



Minutes

Lakewood City Council

Regular Meeting held
September 11, 2018

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

INVOCATION was offered by Monsignor Joseph Greeley, Saint Pancratius Catholic Church

PLEDGE OF ALLEGIANCE was led by Camp Fire Wild Things

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

ANNOUNCEMENTS AND PRESENTATIONS:

Mayor Croft commended Recreation and Community Services Department and other city departments staff, who worked to coordinate the evening's Patriot Day commemoration. He stated gratitude to the residents who came out to join in the event noting that it was a solemn and meaningful way to remember September 11th and all that had happened in the nation and the world since then.

The Mayor congratulated City Manager Thaddeus McCormack on his first year anniversary with the City and expressed appreciation for his hard work, dedication, and leadership. Mr. McCormack stated that he was honored and humbled to be able to serve the community and noted that despite the many challenges that the City faced, there was no challenge too great for such a talented work force, an engaged community and a wise City Council that could not be overcome. He added that he looked forward to serving for many more years ahead.

Vice Mayor Rogers announced that the annual Lakewood Education Foundation golf tournament, supporting the Lakewood classroom grant program, would be held on Monday, October 8th.

ROUTINE ITEMS:

VICE MAYOR ROGERS MOVED AND COUNCIL MEMBER PIAZZA SECONDED TO APPROVE ROUTINE ITEMS 1 THROUGH 12.

RI-1 Approval of Minutes of the Meetings held June 5, and June 12, 2018

ROUTINE ITEMS: - Continued

RI-2 Approval of Personnel Transactions

RI-3 Approval of Registers of Demands

RI-4 Report of City Council Committees' Activities

RI-5 Approval of Permit for Mayfair High School Homecoming Parade

RI-6 Approval of Revisions to Conflict of Interest Code for City Officers and Employees

RI-7 Approval of Purchase of One 2019 Ford F250 Crew Cab CNG Long Bed Truck

RI-8 Approval of Purchase of Holiday Street Banners

RI-9 RESOLUTION NO. 2018-57; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD ESTABLISHING PAYING AND REPORTING THE VALUE OF EMPLOYER PAID MEMBER CONTRIBUTION FOR CITY OFFICERS AND EMPLOYEES

RI-10 RESOLUTION NO. 2018-58; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD ADOPTING A PURCHASING POLICY

RI-11 Approval of Boyar Park Emergency Repairs

RI-12 RESOLUTION NO. 2018-59; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD APPROVING THE ONGOING AUTHORIZATION TO CONDUCT TEMPORARY OUTDOOR ACTIVITIES AT LAKEWOOD CENTER IN ACCORDANCE WITH THE PROVISIONS OF ORDINANCE NO. 2016-1

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

1.1 • CDBG PROGRAM CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT

Patrick McGuckian, Assistant Director of Community Development, displayed slides and made a presentation based on the memo in the agenda. He reported that the Community Development Block Grant regulations required the City to prepare the Consolidated Annual Performance and Evaluation Report, which was required to be submitted to the U.S. Department of Housing and Urban Development no later than 90 days after the close of the program year.

1.1 • CDBG PROGRAM CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT - Continued

He stated that the report documented the City's progress in meeting local priorities and goals during the program year and, as part of the process, a Citizen Participation Plan required the conduct of a public hearing for any citizen input. It was the recommendation of staff that the City Council hold a public hearing, and direct staff to submit the Consolidated Annual Performance and Evaluation Report to the local office of the U.S. Department of Housing and Urban Development, along with any public comments received.

Mayor Croft opened the public hearing at 7:43 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

VICE MAYOR ROGERS MOVED AND COUNCIL MEMBER WOOD SECONDED TO CLOSE THE PUBLIC HEARING AND DIRECT STAFF TO SUBMIT THE CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REPORT, WITH ANY COMMENTS RECEIVED, TO THE LOCAL HUD OFFICE. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

1.2 • AWARD OF BID FOR PUBLIC WORKS PROJECT NO. 2018-4R, SANITARY SEWER LATERAL AT RYNERSON PARK

Lisa Rapp, Director of Public Works, gave a presentation based on the memo contained in the agenda and reported nine bids had been received for the sanitary sewer lateral at Rynerson Park. She noted that the three restrooms in Rynerson Park have been connected to septic systems since they were built and no longer functioned effectively. She concluded by stating it was staff's recommendation that the City Council adopt the plans, specifications, and working details for the subject project; award PW2018-4R, for the Sanitary Sewer Lateral at Rynerson Park, in the amount of \$230,710, to the low bidder, First Class Plumbing Co., and authorize the Mayor to sign the contract in a form approved by the City Attorney; authorize staff to approve a cumulative total of change orders, as necessary, not to exceed \$46,000; and authorize Willdan to perform project management and inspection services up to an allowance of \$35,000, under their existing agreement.

Council Member Piazza expressed concerns with the \$700,000 difference between the highest and lowest bids. Ms. Rapp responded by stating that the unusual bidding climate was such that there were a number of available projects for contractors. She further stated that the low bidder may have submitted a more favorable bid in an effort to enhance the company's resume and to gain more experience in doing public projects. She assured that references had been checked and past projects had been reviewed noting that staff would carefully inspect the project to ensure that the work would be done to the City's standards.

1.2 • AWARD OF BID FOR PUBLIC WORKS PROJECT NO. 2018-4R, SANITARY SEWER LATERAL AT RYNERSON PARK - Continued

Ms. Rapp clarified for Council Member Wood that the low bidder would be performing the work for the bid amount and that change orders would only be approved for unforeseen circumstances. She responded to further inquiries from Council Member Wood by stating that the allowance for Willdan would facilitate additional inspections and provide for their expertise with such documentation as the review of certified payroll. She confirmed for Council Member Wood that the bids on the original project had come in significantly higher than engineer's estimate of \$230,000 and that the re-bid submissions had come in closer to that amount.

Responding to Vice Mayor Rogers' questions, Ms. Rapp stated that a sufficient contingency had been recommended in order to maintain the progress of the project and to stay on schedule. She cited examples of unknown variables such as the location of sewer lines and the potential inaccuracies of as-built plans.

Mayor Croft opened the public hearing at 7:52 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

COUNCIL MEMBER WOOD MOVED AND COUNCIL MEMBER DUBOIS SECONDED TO APPROVE STAFF'S RECOMMENDATIONS. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

2.1 • ORDINANCE NO. 2018-2; AMENDING THE LAKEWOOD MUNICIPAL CODE AND THE ZONING ORDINANCE PERTAINING TO STANDARDS FOR ACCESSORY DWELLING UNITS

Steve Skolnik, for the City Attorney, advised that a public hearing had been held on this ordinance at the last City Council meeting, and that it was presented for adoption at this time.

Vice Mayor Rogers commented that with the State's imposing legislation on cities, the proposed ordinance attempted to maintain neighborhood standards to the greatest extent possible while complying with State law. He acknowledged the challenges of the housing shortage but noted the necessity in protecting single family neighborhoods.

ORDINANCE NO. 2018-2; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AMENDING ARTICLE IX OF THE LAKEWOOD MUNICIPAL CODE PERTAINING TO STANDARDS AND REGULATIONS FOR ACCESSORY DWELLING UNITS

2.1 • ORDINANCE NO. 2018-2; PERTAINING TO STANDARDS FOR ACCESSORY DWELLING UNITS - Continued

COUNCIL MEMBER PIAZZA MOVED AND COUNCIL MEMBER DUBOIS SECONDED TO ADOPT ORDINANCE NO. 2018-2. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

2.2 • ORDINANCE NO. 2018-3; PERTAINING TO NON-FREE STANDING IDENTIFICATION SIGNS FOR BUILDINGS IN C-4 (GENERAL COMMERCIAL), M-1 (LIGHT MANUFACTURING), AND M-2 (HEAVY MANUFACTURING) ZONES

Mr. Skolnik stated that the proposed ordinance had been introduced at the City Council's previous meeting and the ordinance was presented for second reading and adoption at this time.

The Assistant Director of Community Development displayed slides for the original Sports Authority sign as a comparison for the one proposed for the Burlington project.

Responding to Council Member Wood's questions pertaining to whether the proposed ordinance would apply to other commercial buildings, Mr. McGuckian stated that the proposed ordinance would address signage in the C-4 and M zones.

Council Member DuBois inquired whether additional ordinances would be required to accommodate for the varying sizes of signs. Mr. Skolnik replied that there were existing regulations pertaining to smaller and larger signs but that this would address those sizes in between.

City Manager Thaddeus McCormack responded to Council Member Piazza's inquiry regarding the electric signs by stating that the sign was not of the digital variety but one that would likely be backlit.

ORDINANCE NO. 2018-3; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AMENDING THE LAKEWOOD MUNICIPAL CODE AND THE ZONING ORDINANCE PERTAINING TO NON-FREE STANDING IDENTIFICATION SIGNS FOR BUILDINGS IN THE C-4 (GENERAL COMMERCIAL), M-1 (LIGHT MANUFACTURING), AND M-2 (HEAVY MANUFACTURING) ZONES.

COUNCIL MEMBER DUBOIS MOVED AND VICE MAYOR ROGERS SECONDED TO ADOPT ORDINANCE NO. 2018-3. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

2.3 • ORDINANCE NO. 2018-4; MOVING THE CITY'S GENERAL MUNICIPAL ELECTION PRESENTLY SET FOR MARCH, 2019, TO MARCH, 2020

and

2.4 • URGENCY ORDINANCE NO. 2018-5; MOVING THE CITY'S GENERAL MUNICIPAL ELECTION PRESENTLY SET FOR MARCH, 2019, TO MARCH, 2020

The City Manager made a presentation based on the report in the agenda and stated that Senate Bill 415 compelled California cities to transition their general municipal elections to the statewide election date to coincide with either March or November of even years. In October of 2017, the City Council took action to begin with the 2021 election and move it to 2022, affecting every election thereafter leaving in place the March 2019 election date. It had been the City's intention to conduct that election using the City's election consultant, Martin and Chapman, who had provided election services in the past, at a budgeted amount of \$152,000. Martin and Chapman then announced that they would be going out of business largely because the number of cities still needing election services had winnowed down such that it did not make business sense for them to continue in operation. The only remaining option was to have the County provide the election services at an estimated cost of \$600,000. In working with Registrar staff, the City Clerk had been able to reduce the costs to \$500,000, which was \$350,000 more than budgeted. Given the budget situation with a structural deficit, an ordinance had been introduced at an adjourned City Council meeting held the previous week to consider moving the 2019 election to 2020 and aligning it with the County's general election, which would reduce the cost significantly.

Mr. Skolnik explained that Ordinance 2018-4 had been introduced at the adjourned meeting, which, if adopted, would take effect thirty days after adoption. He stated that a substantively similar version of the ordinance making urgency findings based on the fiscal situation and the timing urgency, which had been that in order to take the step of moving the 2019 election, there were less than five weeks before the City Council would be calling the election, was presented for consideration. Upon adoption, the ordinances would be submitted to the County but would not become effective until approved by the Board of Supervisors. He added that an urgency ordinance required four votes to adopt and it would go into effect immediately. Mr. Skolnik further reported that written confirmation had been received from the County indicating that the Registrar-Recorder and County Counsel's office would be recommending approval by the Board of Supervisors. He concluded by stating it was recommended that each ordinance be adopted by separate motions.

Mr. Skolnik responded to Council Member Wood's inquiry regarding the deadline by stating that action would need to be taken by mid-October when the City Council would otherwise have to adopt the resolutions calling for the 2019 election.

Mr. McCormack stated that in discussions with the Registrar's Office and Supervisor Janice Hahn's staff that the County would be considering taking action on October 2nd, which would be prior to the October 15th deadline.

Council Member Piazza commented that as one of the two Council Members who would be affected by the change, he would have preferred to move forward with the election in 2019 but with the increased cost and the fact that there were no excess funds, he would reluctantly support adoption of the ordinance.

2.3 & 2.4 • ORDINANCE NO. 2018-4; AND URGENCY ORDINANCE NO. 2018-5; MOVING THE CITY'S GENERAL MUNICIPAL ELECTION PRESENTLY SET FOR MARCH, 2019, TO MARCH, 2020 - Continued

Council Member Wood concurred that as the other Council Member affected, he had been prepared and voted to hold the election in March of 2019, but felt that he had a responsibility to the residents with regards to spending an additional \$350,000. He commented that the State again had passed legislation that not only put a long-term provider of municipal election services out of business, but had actually created a burden on the cities to deal with making such a change.

At 8:09 p.m., Mayor Croft called for anyone in the audience wishing to address the City Council on this matter. There was no response.

ORDINANCE NO. 2018-4; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD MOVING THE CITY'S GENERAL MUNICIPAL ELECTION PRESENTLY SET FOR MARCH, 2019, TO MARCH, 2020

COUNCIL MEMBER WOOD MOVED AND COUNCIL MEMBER DUBOIS SECONDED TO ADOPT ORDINANCE NO. 2018-4. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

ORDINANCE NO. 2018-5; AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD MOVING THE CITY'S GENERAL MUNICIPAL ELECTION PRESENTLY SET FOR MARCH, 2019, TO MARCH, 2020 was read by title by the City Clerk.

VICE MAYOR ROGERS MOVED AND COUNCIL MEMBER PIAZZA SECONDED TO WAIVE FURTHER READING AND ADOPT ORDINANCE NO. 2018-5. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

3.1 • FALL AND WINTER RECREATION PROGRAMS AND EVENTS

Recreation and Community Services Director Valarie Frost displayed slides and made a presentation based on the memo in the agenda. She outlined some of the highlights of the season such as the annual College Fair in October; Lakewood Youth Sports Flag Football and Volleytennis; the Lollipop Lane Craft Boutique, with over 100 vendors; Halloween carnivals at each Lakewood park; Winter Break activities for children; and the Project Shepherd Holiday Assistance Program.

MAYOR CROFT DIRECTED THAT THE ITEM BE RECEIVED AND FILED. THERE BEING NO OBJECTION, IT WAS SO ORDERED.

3.2 • SUBMITTAL OF JUSTICE ASSISTANCE GRANT PROGRAM FUNDING

Joshua Yordt, Director of Public Safety, made a presentation based on the report in the agenda and stated that each year, the City had been eligible to receive an allocation of funds from the Edward Byrne Memorial Justice Assistance Grant (JAG) program. The purpose of the program was to fund crime prevention and criminal justice programs and projects. The City had been notified of an entitlement grant of \$16,124 from the Justice Assistance Program and that the purchase of a License Plate Reader (LPR) trailer was an eligible expense. The trailer would expand the use of technology to combat crime and apprehend wanted suspects and vehicles. The trailer would be deployable to various portions of the city in high traffic volume areas to detect wanted vehicles. Working similarly to the network of existing LPR cameras, the trailer would alert Lakewood Sheriff's Station of a "hit" and patrol units would be dispatched to intercept the wanted vehicle. Additionally, the trailer would be equipped with radar and a message board. These features would allow the ability to address traffic safety concerns while collecting traffic counts and speeding data, and allow various messages to be displayed. The JAG program required the City Council to review the proposed project and allow an opportunity for the public to provide comment. He concluded by stating that staff recommended the City Council approve the submittal of the JAG Program funding for the License Plate Reader Trailer; authorize the City Manager to apply for the grant and sign the appropriate paperwork; and direct the Director of Administrative Services to appropriate \$16,124 in the 2018 JAG grant fund when the grant is awarded.

Vice Mayor Rogers expressed his support noting the success of the Automatic License Plate Recognition cameras with the capture rates and the investigative component of such time tested and proven technology. He inquired whether in re-directing some of the grant funds, if other programs might be curtailed. Mr. McCormack stated that because the JAG funds had been tied up in litigation, a previously funded SAO position had been budgeted with general fund monies, therefore, there would be no reduction. He further explained that there were some opportunities to look at the funding of the contract services and room for savings.

Mr. Yordt responded to Council Member Wood's inquiries pertaining to the equipment's capabilities by stating that the trailer would be similar to the existing radar trailer that the City had deployed specifically for traffic safety, which alerted motorists to slow down and captured traffic data. He stated that it would include the license plate readers as well as a message board where various public safety alerts and other messages to the public could be posted along with a fixed camera. Mr. Yordt confirmed for Council Member Wood that such equipment had been used in other cities, such as Carson, Pico Rivera and Santa Clarita, where they had been operated successfully. Council Member Wood requested that a report be prepared on its effectiveness after deployment of the trailer.

In response to Council Member Piazza's questions, Mr. Yordt stated that staff would work with the Sheriff's Department to obtain the trailer prior to the holiday season. Council Member Piazza concurred with Vice Mayor Rogers' comments pertaining to the value of such a law enforcement tool.

3.2 • SUBMITTAL OF JAG PROGRAM FUNDING - Continued

Council Member DuBois inquired whether the older trailers might be upgraded to include the more sophisticated technology. Mr. Yordt stated that such an upgrade might not be available because of the physical structure of the older radar trailers. Mr. McCormack added that staff would review and evaluate the effectiveness of the trailer to consider additional equipment purchases if they proved to be cost efficient.

VICE MAYOR ROGERS MOVED AND COUNCIL MEMBER DUBOIS SECONDED TO APPROVE STAFF'S RECOMMENDATION. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

SUCCESSOR AGENCY ACTIONS

1. Approval of Register of Demands

COUNCIL MEMBER PIAZZA MOVED AND COUNCIL MEMBER DUBOIS SECONDED TO APPROVE THE REGISTER OF DEMANDS. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

SUCCESSOR HOUSING ACTIONS

1. Approval of Registers of Demands

COUNCIL MEMBER WOOD MOVED AND COUNCIL MEMBER DUBOIS SECONDED TO APPROVE THE REGISTERS OF DEMANDS. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

ORAL COMMUNICATIONS: None

ADJOURNMENT

There being no further business to be brought before the City Council, Mayor Croft adjourned the meeting at 8:33 p.m.

Respectfully submitted,

Jo Mayberry, CMC
City Clerk