



Minutes

Lakewood City Council

Regular Meeting held
March 14, 2017

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

INVOCATION was offered by Mr. Omid Dadgar, Spiritual Assembly of Bahá'í of Lakewood

PLEDGE OF ALLEGIANCE was led by Girl Scout Troop 5543

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

ANNOUNCEMENTS AND PRESENTATIONS:

Mayor Piazza announced that the meeting would be adjourned in memory of slain Police Officer Keith Boyer, a well-respected, 27-year veteran of the Whittier Police Department; Denis Freeh, who volunteered as a flag football coach at Bolivar Park, and was a 2016 Mayor's Award winner for his dedicated service; Betty Miller, who was named Volunteer of the Year in 1995 and was active with Volunteers of America, the nutrition program, and also volunteered at the Weingart Senior Center; and Glenn Perryman, one of Lakewood's original Adaptive Recreation Program participants, who had a severe cognitive challenge and a spinal disorder that necessitated the use of a walker and wheelchair. The Mayor expressed condolences to all of their families and friends.

Mayor Piazza introduced Jimmy Dower, a Lakewood resident and a volunteer with the American Red Cross, who discussed the Red Cross Home Fire Campaign, an effort to reduce death and injury by installing smoke alarms for those in need. The Mayor presented Mr. Dower with a proclamation declaring March as "Red Cross Observance Month" in Lakewood.

ROUTINE ITEMS:

Council Member Rogers requested that Routine Item 5 be considered separately.

COUNCIL MEMBER CROFT MOVED AND VICE MAYOR DUBOIS SECONDED TO APPROVE ROUTINE ITEMS 1 THROUGH 4 AND 6 THROUGH 9.

RI-1 Approval of Minutes of the Meetings held February 14, and February 28, 2017

ROUTINE ITEMS: - Continued

RI-2 Approval of Personnel Transactions

RI-3 Approval of Registers of Demands

RI-4 Approval of Monthly Report of Investment Transactions

RI-6 Approval of Proposition A Fund Exchange and Assignment Agreement

RI-7 Approval of Emergency Roof Repairs at Nye Library

RI-8 Consideration of Using Tablets for City Council Agenda Packets

RI-9 RESOLUTION NO. 2017-4; A RESOLUTION AUTHORIZING AN INTEREST RATE LOCK FOR THE CONSIDERATION OF TAX-EXEMPT FINANCING

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Croft, DuBois, Rogers, Wood and Piazza

NAYS: COUNCIL MEMBERS: None

RI-5 Approval of Sheriff's Station Lease Agreement

COUNCIL MEMBER CROFT MOVED AND COUNCIL MEMBER WOOD SECONDED TO APPROVE ROUTINE ITEM 5. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Croft, DuBois, Wood and Piazza

NAYS: COUNCIL MEMBERS: None

ABSTAIN: COUNCIL MEMBERS: Rogers

1.1 • APPEAL OF THE DECISION OF THE PLANNING AND ENVIRONMENT COMMISSION IN THE MATTER OF THE ABATEMENT FOR 5708 CANDOR STREET

Sonia Southwell, Director of Community Development, made a presentation based on the memo in the agenda and stated that on November 3, 2016, the Planning and Environment Commission, sitting as the Building Rehabilitation Board, conducted a public hearing regarding five listed land use violations at 5708 Candor Street and that this hearing had been the next procedural step in a progressive code enforcement case that commenced two years earlier on November 4, 2014, and was identified in the Final Notice of Violation issued on July 20, 2016. Upon inspection conducted on the day of the hearing by Code Enforcement staff, it was confirmed that three of the five identified violations had been corrected and following the public hearing, the Planning and Environment Commission adopted a resolution for the abatement of the remaining violations.

1.1 • APPEAL OF THE DECISION OF THE PEC IN THE MATTER OF THE ABATEMENT FOR 5708 CANDOR STREET - Continued

She reported that the property owners appealed that decision and the appeal was scheduled for hearing. However, on March 9, 2017, Code Enforcement staff conducted a follow-up inspection and established that the remaining two violations had been corrected sufficiently to determine that at this point in time, the property was in substantial compliance with the Lakewood Municipal Code. She concluded by stating that it was recommended that the City Council accept and file the report, as the subject matter of the appeal was moot and compliance with the original Final Notice of Violation had been accepted by the City.

City Attorney Steve Skolnik advised that since the matter had been formally noticed as a public hearing, it would be appropriate to open the public hearing and call upon those wishing to address the City Council regarding the issue.

Mayor Piazza opened the public hearing at 7:42 p.m. and called for anyone in the audience wishing to address the City Council on this matter.

James Krage, Lakewood, provided a summary of the events leading up to the hearing as noted in his correspondence and referenced the photographs showing compliance.

COUNCIL MEMBER CROFT MOVED AND VICE MAYOR DUBOIS SECONDED TO ACCEPT AND FILE THE REPORT. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Croft, DuBois, Rogers, Wood and Piazza

NAYS: COUNCIL MEMBERS: None

2.1 • INTRODUCTION OF ORDINANCE NO. 2017-1; REAUTHORIZING THE PUBLIC, EDUCATIONAL AND GOVERNMENTAL ACCESS FEE

Paolo Beltran, Assistant to the City Manager, made a presentation based on the memo in the agenda and explained that the Digital Infrastructure and Video Competition Act of 2006 transferred cable franchising authority to the California Public Utilities Commission but allowed local governments to establish and collect Public, Educational and Governmental Access (PEG) fees from the City's cable and video TV operators. Video franchises issued by the CPUC were given a term of ten years with the current franchises to expire in early 2017 for AT&T and Frontier Communications and in 2018 for Spectrum. Ordinance 2007-6, which authorized a fee on State-franchised video service providers to support PEG access channel facilities, would expire upon the expiration of the state franchise and would, therefore, require the City to reauthorize the ordinance to collect the PEG fee from AT&T customers going forward. The proposed ordinance would reauthorize a PEG access support fee received by the City, which totaled \$174,912 in fiscal year 2015-2016. He stated it was recommended that the City Council introduce the proposed ordinance to exercise the City's right to continue to authorize the receipt of PEG fees from its cable/video TV operators.

2.1 • INTRODUCTION OF ORDINANCE NO. 2017-1; REAUTHORIZING THE PUBLIC, EDUCATIONAL AND GOVERNMENTAL ACCESS FEE - Continued
ORDINANCE NO. 2017-1; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD REAUTHORIZING THE PUBLIC, EDUCATIONAL AND GOVERNMENTAL ACCESS FEE was read by title by the City Clerk.

COUNCIL MEMBER WOOD MOVED AND VICE MAYOR DUBOIS SECONDED TO WAIVE FURTHER READING AND INTRODUCE ORDINANCE NO. 2017-1. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Croft, DuBois, Rogers, Wood and Piazza

NAYS: COUNCIL MEMBERS: None

3.1 • GENERAL PLAN ANNUAL PROGRESS REPORT

The Community Development Director displayed slides and made a presentation based on the memo in the agenda. Ms. Southwell summarized Lakewood's General Plan as a State-mandated document which planned the framework for the City's physical, social, and economic development for up to twenty years into the future. The Comprehensive General Plan had been adopted in 1996, and the Annual Progress Report required discussion of the progress made towards allowing for the development of housing as specified by the Regional Housing Needs Assessment as well as overall implementation of the general plan. She stated it was the Planning and Environment Commission's recommendation that the City Council receive and file the 2016 General Plan Annual Progress Report and direct staff to submit the same to the Department of Housing and Community Development and to the Governor's Office of Planning and Research.

Ms. Southwell clarified for Vice Mayor DuBois that legislative changes to State law placed the Housing Element, which had been approved in 2013, on an eight-year review cycle and that the other elements of the General Plan were currently in the process of being updated.

In response to questions from Council Member Croft regarding the accuracy of the vacancy rates and median home prices, Ms. Southwell stated that the calculations from the State Department of Finance were based on a trend comparison between the 2000 census, the 2010 census and the latest data from the American Community Survey. The Department of Finance went back on the data and applied their new methodology. This is called error closure methodology. Because of the change in methodology the recent numbers did not match earlier figures that were used by the State Department of Finance prior to the revision.

Responding to Council Member Rogers' inquiry pertaining to Federal budget projections, Ms. Southwell explained that allocations had not yet been provided. She confirmed for Council Member Rogers that housing values appeared to be approaching peak levels with predictions forecasting an eventual decline.

Mr. Krage spoke about the use of Federal funds and mandates.

3.1 • GENERAL PLAN ANNUAL PROGRESS REPORT - Continued

COUNCIL MEMBER ROGERS MOVED AND COUNCIL MEMBER WOOD SECONDED TO RECEIVE AND FILE THE 2016 GENERAL PLAN ANNUAL PROGRESS REPORT AND DIRECT STAFF TO SUBMIT TO THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT AND TO THE GOVERNOR'S OFFICE OF PLANNING AND RESEARCH. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Croft, DuBois, Rogers, Wood and Piazza

NAYS: COUNCIL MEMBERS: None

3.2 • REVIEW OF ANNUAL STATEMENT OF INTERGOVERNMENTAL RELATIONS GOALS

The Assistant to the City Manager made a presentation based on the memo in the agenda and stated the Council's Intergovernmental Relations Committee had met and completed deliberations on the Intergovernmental Relations Goals and Priorities for 2017. Mr. Beltran reported that the purpose of the goals was to provide focus for the Committee, for staff and the City's professional legislative representatives to identify areas of legislative concern and those of benefit to the Lakewood community. He highlighted some of the Federal, State and Regional goals such as supporting legislation that provides for greater protection to victims of crime and accountability in criminal prosecution and sentencing; supporting continued funding for Federal programs; supporting funding for water, wastewater, and stormwater infrastructure, flood prevention, and water resources planning and development; protecting the city's authority over control of the public right of way; supporting funding for projects that improve the quality of life in the city; protecting the city's right to contract for services; supporting sustainable transportation funding; supporting funding for parks, trails, open spaces and recreation services and facilities; supporting legislation that encourages economic development for cities to create jobs and improve the economy; and supporting legislation that would provide a sustainable funding source for affordable housing; monitor legislation and activities related to homelessness and continue to support legislation, programs, and funding that promote enhanced law enforcement services in the community.

COUNCIL MEMBER WOOD MOVED AND VICE MAYOR DUBOIS SECONDED TO ADOPT THE STATEMENT OF INTERGOVERNMENTAL RELATIONS GOALS FOR 2017. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Croft, DuBois, Rogers, Wood and Piazza

NAYS: COUNCIL MEMBERS: None

ORAL COMMUNICATIONS:

Bruce Bragassa, Lakewood, addressed the City Council regarding sidewalk issues on Lakewood Boulevard.

Justin Rodriguez, Lakewood, offered congratulations on the recent election. He spoke regarding advocacy for citizens' rights and liberties and about the issue of gender pay disparity.

Joshua Jimenez, Lakewood, requested an update to his inquiry pertaining to a body art business. Council Member Rogers stated that the correspondence submitted by Mr. Jimenez had been forwarded to the City Attorney for his review.

James Krage, Lakewood, commented on the use of Federal funding.

Patricia Krage, Lakewood, encouraged people to live within their means.

Jonathan Krage, Lakewood, addressed the City Council regarding the merits of a public entity as a high-speed Internet service provider.

ADJOURNMENT

There being no further business to be brought before the City Council, Mayor Piazza adjourned the meeting at 8:30 p.m. to Tuesday, March 28, 2017, at 6:00 p.m. in the Executive Board Room. A moment of silence was observed in memory of Keith Boyer, Denis Freeh, Betty Miller, and Glenn Perryman.

Respectfully submitted,

Jo Mayberry, CMC
City Clerk