

MINUTES OF A REGULAR MEETING OF THE CERRITOS CITY COUNCIL AND THE SUCCESSOR AGENCY TO THE CERRITOS REDEVELOPMENT AGENCY AND A SPECIAL MEETING OF THE CERRITOS FINANCING AUTHORITY HELD ON DECEMBER 8, 2016, 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, House of Worship International Ministries.

3. Pledge of Allegiance

The Pledge of Allegiance was led by Eric Swint and Vivian Fung, Recreation Services Division Teen Volunteers.

4. Roll Call

The following members of the City Council/Successor Agency were in attendance:

Council/Agency Member Carol Chen
Council/Agency Member Jim Edwards
Council/Agency Member Mark E. Pulido
Mayor Pro Tem/Vice Chair Naresh Solanki
Mayor/Chair George Ray

5. Presentations/Appointments

None.

6. Public Comments and Suggestions

Mel Cortez inquired regarding the storage of items and storage facility for the Cerritos Astor museum.

Anantha Narayanan inquired about the terms of the agreement and rebranding of the Cerritos Astor museum.

Cindy Leung spoke regarding the entrances to Coyote Creek Bicycle Path. She submitted a document for the record.

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 City Council/Successor Agency Special Meeting Minutes of November 21, 2016 (COUNCIL/SUCCESSOR AGENCY).

MOTION: It was moved by Edwards, and seconded by Pulido, to approve the City Council/Successor Agency Special Meeting Minutes of November 21, 2016 (COUNCIL/SUCCESSOR AGENCY). The motion carried (5 – 0) as follows:

7. Consent Calendar (continued)

7A. (continued)

AYES: Chen, Edwards, Pulido, Solanki, Ray
NOES: None
ABSENT: None
ABSTAIN: None

7B. Approval of the Register of Demands for the City of Cerritos dated December 8, 2016 (COUNCIL).

MOTION: It was moved by Edwards, and seconded by Pulido, to approve the Register of Demands for the City of Cerritos dated December 8, 2016 in the amount of \$5,072,856.95 (COUNCIL). The motion carried (5 – 0) as follows:

AYES: Chen, Edwards, Pulido, Solanki, Ray
NOES: None
ABSENT: None
ABSTAIN: None

7C. Approval of the Register of Demands for the Successor Agency to the Cerritos Redevelopment Agency dated December 8, 2016 (SUCCESSOR AGENCY).

MOTION: It was moved by Edwards, and seconded by Pulido, to approve the Register of Demands for the Successor Agency to the Cerritos Redevelopment Agency dated December 8, 2016 in the amount of \$330.00 (SUCCESSOR AGENCY). The motion carried (5 – 0) as follows:

AYES: Chen, Edwards, Pulido, Solanki, Ray
NOES: None
ABSENT: None
ABSTAIN: None

7D. Approval of the Treasurer's Reports for the period ending October 31, 2016 (COUNCIL/SUCCESSOR AGENCY).

MOTION: It was moved by Edwards, and seconded by Pulido, to approve the Treasurer's Reports for the period ending October 31, 2016 (COUNCIL/SUCCESSOR AGENCY). The motion carried (5 – 0) as follows:

AYES: Chen, Edwards, Pulido, Solanki, Ray
NOES: None
ABSENT: None
ABSTAIN: None

7. Consent Calendar (continued)

- 7E.** Award of a contract for Cerritos annual alarm system maintenance and monitoring for City facilities, RFP NO. 1269-17 (COUNCIL).

MOTION: It was moved by Edwards, and seconded by Pulido, to:

1. Award a contract for annual alarm system maintenance and monitoring for City facilities to JMG in the amount of \$20,460; and
2. Authorize the City Manager or his designee to execute any contract modifications, including on-call work, that may be necessary to maintain the security system's efficiency (COUNCIL).

The motion carried (5 – 0) as follows:

AYES: Chen, Edwards, Pulido, Solanki, Ray
NOES: None
ABSENT: None
ABSTAIN: None

- 7F.** Waive further reading of and adopt Ordinance No. 1008, AN ORDINANCE OF THE CITY OF CERRITOS AMENDING VARIOUS PROVISIONS OF THE CERRITOS MUNICIPAL CODE REGULATING THE CULTIVATION AND USE OF MARIJUANA WITHIN THE CITY OF CERRITOS, HEREIN REFERENCED AS DEVELOPMENT CODE AMENDMENT 2016-7 (COUNCIL).

MOTION: It was moved by Edwards, and seconded by Pulido, to waive full reading of and adopt **Ordinance No. 1008, AN ORDINANCE OF THE CITY OF CERRITOS AMENDING VARIOUS PROVISIONS OF THE CERRITOS MUNICIPAL CODE REGULATING THE CULTIVATION AND USE OF MARIJUANA WITHIN THE CITY OF CERRITOS, HEREIN REFERENCED AS DEVELOPMENT CODE AMENDMENT 2016-7** (COUNCIL). The motion carried (5 – 0) as follows:

AYES: Chen, Edwards, Pulido, Solanki, Ray
NOES: None
ABSENT: None
ABSTAIN: None

8. Public Hearings

- 8A.** Review and consideration to approve actions and agreements related to the April 11, 2017 Cerritos General Municipal Election including:

Waive full reading of and adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS, CALIFORNIA CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 11, 2017 FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE CHARTER (COUNCIL).

Waive full reading of and adopt A RESOLUTION SUBMITTING TO THE ELECTORATE OF THE CITY OF CERRITOS AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON APRIL 11, 2017, A PROPOSAL TO ADOPT AN INITIATIVE ORDINANCE ESTABLISHING A TRANSACTION AND USE (SALES) TAX OF UP TO ONE PERCENT (1%) FOR GENERAL PURPOSES, DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS OF THE TAX MEASURE, AND AUTHORIZING AND SETTING DEADLINES FOR THE FILING OF ARGUMENTS (AND REBUTTALS) FOR OR AGAINST THE TAX MEASURE (COUNCIL).

8. Public Hearings (continued)

8A. (continued)

Waive full reading of and adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATE'S STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, APRIL 11, 2017 (COUNCIL).

Waive full reading of and adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF A GENERAL MUNICIPAL ELECTION TO BE HELD IN THE CITY ON TUESDAY, APRIL 11, 2017 (COUNCIL).

Waive full reading of and introduce AN ORDINANCE OF THE CERRITOS CITY COUNCIL AMENDING THE CITY OF CERRITOS MUNICIPAL CODE RELATING TO THE CONDUCT OF ALL-MAIL BALLOT ELECTIONS (COUNCIL).

Staff reports were given by Vida Barone, City Clerk, and Ryan Carey, Budget Manager. A PowerPoint Presentation was displayed.

The Mayor opened the public hearing and public comments.

Jay Gray expressed concerns with the proposed sales tax measure.

Anantha Narayanan expressed concerns with all mail ballots and the proposed ballot measure language.

C.W. Vanderlinden expressed concerns with the City's deficit budget and in opposition of the proposed ballot measure.

Gavin Riley expressed support for the all mail ballot and for the proposed sales tax measure. He also stated he would prefer a parcel tax.

Mel Cortez expressed concerns with the proposed sales tax measure.

Martin Grossman expressed concerns with the community survey. He opposed the placement of the sales tax measure and all mail ballot.

Gail Grossman expressed support for the all mail ballot with specified procedures.

Efran Baca spoke in support of the proposed sales tax measure.

Anitha Katragadda expressed concerns with the proposed sales tax measure and the City's budget deficit.

Paul Bellenbaum spoke about the City's multi-language election outreach and his experiences as a voter. He expressed concerns regarding the proposed sales tax measure.

Noting there were no further individuals who elected to speak, the Mayor closed public comments and the public hearing.

8. Public Hearings (continued)

8A. (continued)

MOTION: It was moved by Pulido, and seconded by Edwards, to waive full reading of and adopt **Resolution No. 2016-25, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS, CALIFORNIA CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 11, 2017 FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE CHARTER (COUNCIL)**. The motion carried (5 – 0) as follows:

AYES: Chen, Edwards, Pulido, Solanki, Ray
NOES: None
ABSENT: None
ABSTAIN: None

MOTION: It was moved by Pulido, and seconded by Chen, to waive full reading of and adopt **Resolution No. 2016-26, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATE'S STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, APRIL 11, 2017 (COUNCIL)**.

The motion carried (5 – 0) as follows:

AYES: Chen, Edwards, Pulido, Solanki, Ray
NOES: None
ABSENT: None
ABSTAIN: None

MOTION: It was moved by Pulido, and seconded by Chen, to waive full reading of and adopt **Resolution No. 2016-27, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF A GENERAL MUNICIPAL ELECTION TO BE HELD IN THE CITY ON TUESDAY, APRIL 11, 2017 (COUNCIL)**.

The motion carried (5 – 0) as follows:

AYES: Chen, Edwards, Pulido, Solanki, Ray
NOES: None
ABSENT: None
ABSTAIN: None

MOTION: It was moved by Ray, and seconded by Pulido, to conduct the upcoming election as per past practice and not through an all-mail ballot procedure (COUNCIL).

The motion carried (5 – 0) as follows:

AYES: Chen, Edwards, Pulido, Solanki, Ray
NOES: None
ABSENT: None
ABSTAIN: None

8. Public Hearings (continued)

8A. (continued)

MOTION DOES NOT PASS (SUPERMAJORITY VOTE REQUIRED): A motion made by Ray, and seconded by Edwards, to waive full reading of and adopt the resolution listed below did not pass due to lack of a supermajority vote. The motion failed (3 – 2, Chen and Solanki, “no”) as follows:

AYES: Edwards, Pulido, Ray
NOES: Chen, Solanki
ABSENT: None
ABSTAIN: None

A RESOLUTION SUBMITTING TO THE ELECTORATE OF THE CITY OF CERRITOS AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON APRIL 11, 2017, A PROPOSAL TO ADOPT AN INITIATIVE ORDINANCE ESTABLISHING A TRANSACTION AND USE (SALES) TAX OF THREE QUARTERS OF ONE PERCENT (1%) FOR GENERAL PURPOSES, WITH A SUNSET CLAUSE OF TEN YEARS, DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS OF THE TAX MEASURE, AND AUTHORIZING AND SETTING DEADLINES FOR THE FILING OF ARGUMENTS (AND REBUTTALS) FOR OR AGAINST THE TAX MEASURE (COUNCIL)

9. New and Old Business

9A. Review and consideration to waive full reading and adopt A RESOLUTION OF INTENTION TO APPROVE AN AMENDMENT TO CONTRACT BETWEEN THE BOARD OF ADMINISTRATION CALIFORNIA PUBLIC EMPLOYEE’S RETIREMENT SYSTEM AND THE CITY COUNCIL OF THE CITY OF CERRITOS (COUNCIL).

Review and consideration to waive full reading and introduce AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CERRITOS AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY COUNCIL OF THE CITY OF CERRITOS AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES’ RETIREMENT SYSTEM (COUNCIL).

A staff report was given by Patricia Leyva, Personnel/Risk Manager.

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

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

1. Waive full reading and adopt **Resolution No. 2016-28, A RESOLUTION OF INTENTION TO APPROVE AN AMENDMENT TO CONTRACT BETWEEN THE BOARD OF ADMINISTRATION CALIFORNIA PUBLIC EMPLOYEE’S RETIREMENT SYSTEM AND THE CITY COUNCIL OF THE CITY OF CERRITOS (COUNCIL);** and
2. Waive full reading and introduce **Ordinance No. 1010, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CERRITOS AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY COUNCIL OF THE CITY OF CERRITOS AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES’ RETIREMENT SYSTEM (COUNCIL).**

9. New and Old Business (continued)

9A. (continued)

The motion carried (5 – 0) as follows:

AYES: Chen, Edwards, Pulido, Solanki, Ray
NOES: None
ABSENT: None
ABSTAIN: None

9B. Review and consideration to complete the biennial review of the City of Cerritos, Successor Agency to the Cerritos Redevelopment Agency, and Cerritos Public Financing Authority conflict of interest codes pursuant to the Political Reform Act of 1974 and submit proposed amendments for approval (COUNCIL/AGENCY/AUTHORITY).

Review and consideration to waive full reading of and adopt A JOINT RESOLUTION OF THE CERRITOS CITY COUNCIL, SUCCESSOR AGENCY TO THE CERRITOS REDEVELOPMENT AGENCY, AND CERRITOS PUBLIC FINANCING AUTHORITY ADOPTING THE AMENDED CONFLICT OF INTEREST CODES, AND REPEALING RESOLUTION NOS. 2012-28, CRA 2012-6, AND CPFA 2012-1 (COUNCIL/AGENCY/AUTHORITY).

A staff report was given by Vida Barone, City Clerk. A PowerPoint Presentation was displayed.

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

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

1. Approve the completion of the biennial review of the City of Cerritos, Successor Agency to the Cerritos Redevelopment Agency, and Cerritos Public Financing Authority Conflict of Interest Codes pursuant to the Political Reform Act of 1974; and
2. Waive full reading of and adopt **Resolution Nos. 2016-29, CSA 2016-2, CPFA 2016-1, A JOINT RESOLUTION OF THE CERRITOS CITY COUNCIL, SUCCESSOR AGENCY TO THE CERRITOS REDEVELOPMENT AGENCY, AND CERRITOS PUBLIC FINANCING AUTHORITY ADOPTING THE AMENDED CONFLICT OF INTEREST CODES, AND REPEALING RESOLUTION NOS. 2012-28, CRA 2012-6, AND CPFA 2012-1 (COUNCIL/AGENCY/AUTHORITY).**

The motion carried (5 – 0) as follows:

AYES: Chen, Edwards, Pulido, Solanki, Ray
NOES: None
ABSENT: None
ABSTAIN: None

9. New and Old Business (continued)

9C. Review and update on the status of the Cerritos Electric Utility (COUNCIL).

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

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

MOTION: It was moved by Pulido, and seconded by Edwards, and (as amended by a motion by Chen, and seconded by Solanki), to continue this item for three (3) months while concurrently moving forward with a consultant to provide the financial analysis related to the "exit strategy" for the utility (COUNCIL).

The motion carried (5 – 0) as follows:

AYES: Chen, Edwards, Pulido, Solanki, Ray
NOES: None
ABSENT: None
ABSTAIN: None

9D. Review and consideration of amendments to the agreements with Shell Energy North America (US) L.P. and Noble Americas Energy Solutions LLC for scheduling coordination, load growth, and billing and data management services for the Cerritos Electric Utility (COUNCIL).

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

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

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

1. Authorize the City Manager to approve and execute the amendment to the agreement negotiated with Shell Energy North America (US) L.P. for providing scheduling coordination services; and
2. Authorize the City Manager to approve and execute the amendment to the agreement negotiated with Noble Americas Energy Solutions LLC (now Calpine Energy Solutions, LLC) for providing load growth, billing and data management services (COUNCIL).

The motion carried (5 – 0) as follows:

AYES: Chen, Edwards, Pulido, Solanki, Ray
NOES: None
ABSENT: None
ABSTAIN: None

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 CITY'S PARTICIPATION IN VOTING IN THE CENTRAL BASIN MUNICIPAL WATER DISTRICT'S BOARD ELECTIONS, PURSUANT TO ASSEMBLY BILL 1794 (COUNCIL).

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

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

MOTION: It was moved by Chen, and seconded by Solanki, to waive full reading of and adopt **Resolution No. 2016-30, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS AUTHORIZING THE CITY'S PARTICIPATION IN VOTING IN THE CENTRAL BASIN MUNICIPAL WATER DISTRICT'S BOARD ELECTIONS, PURSUANT TO ASSEMBLY BILL 1794 (COUNCIL)**. The motion carried (5 – 0) as follows:

AYES: Chen, Edwards, Pulido, Solanki, Ray
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

CONSENSUS (Ray): Directed staff to move the March 23, 2017 City Council/Successor Agency meeting to Monday, March 21, 2017 in light of a community presentation from NASA on March 23, 2017.

Reports were provided by Councilmembers Edwards, Chen, and Pulido

12. Closed Session

- 12A.** PERSONNEL MATTERS PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 54957.6: CONFERENCE WITH LABOR NEGOTIATORS
Agency Negotiators: Art Gallucci, Vince Brar, Patricia Leyva, Charles Goldstein
Employee Organization: AFSCME, Local 619

REPORT FROM CLOSED SESSION: Mark Steres, City Attorney reported that the City Council met in Closed Session to discuss Item 12A. The matter was discussed and there was no reportable action.

13. Adjournment

The meeting was adjourned at 11:52 p.m. in memory of William "Bill" Edwards Robinson, Bosco Jen, and John Glenn.

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

/s/ George Ray
George Ray, Mayor/Chair

APPROVED: **January 12, 2017**