MEETING WAS CALLED TO ORDER at 7:30 p.m. by Mayor Wagner in the Council Chambers at the Civic Center, 5000 Clark Avenue, Lakewood, California.

INVOCATION was offered by Reverend John C. Bonner, Pastor Emeritus to the City Council

PLEDGE OF ALLEGIANCE was led by Mayor Robert G. Wagner

ROLL CALL: PRESENT: Mayor Robert Wagner
Vice Mayor Larry Van Nostran
Council Member Joseph Esquivel
Council Member Wayne Piercy
Council Member Todd Rogers

ANNOUNCEMENTS AND PRESENTATIONS:
Mayor Wagner welcomed Sergeant Rick Biddle back to Lakewood. Deputy City Manager Sandi Ruyle reported that Sgt. Biddle had served 9 years as one of Lakewood’s Specially Assigned Officers before being given a different assignment. Sgt. Biddle was returning to the Lakewood station to take charge of the PAVE deputy program.

Mayor Wagner announced that the Greater Lakewood Chamber of Commerce and the Central Basin Municipal Water District were sponsoring a toilet exchange program on June 16th. He encouraged Lakewood residents to participate to conserve water and noted that a reduction in water consumption would also save electrical energy used to pump water.

ROUTINE ITEMS:
Council Member Esquivel requested that Routine Item 1 be considered separately.

VICE MAYOR VAN NOSTRAN MOVED AND COUNCIL MEMBER PIERCY SECONDED TO APPROVE ROUTINE ITEMS 2 THROUGH 11.

RI-2 Approval of Personnel Transactions
RI-3 Approval of Registers of Demands dated May 24, and May 31, 2001
RI-4 Approval of Street Closures on July 4th for Block Party Purposes
RI-5 Approval of City Investment Policy
**ROUTINE ITEMS:** Continued

RI-6 Approval of League of California Cities Grassroots Network

RI-7 Acceptance of Notice of Completion for Public Works Project No. 00-16, Local Street Pavement Rehab – General Fund, All American Asphalt

RI-8 Acceptance of Notice of Completion for Public Works Project No. 01-2, Residential Pavement Rehab – CDBG 2001, Silvia Construction, Inc.

RI-9 Acceptance of Notice of Completion for Public Works Project No. 00-15, Weingart Senior Center Renovation Project, Award Building Services

RI-10 Approval of Release of Improvement Security for Parcel Map 24831, 2770 Carson Street

RI-11 Approval of Amendment to Agreement for Geotechnical Services with AESCO Technologies

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner
NAYS: COUNCIL MEMBERS: None

RI-1 Approval of Minutes of the Meetings held May 8, May 22, and May 29, 2001

VICE MAYOR VAN NOSTRAN MOVED AND COUNCIL MEMBER ROGERS SECONDED TO APPROVE ROUTINE ITEM 1. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Piercy, Van Nostran, Rogers and Wagner
NAYS: COUNCIL MEMBERS: None
ABSTAIN: COUNCIL MEMBERS: Esquivel

1.1 • AMENDMENTS TO THE BUDGET FOR FISCAL YEARS 2000-2001 AND 2001-2002

City Manager Howard L. Chambers reported that the City was currently entering the second year of its ninth two-year budget. He noted that the two-year budget cycle had saved many people-hours that were then able to be dedicated to other major projects, such as the Legacy Capital Improvement Plan program. He stated that although just one year ago the State of California was looking at a huge surplus in funds, costs related to the current energy crisis were quickly depleting the surplus. He noted the impacts of energy costs on the City’s budget as well, citing the water utility and street lighting as the two major areas of consumption, areas that it would be very difficult to institute any significant conservation measures. He also noted that since the City was dependent upon sales tax revenue generated
1.1 • BUDGET AMENDMENTS FOR FY 2000-2001 AND 2001-2002 - Continued

by a regional shopping mall, it could also be heavily impacted if the economy were to slow greatly. He displayed slides and discussed the major focus areas of the budget including the areas of overarching priority and anticipated revenues and expenditures.

Assistant City Manager Michael Stover displayed slides and gave a brief oral presentation based on the memorandum contained in the agenda packet and stated the Legacy Capital Improvement Plan Update was a five-year plan for the allocation of funds for major, capital equipment purchases and construction projects. He described in brief the Legacy process as well as the overarching priorities, revenue sources and proposed projects. He noted that 54 percent of the total projects were recommended for funding at this time, with no identified funding currently available for the remaining 16 projects. He noted that at the request of the City Council, Median and Parkway Renovations had been elevated in priority and $490,000 in funding would be committed over the five-year plan.

City Attorney John S. Todd advised that the City Council had before it for consideration a series of resolutions pertaining to the budget process that were required by State law.

Mayor Wagner opened the public hearing at 8:16 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

COUNCIL MEMBER ESQUIVEL MOVED AND COUNCIL MEMBER PIERCY SECONDED TO CLOSE THE PUBLIC HEARING. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner
NAYS: COUNCIL MEMBERS: None


COUNCIL MEMBER ESQUIVEL MOVED AND COUNCIL MEMBER PIERCY SECONDED TO ADOPT RESOLUTION NO. 2001-23. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner
NAYS: COUNCIL MEMBERS: None

1.1 • BUDGET AMENDMENTS FOR FY 2000-2001 AND 2001-2002 - Continued

COUNCIL MEMBER PIERCY MOVED AND COUNCIL MEMBER ESQUIVEL SECONDED TO ADOPT RESOLUTION NO. 2001-24. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner
NAYS: COUNCIL MEMBERS: None

COUNCIL MEMBER PIERCY MOVED AND COUNCIL MEMBER ESQUIVEL SECONDED TO ADOPT THE LEGACY CAPITAL IMPROVEMENT PLAN UPDATE. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner
NAYS: COUNCIL MEMBERS: None

Mayor Wagner announced that although the budget was adopted for a two-year period, there were minor adjustments necessary and many agreements and contracts defined by the budget process that required approval on an annual basis.

VICE MAYOR VAN NOSTRAN MOVED AND COUNCIL MEMBER ESQUIVEL SECONDED TO APPROVE ITEMS E. THROUGH E. 39.


1) RESOLUTION NO. 2001-26; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AUTHORIZING LOANS TO LAKEWOOD REDEVELOPMENT AGENCY

2) RESOLUTION NO. 2001-27; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AUTHORIZING THE DIRECTOR OF FINANCE TO CERTIFY TO CITY LIGHT AND POWER LAKEWOOD, INC., THAT BASIC FEE PAYMENTS HAVE BEEN INCLUDED IN THE BUDGET

3) RESOLUTION NO. 2001-28; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AMENDING RESOLUTION NO. 98-37 PERTAINING TO EMPLOYEE BENEFITS AND THE CLASSIFICATION AND COMPENSATION OF CITY OFFICERS AND EMPLOYEES

4) RESOLUTION NO. 2001-29; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD REPEALING RESOLUTION NO. 2000-37 PERTAINING TO HOURLY-RATED PART-TIME EMPLOYEES AND ENACTING A PERSONNEL RESOLUTION ESTABLISHING THE COMPENSATION, RULES AND REGULATIONS PERTAINING TO HOURLY-RATED PART-TIME EMPLOYEES
1.1 • BUDGET AMENDMENTS FOR FY 2000-2001 AND 2001-2002 - Continued

5) RESOLUTION NO. 2001-30; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AMENDING THE PERSONNEL RULES, REGULATIONS AND PROCEDURES PERTAINING TO EXTRAORDINARY JURY SERVICE


7) RESOLUTION NO. 2001-31; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AMENDING RESOLUTION NO. 76-66 PERTAINING TO THE CITY MANAGER

8) RESOLUTION NO. 2001-32; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AMENDING RESOLUTION NO. 76-102 PERTAINING TO THE CITY ATTORNEY’S RETAINER AGREEMENT

9) RESOLUTION NO. 2001-33; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AMENDING RESOLUTION NO. 72-88, PERTAINING TO THE COMPENSATION OF CITY COMMISSIONERS

10) RESOLUTION NO. 2001-34; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AMENDING RESOLUTION NO. 1862 PERTAINING TO RULES AND PROCEDURES FOR PROCEEDINGS OF THE CITY COUNCIL, AND FOR ITS OFFICERS AND EMPLOYEES

11) Approval of Additional Fiscal Year 2001-2002 Appropriations

12) RESOLUTION NO. 2001-35; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AMENDING AND RENEWING A COMMUNITY RECREATION PROGRAM WITH THE ABC UNIFIED SCHOOL DISTRICT


1.1 • BUDGET AMENDMENTS FOR FY 2000-2001 AND 2001-2002 - Continued

15) RESOLUTION NO. 2001-38; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AMENDING AND RENEWING AN AGREEMENT BETWEEN THE CITY OF LAKEWOOD AND HELPLINE YOUTH COUNSELING, INC. FOR THE FISCAL YEAR 2001-2002


18) RESOLUTION NO. 2001-41; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AMENDING AND RENEWING AN AGREEMENT BETWEEN THE CITY OF LAKEWOOD AND RETIRED SENIOR VOLUNTEER PROGRAM (RSVP), A NON-PROFIT CORPORATION, FOR THE FISCAL YEAR 2001-2002

19) Renewal of Agreement with Mothers-At-Work

20) Renewal of Agreement with Ronald Piazza for Food Concessions at Mayfair Park

21) Approval of Extension of Agreement for Environmental Analyst Services with Ray Tahir

22) Approval of Amendment to Agreement for Animal Control Services with Southeast Area Animal Control Authority

23) Approval of Extension of Agreement for Construction Management/Inspection with BDA Associates

24) Approval of Extension of Agreement for Engineering and Traffic Survey Services with Newport Traffic Studies

25) Approval of Extension of Agreement for Hardscape Maintenance with Kalban, Inc.

26) Approval of Agreement for Engineering Services with Associated Soils Engineering, Inc.

27) Approval of Extension of Agreement for HVAC Maintenance Services with BARR Engineering
1.1 • BUDGET AMENDMENTS FOR FY 2000-2001 AND 2001-2002 - Continued

28) Approval of Agreement for Solid Waste Consulting Services with S.C.S. Consultants

29) Approval of Supplemental Agreement with Affiliated Computer Services (ACS)

30) Approval of Amendment to Agreement with the Lakewood Redevelopment Agency for Access to Services and Facilities

31) Approval of Renewal of Regional Law Enforcement Agreement

32) RESOLUTION NO. 2001-42; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKewood APPROVING HELICOPTER PATROL SERVICES BY AND BETWEEN THE CITY OF LAKewood AND CERTAIN OTHER CITIES REQUESTING HELICOPTER PATROL LAW ENFORCEMENT SERVICES THROUGH THE CITY OF LAKewood

33) RESOLUTION NO. 2001-43; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKewood APPROVING AMENDMENT TO THE AGREEMENT WITH THE GREATER LAKewood CHAMBER OF COMMERCE FOR ADVERTISING AND PROMOTION SERVICES

34) Approval of Agreement for Page Composition, Printing and Preparation for Mailing of the City Newsletter

35) Approval of Agreement for Professional Consulting Services with RS2 Consulting

36) RESOLUTION NO. 2001-44; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKewood AMENDING THAT CERTAIN AGREEMENT BETWEEN THE CITY OF LAKewood AND JOE A. GONSALVES AND SON, INC.

37) Approval of Agreement with J. D. Franz Research Services

38) Approval of Agreement for GIS Services with California State University, Long Beach

39) Approval of Extension of Reimbursement Agreements for Long Beach Transit

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostrand, Rogers and Wagner

NAYS: COUNCIL MEMBERS: None
1.2 • AWARD OF BID FOR PUBLIC WORKS PROJECT NO. 01-3, WATERMAIN REPLACEMENT - 2001
Director of Public Works, Lisa Rapp, gave a brief oral presentation based on the memorandum contained in the agenda packet and reported fifteen bids had been received for the 2001 Watermain Replacement Project. The project would provide for the replacement of 1.2 miles of water mains in residential streets east of Palo Verde Avenue, north of Del Amo Boulevard. It was the recommendation of staff that the City Council award the bid for Public Works Project No. 01-3 to T. A. Rivard, Incorporated in the amount of $415,895; and authorize staff to approve a cumulative total of change orders, as needed, in an amount not to exceed $50,000.

To determine the magnitude of the project, Mayor Wagner asked Water Resources Director Jim Glancy how many miles of water mains were in the City’s system. Mr. Glancy responded by stating that the system total was 167 miles, with 63 miles of cast iron mains yet to be replaced.

Mayor Wagner opened the public hearing at 8:24 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

COUNCIL MEMBER ESQUIVEL MOVED AND COUNCIL MEMBER ROGERS SECONDED TO CLOSE THE PUBLIC HEARING AND APPROVE STAFF’S RECOMMENDATION. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner
NAYS: COUNCIL MEMBERS: None

1.3 • AWARD OF BID FOR PUBLIC WORKS PROJECT NO. 00-5, STANDBY GENERATORS - THE CENTRE AND NIXON YARD
The Director of Public Works gave a brief oral presentation based on the memorandum contained in the agenda packet and stated that although nine companies had attended a pre-bid conference regarding the Standby Generators Project, only one bid had been received. The single bid was more than twice the amount estimated by the engineer for the project. It was the recommendation of staff that the City Council continue the public hearing on the award of the project to allow staff additional time to develop and consider options for the project.

Mayor Wagner opened the public hearing at 8:26 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

COUNCIL MEMBER ROGERS MOVED AND COUNCIL MEMBER PIERCY SECONDED TO APPROVE STAFF’S REQUEST AND CONTINUE THE PUBLIC HEARING TO THE MEETING OF JUNE 26, 2001.
1.3 • AWARD OF BID FOR PUBLIC WORKS PROJECT NO. 00-5, STANDBY GENERATORS - THE CENTRE AND NIXON YARD - Continued

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner
NAYS: COUNCIL MEMBERS: None

1.4 • RESOLUTION OF NECESSITY FOR ACQUISITION BY EMINENT DOMAIN, PEERLESS WATER

Special Legal Counsel John E. Cavanaugh gave a brief oral presentation based on the memorandum contained in the agenda packet and stated he had been retained to intervene in the proposed merger between Peerless Water Company and Southern California Water Company. Action had been taken before an Administrative Law Judge to recognize Lakewood as a party to the action. The City of Lakewood was seeking to acquire the 105 service accounts located within the City boundaries. Comments had been filed on behalf of the City alleging that the proposed settlement agreement between Peerless and So. Cal. Water was unreasonable, inconsistent with applicable law, contrary to the public interest and had failed to consider existing viable alternatives to the proposed merger. He concluded by stating that it was necessary at this time to adopt the proposed resolution of necessity in order to protect the City’s interests should eminent domain/condemnation proceeding be necessary at a future date.

Community Development Director Chuck Ebner stated that the acquisition of the service accounts had been reviewed under the California Environmental Quality Act guidelines and had been found to be categorically exempt. He reported that notice of the proposed action on the resolution of necessity had been completed, as required by State statute. It was the recommendation of staff that the City Council adopt Resolution No. 2001-19 and find the action categorically exempt under CEQA.

Bill Zastrow, Peerless Water Company, Bellflower, stated he was bound by an agreement with American States Water (So. Cal. Water Co.) which did not allow him to discuss the offer made by the City of Lakewood. He presented a letter to the City Council, City Attorney and City Clerk.

Todd Argow, Governmental Affairs Coordinator for the Southern California Water Company, stated that a letter had been submitted by their legal counsel, O’Melveny & Myers, which stated the position of their company.

Mayor Wagner enumerated the allegations contained in the letter from Peerless Water and noted how they could be explained, dismissed or mitigated. He concluded by noting that the total sale agreement between Peerless and So. Cal. Water included over 2,000 service accounts with the 105 in Lakewood accounting for only five percent of the sale.
1.4 • RESOLUTION OF NECESSITY FOR ACQUISITION BY EMINENT DOMAIN, PEERLESS WATER - Continued

In response to a question from Council Member Rogers, Mr. Glancy stated that upon completion of the acquisition by So. Cal. Water, the rates of the 105 affected residents would be approximately 80 percent higher than those paid by residents served by the City water system.

Mayor Wagner opened the public hearing at 8:57 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

COUNCIL MEMBER PIERCY MOVED AND COUNCIL MEMBER ESQUIVEL SECONDED TO CLOSE THE PUBLIC HEARING. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner
NAYS: COUNCIL MEMBERS: None

Council Member Piercy determined from Mr. Cavanaugh that the adoption of the resolution did not commit the City to a course, but rather empowered the City to take additional action if deemed necessary.

Mr. Cavanaugh proposed the addition of a section to the resolution to include language regarding the categorically exempt finding under CEQA.

RESOLUTION NO. 2001-19; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD FINDING AND DETERMINING THE PUBLIC INTEREST, CONVENIENCE, AND NECESSITY FOR ACQUIRING AND AUTHORIZING CONDEMNATION OF PROPERTY GENERALLY DESCRIBED AS A PORTION OF THE PEERLESS WATER COMPANY’S WATER SYSTEM LOCATED IN THE CITY OF LAKEWOOD was read by title by the City Clerk.

COUNCIL MEMBER PIERCY MOVED AND VICE MAYOR VAN NOSTRAN SECONDED TO ADOPT RESOLUTION NO. 2001-19, AS AMENDED. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner
NAYS: COUNCIL MEMBERS: None

2.1 • ADJUSTING COMMERCIAL REFUSE RATES

Larry Schroeder, Director of Finance, reported that the proposed resolution would address fees and charges for commercial refuse service which were adjusted annually based upon the Consumer Price Index.
2.1 • ADJUSTING COMMERCIAL REFUSE RATES - Continued

RESOLUTION NO. 2001-45; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD ADJUSTING THE FEES OR CHARGES FOR SPECIAL REFUSE BIN SERVICE

Vice Mayor Van Nostran moved and Council Member Rogers seconded to adopt Resolution No. 2001-45. Upon roll call vote, the motion was approved:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner
NAYS: COUNCIL MEMBERS: None

3.1 • DOCUMENT IMAGING PROJECT, SCANNING AND INDEXING OF BUILDING PERMITS

Director of Community Development, Chuck Ebner, gave a brief oral presentation based on the memorandum contained in the agenda packet and reported one of the projects contained in the Strategic Information Plan was the Document Imaging Project. Included in the Document Imaging Project was the digitization of all of the City’s building permit records. The outsourcing of this portion of the project would mean that all building records, approximately 375,000 documents, could be incorporated into the system within 90 days rather than the two years necessary to complete the project in-house. A Request for Proposals was prepared for the project and following review of the proposals, a consultant was selected. Also necessary for the project was an increase to the capacity of the document imaging server and additional computer equipment to make the material accessible at the public counter in the Building and Safety Division. It was the recommendation of staff that the City Council approve the selection of ECS Imaging, Inc. as the consulting firm for the scanning and indexing of the Building and Safety records for a fee of $35,605 and to appropriate $44,105 from the General Fund for the project, including the purchase of additional storage and hardware.

Mr. Ebner confirmed for Mayor Wagner that the public would have access to the documents at the public counter and that hard copies could be printed.

Vice Mayor Van Nostran determined from Mr. Ebner that to complete the project in-house with current staff would take a minimum of two years.

Council Member Rogers moved and Council Member Esquivel seconded to approve staff’s recommendation. Upon roll call vote, the motion was approved:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner
NAYS: COUNCIL MEMBERS: None
At 9:10 p.m., the Regular Meeting of the City Council was recessed for the Meeting of the Lakewood Redevelopment Agency. At 9:15 p.m., the City Council Meeting was reconvened.

**ORAL COMMUNICATIONS:**
Geoff Beveridge addressed the City Council regarding the speed of traffic on his street.

Council Member Piercy stated that he had discussed this issue previously with Mr. Beveridge and could report that Lakewood Sheriff’s Station personnel had agreed to increase patrols in the area and would be putting up a speed monitor.

Deputy City Manager Sandi Ruyle stated the Sheriffs would also use techniques like a decoy car and radar devices to promote compliance with the speed limit.

Council Member Rogers asked Mr. Beveridge if use of the “Kids at Play – Drive 25” signs had made any impact on the traffic. Mr. Beveridge responded by stating that about 75 percent of the people who read the signs did slow down.

**ADJOURNMENT**
There being no further business to be brought before the City Council, Mayor Wagner adjourned the meeting at 9:25 p.m.

Respectfully submitted,

Denise R. Hayward, CMC
City Clerk