

MINUTES OF A REGULAR MEETING OF THE CERRITOS CITY COUNCIL AND THE SUCCESSOR AGENCY TO THE CERRITOS REDEVELOPMENT AGENCY HELD ON DECEMBER 11, 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. Bill Ebling, First Baptist Church of Fullerton.

3. Pledge of Allegiance

The Pledge of Allegiance was led by Boy Scout Troop 639.

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

Southern California Gas Company awarded the City of Cerritos \$34,751.50 for a natural gas conservation program.

Proclamations were presented as follows:

Matthew Taylor (life-saving rescue at Chick-fil-A)

Whitney High School (National Blue Ribbon School)

Cerritos High School Regiment of Gold Marching Band (First place, Division 2A of the Western Band Association Grand Championships at Fresno State Bull Dog Stadium)

Pulmonary Hypertension Awareness Month

6. Public Comments and Suggestions

Ralph Westfall commented regarding the City's Comprehensive Annual Financial Report and the water and sewer rate adjustments.

James Han commented regarding the traffic signal at 195th and Jacob Avenue, "no parking zone" area (document submitted for the record), and Cerritos News newsletter.

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 December 11, 2014 (COUNCIL).

MOTION: It was moved by Barrows, and seconded by Chen, to approve the Register of Demands dated December 11, 2014 in the total amount of \$3,643,940.62 (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 December 11, 2014 (SUCCESSOR AGENCY).

MOTION: It was moved by Barrows, and seconded by Chen, to approve the Register of Demands dated December 11, 2014 in the total amount of \$59,243.93 (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 Special Meeting Minutes of November 24, 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 November 24, 2014 (COUNCIL/SUCCESSOR AGENCY). The motion carried (5 – 0) as follows:

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

7D. Approval of the Treasurer's Reports for the period ending October 31, 2014 (COUNCIL/SUCCESSOR AGENCY).

MOTION: It was moved by Barrows, and seconded by Chen, to approve the Treasurer's Reports for the period ending October 31, 2014 (COUNCIL/SUCCESSOR AGENCY). The motion carried (5 – 0) as follows:

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

- 7E.** Adopt 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).*

Adopt 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).*

*Waiver of full reading approved at introduction of ordinances on November 24, 2014.

MOTION: It was moved by Barrows, and seconded by Chen, to adopt:

1. **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**
2. **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)**

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 the City of Cerritos' Comprehensive Annual Financial Report for fiscal year 2013-14 (COUNCIL).

Review and consideration of the Successor Agency to the Cerritos Redevelopment Agency's Basic Financial Statements for fiscal year 2013-14 (SUCCESSOR AGENCY).

A staff report was given by Ryan Carey, Budget Manager. Additional information was provided by Ken Punn, representing the independent audit firm Punn & McGeady, LLP, Certified Public Accountants.

The Mayor opened public comments. Noting there was no one from the public who elected to speak the Mayor closed public comments.

9. New and Old Business (continued)

9A. (continued)

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

1. Receive and file the Fiscal Year 2013-2014 City of Cerritos Comprehensive Annual Financial Report (COUNCIL), and
2. Receive and file the Basic Financial Statements for Fiscal year 2013-2014 for the Successor Agency to the Cerritos Redevelopment Agency (SUCCESSOR AGENCY)

The motion carried (5 – 0) as follows:

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

9B. Review and consideration of the installation and associated rate structure for two electric vehicle charging stations at the Cerritos Center for the Performing Arts (COUNCIL).

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

The Mayor opened public comments.

James Han inquired as to the time required to charge vehicles and expressed concerns that there will not be any financial benefit to the City.

Noting there were no further speakers, the Mayor closed public comments.

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

1. Authorize the City Manager to execute all documents, including the agreement with Greenlots, related to the California Energy Commission grant funding for the Cerritos charging station project, and
2. Approve the installation of two Level 2 charging stations at the Cerritos Center for the Performing Arts, and
3. Approve the rate of \$1.50 per hour for electric vehicle charging, and
4. Appropriate \$10,340.00 in matching funds to complete the charging station project (COUNCIL)

The motion carried (5 – 0) as follows:

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

- 9C.** Review and consideration of agreements and the associated Negative Declaration for the expansion of the Cerritos Recycled Water System to serve Forest Lawn Memorial Park in the City of Cypress (COUNCIL).

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

The Mayor opened public comments.

Lisa Patricio, representing Forest Lawn, expressed support for the project.

Noting there were no further speakers, the Mayor closed public comments.

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

1. Approve the agreements and the associated Negative Declaration for the expansion of the Cerritos Recycled Water System to serve Forest Lawn Memorial Park in the City of Cypress subject to the following contingencies:
 - a. Execution of the grant agreement by the California Department of Water Resources (DWR) and the Gateway Water Management Authority (GWMA), and
 - b. Execution of the service agreement between the City of Cerritos and Forest Lawn, and
 - c. Deposit of funds by Forest Lawn with the City of Cerritos pursuant to the service agreement, and
 - d. Execution of a consent and release by Golden State upon terms and conditions acceptable to the City of Cerritos, and
 - e. Grant of permits by the cities of Lakewood and Cypress, and by County Flood Control District and the Metropolitan Transportation Authority, upon terms and conditions acceptable to the City of Cerritos (COUNCIL)
2. Authorize the City Manager to execute the following:
 - a. All documents required by GWMA related to the DWR grant funding for the Cerritos project, and
 - b. A service agreement with Forest Lawn Memorial Park, subject to the approval of the City Attorney and pursuant to the term sheet included in the staff report, and
 - c. A professional service agreement with MCM Management Company to provide project management oversight, as it related to grant compliance for Reclaimed Waterline expansion project (COUNCIL)
3. Approve that the City Council has reviewed the Negative Declaration and that the Negative Declaration has been prepared in compliance with the California Environmental Quality Act (COUNCIL)

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.

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.

12. Closed Session

City Attorney Mark Steres announced that the City Council/Successor Agency would not recess 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

13. Adjournment

The meeting was adjourned at 10:14 p.m.

ATTEST:

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

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

APPROVED: January 8, 2015