AGENDA
REGULAR CITY COUNCIL MEETING
COUNCIL CHAMBERS
5000 CLARK AVENUE
LAKEWOOD, CALIFORNIA

June 9, 2015, 7:30 p.m.

CALL TO ORDER

INVOCATION: Mr. Omid Dadgar, Spiritual Assembly of Bahá’í of Lakewood

PLEDGE OF ALLEGIANCE: Vice Mayor Ron Piazza

ROLL CALL: Mayor Jeff Wood
Vice Mayor Ron Piazza
Council Member Steve Croft
Council Member Diane DuBois
Council Member Todd Rogers

ANNOUNCEMENTS AND PRESENTATIONS:
Presentation on Water Conservation

ROUTINE ITEMS:
All items listed within this section of the agenda are considered to be routine and will be enacted by one motion without separate discussion. Any Member of Council may request an item be removed for individual discussion or further explanation. All items removed shall be considered immediately following action on the remaining items.

RI-1 Approval of Minutes of the Meetings held May 26, 2015
RI-2 Approval of Personnel Transactions
RI-3 Approval of Registers of Demands
RI-4 Approval of Permits for Street Closures for July 4th Block Parties
RI-5 Approval of Reappointment to the Southeast Los Angeles County Workforce Investment Board of Directors
RI-6 Approval of Adjustment to Utility Users Tax Low-Income Exemption, Resolution No. 2015-17
RI-7 Approval to Establish a Low-Income Exemption Hardship Waiver for the Administrative or Parking Citation Hearing Procedure, Resolution No. 2015-18
RI-8 Adoption of Resolution No. 2015-19; Establishing Employer Paid Sick Leave Policy for Part-Time, Temporary and Seasonal Employees
LEGISLATION:
2.1 Second Reading and Adoption of Ordinance No. 2015-4; Amending the Lakewood Municipal Code and the Zoning Ordinance Pertaining to the Business of Massage and Massage Establishments

2.2 Second Reading and Adoption of Ordinance No. 2015-5; Amending the Lakewood Municipal Code and the Zoning Ordinance Pertaining to Carwashes and Limitations of Uses Permitted in Commercial Zones

REPORTS:
3.1 Approval of License Agreement with City of Cerritos for Recycled Waterline on Bloomfield Avenue

AGENDA
LAKEWOOD SUCCESSOR AGENCY

1. Approval of Register of Demands

ORAL COMMUNICATIONS:

ADJOURNMENT
Routine Items
Routine Item 1 - City Council Minutes

will be available prior to the meeting
TO: The Honorable Mayor and City Council

SUBJECT: Report of Personnel Transactions

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<td><strong>1. FULL-TIME EMPLOYEES</strong></td>
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<td>A. Appointments</td>
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| B. Changes         |                              |          |                |
| None               |                              |          |                |

| C. Separations     |                              |          |                |
| None               |                              |          |                |

| **2. PART-TIME EMPLOYEES** |          |            |                |
| A. Appointments      |          |            |                |
| Jasbir Rai           | Maintenance Services Aide    | B         | 05/24/2015     |

| B. Changes          |          |            |                |
| Austin Pierce       | Recreation Leader II          | A to      | 05/25/2015     |
| Community Service Leader II |      | B         |                |
| Douglas Smith       | Maintenance Trainee I         | B to      | 02/15/2015     |
|                     | Maintenance Trainee II        | B         |                |

| C. Separations      |          |            |                |
| None                |          |            |                |

Lisa Novotny
Assistant City Manager

Howard L. Chambers
City Manager
CITY OF LAKEWOOD
FUND SUMMARY 5/21/2015

In accordance with section 2521 of the Lakewood Municipal Code there is presented herewith a summary of obligations to be paid by voucher 63707 through 63819. Each of the following demands has been audited by the Director of Administrative Services and approved by the City Manager.

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Council Approval

Date

City Manager

Attest

City Clerk

Director of Administrative Services
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Totals: 931,573.99 | 45.06 | 931,528.93
CITY OF LAKEWOOD
FUND SUMMARY 5/28/2015

In accordance with section 2521 of the Lakewood Municipal Code there is presented herewith a summary of obligations to be paid by voucher 63820 through 63925. Each of the following demands has been audited by the Director of Administrative Services and approved by the City Manager.

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Council Approval

Date

City Manager

Attest

City Clerk

Director of Administrative Services
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CITY OF LAKEWOOD
FUND SUMMARY 6/4/2015

In accordance with section 2521 of the Lakewood Municipal Code there is presented herewith a summary of obligations to be paid by voucher 63926 through 64052. Each of the following demands has been audited by the Director of Administrative Services and approved by the City Manager.

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Date  City Manager

Attest

_________________________  ______________________
City Clerk  Director of Administrative Services
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**Totals:**  
546,660.46 11.72 546,648.74
TO: The Honorable Mayor and City Council

SUBJECT: Applications for Street Closure (Block Party)

INTRODUCTION
The City Council adopted Resolution No. 2008-5, establishing rules and regulations pertaining to the temporary closing of local City streets. The resolution was adopted pursuant to provisions of the Vehicle Code authorizing the City Council to adopt rules and regulations for the temporary closing of a portion of the street for celebrations or special events when the City Council finds such closing necessary for the safety and protection of persons who are to use that portion of the street during the temporary closing.

STATEMENT OF FACT
The City Clerk's Office was contacted by residents with requests to hold block parties on Saturday, July 4, 2015. A copy of the resolution outlining the rules and regulations pertaining to the temporary closure of local City streets was given to each of them, together with the form for obtaining signatures of all residents within the area to be closed (maps attached). The responsible applicants, areas and times of closure are as follows:

- Dana Trujillo, 4702-4812 Adenmoor Avenue, 10 a.m. to 10 p.m.;
- Holly Fall, 5422-5537 Bonfair Avenue, 10 a.m. to 10 p.m.;
- Celia Milla, 4702-4832 Briercrest Avenue, 10 a.m. to 10 p.m.;
- Michael Rorwick, 3602-3724 Candor Street, 10 a.m. to 10 p.m.;
- Alan Mangan, 4702-4859 Canehill Avenue, 10 a.m. to 10 p.m.;
- Joy Pacheco, 5702-5756 Capetown Street, 10 a.m. to 10 p.m.;
- Heyman Hakimi, 4709-4849 Coldbrook Avenue, 10 a.m. to 10 p.m.;
- Fe Beasley, 2862-2969 Daneland Street, 10 a.m. to 10 p.m.;
- Jennifer Funk, 6502-6543 Denmead Street, 10 a.m. to 10 p.m.;
- Marcela MacLean, 6401-6433 Glorywhite Street, incl adj 6400-6424 Nixon Street, 10 a.m. to 10 p.m.;
• Wendy Mullins, 6516-6563 Glorywhite Street, 10 a.m. to 10 p.m.;
• Debbie Balue, 5300-5363 Hackett Avenue, 1 p.m. to 9 p.m.;
• Don Mabbott, 2402-2633 Hardwick Street, 10 a.m. to 10 p.m.;
• Jennifer Smith, 4502-4657 Josie Avenue, 10 a.m. to 10 p.m.;
• Sandi Powell, 4502-4657 Knoxville Avenue, 10 a.m. to 10 p.m.;
• Nickie Fox, 4702-4753 Knoxville Avenue, incl 6524 & 6536 Turnergrove, 10 a.m. to 10 p.m.;
• Nick Pratte, 2702-2951 Loomis Street, 10 a.m. to 10 p.m.;
• Valarie Frost, 4902-5059 Lorelei Avenue, 10 a.m. to 10 p.m.;
• Jenny Bapp, 4202-4258 Maybank Avenue, incl adj 4202-4277 Nelsonbark Avenue, 10 a.m. to 10 p.m.;
• Dale Hills, 5102-5255 Minturn Avenue, 10 a.m. to 10 p.m.;
• Terri Panter, 4102-4218 Monogram Avenue, 12 p.m. to 10 p.m.;
• Karen Weidmann, 5502-5539 Pearce Avenue, 10 a.m. to 10 p.m.;
• David Aroz, 4253-4297 Petaluma Avenue, 10 a.m. to 10 p.m.;
• Jamison Iovine, 4902-5059 Premiere Avenue, 10 a.m. to 10 p.m.;
• Anna Erdman, 4323-4387 Quigley Avenue, 10 a.m. to 10 p.m.; and
• Steve Doreck, 5807-5959 Whitewood Avenue, 10 a.m. to 10 p.m.

The staff of the Public Works Department has reviewed the maps and canvassed the areas of proposed closure for traffic safety conditions. They will provide a determination regarding the appropriate types and placement of barricades and warning devices to be utilized at the locations.

Should the Council approve the requests for temporary street closures, the Public Works Department will arrange for the placement and removal of the barricades for the event. Notification of said closures will be provided to the Sheriff's Station and the appropriate Fire Station.
closures will be provided to the Sheriff's Station and the appropriate Fire Station.

**SUMMARY**
Area residents have complied with all the necessary requirements to obtain street closure permits for block parties to be held on July 4th. Such closings would provide a measure of safety and protection for persons who are to use a portion of those streets during the temporary closures.

**RECOMMENDATION**
Staff recommends that permits be issued to the responsible applicants authorizing temporary closure at the requested locations on Saturday, July 4, 2015.

Carol Flynn Jacoby  
Deputy City Manager

Howard L. Chambers  
City Manager
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
4702 - 4812 ADENMOOOR AVENUE

2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
1 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS
1 "NO RIGHT TURN" SIGN
1 "NO LEFT TURN" SIGN
6 BARRICADES
7 DELINEATORS
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
5422 - 5537 BONFAIR AVENUE

● 2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
■ 1 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS
★ 1 "NO RIGHT TURN" SIGN
▲ 1 "NO LEFT TURN" SIGN

6 BARRICADES
7 DELINEATORS
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
4702-4832 BRIERCREST AVENUE

- 2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
- 1 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS
- 2 NO RIGHT TURN SIGNS
- 1 NO LEFT TURN SIGNS
- 6 BARRICADES
- 8 DELINEATORS
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
3602-3724 CANDOR STREET

- 2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
- 1 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGN
- 1 NO RIGHT TURN SIGN
- 1 NO LEFT TURN SIGN

- 6 BARRICADES
- 8 DELINEATORS
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
4702 - 4859 CANE HILL AVENUE

2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
0 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS
2 "NO RIGHT TURN" SIGNS
2 "NO LEFT TURN" SIGNS

6 BARRICADES
8 DELINEATORS
BLOCK PARTY
JULY 4, 2015
10 A.M. TO 10 P.M.
5702-5756 CAPE TOWN STREET

- 2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
- 1 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGN
- 1 NO RIGHT TURN SIGN
- 1 NO LEFT TURN SIGN
- 6 BARRICADES
- 7 DELINEATORS
BLOCK PARTY
JULY 4, 2015
10 A.M. TO 10 P.M.
4709-4849 COLD BROOK AVENUE

- 2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
- 1 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGN
- 1 NO RIGHT TURN SIGN
- 1 NO LEFT TURN SIGN
- 6 BARRICADES
- 8 DELINEATORS

PICKUP ADDRESS
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
2862 - 2969 DANELAND STREET

- 2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
- 1 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS
- 1 "NO RIGHT TURN" SIGN
- 1 "NO LEFT TURN" SIGN

6 BARRICADES
7 DELINEATORS
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
6502-6543 DENMEAD STREET

2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
1 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS
2 "NO RIGHT TURN" SIGN
1 "NO LEFT TURN" SIGN
6 BARRICADES
8 DELINEATORS
**BLOCK PARTY**
**JULY 4, 2015**
**10 A.M. - 10 P.M.**
**6401-6433 AND 6516-6563 GLORYWHITE STREET**
**INCLUDING 6400-6424 NIXON STREET**

- 4 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
- 3 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS
- 1 "NO RIGHT TURN" SIGN
- 2 "NO LEFT TURN" SIGN

12 BARRICADES
14 DELINEATORS
BLOCK PARTY
JULY 4, 2015
1 P.M. - 9 P.M.
5300 - 5363 HACKETT AVENUE

1 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
1 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS
0 "NO RIGHT TURN" SIGN
1 "NO LEFT TURN" SIGN

3 BARRICADES
4 DELINEATORS
BLOCK PARTY
JULY 4, 2015
10 A.M. TO 10 P.M.
2402-2633 HARDWICK STREET

- 2 FULL CLOSURE POINT "ROAD CLOSED" SIGN
- 0 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGN
- 2 "NO RIGHT TURN" SIGN
- 2 "NO LEFT TURN" SIGN
- 6 BARRICADES
- 8 DELINEATORS
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
4502 - 4657 JOSIE AVENUE

2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
0 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS
2 "NO RIGHT TURN" SIGN
2 "NO LEFT TURN" SIGN

6 BARRICADES
8 DELINEATORS
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
4502-4657 KNOXVILLE AVENUE

- 2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
- 0 "ROAD CLOSED AHEAD" SIGNS
- 2 NO RIGHT TURN SIGNS
- 2 NO LEFT TURN SIGNS

6 BARRICADES
8 DELINEATORS
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
4702 - 4753 KNOXVILLE AVENUE

- 2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
- 1 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS
- 1 "NO RIGHT TURN" SIGN
- 1 "NO LEFT TURN" SIGN
- 6 BARRICADES
- 7 DELINEATORS
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
2702-2951 LOOMIS STREET

- 2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
- 0 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS
- 2 NO RIGHT TURN SIGNS
- 2 NO LEFT TURN SIGNS
- 6 BARRICADES
- 8 DELINEATORS
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
4902-5059 LORELEI AVENUE

- 2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
- 6 BARRICADES
- 0 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS
- 8 DELINEATORS
- 2 NO RIGHT TURN SIGNS
- 2 NO LEFT TURN SIGNS
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
4202-4258 MAYBANK AVENUE
4202-4277 NELSONBARK AVENUE

2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
0 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS
2 "NO RIGHT TURN" SIGN
2 "NO LEFT TURN" SIGN

6 BARRICADES
8 DELINEATORS
BLOCK PARTY
JULY 4, 2015
10 A.M. TO 10 P.M.
5102-5255 MINTURN AVENUE

- 2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
- 0 "ROAD CLOSED AHEAD" SIGNS
- 2 NO RIGHT TURN SIGNS
- 2 NO LEFT TURN SIGNS

6 BARRICADES
8 DELINEATORS
# Block Party Details

**Date:** July 4, 2015  
**Time:** 12 Noon - 10 PM  
**Location:** 4102 - 4218 MonoGram Avenue

## Traffic Management
- **2 Full Closure Point "Road Closed" Signs**
- **1 Advanced Warning "Road Closed Ahead" Signs**
- **1 "No Right Turn" Sign**
- **1 "No Left Turn" Sign**
- **6 Barricades**
- **7 Delineators**

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<tr>
<td>4103</td>
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</tbody>
</table>

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Map showing street layout and road closures.
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
5502 - 5539 PEARCE AVENUE

FOSTER ELEMENTARY SCHOOL

PREMIERE AVE

BIGELOW ST

LORELEI AVE

PEARCE AVE

- 2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
- 1 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS
- 2 "NO RIGHT TURN" SIGNS
- 1 "NO LEFT TURN" SIGNS
- 6 BARRICADES
- 8 DELINEATORS
**BLOCK PARTY**
**JULY 4, 2015**
**10 A.M. - 10 P.M.**
**4253-4297 PETALUMA AVENUE**

- **2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS**
- **1 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS**
- **1 "NO RIGHT TURN" SIGN**
- **1 "NO LEFT TURN" SIGN**
- **6 BARRICADES**
- **7 DELINEATORS**
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
4902 - 5059 PREMIERE

CIVIC CENTER WAY
FIDLER AVE
PREMIERE AVE
PEARCE AVE
LORELEI AVE
DEL AMO BLVD
HARDWICK ST

2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
0 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS
★ 2 "NO RIGHT TURN" SIGNS
▲ 2 "NO LEFT TURN" SIGNS

6 BARRICADES
8 DELINEATORS
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
4323 - 4387 QUIGLEY AVENUE

2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
1 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS
1 "NO RIGHT TURN" SIGNS
1 "NO LEFT TURN" SIGNS
6 BARRICADES
8 DELINEATORS
BLOCK PARTY
JULY 4, 2015
10 A.M. - 10 P.M.
5807 - 5959 WHITEWOOD AVENUE

○ 2 FULL CLOSURE POINT "ROAD CLOSED" SIGNS
▪ 2 "NO RIGHT TURN" SIGN
★ 2 "NO LEFT TURN" SIGN

■ 0 ADVANCED WARNING "ROAD CLOSED AHEAD" SIGNS

6 BARRICADES
8 DELINEATORS
COUNCIL AGENDA
June 9, 2015

TO: The Honorable Mayor and City Council

SUBJECT: Southeast Los Angeles County Workforce Investment Board (SELACO WIB)

INTRODUCTION
The City of Lakewood has two private sector representatives serving on the Workforce Investment Board of Southeast Los Angeles County. The Workforce Investment Board (WIB) members’ terms are fixed and staggered and each year on June 30th one member’s term expires.

STATEMENT OF FACTS
John Kelsall has been the Lakewood Business Representative serving on the Workforce Investment Board since August of 2009. As required under the WIB Policy Board Agreement, the selected representative must be approved by the City Council.

Mr. Kelsall is the President and Chief Executive Officer of the Greater Lakewood Chamber of Commerce. He has a broad background in commerce, and, coupled with his experience and knowledge, he is a valuable asset on the SELACO WIB.

RECOMMENDATION
It is recommended that the City Council approve the reappointment of John Kelsall to the Southeast Los Angeles County Workforce Investment Board of Directors.

Lisa G. Novotny
Assistant City Manager

Howard L. Chambers
City Manager
TO: The Honorable Mayor and City Council

SUBJECT: Low-Income Exemption from Utility Users Tax

INTRODUCTION
The City Council has established certain classes of exemptions from the Utility Users Tax, including service users who qualify for low-income exemptions.

STATEMENT OF FACT
Resolution No. 92-36, which established a low-income exemption based on a service user’s total annual income and household size, was last amended on May 13, 2014 by Resolution No. 2014-15. Said Resolution conformed to the income criteria, as defined by the California Public Utilities Commission (PUC), to the levels expiring May 31, 2015 being used statewide by other utility companies. The attached Resolution increases the amount of annual income to be used in determining eligibility for exemption from the utility users tax effective June 1, 2015. Adoption of this resolution will conform to the income criteria used by the City to the current levels as set by the California Public Utilities Commission.

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<tr>
<th>Household Size</th>
<th>LIEE Income Limit</th>
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<td>1-2</td>
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<td>$81,780</td>
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<td>Each additional</td>
<td>$8,320</td>
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Income limits are effective
June 1, 2015, through May 31, 2016:

RECOMMENDATION
It is recommended that the City Council adopt the attached Resolution pertaining to the low-income exemption of the utility users tax.

Diane Perkin
Director of Administrative Services

Howard L. Chambers
City Manager
RESOLUTION NO. 2015-17

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKewood AMENDING RESOLUTION NO. 92-36 PERTAINING TO THE LOW-INCome EXEMPTION OF THE UTILITY USERS TAX

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKewood DOES RESOLVE AS FOLLOWS:

SECTION 1. Section 1.F. of Resolution No. 92-36 establishing classes of exemption from the Utility Users Tax is hereby amended to read as follows:

F. Any individual service user who has qualified for Low-Income Exemption in the form and manner established in writing by the Director of Administrative Services, where said service user’s total annual income for the number of persons in the service user’s household is not more than the following:

<table>
<thead>
<tr>
<th>Number of Persons in Household</th>
<th>Total Annual Household Income cannot be more than:</th>
</tr>
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<tbody>
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<td>Each additional person add</td>
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</tr>
</tbody>
</table>

SECTION 2. Resolution No. 2014-15 of the City Council of the City of Lakewood, amending Resolution No. 92-36 pertaining to Low-Income Exemption of the Utility Users Tax, is hereby repealed.

SECTION 3. Except as amended Resolution No. 92-36 is hereby reaffirmed in all other aspects, and this Resolution shall be effective June 1, 2015.

ADOPTED AND APPROVED THIS 9TH DAY OF JUNE, 2015.

ATTEST:

Mayor

City Clerk
TO: The Honorable Mayor and City Council

SUBJECT: Hardship Waiver - Low-Income Exemption

INTRODUCTION
The City has implemented a Hardship Waiver for the administrative or parking citation hearing procedure based on the low-income guidelines as defined by California Public Utilities Commission (PUC).

STATEMENT OF FACT
The Hardship Waiver, which established a low-income exemption based on an individual's total annual income and household size, aligns with the same income criteria as defined by the California Public Utilities Commission (PUC) for UUT exemption. The attached Resolution establishes the amount of annual income to be used in determining eligibility for hardship waiver from one of the administrative and parking citation hearing requirements; the requirement that the citation be paid prior to being granted a hearing. Adoption of this resolution will establish the income criteria used by the City to the below current levels:

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RECOMMENDATION
It is recommended that the City Council adopt the attached Resolution pertaining to the hardship waiver for granting an administrative hearing.

Diane Perkin  Howard L. Chambers
Director of Administrative Services  City Manager
RESOLUTION NO. 2015-18

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD ESTABLISHING A HARDSHIP WAIVER FROM ONE OF THE REQUIREMENTS FOR AN ADMINISTRATIVE HEARING REGARDING AN ADMINISTRATIVE OR PARKING CITATION

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKEWOOD DOES RESOLVE AS FOLLOWS:

SECTION 1. The City Council does hereby find and determine that any individual who has submitted for a Hardship Waiver in the form and manner established in writing by the Director of Administrative Services, where said individual’s total annual income for the number of persons in the individual’s household is not more than the following shall be eligible for a hardship waiver; this waiver relieves the individual of the requirement that the parking or administrative citation must be paid prior to being granted an administrative hearing:

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SECTION 2. Resolution No. 2014-16 of the City Council of the City of Lakewood, pertaining to the establishment of a Low-Income level for determining Hardship Waiver, is hereby repealed.

SECTION 3. This Resolution shall be effective June 1, 2015.

ADOPTED AND APPROVED THIS 9TH DAY OF JUNE, 2015.

__________________________
Mayor

__________________________
ATTEST:

City Clerk
RESOLUTION 2015-19

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKewood ESTABLISHING EMPLOYER PAID SICK LEAVE POLICY FOR PART-TIME, TEMPORARY, AND SEASONAL EMPLOYEES.

WHEREAS, on September 10, 2014, the Governor of the State of California signed Healthy Workplaces, Healthy Families Act of 2014 (AB 1522) providing paid sick leave for covered employees effective January 1, 2015; and

WHEREAS, the AB 1522 paid sick leave provisions are to take effect July 1, 2015; and

WHEREAS, the City of Lakewood wishes to establish a paid sick leave policy pursuant to AB 1522 for part-time, temporary and seasonal employees; and

WHEREAS, part-time, temporary and seasonal employees are not covered by an existing collective bargaining agreement, benefits resolution or any other benefits policy; and

WHEREAS, AB 1522 provides that City employees who work 30 or more days in a twelve month period are entitled to paid sick leave to be accrued at a rate of no less than one hour for every 30 hours worked; and

WHEREAS, AB 1522 allows the City to establish the accrual method, maximum yearly paid sick leave use, caps on the total accrual of paid sick leave ongoing, and the minimum usage increment for paid sick leave;

NOW, THEREFORE BE IT RESOLVED, that the City Council hereby adopts the provisions below as the City of Lakewood’s Sick Leave Policy for Part-Time, Temporary, and Seasonal Employees.

SICK LEAVE POLICY FOR PART-TIME, TEMPORARY AND SEASONAL EMPLOYEES

Effective July 1, 2015, the Healthy Workplaces, Healthy Families Act of 2014 requires the City of Lakewood to provide paid sick leave to employees under the following conditions:

- An employee who works 30 or more days in a twelve month period is entitled to paid sick leave.

- An employee begins to accrue paid sick leave at the rate of one (1) hour of paid sick leave for every thirty (30) hours worked beginning on July 1, 2015 or the first day of

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employment, whichever is later. An employee is not eligible to begin using any accrued paid sick leave until the 90th day of employment with the Agency.

- An employee is only allowed to use up to a maximum of 3 days or 24 hours, whichever is greater, of paid leave in a 12-month period.

- An employee can only accrue paid sick leave up to a cap of 6 days or 48 hours, whichever is greater, ongoing. Sick leave does not accrue once the cap is reached, but accrual begins again when accrued sick leave drops below the cap. Any unused accrued sick leave carries over year to year while continuously employed.

- An employee may use the first 3 days or 24 hours of accrued paid sick leave in a 12-month period for one of the following reasons:
  
  o For the employee’s own diagnosis, care, or treatment of an existing health condition or preventative care.
  
  o For the diagnosis, care, or treatment of an existing health condition or preventative care for an employee’s family member, including:
    
    - Child (including a biological, adopted or foster child, step child, legal ward or a child to whom the employee stands in loco parentis)
    
    - Spouse or Registered Domestic Partner
    
    - Parent (including biological, adoptive, or foster parent, stepparent, or legal guardian of an employee or the employee’s spouse or registered domestic partner, or a person who stood in loco parentis when the employee was a minor child)
    
    - Grandparent
    
    - Grandchild
    
    - Sibling
  
  o To obtain relief or services related to being a victim of domestic violence, sexual assault, or stalking, including the following with appropriate certification of the need for such services:
    
    - A temporary restraining order or restraining order.
    
    - Other injunctive relief to help ensure the health, safety or welfare of themselves or their children.
    
    - To seek medical attention for injuries caused by domestic violence, sexual assault, or stalking.
    
    - To obtain services from a domestic violence shelter, program, or rape crisis center as a result of domestic violence, sexual assault, or stalking.
To obtain psychological counseling related to an experience of domestic violence, sexual assault, or stalking.

To participate in safety planning and take other actions to increase safety from future domestic violence, sexual assault, or stalking, including temporary or permanent relocation.

• An employee shall provide reasonable advance notification of their need to use accrued paid sick leave to their supervisor if the need for paid sick leave is foreseeable (e.g., doctor's appointment scheduled in advance). If the need for paid sick leave use is unforeseeable, the employee shall provide notice of the need for the leave to their supervisor as soon as is practicable.

• An employee who uses paid sick leave must do so with a minimum of two hours of sick leave.

• Paid sick leave will not be considered hours worked for purposes of over-time calculation.

• Paid sick leave will not be considered hours worked for purposes of earning paid sick leave.

• An employee will not receive compensation for unused accrued paid sick leave upon termination, resignation, retirement or other separation from employment from the Agency.

• If an employee separates from Agency employment and is re-hired by the Agency within one year of the date of separation, previously accrued and unused paid sick leave hours shall be reinstated. However, if a rehired employee had not yet met the requisite 90 days of employment to use paid sick leave at the time of separation, the employee must still satisfy the 90 days of employment requirement collectively over the periods of employment with the Agency before paid sick leave can be used.

ADOPTED AND APPROVED THIS 9TH DAY OF JUNE, 2015

Mayor

ATTEST:

City Clerk
Legislation
ORDINANCE NO. 2015-4

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKWOOD AMENDING THE LAKWOOD MUNICIPAL CODE AND THE ZONING ORDINANCE PERTAINING TO THE BUSINESS OF MASSAGE AND MASSAGE ESTABLISHMENTS

THE CITY COUNCIL OF THE CITY OF LAKewood DOES ORDAIN AS FOLLOWS:

SECTION 1. PURPOSE. This purpose of this ordinance is to establish a uniform set of standards for the permitting and operation of massage establishments and the business of massage, and to reconcile that portion of the Lakewood Municipal Code pertaining to massage establishments and the business of massage with current state law. There is a need to amend the Lakewood Municipal Code due to the recent proliferation of massage establishments without adequate regulations. This situation is currently creating negative impacts on the City including but not limited to: 1) increases in illicit activities; 2) impacts on City services due to the inordinate amount of time that Administrative Services, Community Development staff, Community Conservation Representatives, and Law Enforcement services, must spend in processing, inspecting, and monitoring such massage establishment businesses as compared to other types of personal service businesses; and 3) an imbalance caused by the increasing numbers of massage establishments, which displaced and decreases available retail tenant space and causes the resultant decrease in retail sales tax revenue generation to the City with a disproportional increase in demands on public services, required to be provided and funded decreasing sales tax revenues.

SECTION 2. CEQA. The City Council finds that an Initial Study has been prepared for the proposed project, pursuant to Section 15063 of the California Environmental Quality Act Guidelines, as amended. A Negative Declaration has been prepared for the project, pursuant to Section 15070, et. seq., of the Guidelines. The project was found to have no significant effect on the environment. Therefore, said Negative Declaration is hereby approved.

SECTION 3. Article VI Business License and Article IX Planning - Zoning of the Lakewood Municipal Code are hereby amended as provided in this Ordinance pursuant to Public Hearings before the Planning and Environment Commission and the City Council.

SECTION 4. Section 6402.I Massage Parlors and Business of Massage of Chapter 4 Business Licenses of Article VI of the Lakewood Municipal Code is hereby repealed in its entirety and replaced with the following:

I. MASSAGE ESTABLISHMENTS AND BUSINESS OF MASSAGE.

1. Business Permit Required.
   (a) No person shall engage in or carry on the business of massage unless he has a valid
and subsisting massage business permit issued pursuant to the provisions of this Article for each and every separate office or place of business conducted by such person. For the purposes of this section, the term massage shall be that interpretation under Section 4601 of the Business and Professions Code.

(b) No person shall practice massage as a masseur, employee or otherwise, unless he has a valid and subsisting masseur's business permit issued to him pursuant to the provisions of this Article and lawfully possesses a valid certificate issued by the California Massage Therapy Council designating him as a Certified Massage Therapist or a Certified Massage Practitioner pursuant to Section 4600 et al of the Business and Professions Code.

(c) A massage business permit shall not be transferrable to another person or entity without prior approval from the City of Lakewood.

(d) At least one Certified Massage Therapist or Certified Massage Practitioner shall be on the premises during all hours of operation.

2. Definitions.

Unless the particular provision or the context otherwise requires, the definitions and provisions contained in this section shall govern the construction, meaning, and application of words and phrases used in this section, and, except to the extent that a particular word or phrase is otherwise specifically defined in this section, the definitions and provisions contained in this Code shall also govern the construction, meaning, and application of words and phrases used in this Section. The definition of each word and phrase shall constitute, to the extent applicable the definition of each word or phrase which is derivative from it, or from which it is a derivative, as the case may be.

(a) California Massage Therapy Council. The council created pursuant to Section 4600 et al of the Business and Professions Code.

(b) Employee. An employee is any person over eighteen years of age who renders any service in connection with the operation of a massage business and receives compensation from the operator of the business or from patrons.

(c) Massage. Massage is a professional service provided in connection with the operation of a massage business as defined under Section 4601 of the Business and Professions Code.

(d) Massage Establishment. A massage establishment is a fixed location as defined under Section 4601 of the Business and Professions Code where massage services and supporting rooms occupy more than 50 percent of the floor area of the business space.

(e) Certified Massage Practitioner or Certified Massage Therapist. A person defined under Section 4601 of the Business and Professions Code.

(f) Masseur. A person who lawfully possesses a valid certificate issued by the California Massage Therapy Council designating him as a Certified Massage Therapist or a Certified Massage Practitioner pursuant to Section 4600 et al of the Business and Professions Code. The term "masseur" shall also include masseuse, as the use of the masculine gender shall include in all cases the feminine gender as well.

3. In addition to the requirements of Chapter 3 of Article VI, any person desiring a business permit to operate a massage establishment shall include in the application therefor the following:

(a) The name, style, and designation under which the business or practice is to be conducted.
(b) A complete list of the names and residence addresses of all Certified Massage Practitioners, Certified Massage Therapists, and any other employees in the business and the name and residence address of the manager or other person principally in charge of the operation of the business.

(c) The following personal information concerning the applicant, if an individual; and concerning each stockholder holding more than ten percent of the stock of the corporation, each officer and each director, if the applicant be a corporation; and concerning the partners, including limited partners, if the applicant be a partnership; and concerning the manager or other person principally in charge of the business.

(1) Name, complete residence address and residence telephone numbers.

(2) The two previous addresses immediately prior to the present address of the applicant.

(3) Written proof of age.

(4) Height, weight, color of hair and eyes, and sex.

(5) Two front face portrait photographs taken within thirty days of the date of the application and at least two inches in size.

(6) The massage or similar business history and experience, including but not limited to whether or not such person in previously operating in this or another city or state under license or permit has had such license or permit denied, revoked, or suspended and the reason therefor, and the business activities or occupations subsequent to such action of denial, suspension or revocation.

(7) All criminal convictions other than misdemeanor traffic violations, fully disclosing the jurisdiction in which convicted, and the offense for which convicted and the circumstances thereof.

(8) A complete set of fingerprints taken and to be retained on file by the Police Chief or his authorized representatives.

(d) Such other information, identification, and physical examination of the person as shall be deemed necessary by the Chief of Police to discover the truth of the matters hereinbefore required to be set forth in the application.

(e) Authorization for the city, its agents and employees to seek information and conduct an investigation into the truth of the statements set forth in the application and the qualifications of the applicant for permit.

(f) The names and addresses of three adult residents of the County who will serve as character references. These references must by persons other than relatives and business associates.

(g) A deposit shall be made with the City in an amount as determined by the Director of Finance to cover the full cost of a background investigation of the applicant.

4. In addition to the requirements of Chapter 3 of the Article any person applying for a masseur's business permit shall include with said application the following:

(a) The name, complete residence address and residence telephone numbers of the applicant.

(b) The business address and all telephone numbers where the massage is to be practiced.

(c) A copy of a valid certificate issued by the California Massage Therapy Council designating him as a Certified Massage Therapist (CMT) or a Certified Massage Practitioner
(CMP) pursuant to Section 4600 et al of the Business and Professions Code.

(d) A copy of his driver’s license or identification card issued by the State of California.

(e) An independent masseur or independent masseur contractor shall obtain a masseur's permit, however an employee of a massage establishment shall not be required to obtain a masseur's permit.

5. In addition to the requirements of Section 6303 no business permit shall be granted under this Section where:

(a) The business permit applicant has had a massage business, masseur or other similar permit or license, or conditional use permit, denied, revoked or suspended for any cause by the City of Lakewood or any state, county, or local agency within one (1) year prior to the application.

(b) The business permit applicant, if an individual, or any of the partners if the applicant is a partnership, and the manager or other person principally in charge of the operation of the business is not over the age of eighteen (18) years.

6. In addition to the requirements of Section 6303 the following criteria shall be considered in determining whether or not the applicant is qualified for a business permit whether the applicant has:

(a) Been convicted of any crime involving dishonesty, fraud or deceit unless such conviction occurred at least five (5) years prior to the date of the application.

(b) Been convicted of any offense involving the use or threat to use force or violence upon the person of another, or any crime requiring registration under §290 of the Penal Code of the State of California, or any violation of §311, 311.2, 311.4, 311.5, 311.7, 314, 315, 316, 318 or 647 (a) (b) or (d) of the Penal Code of the State of California, unless such convictions occurred at least five (5) years prior to the date of said application.

(c) If any of the aforementioned convictions occurred more than five (5) years prior to the application, they may be considered by the Board, if the applicant has had a subsequent felony conviction of any nature in any court of competent jurisdiction, or, if the applicant has had a subsequent misdemeanor conviction of any of the crimes mentioned above.

(d) Each case must be considered on its merits, and conviction of the aforementioned crime shall not be considered a prohibition to the issuance of a business permit if the Board is satisfied that under the circumstances the said applicant is a fit person to be vested with the privileges of said permit.

7. Notwithstanding the provisions of Section 6301 each applicant for business permit to operate a massage business and each applicant for a masseur's business permit shall pay the permit fee as prescribed under Subsection 6527.2.B of Chapter 5 of Article VI of the Lakewood Municipal Code.

8. Prohibitive Conduct. In addition to any other provision of this Code the following are applicable:

(a) Each massage business permittee shall conduct said business within a fixed location or locations within the City as set forth in said business Permit, and one of said places shall be designated as a principal place of business of said massage business establishment. No business permit shall be issued to conduct a massage business establishment at any location within the City except in compliance with the zoning and building codes of the City. No business permit shall be issued to a masseur pursuant to this section unless said masseur provides said massage
services at a fixed place of business within the City as set forth in said permit. No masseur shall provide any massage service to any patron except at such fixed place of business as set forth in said Masseur's Business Permit unless said service is provided to a patron in the residence of the patron, or place of abode of the patron, or by the masseur incidental to maintaining and conducting a massage service at a principal place of business, aforementioned, and as set forth in said business permit. 

(b) Every massage business permittee shall report immediately to the Chief of Police any and all changes of ownership or management of the massage business, including but not limited to changes of manager or other person principally in charge, stockholders holding more than ten percent of the stock of the corporation, officers, directors and partners; any and all changes of name, style or designation under which the business is to be conducted; any and all changes of business address or telephone numbers where the business is to be conducted; and any and all changes or transfers of masseurs employed in the business whether by new or renewed employment, discharge or termination, or otherwise. Every masseur shall report immediately to the Chief of Police any and all changes of employment, whether by new or renewed employment, discharge or termination, or otherwise, giving the name and address of the former employer, if any, and the name and address of the new employer, if any.

(c) No massage business permittee shall publish or distribute, or cause to be published or distributed, any advertising matter or business identification card that states or depicts any portion of the human body that would reasonably suggest to prospective patrons that any service is available pursuant to said permit or business license, other than a massage, as defined in this Section.

(d) No massage business permittee or other person shall permit any person under the age of eighteen (18) years to come or remain on the premises of any massage business establishment as a masseur, employee or patron unless such person is on the premises for other lawful business.

(e) No massage business permittee or other person shall sell, give, dispense, provide or keep or cause to be sold, given, dispensed, provided or kept any alcoholic beverage as defined in §23004 of the Business and Professions Code of the State within the premises wherein a massage business is conducted. No intoxicated person shall be provided with any massage services and shall not be permitted to remain on the premises.

(f) No massage business permittee or other person shall employ as a masseur any person unless that employee has obtained and has in effect a masseur's permit issued pursuant to this Section and lawfully possesses a valid certificate issued by the California Massage Therapy Council designating him as a Certified Massage Therapist or a Certified Massage Practitioner pursuant to Section 4600 et al of the Business and Professions Code.

(g) No massage business permit shall be issued for and no person shall conduct a massage business except within the proper zone therefor and no such business shall be conducted within any residential zone, and shall be inspected prior to the issuance of said permit or any renewal thereof to determine that the walls are clean and painted with a washable, mold resistant paint in all rooms where steam baths are given. Floors shall be free from any accumulation of dust, dirt or refuse. All equipment used in the massage operation shall be maintained in a clean and sanitary condition. Towels, linens and items for personal use of operators and patients shall be clean and freshly laundered. Towels, cloths, and sheets shall not be used for more than one patron. Heavy white paper may be substituted for sheets provided that such paper is changed for
every patron. No massage service or practice shall be carried on within any cubicle, room, booth, or any area within a massage establishment which is fitted with a door capable of being locked unless the business is owned by one individual with only one or no employees. Each massage business permittee shall continually maintain said premises in accordance with the foregoing standards, and in addition the following standards shall be met and maintained at all times:

(1) One (1) artificial white light of not less than 40 watts shall be provided in each room where massages are performed.

(2) When in dry heat rooms, steam or vapor rooms, or cabinets, show compartments and toilet rooms shall be cleaned each day the business is in operation.

(3) Bathtubs shall be cleaned after each use.

(4) Separate restrooms shall be provided for men and women.

Nothing herein contained shall be construed to eliminate other requirements of statute or the Municipal Code concerning the maintenance of said premises, or to preclude where necessary and reasonable more frequent inspection thereof.

9. Each massage establishment business permittee shall have the premises supervised at all times when open for business by an adult manager. The massage business permittee or masseur may serve as the required manager. Any business rendering massage service shall have one person who qualifies as a masseur on the premises at all times while the establishment is open. The massage business permittee shall personally supervise the business and shall not violate or permit others to violate, any applicable provision of this Section. The violation of any such provision by any agent or employee of the massage business permittee shall constitute a violation by the massage business permittee.

10. No massage as defined by this Section and for which any permit is required shall be conducted by any person between the hours of 10:00 p.m. and 7:00 a.m. unless authorized by a permit to do so.

11. The provisions of this Section shall not apply to hospitals, nursing homes, sanitariums, or persons holding an unrevoked certificate to practice the healing arts, including chiropractors, acupuncturists, and physical therapists, under the laws of the State, or persons working under the direction of any such persons or in any such establishment, nor shall this article apply to barbers or cosmetologists lawfully carrying out their particular profession or business and holding a valid, unrevoked license or certificate of registration issued by the State.

SECTION 5. Chapter 5 Business Licenses of Article VI of the Lakewood Municipal Code is amended by modifying Subsection 6527.2.B Professional Services to read as follows:

B. PROFESSIONAL SERVICES. All persons engaged in business considered to be of a professional nature shall pay an annual business tax of $120.00 for each professional member, owner, partner, employee of the firm who is certified or licensed to practice the profession in which the firm is engaged, plus $5.00 for each nonprofessional employee. Professional services shall include but not be limited to the following:
19. Certified Massage Therapist (CMT) or Certified Massage Practitioner (CMP)

SECTION 6. Part 4 of Chapter 3 of Article IX of the Lakewood Municipal Code is amended by modifying Section 9340 Uses Permitted to read as follows:

C. The following uses provided in each instance a conditional use permit has been obtained and continues in full force and effect:

5. **Massage Establishment** provided the following conditions and standards are met and maintained at all times:

   (a) The proposed use will not be contrary to the public interest or injurious to nearby property, and the spirit and intent of this subsection will be observed.

   (b) The owner, operator, or manager shall lawfully maintain a valid Business Permit at all times pursuant to the requirements contained in Chapter 4 of Article IX of the Lakewood Municipal Code.

   (c) The owner, operator, or manager of a massage establishment shall be responsible for ensuring that each and every masseur working within the massage establishment, whether as an employee or independent contractor, lawfully possesses a valid certificate issued by the California Massage Therapy Council designating him as a Certified Massage Therapist or a Certified Massage Practitioner pursuant to Section 4600 et al of the Business and Professions Code. The term "masseur" shall also include masseuse, as the use of the masculine gender shall include in all cases the feminine gender as well.

   (d) At least one Certified Massage Therapist or Certified Massage Practitioner shall be on the premises during all hours of operation.

   (e) Managers of a Massage Establishment shall communicate to all employees of the business the importance of professional business practices.

   (f) No person shall sell, give, dispense, provide or keep or cause to be sold, given, dispensed, provided or kept any alcoholic beverage as defined in §23004 of the Business and Professions Code of the State within the premises wherein a massage business is conducted. No intoxicated person shall be provided with any massage services and shall not be permitted to remain on the premises.

   (g) The permitted hours of operation shall be between 7:00 A.M. and 10:00 P.M. daily, unless otherwise authorized by conditional use permit.

SECTION 7. Part 9 of Chapter 3 of Article IX of the Lakewood Municipal Code is amended by modifying Section 9392.B.1 Nonconforming Uses to read as follows:

   (f) **Massage Establishment** or an Adult Entertainment Business and the Business of Massage or - three (3) years, except where pursuant to a written lease in effect on the date said use became nonconforming, said premises are limited to a use for a term beyond said three (3) years then to the end of the term of said lease not exceeding, however, five (5) years, or where it has been established to the satisfaction of the Planning and Environment Commission that said use involves an investment of money in leasehold or other improvements requiring amortization of said use beyond three (3) years, in which event the use shall be abated within that period of
time determined by the Planning and Environment Commission not exceeding, however, five (5) years.

SECTION 8. SEVERABILITY. The City Council hereby declares it would have passed this Ordinance sentence by sentence, paragraph by paragraph and section by section, and does hereby declare the provisions of this Ordinance are severable, and if for any reason any section of this Ordinance should be held invalid, such decision shall not affect the validity of the remaining parts of this Ordinance.

SECTION 9. CERTIFICATION. The City Clerk shall certify to the adoption of this Ordinance. The City Council hereby finds and determines there are no newspapers of general circulation both published and circulated within the City and, in compliance with Section 36933 of the Government Code, directs the City Clerk to cause said Ordinance within fifteen (15) days after its passage to be posted in at least three (3) public places within the City as established by ordinance. This Ordinance shall take effect thirty (30) days after its adoption.

ADOPTED AND APPROVED this ____ day of ____________, 2015, by the following roll call vote:

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<tr>
<th>Council Member DuBois</th>
<th>AYES</th>
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<tr>
<td>Council Member Rogers</td>
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Mayor

ATTEST:

City Clerk
ORDINANCE NO. 2015-5


THE CITY COUNCIL OF THE CITY OF LAKewood DOES ORDAIN AS FOLLOWS:

SECTION 1. Article IX Planning - Zoning of the Lakewood Municipal Code is hereby amended as provided in this Ordinance pursuant to Public Hearings before the Planning and Environment Commission and the City Council.

SECTION 2. CEQA. The City Council finds that an Initial Study has been prepared for the proposed project, pursuant to Section 15063 of the California Environmental Quality Act Guidelines, as amended. A Negative Declaration has been prepared for the project, pursuant to Section 15070, et. seq., of the Guidelines. The project was found to have no significant effect on the environment. Therefore, said Negative Declaration is hereby approved.

SECTION 3. PURPOSE. This purpose of this ordinance is to clarify that portion of the Lakewood Municipal Code pertaining to carwashes and limitations of uses permitted in commercial zones.

SECTION 4. Section 9341. Limitations of Uses Permitted of Part 4 C-1 (Neighborhood Commercial) Zone Regulations of Chapter 3 Zoning of Article IX of the Lakewood Municipal Code is amended by modifying Subsection 9341.B to read as follows:

9341. LIMITATIONS OF USES PERMITTED. Every use permitted in a C-1 Zone shall be subject to the following conditions and limitations:

B. All uses shall be conducted wholly within a building except a plant nursery, gasoline, oil or petroleum product pumps, newsstand, outdoor advertising, commercial parking lots, vehicular parking and loading spaces, vacuums, vacuum stations, and other outdoor equipment and activities normally associated with a carwash as permitted in conjunction with such facilities, and other outdoor accessory uses, displays, and storage, which are normal and incidental to the primary permitted commercial use, and outdoor displays and storage otherwise allowed or authorized by this Part. No required vehicle storage space or landscaped area shall be devoted to outdoor displays or storage.
SECTION 5. Section 9347. Uses Permitted of Part 4a C-3 (Intermediate Commercial) Zone Regulations of Chapter 3 Zoning of Article IX of the Lakewood Municipal Code is amended by modifying Subsection 9347.C to read as follows:

9347. USES PERMITTED.

C. RESTRICTIONS ON CERTAIN USES. Notwithstanding that the foregoing, the following uses are permitted provided that said use or the parking facilities thereof are located more than two hundred feet from the boundaries of any land zoned for residential use:

1. Automobile wash racks, mechanical

2. Bars, cocktail lounges, or any establishment offering alcoholic beverage for sale for consumption on the premises.

SECTION 6. Section 9347. Uses Permitted of Part 4a C-3 (Intermediate Commercial) Zone Regulations of Chapter 3 Zoning of Article IX of the Lakewood Municipal Code is amended by modifying Subsection 9347.D to read as follows:

9347. USES PERMITTED.

D. USES PERMITTED SUBJECT TO CONDITIONAL USE PERMIT. The following uses are permitted provided that in each instance a conditional use permit has been obtained and continues in full force and effect:

11. Vehicle wash racks, carwashes, or any permanent facility offering hand or mechanical washing, which includes detailing, waxing, or cleaning of non-commercial vehicles, and whether self- or full-service. Carwash facilities may include outdoor vacuums, vacuum stations, and other outdoor equipment and activities normally associated with a carwash. Other activities and uses may co-locate with a carwash as deemed acceptable by the Planning and Environment Commission.

SECTION 7. SEVERABILITY. The City Council hereby declares it would have passed this Ordinance sentence by sentence, paragraph by paragraph and section by section, and does hereby declare the provisions of this Ordinance are severable, and if for any reason any section of this Ordinance should be held invalid, such decision shall not affect the validity of the remaining parts of this Ordinance.

SECTION 8. CERTIFICATION. The City Clerk shall certify to the adoption of this Ordinance. The City Council hereby finds and determines there are no newspapers of general circulation both published and circulated within the City and, in compliance with Section 36933 of the Government Code, directs the City Clerk to cause said Ordinance within fifteen (15) days after its passage to be posted in at least three (3) public places within the City as established by ordinance. This Ordinance shall take effect thirty (30) days after its adoption.
ADOPTED AND APPROVED this ___ day of __________, 2015, by the following roll call vote:

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ATTEST:

Mayor

______________________________

City Clerk
Reports
TO: The Honorable Mayor and City Council

SUBJECT: Approval of License Agreement with Cerritos for Recycled Waterline on Bloomfield Avenue

INTRODUCTION
The City of Cerritos proposes to install a 16-inch recycled water transmission line along Bloomfield Avenue from Del Amo Boulevard to Centralia Street, then easterly to provide recycled water to Forest Lawn in Cypress.

STATEMENT OF FACT
An agreement is needed with the City of Cerritos for the portion of the recycled water transmission line that will be within the City of Lakewood.

The proposed license agreement is for a term of twenty-five years. The City of Cerritos is responsible for all cost related to the project, now and during the term of the agreement.

The City of Lakewood will receive compensation annually from the City of Cerritos under this license agreement. It is based on the California Public Utilities Commission published rate of $0.352 per linear foot for a 16-inch pipeline and will adjust each year based on the Consumer Price Index for this area. Based on 3,312 linear feet in Lakewood and current rates, annual payments will start at $1,165.82.

Bloomfield Avenue has a landscaped median consisting of turf and pine trees. It is currently irrigated with potable water. The recycled water line will have a 2-inch tee near the existing potable water connection to allow for conversion to recycled water. Also, at Centralia Street, a 4-inch tee will be installed to allow for any future expansion opportunity.

RECOMMENDATION
That the City Council approve the “Recycled Water License Agreement” with the City of Cerritos which sets forth the terms and conditions to allow the proposed recycled water transmission line along Bloomfield Ave and Centralia St subject to approval of form by the City Attorney.

Lisa Ann Rapp
Director of Public Works

Howard L. Chambers
City Manager
Successor Agency
CITY OF LAKEWOOD SUCCESSOR AGENCY - PROJECT AREAS

FUND SUMMARY 6/4/2015

In accordance with section 2521 of the Lakewood Municipal Code there is presented herewith a summary of obligations to be paid by voucher 60 through 60. Each of the following demands has been audited by the Director of Administrative Services and approved by the City Manager.

| 2902 | ENFORCEABLE OBLIGATIONS | 2,490.21 |
|      |                        | 2,490.21 |

Council Approval

Date

City Manager

Attest

City Clerk

Director of Administrative Services
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