGIVERS MONTH (NOVEMBER) (COUNCIL).

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

The Mayor opened public comments.

Laura Consentino, homecare provider, requested that the City Council adopt the subject resolution.

The Mayor closed public comments.

**MOTION:** It was moved by Cho, and seconded by Pulido, to waive full reading and adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS IN RECOGNITION OF THE IMPORTANCE OF THE IN-HOME CARE PROVIDER WORKFORCE AND NATIONAL FAMILY CAREGIVERS MONTH (NOVEMBER) (COUNCIL).

The motion did not pass (2 – 3) subject to the following roll call vote:

AYES: Cho, Pulido  
NOES: Barrows, Chen, Ray  
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.

None.

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

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

**CONSENSUS** (Barrows): Directed staff to gather information on the City of San Leandro "smart park" and provide a report to Council.

**12. Closed Session**

City Attorney Mark Steres announced that the City Council/Successor Agency would recess to Closed Session to discuss Items 12A, 12B, and 12C on the Closed Session Agenda. The City Council/Successor Agency recessed to Closed Session.

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

**12B.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (COUNCIL/SUCCESSOR AGENCY).  
Pursuant to Paragraph (1) of subdivision (d) of Government Code section 54945.9.  
Name of Case: City of Cerritos, et al v. Michael Cohen, et al; Sacramento Superior Court Case No. 34-2013-80001503.

**12C.** 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

**RECONVENE TO OPEN SESSION AND CITY ATTORNEY REPORT**

The City Council/Successor Agency reconvened into Open Session.

City Attorney Mark Steres reported that the City Council met in Closed Session to discuss Items 12A, 12B, and 12C on the Closed Session Agenda. No reportable actions were taken and there was nothing further to report.

**13. Adjournment**

The meeting was adjourned at 10:00 p.m.

ATTEST:

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

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

APPROVED: December 11, 2014