

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

November 12, 2019, 7:30 p.m.

CALL TO ORDER

INVOCATION: Dr. Paul Kim, Trinity United Methodist Church

PLEDGE OF ALLEGIANCE: Scout Troop 134

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

ANNOUNCEMENTS AND PRESENTATIONS:

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 MEETING MINUTES - Staff recommends City Council approve Minutes of the Meeting held September 24, 2019.
- RI-2 PERSONNEL TRANSACTIONS - Staff recommends City Council approve report of personnel transactions.
- RI-3 REGISTERS OF DEMANDS - Staff recommends City Council approve registers of demands.
- RI-4 CITY COUNCIL COMMITTEES' ACTIVITIES - Staff recommends City Council approve report of City Council Committees' activities.
- RI-5 MONTHLY REPORT OF INVESTMENT TRANSACTIONS - OCTOBER 2019 - Staff recommends City Council approve monthly report of investment transactions.
- RI-6 RESOLUTION NO. 2019-50; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AUTHORIZING AN APPLICATION FOR, AND RECEIPT OF, SB 2 PLANNING GRANTS PROGRAM FUNDS - Staff recommends City Council adopt proposed resolution.
- RI-7 RESOLUTION NO. 2019-54; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD ADDING A JOB CLASSIFICATION AND AMENDING EXISTING PAY RATE IN ATTACHMENT B OF RESOLUTION NO 2019-48 - Staff recommends City Council adopt proposed resolution.

City Council Agenda

November 12, 2019

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ROUTINE ITEMS: - Continued

RI-8 INSTALLATION OF DISABLED PARKING SPACE AT 6038 FIDLER AVENUE, RESOLUTION NO. 2019-55 - Staff recommends City Council adopt proposed resolution.

RI-9 CITY OF LAKEWOOD RENTAL AGREEMENT FOR OFFICES AT THE BURNS COMMUNITY CENTER - Staff recommends City Council authorize the Mayor to sign the Rental Agreement with Refresh Youth Center upon approval as to form by City Attorney.

LEGISLATION:

2.1 RESOLUTION NO. 2019-56; DECLARING SUPPORT FOR THE REDUCING CRIME AND KEEPING CALIFORNIA SAFE ACT OF 2020 - Staff recommends City Council adopt proposed resolution.

2.2 RESOLUTION NO. 2019-57; PLACING ON THE BALLOT AT THE MARCH 3, 2020, GENERAL MUNICIPAL ELECTION A PROPOSED ORDINANCE TO ESTABLISH A THREE-QUARTERS PERCENT (3/4%) GENERAL TRANSACTIONS AND USE (SALES) TAX; DIRECTING THE CITY ATTORNEY TO PREPARE AND FILE AN IMPARTIAL ANALYSIS OF THE BALLOT MEASURE; AND AUTHORIZING AND SETTING DEADLINES FOR THE FILING OF ARGUMENTS IN THE OFFICE OF THE CITY CLERK FOR AND AGAINST THE BALLOT MEASURE - Staff recommends City Council adopt proposed resolution.

AN ORDINANCE OF THE CITY COUNCIL AND THE PEOPLE OF THE CITY OF LAKEWOOD ADDING CHAPTER 10 (TRANSACTIONS AND USE TAX) TO ARTICLE VI OF THE LAKEWOOD MUNICIPAL CODE TO ESTABLISH A THREE-QUARTERS PERCENT (3/4%) GENERAL TRANSACTIONS AND USE (SALES) TAX, TO BE ADMINISTERED BY THE CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION - Staff recommends City Council introduce proposed ordinance.

WRITTEN COMMUNICATIONS:

CORRESPONDENCE FROM THE GREATER LOS ANGELES COUNTY VECTOR CONTROL DISTRICT REGARDING APPOINTMENT OF CITY REPRESENTATIVE - Staff recommends City Council appoint City's representative to Greater Los Angeles County Vector Control District Board of Trustees.

AGENDA

LAKEWOOD HOUSING SUCCESSOR AGENCY

1. REGISTER OF DEMANDS - Staff recommends Housing Successor Agency approve register of demands.

ORAL COMMUNICATIONS:

ADJOURNMENT

In compliance with the Americans with Disabilities Act, if you are a qualified individual with a disability and need an accommodation to participate in the City Council meeting, please contact the City Clerk's Office, 5050 Clark Avenue, Lakewood, CA, at 562/866-9771, ext. 2200; or at cityclerk@lakewoodcity.org at least 48 hours in advance to ensure that reasonable arrangements can be made to provide accessibility to the meeting.

Agenda items are on file in the Office of the City Clerk, 5050 Clark Avenue, Lakewood, and are available for public review during regular business hours. Any supplemental material distributed after the posting of the agenda will be made available for public inspection during normal business hours in the City Clerk's Office. For your convenience, the agenda and the supporting documents are available in an alternate format by request and are also posted on the City's website at www.lakewoodcity.org

Routine Item 1 - City Council Minutes
will be available prior to the meeting

D I V I D E R S H E E T

COUNCIL AGENDA

November 12, 2019

TO: The Honorable Mayor and City Council**SUBJECT:** Report of Personnel Transactions

<u>Name</u>	<u>Title</u>	<u>Schedule</u>	<u>Effective Date</u>
1. FULL-TIME EMPLOYEES			
A. Appointments			
None			
B. Changes			
None			
C. Separations			
None			
2. PART-TIME EMPLOYEES			
A. Appointments			
None			
B. Changes			
Jeffrey Casillas	Community Services Leader IV Community Services Leader III	B to B	10/29/2019
Marcella Encinas	Recreation Leader II Community Services Officer I	A to B	10/20/2019
Steven Noriega	Maintenance Services Aide II Maintenance Services Aide III	B to B	10/20/2019
C. Separations			
Brittney Blankenship	Community Services Specialist	B	10/20/2019
Tiffany Bullock	Community Services Leader III	B	10/20/2019
Gabriel Cruz	Community Services Specialist	B	10/20/2019
Dustin Plunkett	Community Services Leader III	B	10/20/2019
Adam Richard	Community Services Leader III	B	10/20/2019
Jose Valdez	Centre Event Specialist	B	10/29/2019

PB for TM
Thaddeus McCormack
City Manager

D I V I D E R S H E E T

**CITY OF LAKEWOOD
FUND SUMMARY 10/24/19**

In accordance with section 2521 of the Lakewood Municipal Code there is presented herewith a summary of obligations to be paid by voucher 95032 through 95118. Each of the following demands has been audited by the Director of Administrative Services and approved by the City Manager.

1010	GENERAL FUND	1,657,970.10
1015	SPECIAL OLYMPICS	1,285.66
1020	CABLE TV	4,428.60
1030	CDBG CURRENT YEAR	2,085.88
1050	COMMUNITY FACILITY	998.64
1336	STATE COPS GRANT	18,926.80
3001	CAPITAL IMPROV PROJECT FUND	22,770.24
3015	ROAD MAINTC & REHAB ACCT	37,708.65
3070	PROPOSITION "C"	691.33
5010	GRAPHICS AND COPY CENTER	3,107.25
5020	CENTRAL STORES	2,520.67
5030	FLEET MAINTENANCE	3,444.12
6020	GEOGRAPHIC INFORMATION SYSTEM	1,294.16
7500	WATER UTILITY FUND	79,266.45
8020	LOCAL REHAB LOAN	380.00
8030	TRUST DEPOSIT	1,428.99
		<hr/>
		1,838,307.54

Council Approval

Date

City Manager

Attest

City Clerk

Director of Administrative Services

CITY OF LAKEWOOD

SUMMARY CHECK REGISTER

CHECK #	CHECK DATE	VEND #	VENDOR NAME	GROSS	DISC.	CHECK AMOUNT
95032	10/17/2019	5251	ARAMEXX GROUP INC.	60,141.39	0.00	60,141.39
95033	10/24/2019	4113	SHAKER NERMINE	1,925.00	0.00	1,925.00
95034	10/24/2019	4551	ACCOUNTING PRINCIPALS. INC	900.16	0.00	900.16
95035	10/24/2019	47151	ALTEC INDUSTRIES INC	67.91	0.00	67.91
95036	10/24/2019	58000	AMERICAN TRUCK & TOOL RENTAL INC	154.45	0.00	154.45
95037	10/24/2019	5301	AMSTERDAM PRINTING & LITHO	2,663.04	0.00	2,663.04
95038	10/24/2019	443	B&M LAWN AND GARDEN INC	90.18	0.00	90.18
95039	10/24/2019	1935	BREA. CITY OF	35,518.00	0.00	35,518.00
95040	10/24/2019	53983	CALIF STATE FRANCHISE TAX BOARD	200.00	0.00	200.00
95041	10/24/2019	5029	CAMACHO. ANDREW	654.48	0.00	654.48
95042	10/24/2019	45894	CINTAS CORPORATION	60.59	0.00	60.59
95043	10/24/2019	4737	COMPUTER PROTECTION TECHNOLOGY INC	2,105.00	0.00	2,105.00
95044	10/24/2019	4776	CORELOGIC. INC.	1,171.75	0.00	1,171.75
95045	10/24/2019	4963	COUCH. RON JR.	500.00	0.00	500.00
95046	10/24/2019	5200	DAHLIN GROUP. INC.	14,212.50	0.00	14,212.50
95047	10/24/2019	4680	DIAZ. ISABELLE	600.00	0.00	600.00
95048	10/24/2019	27200	DICKSON R F CO INC	6,820.00	0.00	6,820.00
95049	10/24/2019	3199	EDCO WASTE SERVICES LLC	419,661.50	0.00	419,661.50
95050	10/24/2019	4435	ELLIOTT AUTO SUPPLY COMPANY INC	48.70	0.00	48.70
95051	10/24/2019	65038	FED EX OFFICE & PRINT SVCS INC	595.40	0.00	595.40
95052	10/24/2019	3946	FERGUSON ENTERPRISES INC	3,076.17	0.00	3,076.17
95053	10/24/2019	1811	FAIRBANK MASLIN MAULLIN	24,800.00	0.00	24,800.00
95054	10/24/2019	4641	FONTELA. THAO	1,784.58	0.00	1,784.58
95055	10/24/2019	65779	GOLDEN STATE WATER COMPANY	12,853.87	0.00	12,853.87
95056	10/24/2019	5272	GREENE BACKFLOW	640.00	0.00	640.00
95057	10/24/2019	3285	GREENO. KAREN	728.00	0.00	728.00
95058	10/24/2019	65575	HAP'S AUTO PARTS	206.04	0.00	206.04
95059	10/24/2019	5173	HOLMES. JASON	137.80	0.00	137.80
95060	10/24/2019	42031	HOME DEPOT	934.56	0.00	934.56
95061	10/24/2019	65891	HUMAN SERVICES ASSOCIATION	750.00	0.00	750.00
95062	10/24/2019	4622	JHM SUPPLY INC	637.53	0.00	637.53
95063	10/24/2019	4180	JONES RICHARD D. A PROF LAW CORP	4,319.44	0.00	4,319.44
95064	10/24/2019	35690	KAPLAN. MATHEW R.	240.00	0.00	240.00
95065	10/24/2019	55469	LAKEWOOD CITY EMPLOYEE ASSOCIATION	2,060.00	0.00	2,060.00
95066	10/24/2019	44733	LIEBERT CASSIDY WHITMORE	1,064.00	0.00	1,064.00
95067	10/24/2019	34532	LITZINGER. PAUL	32.50	0.00	32.50
95068	10/24/2019	21600	LOS ANGELES CO SHERIFFS DEPT	949,362.50	0.00	949,362.50
95069	10/24/2019	4745	LUNDERVILLE. GERALD P	80.00	0.00	80.00
95070	10/24/2019	59113	MACRO AUTOMATICS	337.50	0.00	337.50
95071	10/24/2019	23130	MC MASTER-CARR SUPPLY CO	120.79	0.00	120.79
95072	10/24/2019	4443	O'REILLY AUTOMOTIVE STORES INC	863.61	15.79	847.82
95073	10/24/2019	47554	OFFICE DEPOT BUSINESS SVCS	185.11	0.00	185.11
95074	10/24/2019	65659	PHASE II SYSTEMS INC	3,351.21	0.00	3,351.21
95075	10/24/2019	50512	PATHWAYS VOLUNTEER HOSPICE	750.00	0.00	750.00

CITY OF LAKEWOOD SUMMARY CHECK REGISTER

CHECK #	CHECK DATE	VEND #	VENDOR NAME	GROSS	DISC.	CHECK AMOUNT
95076	10/24/2019	3888	RP AUTOMOTIVE UAG CERRITOS I LLC	27.98	0.00	27.98
95077	10/24/2019	51171	PERS LONG TERM CARE PROGRAM	70.64	0.00	70.64
95078	10/24/2019	4459	READWRITE EDUCATIONAL SOLUTIONS INC	462.15	0.00	462.15
95079	10/24/2019	63364	REEVES NORM HONDA	225.66	0.00	225.66
95080	10/24/2019	3048	REVENUE & COST SPECIALISTS. LLC	8,000.00	0.00	8,000.00
95081	10/24/2019	4309	SAFESHRED	25.00	0.00	25.00
95082	10/24/2019	3153	SECTRAN SECURITY INC	153.49	0.00	153.49
95083	10/24/2019	5036	SFG RETIREMENT PLAN CONSULTING LLC	2,400.00	0.00	2,400.00
95084	10/24/2019	4468	SHERRARD. DONNA HOUSTON	115.05	0.00	115.05
95085	10/24/2019	62286	J R SIMPLOT COMPANY	4,858.95	0.00	4,858.95
95086	10/24/2019	2177	SINDAHA SAMIR	380.00	0.00	380.00
95087	10/24/2019	5230	SITEONE LANDSCAPE SUPPLY. LLC	1,030.27	0.00	1,030.27
95088	10/24/2019	3186	CORAL BAY HOME LOANS	292.50	0.00	292.50
95089	10/24/2019	5135	SOLID SURFACE CARE. INC.	1,739.50	0.00	1,739.50
95090	10/24/2019	61543	COMPUTER & PERIPHERALS GROUP	1,294.16	0.00	1,294.16
95091	10/24/2019	29400	SOUTHERN CALIFORNIA EDISON CO	67,210.76	0.00	67,210.76
95092	10/24/2019	29500	SOUTHERN CALIFORNIA GAS CO	678.72	0.00	678.72
95093	10/24/2019	4972	CHARTER COMMUNICATIONS HOLDINGS. LLC	8,756.45	0.00	8,756.45
95094	10/24/2019	4364	THE RINKS-LAKEWOOD ICE	162.50	0.00	162.50
95095	10/24/2019	1676	U S TELEPACIFIC CORP	488.19	0.00	488.19
95096	10/24/2019	52484	TREND OFFSET PRINTING SERVICES INC	3,558.31	0.00	3,558.31
95097	10/24/2019	60685	TURF STAR	209.72	0.00	209.72
95098	10/24/2019	66245	TYLER TECHNOLOGIES MUNIS DIVISION	139,106.74	0.00	139,106.74
95099	10/24/2019	1437	U S BANK NATIONAL ASSOCIATION	24,792.53	0.00	24,792.53
95100	10/24/2019	1568	ULINE	124.82	0.00	124.82
95101	10/24/2019	4718	UNITED WATER WORKS INC	441.57	0.00	441.57
95102	10/24/2019	5254	US DEPARTMENT OF EDUCATION AWG	348.76	0.00	348.76
95103	10/24/2019	4840	VERITIV OPERATING COMPANY	256.04	0.00	256.04
95104	10/24/2019	2416	WAIT. STUART	4,273.67	0.00	4,273.67
95105	10/24/2019	3943	WATERLINE TECHNOLOGIES INC	1,505.33	0.00	1,505.33
95106	10/24/2019	17640	WAXIE ENTERPRISES INC	1,327.22	0.00	1,327.22
95107	10/24/2019	37745	WESTERN EXTERMINATOR CO	321.50	0.00	321.50
95108	10/24/2019	4837	XEROX CORPORATION	3,047.43	0.00	3,047.43
95109	10/24/2019	3699	ANGELES. LIAO	250.00	0.00	250.00
95110	10/24/2019	3699	CERVANTES. NERIAH	250.00	0.00	250.00
95111	10/24/2019	3699	GONZALEZ. LOLA	250.00	0.00	250.00
95112	10/24/2019	3699	HOLT. ANNA	150.00	0.00	150.00
95113	10/24/2019	3699	KLEMER. LINDA	52.50	0.00	52.50
95114	10/24/2019	3699	LINARES. CRYSTAL	203.00	0.00	203.00
95115	10/24/2019	3699	MALDONADO. YOSELIN	250.00	0.00	250.00
95116	10/24/2019	3699	MATSUI. KRYSTLE	250.00	0.00	250.00
95117	10/24/2019	3699	RODRIGUEZ. ELIZABETH	250.00	0.00	250.00
95118	10/24/2019	3699	SPS INC.	1,326.96	0.00	1,326.96

CITY OF LAKEWOOD SUMMARY CHECK REGISTER

<u>CHECK #</u>	<u>CHECK DATE</u>	<u>VEND #</u>	<u>VENDOR NAME</u>	<u>GROSS</u>	<u>DISC.</u>	<u>CHECK AMOUNT</u>
			Totals:	<u>1,838,323.33</u>	<u>15.79</u>	<u>1,838,307.54</u>

**CITY OF LAKEWOOD
FUND SUMMARY 10/31/19**

In accordance with section 2521 of the Lakewood Municipal Code there is presented herewith a summary of obligations to be paid by voucher 95119 through 95206. Each of the following demands has been audited by the Director of Administrative Services and approved by the City Manager.

1010	GENERAL FUND	178,314.91
1020	CABLE TV	300.00
1050	COMMUNITY FACILITY	1,019.37
1070	RETIREE BENEFITS	567.00
1621	LA CNTY MEASURE R	47,395.75
1623	LA CNTY MEASURE W	24,016.71
3070	PROPOSITION "C"	65.68
5020	CENTRAL STORES	3,149.37
5030	FLEET MAINTENANCE	3,416.72
6020	GEOGRAPHIC INFORMATION SYSTEM	172.47
7500	WATER UTILITY FUND	50,368.86
8030	TRUST DEPOSIT	100.00
		<hr/>
		308,886.84

Council Approval

Date

City Manager

Attest

City Clerk

Director of Administrative Services

CITY OF LAKEWOOD SUMMARY CHECK REGISTER

CHECK #	CHECK DATE	VEND #	VENDOR NAME	GROSS	DISC.	CHECK AMOUNT
95119	10/24/2019	44104	STATE WATER RESOURCES CONTROL BOARD	2,268.00	0.00	2,268.00
95120	10/31/2019	4113	SHAKER NERMINE	1,925.00	0.00	1,925.00
95121	10/31/2019	51209	AGUINAGA GREEN INC	1,171.65	0.00	1,171.65
95122	10/31/2019	4551	ACCOUNTING PRINCIPALS. INC	1,125.20	0.00	1,125.20
95123	10/31/2019	1700	ALLIED REFRIGERATION INC	637.73	0.00	637.73
95124	10/31/2019	4126	AUTOZONE PARTS INC	8.21	0.00	8.21
95125	10/31/2019	443	B&M LAWN AND GARDEN INC	572.64	0.00	572.64
95126	10/31/2019	48108	BERG. APRIL	640.00	0.00	640.00
95127	10/31/2019	4800	BISHOP COMPANY	522.65	0.00	522.65
95128	10/31/2019	62737	BOYES. GOBIND	104.00	0.00	104.00
95129	10/31/2019	4236	MANHATTAN STITCHING CO INC	210.11	0.00	210.11
95130	10/31/2019	5244	CAMERON WELDING SUPPLY	117.78	0.00	117.78
95131	10/31/2019	988	CDW LLC	530.16	0.00	530.16
95132	10/31/2019	43135	CERRITOS. CITY OF	45,726.00	0.00	45,726.00
95133	10/31/2019	45894	CINTAS CORPORATION	69.92	0.00	69.92
95134	10/31/2019	5008	COLOR CARD ADMINISTRATOR CORP.	37.54	0.00	37.54
95135	10/31/2019	60195	CR TRANSFER INC	3,452.92	0.00	3,452.92
95136	10/31/2019	4498	DELTA DENTAL INSURANCE COMPANY	1,125.95	0.00	1,125.95
95137	10/31/2019	56889	DELTA DENTAL OF CALIFORNIA	7,929.67	0.00	7,929.67
95138	10/31/2019	59387	DFM ASSOCIATES	56.84	0.00	56.84
95139	10/31/2019	3213	DIRECTV INC	39.25	0.00	39.25
95140	10/31/2019	3199	EDCO WASTE SERVICES LLC	19,210.43	0.00	19,210.43
95141	10/31/2019	4435	ELLIOTT AUTO SUPPLY COMPANY INC	69.04	0.00	69.04
95142	10/31/2019	3610	FLEMING ENVIRONMENTAL INC	468.60	0.00	468.60
95143	10/31/2019	5182	FRED ALLEN ENTERPRISES. INC.	633.33	0.00	633.33
95144	10/31/2019	3188	GALLS LLC/OUARTERMMASTER LLC	2,725.98	0.00	2,725.98
95145	10/31/2019	4422	GARIBALDO'S NURSERY	285.24	0.00	285.24
95146	10/31/2019	4822	LA GATEWAY REGION INTEGRATED RNL	24,016.71	0.00	24,016.71
95147	10/31/2019	64215	GOLD COAST AWARDS INC	1,812.83	0.00	1,812.83
95148	10/31/2019	65593	HASS. BARBARA	780.00	0.00	780.00
95149	10/31/2019	4872	HEATON. KATHRYN	39.00	0.00	39.00
95150	10/31/2019	42031	HOME DEPOT	1,497.89	0.00	1,497.89
95151	10/31/2019	36589	IMMEDIATE MEDICAL CARE	580.00	0.00	580.00
95152	10/31/2019	4622	JHM SUPPLY INC	242.59	0.00	242.59
95153	10/31/2019	51513	JOBS AVAILABLE INC	273.00	0.00	273.00
95154	10/31/2019	36167	KARTER. JANET	257.40	0.00	257.40
95155	10/31/2019	63573	KDC INC	1,212.50	0.00	1,212.50
95156	10/31/2019	2956	KICK IT UP KIDZ. LLC	685.75	0.00	685.75
95157	10/31/2019	4696	NORTH AMERICAN YOUTH ACTIVITIES LLC	280.80	0.00	280.80
95158	10/31/2019	4939	LAKEWOOD AQUATIC SPORTS CLUB	104.00	0.00	104.00
95159	10/31/2019	2453	LAKEWOOD EDUCATION FOUNDATION	1,799.25	0.00	1,799.25
95160	10/31/2019	18400	LAKEWOOD. CITY WATER DEPT	97,096.97	0.00	97,096.97
95161	10/31/2019	20300	LONG BEACH CITY GAS & WATER DEPT	340.47	0.00	340.47
95162	10/31/2019	36844	LA COUNTY DEPT OF PUBLIC WORKS	5,933.96	0.00	5,933.96

CITY OF LAKEWOOD SUMMARY CHECK REGISTER

CHECK #	CHECK DATE	VEND #	VENDOR NAME	GROSS	DISC.	CHECK AMOUNT
95163	10/31/2019	63809	MACAULAY, CHRISTINA	150.00	0.00	150.00
95164	10/31/2019	4482	MALTY INTERNATIONAL GROUP INC	69.20	0.00	69.20
95165	10/31/2019	58414	MANAGED HEALTH NETWORK	353.21	0.00	353.21
95166	10/31/2019	4887	MATHESON TRI-GAS, INC.	79.70	0.00	79.70
95167	10/31/2019	4446	MIDAMERICA ADMIN & RETIREMENT	567.00	0.00	567.00
95168	10/31/2019	4930	MISSION INN FOUNDATION & MUSEUM	896.00	0.00	896.00
95169	10/31/2019	64333	MOSES-CALDERA, ISABEL	1,040.00	0.00	1,040.00
95170	10/31/2019	55607	MYRON CORP	387.65	0.00	387.65
95171	10/31/2019	4190	NATIONAL UNION FIRE INSURANCE CO	551.48	0.00	551.48
95172	10/31/2019	4443	O'REILLY AUTOMOTIVE STORES INC	800.72	16.50	784.22
95173	10/31/2019	47554	OFFICE DEPOT BUSINESS SVCS	1,495.12	0.00	1,495.12
95174	10/31/2019	63708	DY-JO CORPORATION	740.00	0.00	740.00
95175	10/31/2019	391	PAPER RECYCLING & SHREDDING SPECIALISTS	1,070.00	0.00	1,070.00
95176	10/31/2019	4494	PIERSON, JEREMY L.	464.10	0.00	464.10
95177	10/31/2019	4459	READWRITE EDUCATIONAL SOLUTIONS INC	570.05	0.00	570.05
95178	10/31/2019	2044	RODRIGUEZ, EDIANNE	514.12	0.00	514.12
95179	10/31/2019	47285	ROTARY CORP	703.02	0.00	703.02
95180	10/31/2019	5045	SAN JUAN, CLYDE J	390.00	0.00	390.00
95181	10/31/2019	5197	SIGNAL HILL AUTO ENTERPRISES INC.	283.06	0.00	283.06
95182	10/31/2019	5230	SITEONE LANDSCAPE SUPPLY, LLC	6,256.25	0.00	6,256.25
95183	10/31/2019	52279	SMART & FINAL INC	495.23	0.00	495.23
95184	10/31/2019	5022	MWB COPY PRODUCTS, INC.	229.96	0.00	229.96
95185	10/31/2019	29450	SOUTHERN CALIFORNIA EDISON	860.26	0.00	860.26
95186	10/31/2019	50299	SPENCER, GORDON	150.00	0.00	150.00
95187	10/31/2019	4770	MANCE, MIKE J.	440.46	0.00	440.46
95188	10/31/2019	57912	SURI, KAREN	338.00	0.00	338.00
95189	10/31/2019	4893	TENG, WHEA-FUN	145.60	0.00	145.60
95190	10/31/2019	4364	THE RINKS-LAKEWOOD ICE	162.50	0.00	162.50
95191	10/31/2019	4873	TRANSAMERICA LIFE INSURANCE COMPANY	2,043.52	0.00	2,043.52
95192	10/31/2019	60685	TURF STAR	43.79	0.00	43.79
95193	10/31/2019	4718	UNITED WATER WORKS INC	2,230.95	0.00	2,230.95
95194	10/31/2019	49848	USA BLUE BOOK A DIVISION OF	357.41	0.00	357.41
95195	10/31/2019	57135	VISION SERVICE PLAN	4,415.10	0.00	4,415.10
95196	10/31/2019	5155	WATER SYSTEM SERVICES LLC	175.00	0.00	175.00
95197	10/31/2019	3943	WATERLINE TECHNOLOGIES INC	994.93	0.00	994.93
95198	10/31/2019	17640	WAXIE ENTERPRISES INC	1,128.46	0.00	1,128.46
95199	10/31/2019	35146	WILLDAN ASSOCIATES	47,395.75	0.00	47,395.75
95200	10/31/2019	3699	ALEJANDRO, AMEE	250.00	0.00	250.00
95201	10/31/2019	3699	CERVANTES, MONICA	250.00	0.00	250.00
95202	10/31/2019	3699	DURLEY, KIM	180.00	0.00	180.00
95203	10/31/2019	3699	ENDING ROOFING	239.26	0.00	239.26
95204	10/31/2019	3699	O'NEIL, TERRY	100.00	0.00	100.00
95205	10/31/2019	3699	RIVERA, SOFIA	250.00	0.00	250.00
95206	10/31/2019	3699	TEMP AIR SYSTEM INC	29.52	0.00	29.52

CITY OF LAKEWOOD SUMMARY CHECK REGISTER

<u>CHECK #</u>	<u>CHECK DATE</u>	<u>VEND #</u>	<u>VENDOR NAME</u>	<u>GROSS</u>	<u>DISC.</u>	<u>CHECK AMOUNT</u>
			Totals:	<u>308,903.34</u>	<u>16.50</u>	<u>308,886.84</u>

**CITY OF LAKEWOOD
SUMMARY ACH/WIRE REGISTER OCT 2019**

ACH date	Amount	Recipient	Purpose	Period
10/2/19	97,188.23	CalPERS	PERS contribution	Sep 8-21, 2019
10/4/19	97,467.64	CalPERS	PERS Health	Sep 2019
10/9/19	95,938.26	IRS via F&M	Fed taxes	Sep 22-Oct 5, 2019
10/10/19	6,534.50	Southland C/U	employee savings account	Sep 22-Oct 5, 2019
10/10/19	4,988.50	F&A Fed C/U	employee savings account	Sep 22-Oct 5, 2019
10/10/19	26,126.58	EDD	State taxes	Sep 22-Oct 5, 2019
10/10/19	3,164.59	MidAmerica	ARS aka APPLE	Sep 22-Oct 5, 2019
10/10/19	10,190.16	VOYA	VOYA 401(a)	Sep 22-Oct 5, 2019
10/10/19	3,425.00	PARS via U.S. Bank	excess stackable plan	Sep 22-Oct 5, 2019
10/10/19	5,372.86	PARS via U.S. Bank	stackable plan	Sep 22-Oct 5, 2019
10/10/19	23,389.59	VOYA	VOYA 457 & ROTH	Sep 22-Oct 5, 2019
10/21/19	96,352.86	CalPERS	PERS contribution	Sep 22-Oct 5, 2019
10/23/19	95,588.38	IRS via F&M	Fed taxes	Oct 6-19, 2019
10/24/19	59,059.21	City Light & Power	monthly maint fee	Oct 2019
10/24/19	6,534.50	Southland C/U	employee savings account	Oct 6-19, 2019
10/24/19	5,484.47	F&A Fed C/U	employee savings account	Oct 6-19, 2019
10/24/19	25,953.14	EDD	State taxes	Oct 6-19, 2019
10/28/19	3,702.88	MidAmerica	ARS aka APPLE	Oct 6-19, 2019
10/28/19	16,214.73	VOYA	VOYA 401(a)	Oct 6-19, 2019
10/28/19	9,034.09	PARS via U.S. Bank	stackable plan	Oct 6-19, 2019
10/28/19	23,553.59	VOYA	VOYA 457 & ROTH	Oct 6-19, 2019

Council Approval

Date

City Manager

Attest

City Clerk

Director of Finance & Administrative Services

**CITY OF LAKEWOOD
FUND SUMMARY 11/7/2019**

In accordance with section 2521 of the Lakewood Municipal Code there is presented herewith a summary of obligations to be paid by voucher 95207 through 95289. Each of the following demands has been audited by the Director of Administrative Services and approved by the City Manager.

1010	GENERAL FUND	68,679.30
1030	CDBG CURRENT YEAR	26.13
1050	COMMUNITY FACILITY	40.75
3001	CAPITAL IMPROV PROJECT FUND	17,372.75
3060	PROPOSITION "A"	26,879.90
5010	GRAPHICS AND COPY CENTER	4,536.34
5020	CENTRAL STORES	567.95
5030	FLEET MAINTENANCE	2,850.75
6020	GEOGRAPHIC INFORMATION SYSTEM	57.49
7500	WATER UTILITY FUND	60,683.49
8030	TRUST DEPOSIT	2,170.19
		<hr/>
		183,865.04

Council Approval

Date

City Manager

Attest

City Clerk

Director of Administrative Services

CITY OF LAKEWOOD

SUMMARY CHECK REGISTER

CHECK #	CHECK DATE	VEND #	VENDOR NAME	GROSS	DISC.	CHECK AMOUNT
95207	11/07/2019	2701	AIRE RITE A/C & REFRIGERATION INC	5,430.65	0.00	5,430.65
95208	11/07/2019	4551	ACCOUNTING PRINCIPALS. INC	900.16	0.00	900.16
95209	11/07/2019	5179	ALS GROUP USA. CORP.	2,255.50	0.00	2,255.50
95210	11/07/2019	58000	AMERICAN TRUCK & TOOL RENTAL INC	164.33	0.00	164.33
95211	11/07/2019	4465	ATALLA. IBRAHIM	260.00	0.00	260.00
95212	11/07/2019	5266	BAY AREA DRIVING SCHOOL. INC.	28.60	0.00	28.60
95213	11/07/2019	62737	BOYES. GOBIND	104.00	0.00	104.00
95214	11/07/2019	42144	BROEKER. CANDACE	22.75	0.00	22.75
95215	11/07/2019	65919	CALIF STATE AIR RESOURCES BOARD	110.00	0.00	110.00
95216	11/07/2019	53983	CALIF STATE FRANCHISE TAX BOARD	277.54	0.00	277.54
95217	11/07/2019	4978	CALIFORNIA FOUNDATION FOR THE	777.40	0.00	777.40
95218	11/07/2019	7500	CENTRAL BASIN MUNICIPAL WATER	4,494.83	0.00	4,494.83
95219	11/07/2019	45894	CINTAS CORPORATION	60.59	0.00	60.59
95220	11/07/2019	4776	CORELOGIC. INC.	52.25	0.00	52.25
95221	11/07/2019	4680	DIAZ. ISABELLE	320.00	0.00	320.00
95222	11/07/2019	5229	DUNRITE PEST CONTROL INC.	260.00	0.00	260.00
95223	11/07/2019	4435	ELLIOTT AUTO SUPPLY COMPANY INC	62.98	0.00	62.98
95224	11/07/2019	5030	FATHOM WATER MANAGEMENT INC.	46,842.95	0.00	46,842.95
95225	11/07/2019	3610	FLEMING ENVIRONMENTAL INC	687.30	0.00	687.30
95226	11/07/2019	63519	FLUE STEAM INC	431.03	0.00	431.03
95227	11/07/2019	59433	GANAHL LUMBER COMPANY	60.93	0.00	60.93
95228	11/07/2019	34845	GLASBY MAINTENANCE SUPPLY CO	100.52	0.00	100.52
95229	11/07/2019	64215	GOLD COAST AWARDS INC	4,093.55	0.00	4,093.55
95230	11/07/2019	61769	GRAUTEN. EVELYN R	841.10	0.00	841.10
95231	11/07/2019	54961	HACH COMPANY	2,447.72	0.00	2,447.72
95232	11/07/2019	58838	HANSON AGGREGATES LLC	175.00	0.00	175.00
95233	11/07/2019	65575	HAP'S AUTO PARTS	101.80	0.00	101.80
95234	11/07/2019	35477	HARA M LAWNMOWER CENTER	1,141.70	0.00	1,141.70
95235	11/07/2019	49031	HDL COREN & CONE	4,875.00	0.00	4,875.00
95236	11/07/2019	4872	HEATON. KATHRYN	52.00	0.00	52.00
95237	11/07/2019	5173	HOLMES. JASON	241.15	0.00	241.15
95238	11/07/2019	42031	HOME DEPOT	4,025.47	0.00	4,025.47
95239	11/07/2019	4622	JHM SUPPLY INC	205.58	0.00	205.58
95240	11/07/2019	2956	KICK IT UP KIDZ. LLC	16.25	0.00	16.25
95241	11/07/2019	4458	KIM. YVONNE	667.20	0.00	667.20
95242	11/07/2019	4939	LAKEWOOD AQUATIC SPORTS CLUB	421.20	0.00	421.20
95243	11/07/2019	20700	LONG BEACH PUBLIC TRANSPORTATION CO	26,879.90	0.00	26,879.90
95244	11/07/2019	62080	MARKLEY. ELIZABETH	156.00	0.00	156.00
95245	11/07/2019	60839	MARKOPULOS. CYNTHIA	126.75	0.00	126.75
95246	11/07/2019	5261	MASSENGALE. CINDI	192.00	0.00	192.00
95247	11/07/2019	5303	MIRACLE. VERONICA	250.00	0.00	250.00
95248	11/07/2019	4892	NESTLE WATERS NORTH AMERICA	88.23	0.00	88.23
95249	11/07/2019	5295	NOBEL SYSTEMS. INC.	2,500.00	0.00	2,500.00
95250	11/07/2019	3843	EDSON JAMES T	1,838.67	0.00	1,838.67

CITY OF LAKEWOOD

SUMMARY CHECK REGISTER

CHECK #	CHECK DATE	VEND #	VENDOR NAME	GROSS	DISC.	CHECK AMOUNT
95251	11/07/2019	4443	O'REILLY AUTOMOTIVE STORES INC	385.44	16.24	369.20
95252	11/07/2019	4719	JOYCE LOU. INC.	305.39	0.00	305.39
95253	11/07/2019	51171	PERS LONG TERM CARE PROGRAM	70.64	0.00	70.64
95254	11/07/2019	5199	PETTY CASH/ANDREW CAMACHO	1,765.03	0.00	1,765.03
95255	11/07/2019	1615	PFM ASSET MANAGEMENT LLC	3,017.12	0.00	3,017.12
95256	11/07/2019	45437	S & J SUPPLY CO	806.66	0.00	806.66
95257	11/07/2019	41691	SAFETY-KLEEN CORP	75.00	0.00	75.00
95258	11/07/2019	5045	SAN JUAN. CLYDE J	32.50	0.00	32.50
95259	11/07/2019	47141	STEARNS CONRAD & SCHMIDT CONSLT ENG	9,075.00	0.00	9,075.00
95260	11/07/2019	39554	SEE'S CANDIES INC	2,070.19	0.00	2,070.19
95261	11/07/2019	5044	SHARP ELECTRONICS CORPORATION	4,536.34	0.00	4,536.34
95262	11/07/2019	5197	SIGNAL HILL AUTO ENTERPRISES INC.	101.40	0.00	101.40
95263	11/07/2019	52279	SMART & FINAL INC	5,235.48	0.00	5,235.48
95264	11/07/2019	5022	MWB COPY PRODUCTS. INC.	114.98	0.00	114.98
95265	11/07/2019	37930	STANDARD INSURANCE CO UNIT 22	9,372.55	0.00	9,372.55
95266	11/07/2019	2732	TANNEN. MITCH	280.80	0.00	280.80
95267	11/07/2019	38679	WESTERN EXTERMINATOR COMPANY	756.22	0.00	756.22
95268	11/07/2019	2372	TGIS CATERING SVCS INC	3,014.85	0.00	3,014.85
95269	11/07/2019	5198	THE ILLINI COMPANIES. INC.	211.50	0.00	211.50
95270	11/07/2019	5221	THE LEW EDWARDS GROUP	5,750.00	0.00	5,750.00
95271	11/07/2019	5297	THURSTON ELEVATOR CONCEPTS. INC.	140.00	0.00	140.00
95272	11/07/2019	35089	UNDERGROUND SERVICE ALERT	361.45	0.00	361.45
95273	11/07/2019	5254	US DEPARTMENT OF EDUCATION AWG	348.76	0.00	348.76
95274	11/07/2019	64652	CELLCO PARTNERSHIP	222.55	0.00	222.55
95275	11/07/2019	3943	WATERLINE TECHNOLOGIES INC	258.42	0.00	258.42
95276	11/07/2019	17640	WAXIE ENTERPRISES INC	277.80	0.00	277.80
95277	11/07/2019	1939	WAYNE HARMEIER INC	246.38	0.00	246.38
95278	11/07/2019	5245	WEST GROVE VOLLEYBALL. LLC	208.00	0.00	208.00
95279	11/07/2019	35146	WILLDAN ASSOCIATES	17,372.75	0.00	17,372.75
95280	11/07/2019	3699	ALIN PARTY SUPPLY	100.00	0.00	100.00
95281	11/07/2019	3699	BERENGUEL. ROWINA	250.00	0.00	250.00
95282	11/07/2019	3699	CONRAD. JASON	240.00	0.00	240.00
95283	11/07/2019	3699	FRIENDS OF THE LAKEWOOD LIBRARIES	250.00	0.00	250.00
95284	11/07/2019	3699	GIROUX. NINA	250.00	0.00	250.00
95285	11/07/2019	3699	KUHN. DEBRAH	337.50	0.00	337.50
95286	11/07/2019	3699	LACEFIELD. BRIDGETTE	250.00	0.00	250.00
95287	11/07/2019	3699	LAKEWOOD AQUATICS SPORTS CLUB	250.00	0.00	250.00
95288	11/07/2019	3699	SIMON. SYESHIA	250.00	0.00	250.00
95289	11/07/2019	3699	TAYLOR. RIAN	250.00	0.00	250.00
Totals:				<u>183,881.28</u>	<u>16.24</u>	<u>183,865.04</u>

DIVIDER SHEET

COUNCIL AGENDA

November 12, 2019

TO: The Honorable Mayor and City Council

SUBJECT: Report of City Council Committees' Activities

INTRODUCTION

A brief update is provided for City Council review on the activities of the following standing committee: Public Safety Committee.

On October 25, 2019, the Public Safety Committee met and discussed:

Crime Trends and Statistics

- Captain David Sprengel reported that all Part 1 Crimes, except burglaries and larceny thefts, from January to September of 2019 were down compared to the same time frame of last year. He was very happy to report that all violent crimes were down and he noted that burglaries were a main focus of deputies since they were up over 14%, with commercial burglaries outnumbering residential burglaries. He was hopeful that the cooler weather would bring down burglary numbers and stated that deputies were continuing to monitor these crimes closely, especially burglary to vehicles. Chairman Piazza inquired if the businesses that had been burglarized had some sort of anti-theft devices or programs and Captain Sprengel stated that some businesses did and some did not. Captain Sprengel noted that the Sheriff's Department was working with business owners to inform them of practices to better protect their stores from burglary.
- Lieutenant Racowschi stated that crime stats at Lakewood Mall were looking good except for aggravated assaults and burglaries. He explained that aggravated assault numbers were up due to odd incidents such as a store clerk being hit with a sign and a man that was beat up outside of Costco. He also noted that burglary numbers were high due to the locker room break-ins at 24 Hour Fitness from earlier in the year.
- Committee Member Rogers was very pleased with the decrease in grand theft auto (GTA) incidents at the mall and noted that the low numbers were something to be proud of. Captain Sprengel noted that GTA numbers were up in the beginning of the year and attributed some of the decrease in crimes to increased patrol and personnel efforts that were focused on GTAs.

Public Outreach

- Public Information Officer Bill Grady stated that his office was working on articles to summarize the good news from the Community Safety Meetings that were held throughout the city, as well as annual articles regarding Halloween safety and holiday safety tips. These tips would include making your home look occupied if you are away

for the holidays, keeping valuables and shopping bags out of vehicles, and using the Vacation Check service of Lakewood Station. Also reported in the works was an Award of Valor article that will be published after the event to highlight positive service from sworn personnel, volunteers, and residents. Mr. Grady noted that the Public Information Office continued to publicize the city's difficult budget situation which included highlighting public safety as a top priority for the city and its residents. He added that 1,900 residents had completed a service priority survey and assured the Committee that the surveys would be summarized and the results would be shared with the City Council before their next regular meeting so that they could see how residents prioritize services.

Neighborhood Watch Update

- Public Safety staff reported that Block Captain (BC) Liaisons (BCL) were doing outreach to other BCs to get to know each other through community building and to encourage them to hold meetings in their neighborhoods. The BCLs were also meeting monthly with Public Safety staff to identify how to better support BCs and grow the Neighborhood Watch (NW) program. BCLs will also educate residents and do recruitment at various upcoming special events. In order to recognize the liaisons for all of their efforts, staff will be giving them appreciation gifts and host an appreciation lunch for them at the end of the year.
- Staff was happy to announce that six new BCs had joined the NW program and one BC stated that working with her liaison eased her fears and helped her build the confidence to step into her new BC role. The final NW quarterly seminar will be on November 13 and will include BCLs discussing experiences of seeing and reporting an activity that needed deputy response. The seminar will also include small group discussions on holiday safety tips and strategies to prevent package theft.
- There were two Fall community safety meetings held in the past few months and they were both well attended with more than 20 neighbors at each meeting. Neighbors of the BCLs who hosted the meetings were impressed with the information provided and thankful for Lakewood's dedication to crime prevention. This feedback has encouraged staff to know that they are delivering good information to the community.
- The final Coffee with a Deputy event of the year will be on November 15 at Collaborative Coffee.

Abatement Deputy Update

- Abatement Deputy Santa Ana discussed a meeting with a business owner in the Lakewood Mall area and the City Prosecutor. The business owner was made aware of complaints against his business and criminal activity occurring there and he stated that he would mitigate some of the issues expeditiously. Sheriff's personnel and city staff will begin to meet with the owner on a regular basis and document the discussions.

- Deputy Santa Ana shared that the Los Angeles Homeless Services Authority (LAHSA) would be completing their county wide homeless count in January. The authority and other organizations continue to do outreach in Lakewood and they are excited to use the homeless maps and locations that Sheriff's personnel and city staff have put together as a resource. Although the organizations continue to do outreach to the homeless in Lakewood, there is still not adequate housing for them.
- Committee Member Rogers shared his concern about a video of a homeless man defecating on a city street. Deputy Santa Ana noted that there were mental health teams out in the field and that he was working on a reference sheet for deputies to cite the homeless for violations of the Lakewood Municipal Code.
- Deputy Santa Ana reported that he has also been working with Caltrans and other agencies to place bars in areas such as tunnels underneath freeways so that the homeless won't shelter there. He shared that there were about 10-15 homeless individuals living in vacant lot owned by the city and that work was underway to clean the area up and get the individuals the services that they might need.
- Deputy Santa Ana shared with the Committee that a gas station will be going in the vacant lot near Walmart and that it will also be partially in the Walmart parking lot. This allows the city to set conditions for the entire Walmart parking lot through a conditional use permit (CUP). Surveillance cameras will be in place at the gas station to monitor activity and appropriate signage for parking regulations will be required through the CUP.

Reducing Crime and Keeping California Safe Act of 2020

- Mr. Yordt, Director of Public Safety, presented a resolution in support of the Reducing Crime and Keeping California Safe Act of 2020. The Lakewood City Council adopted a resolution in 2018 to support this same act but it did not qualify to be placed on the ballot that year. The act is in response to the unintended consequences of AB 109, Proposition 47, Proposition 57, and other public safety reform measures. These measures led to the early release of tens of thousands of criminals back into local communities and it is believed to have had a direct impact on rising property crimes throughout the state. These measure also reclassified various "non-violent, non-serious" crimes from felonies to misdemeanors, lowered the threshold for misdemeanor thefts to \$950, decimated the legal system's ability to sentence drug addicts to rehab, and allowed prisoners convicted of "non-violent" felonies to apply for early release. Mr. Yordt noted that the Reducing Crime and Keeping California Safe Act of 2020 qualified for the November 2020 ballot and a coalition of cities, including Lakewood, were seeking support for the measure. This act would reclassify "non-violent" crimes under Proposition 57 as "violent" such as rape of an unconscious person, sex trafficking of a child, and domestic violence and prevent the early release of inmates convicted of these crimes; reform the parole system

to stop the early release of violent felons, expand parolee oversight, and strengthen penalties for parole violations; reform theft laws to restore accountability for serial thieves and organized theft gangs; and reinstate DNA collection for certain misdemeanors. Staff recommended that the Public Safety Committee recommend that the City Council adopt a resolution declaring support for the Reducing Crime and Keeping California Safe Act of 2020. Committee Member Rogers moved and Chairman Piazza seconded to approve staff's recommendation.

Follow-up from Previous Meetings

- Mr. Yordt shared a list of accomplishments and work in progress from Neighborhood Traffic Safety. Restriping had been completed in different areas of the city as well as the installation of a new crosswalk with an ADA curb ramp on Harvey Way. The city's traffic consultant was studying all of the city owned traffic signals to determine if their timing is optimized.
- Mr. Yordt re-capped the Ring event that was held at Burns Center in August. There were 197 discounts issued the day of the event and the remaining three discounts were claimed the next day by people who had been waiting in line at the event but had to leave for various reasons. One resident returned their device and was issued a refund by Ring so the city called the next person in line to receive the discount. A list will be maintained so that residents can receive any more returned products and discounts.

Miscellaneous

- Committee Member Rogers was concerned about the Lakewood Service Area Lieutenant position in regards to the evaluation of unfunded items by the Los Angeles County Sheriff's Department. Captain Sprengel shared his optimism of retaining the position because it was vital to him, noting that he has made it his primary goal to keep the position intact.

RECOMMENDATION

It is recommended that the City Council receive and file this report.

Thaddeus McCormack *PB for TM*
City Manager

DIVIDER SHEET

COUNCIL AGENDA

November 12, 2019

TO: The Honorable Mayor and City Council**SUBJECT:** Monthly Report of Investment Transactions – October 2019**INTRODUCTION**

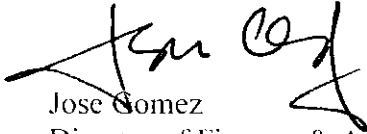
In accordance with California Government Code Section 53607, the City Council has delegated to the City Treasurer the responsibility to invest or to reinvest funds, or to sell or exchange securities so purchased. The California Government Code Section 53607 requires that, if such responsibility has been delegated, then the Treasurer “shall make a monthly report of those transactions to the legislative body.” In compliance with this requirement, the Monthly Report of Investment Transactions is being rendered to be received and filed.

STATEMENT OF MONTHLY ACTIVITY

<u>Date</u>	<u>Amount at Cost</u>	<u>Vehicle</u>	<u>Transaction</u>
10/01/2019	\$ 2,953.13	CORP	Interest 3.375%
10/01/2019	617.69	MMF	Interest
10/01/2019	6,090.00	BOND	Interest 2.800%
10/01/2019	2,255.00	BOND	Interest 2.050%
10/09/2019	160,000.00	BOND	Purchase 1.971%
10/09/2019	135,000.00	BOND	Purchase 2.021%
10/12/2019	10,875.00	FHL	Interest 3.000%
10/13/2019	1,622.50	CORP	Interest 2.950%
10/15/2019	2,187.50	CORP	Interest 2.500%
10/15/2019	38,488.94	LAIF	Deposit
10/15/2019	10,421.88	TREAS	Interest 2.875%
10/15/2019	1,404.67	CORP	Interest 1.720%
10/16/2019	70,000.00	BOND	Purchase 1.996%
10/16/2019	35,000.00	BOND	Purchase 2.046%
10/18/2019	4,218.75	CORP	Interest 2.250%
10/19/2019	5,446.88	NOTE	Interest 2.625%
10/21/2019	2,187.50	CORP	Interest 2.500%
10/25/2019	2,500,000.00	LAIF	Deposit
10/25/2019	256,584.60	TREAS	Sell 1.625%
10/25/2019	6,191.04	FNA	Paydown 3.560%
10/25/2019	35,223.06	FHMS	Paydown 3.203%
10/25/2019	407.35	FHMS	Interest 3.203%
10/25/2019	556.21	FNA	Interest 3.560%
10/26/2019	2,650.00	CORP	Interest 2.650%
10/30/2019	1,925.00	TREAS	Interest 2.200%
10/30/2019	10,421.88	TREAS	Interest 2.875%
10/31/2019	349,731.24	CORP	Sell 2.125%
10/31/2019	7,031.25	TREAS	Interest 1.875%
10/31/2019	12,000.00	TREAS	Interest 2.000%
10/31/2019	274,940.93	CORP	Purchase 1.890%

RECOMMENDATION

It is recommended that the City Council receive and file the Monthly Report of Investment Transactions rendered for the month of October 2019.



Jose Gomez
Director of Finance & Administrative Services

Thaddeus McCormack PB for TM
City Manager

DIVIDER SHEET

COUNCIL AGENDA

November 12, 2019

TO: The Honorable Mayor and City Council

SUBJECT: Senate Bill 2 (SB 2) Planning Grants Program

INTRODUCTION

In response to the need to establish a permanent, ongoing source of funds dedicated to housing development, Governor Brown signed Senate Bill 2 (SB 2 – The Building Homes and Jobs Act) into law on September 29, 2017. SB 2 would provide a permanent source of funding to increase the production of housing state-wide. About half of the funds released in the first year are being dedicated to local jurisdictions in the form of non-competitive grants to update planning documents and zoning ordinances in order to streamline and encourage housing production.

STATEMENT OF FACTS

SB 2 authorizes counties to collect a \$75 real estate document recording fee on each single transaction per parcel of real property, with a maximum fee of \$225. SB 2 also authorized the creation of the Building Homes and Jobs Trust Fund into which the real estate recording fees are collected. The law went into effect on January 1, 2018 and is projected to generate \$200 million in annual revenue statewide the first year. Fees collected during 2018 are to be allocated as follows:

1. Fifty percent (50%) of the funds are to be made available to the Department of Housing and Community Development (HCD) for the purpose of assisting persons experiencing or at risk of homelessness.
2. Forty five (45%) of the funds are to be made available to jurisdictions for update planning documents and zoning ordinances in order to streamline and encourage housing production.
3. Five (5%) to be made available for HCD to provide technical assistance to jurisdictions in updating their planning documents. Technical assistance shall be provided by HCD and the Governor's Office of Planning and Research.

SB 2 prescribes the method by which fees collected in the Building Homes and Jobs Trust Fund are to be allocated to local jurisdictions as shown in the table below. Lakewood is classified as a medium-sized jurisdiction and will be eligible to receive a maximum grant amount of \$310,000.

Minimum Grant (any size population)	Small Jurisdiction (up to 60,000 people)	Medium Jurisdiction (60,000 to 200,000 people)	Large Jurisdiction (Greater than 200,000 people)
\$25,000	\$160,000 max.	\$310,000 max.	\$625,000 max.

To be eligible for the grant, each jurisdiction must have a certified Housing Element, have submitted a general plan Annual Progress Report, demonstrate a nexus to accelerating housing production,

self-certify consistency with state or other planning priorities, and submit a fully executed Resolution authorizing application for, and receipt of, SB 2 grant funds. After reviewing the threshold eligibility criteria and consulting with HCD, staff is confident that Lakewood is eligible to obtain this grant. Lakewood's Housing Element was certified on October 9, 2013, and our General Plan Annual Progress Reports have consistently been submitted annually to HCD since 1998. The SB 2 grant application will demonstrate a nexus to accelerating housing production, and Lakewood is capable of self-certification as required by the terms of the grant. Staff will communicate with HCD during the application process to ensure that the application meets the terms of the grant and that the application package is acceptable to HCD. Lakewood's proposed application package will consist of three programs: A Gateway Cities Council of Government (GCCOG) Assessment, an Expedited Approval Program, and an Administrative Cost Recovery program. Each of these programs are discussed in further detail below.

- I. GCCOG Assessment - The Gateway Cities Council of Governments (GCCOG) is an active partner with the Gateway Cities on this grant opportunity. The Gateway Cities have pledged to dedicate a maximum of 1% of the grant award to be used to help fund a regional planner position with expertise in housing. The scope of work of this GCCOG position is to help cities promote and accelerate housing production through a variety of measures such as creating shared informational resources and identifying best practices from inside and outside the region. The GCCOG regional planner will develop educational materials on housing production practices and policies that are tailored to Gateway Cities, such as guides and fact sheets to fill knowledge and capacity gaps, and engage in meetings and workshops to share and leverage resources. The GCCOG planner will help Gateway Cities staff better understand topics and processes regarding affordable housing production, tax credits, land acquisition policies and practices, and options for funding.

Program Amount: \$3,100 (1% of award)

- II. Expedited Approval Program - The City will replace the existing Community Development Department/Public Works Department public counter with a new public counter area. Currently, plans for new dwellings and other projects which need to be reviewed or which are being submitted to plan check are delayed due to capacity and design ineffectiveness. This can result in delays of several days if an applicant is unable to submit to plan check because of bottlenecks that occur at the public counter. The public counter has only enough space available to accommodate two applicants at a time even though there is enough staffing levels to assist four applicants at a time. These conditions are further exacerbated when counter space is used by applicants for completing building permit applications, lack of space for applicants to review their plans prior to submitting for plan check, and staff being interrupted by requests for copies of applications, regulations, and other documents as there is no location to store application forms where the public can reach them. The same counter space is also used to issue building permits. The new public counter area will offer greater capacity to accommodate multiple customers at a time which will increase efficiency and thereby encourage development of new housing units. The new public counter area project will include the following features:

- a. A new public counter which will extend into the lobby area and will increase the number of plan review stations from two to four (a 100% increase in capacity).
- b. Add a self-serve kiosk to allow applicants to submit to plan check electronically, review development standards, and complete certain forms on-line.
- c. Add separate counter space where applicants may complete building permit applications, review/prepare plans prior to submitting to plan check without occupying plan review stations needed to assist other customers.
- d. Ensure that the public counter area will comply with applicable building code requirements.

Program Amount: \$286,455 (94% of award)

III. Administrative Cost Recovery - Up to 5% may be used towards City administrative costs necessary to carry out SB 2 program activities.

If awarded a grant, the City will receive funds on a reimbursement basis. After the application is accepted by HCD, the City must then expend its own funds to carry out each program and then request reimbursement from HCD. The grant application is due by November 30, 2019, and the end of the grant term (deadline to complete expenditures) is on June 30, 2022. The SB 2 program is an ongoing funding source. In the current program year (the initial year of the program), 50% of the funds collected are being made available to local governments for planning purposes. In subsequent years, SB 2 funding will be administered as the PLHA program (Permanent Local Housing Allocation) program. There will be two types of assistance under PLHA:

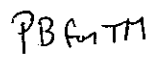
1. Formula grants to entitlement and non-entitlement jurisdictions based on the formula prescribed under federal law for the Community Development Block Grant.
2. Competitive grants to non-entitlement jurisdictions. Funding amounts will vary based on annual revenues to the Building Homes and Jobs Trust Fund.

Therefore, we expect that this will be an ongoing funding stream that will help support the Gateway Cities member jurisdictions. HCD is developing guidelines for how the future years of funding will be apportioned to local governments.

STAFF RECOMMENDATION

Staff recommends that the City Council approve the proposed Resolution authorizing staff to apply for the SB 2 Planning Grants Program.


Abel Avalos
Director of Community Development

Thaddeus McCormack 
City Manager

RESOLUTION NO. 2019-50

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
LAKEWOOD AUTHORIZING AN APPLICATION FOR, AND RECEIPT
OF, SB 2 PLANNING GRANTS PROGRAM FUNDS

WHEREAS, the State of California, Department of Housing and Community Development (Department) has issued a Notice of Funding Availability (NOFA) dated March 29, 2019, for its Planning Grants Program (PGP); and

WHEREAS, the City of Lakewood desires to submit a project application for the PGP program to accelerate the production of housing and will submit a 2019 PGP grant application as described in the PGP NOFA and SB 2 PGP Guidelines released by the Department for the PGP; and

WHEREAS, the Department is authorized to provide up to \$123 million under the SB 2 PGP from the Building and Homes and Jobs Trust Fund for assistance to local governments (as described in Health and Safety Code section 50470 et seq. (Chapter 364, Statutes of 2017 (SB 2))) related to the PGP.

NOW, THEREFORE, the City Council of the City of Lakewood resolves as follows:

SECTION 1. The City Council of the City of Lakewood is hereby authorized and directed to apply for and submit to the Department the 2019 PGP application released March 28, 2019 in the amount of \$310,000.

SECTION 2. In connection with the PGP grant, if the application is approved by the Department, the City Manager is authorized to enter into, execute, and deliver an agreement (Agreement) between the Department and the City of Lakewood in the amount of \$310,000, and any and all other documents required or deemed necessary or appropriate to evidence and secure the PGP grant, the City obligations related thereto, and all amendments thereto (collectively, the "PGP Grant Documents").

SECTION 3. The City shall be subject to the terms and conditions as specified in the Agreement, the SB 2 PGP Guidelines, and any applicable PGP guidelines published by the Department. Funds are to be used for allowable expenditures as specifically identified in the Agreement. The application in full is incorporated as part of the Agreement. Any and all activities funded, information provided, and timelines represented in the application will be enforceable through the executed Agreement. The City Council hereby agrees to use the funds for eligible uses in the manner presented in the application as approved by the Development and in accordance with the Planning Grants NOFA, the PGP Guidelines, and 2019 PGP Application.

SECTION 4. The City Manager is authorized to execute the City of Lakewood PGP application, the PGP Grant Documents, and any amendments thereto, on behalf of the City of Lakewood as required by the Department for receipt of the PGP Grant.

ADOPTED AND APPROVED THIS 12TH DAY OF NOVEMBER, 2019.

Mayor

ATTEST:

City Clerk

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RESOLUTION NO. 2019-54

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD
ADDING A JOB CLASSIFICATION AND AMENDING EXISTING PAY
RATE IN ATTACHMENT B OF RESOLUTION NO 2019-48

THE CITY COUNCIL OF THE CITY OF LAKEWOOD DOES RESOLVE AS
FOLLOWS:

SECTION 1. The following job classification and monthly pay rate is hereby added to
Schedule B, attached to Resolution No. 2019-48:

Schedule	Classification	Step 1	Step 2	Step 3	Step 4	Step 5
22B	Parking Control Supervisor	5664	5947	6247	6559	6885

ADOPTED AND APPROVED THIS 12TH DAY OF NOVEMBER, 2019.

Mayor

ATTEST:

City Clerk

DIVIDER SHEET

COUNCIL AGENDA

November 12, 2019

TO: The Honorable Mayor and City Council

SUBJECT: Community Safety Commission Recommendation – Disabled Person Parking

INTRODUCTION


The Community Safety Commission met on October 7, 2019 to consider various community safety matters that included the consideration of a request for a disabled person parking space at 6038 Fidler Avenue.

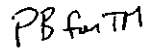
STATEMENT OF FACT

The Public Works Department received a request for a disabled person parking space at 6038 Fidler Avenue. The resident stated that he is requesting the space for his son as his son is disabled but does not drive. They have a van with a passenger side loading ramp. Parking in the driveway is difficult as it puts the ramp on the wrong side of the driveway therefore parking at the curb makes loading and unloading much easier. Staff observed the location, checked the placard number, and recommended installation of a space. The Community Safety Commission, at their regular meeting on October 7, 2019, approved recommending installation.

RECOMMENDATION

The Community Safety Commission recommends that the City Council adopt the attached resolution authorizing installation of a disabled person designated parking space at 6038 Fidler Avenue.

Lisa Ann Rapp 
Director of Public Works

Thaddeus McCormack 
City Manager

RESOLUTION NO. 2019-55

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
LAKEWOOD ESTABLISHING DISABLED PERSON
DESIGNATED PARKING ON THE EAST SIDE OF FIDLER
AVENUE WITHIN THE CITY OF LAKEWOOD

THE CITY COUNCIL OF THE CITY OF LAKEWOOD DOES RESOLVE AS FOLLOWS:

SECTION 1. This Resolution is enacted pursuant to Section 21458 and 22507 of the Vehicle Code of the State of California, and Section 3250.2 of the Lakewood Municipal Code.

SECTION 2. Disabled person designated parking is hereby established on the east side of Fidler Avenue, beginning three hundred seventy seven (377) feet north of the north curb line of Hedda Street, continuing north for a distance of twenty four (24) feet within the City of Lakewood. No vehicle shall stop, stand or park in said parking restriction unless displaying a special identification license plate or placard issued by the Department of Motor Vehicles pursuant to Section 22511.55 of the California Vehicle Code.

SECTION 3. This resolution shall be effective as long as said restriction is painted and posted in accordance with the requirements of Vehicle Code Section 22511.7 of the California Vehicle Code. In addition, this resolution shall be in effect only as long as Louis Ricardo Lopez, a physically disabled person, occupies the house at 6038 Fidler Avenue.

SECTION 4. This resolution has been adopted pursuant to a Community Safety Commission recommendation.

ADOPTED AND APPROVED this 12th day of November, 2019.

Mayor

ATTEST:

City Clerk

D I V I D E R S H E E T

COUNCIL AGENDA

November 12, 2019

TO: The Honorable Mayor and City Council

SUBJECT: City of Lakewood Rental Agreement for Offices at the Burns Community Center

INTRODUCTION

After the departure of Nifty after Fifty in December 2018, Recreation and Community Services staff was presented with the challenge of repurposing the second story at the Burns Community Center.

STATEMENT OF FACT

At the direction of the Park Development Committee, Recreation and Community Services staff was tasked with securing new tenants for the seven office spaces located on the second story of the Burns Community Center.

The organization, Refresh Youth Center, a non-profit agency that mentors teens in the Lakewood community, would like to enter into a rental agreement with the City of Lakewood to rent two offices at Burns Community Center, totaling 344 sq. ft. of space.

Refresh Youth Center is a non-profit community organization, which seeks to improve local communities within Los Angeles County through mentoring, youth seminars, and community outreach programs. The goal of their program is to prepare children with instruction and motivation to pass any test in life, by fostering a relationship with students that struggle to overcome adversity. This is accomplished through academic achievement, character building, healthy behavior applications, physical fitness, socialization, and career exploration, meeting within the office, off site, and also in group settings. Refresh Youth Center would have office hours Monday through Friday, 8:30 a.m. - 6:30 p.m., with 4-hour workshops offered on occasional Saturdays, which is congruent with the hours of facility supervision at the Burns Community Center. Refresh Youth Center began its operation in 2009, assisting teens in the Compton Unified School District. Refresh moved to Lakewood in 2016 and will begin assisting students at Hoover Middle School in February 2020. They currently serve about five clients per day, in the office, host a book club of 15-20 girls once per week, and offer various seminars, workshops, and outreach programs throughout the community.

Staff have conferred with La Ronda Smith, Life Coach and founder of Refresh Youth Center, and have gained an understanding that Refresh Youth Center is a good fit as a tenant at Burns Community Center. The programs offered by Refresh are commensurate with the mission of the facility in meeting community needs through human service programs.

Council Agenda

City of Lakewood Rental Agreement for Offices at the Burns Community Center

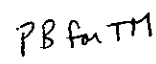
November 12, 2019

Page 2

RECOMMENDATION

Upon approval of the City Attorney as to form, it is staff's recommendation that the City Council authorize the Mayor to sign the Rental Agreement with Refresh Youth Center.

Valarie Frost, Director 
Recreation and Community Services

Thaddeus McCormack 
City Manager

**CITY OF LAKEWOOD
RENTAL AGREEMENT FOR
OFFICES AT THE BURNS COMMUNITY CENTER**

This Agreement, made and entered into this 12th day of November, 2019 by and between City of Lakewood, a municipal corporation, hereinafter referred to as "City" and Refresh Youth Center, a California 501(C)(3) non-profit organization, hereinafter referred to as "Tenant."

WITNESSETH:

WHEREAS, the Park Development Committee did on October 29, 2019, recommend the execution of a rental Agreement for space on the second floor of the Burns Community Center, located at 5510 Clark Avenue, Lakewood, California 90712, hereinafter referred to as "Premises" for the operation of a teen mentoring organization by Tenant; and

WHEREAS, Tenant is a non-profit enterprise; and

WHEREAS, Tenant will occupy Premises to perform programs and services such as mentoring, character building, academic achievement, healthy behavior applications, physical fitness, and career exploration for teens; and

WHEREAS, Tenant has agreed to pay for the occupancy of Premises the reasonable value thereof;

NOW, THEREFORE, CITY AND TENANT AGREE AS FOLLOWS:

1. City does hereby grant to Tenant the exclusive right and privilege to use and occupy Premises for a one (1) year term commencing December 1, 2019 and terminating November 31, 2020, subject to all the terms, provisions and conditions of this Agreement.
2. The square footage of the applicable Premises is three hundred, forty four (344) square feet as depicted in Exhibit A and City does hereby find and determine that the Fair Market rental value of Premises is \$2.25 per square foot. Tenant shall pay the appropriate rent of \$774.00 per month to City for the use of Premises by the 1st day of each calendar month in which Tenant maintains occupancy during the term of this Agreement. Rental payments for any portion of a month shall be prorated accordingly. Should Tenant fail to pay the amount due on or before the 1st day of the month, Tenant agrees to pay, in addition, interest on the amount due at the rate of twelve percent (12%) per annum, or the maximum legal rate, whichever is less.

Rent shall be delivered to:

City of Lakewood
Attention: Director of Recreation and Community Services
5050 Clark Avenue, Lakewood, CA 90712

3. Tenant shall not operate earlier than 7 a.m. and not later than 6:30 p.m. Monday through Friday. Tenant may offer workshops and seminars for a limited number of hours on pre-arranged Saturdays by coordinating with City and securing a Facility Use Permit for said Saturdays.
4. Tenant shall maintain on Premises complete and accurate books and records of daily attendance open to inspection by City at all reasonable times except as prohibited by patient privacy laws.
5. Tenant shall provide all personnel, supplies and equipment necessary for the purpose of conducting its program, and Tenant shall observe and comply with all applicable rules, regulations and laws now in effect or which may be enacted during the continuation of this Agreement by City, Los Angeles County, State of California, and the Federal Government.
6. Premises shall be used only for program purposes of Tenant, and shall not be used for any other services or activities that are not of a community nature or of general public benefit. Tenant shall not sublet Premises, or any portion thereof, to anyone, and Tenant shall not assign any of its responsibilities pursuant to this Agreement without the prior, written consent of City.
7. Tenant shall indemnify, protect, defend and hold harmless City, its elected or appointed officers, agents, officials, employees, and volunteers from and against any and all losses, liabilities, damages, costs and expenses, including reasonable attorneys' fees and costs to the extent same are caused by any negligent or wrongful act, error or omission of Tenant, Tenant's employees, volunteers, invitees, customers, guests, agents, subcontractors, or contractors operating in the performance of professional services under Tenant.
8. Tenant certifies that it is aware of the provisions of the Labor Code of the State of California, which require every employer to be insured against liability for workers compensation or to undertake self-insurance in accordance with the provisions of that code, and it certifies that it will comply with such provisions before commencing the performance of the work of this Agreement.
9. Tenant shall, at all times during the term of this Agreement, maintain and keep in full force and effect, the following policies of insurance with minimum limits as indicated below and issued by insurers with A.M. Best ratings of no less than A-: VI:
 - Commercial General Liability Insurance using Insurance Services Office "Commercial General Liability" policy form CG 00 01 or the exact equivalent. Defense costs must be paid in addition to limits. There shall be no cross liability exclusion for claims or suits by one insured against another. Limits shall be no less than \$1,000,000.00 per occurrence for all covered losses and no less than \$3,000,000.00 general aggregate.

- Workers Compensation Insurance on a state-approved policy form providing statutory benefits as required by law with employer's liability limits no less than \$1,000,000.00 per accident for all covered losses.

All insurance required by this section shall apply on a primary basis. Tenant agrees that it will not cancel or reduce said insurance coverage during the term of Agreement.

Tenant agrees that if it does not keep aforesaid insurance in full force and effect City may immediately terminate this Agreement.

10. Tenant shall at all times be responsible for the planning and operation of the program and City's participation therein is only that of landlord as herein provided. City shall not be responsible for any costs and charges incurred in the conducting of said program when due and owing.
11. No person employed by Tenant in the performance of the program shall be deemed a City employee.
12. This Agreement is subject to the following conditions and that this Agreement may be terminated by City if any of said conditions should be breached:
 - a. Although Premises shall be under the exclusive occupancy of Tenant, City reserves through the Director of Recreation and Community Services, in whom is vested over-all supervision of the use of said Premises, or any agent or employee thereof, the right to enter said Premises, or any agent or employee thereof, the right to enter said Premises at any time for the purpose of ascertaining compliance with the terms and provisions of this Agreement. City also reserves the right to enter Premises for necessary maintenance and repair of building equipment and systems and for any security reasons.
 - b. The use of Premises and the program conducted therein shall be nondiscriminatory on the ground of race, color, religion, sex, sexual orientation, gender identity or expression, age, disability, marital status, citizenship, national origin, genetic information, or any other characteristic protected by law
 - c. Tenant shall comply with or cause to be complied with any rules and regulations promulgated by City with respect to the maximum occupancy of Premises. Any such rules shall be kept posted at all times on Premises.
 - d. Tenant acknowledges responsibility to see that said rules and regulations are complied with by Tenant's employees, volunteers, invitees, customers, guests, agents, subcontractors, or contractors operating in the performance of professional services under Tenant.
 - e. No alteration, addition, sign, structure, or fixture shall be made or placed in or on the interior or exterior of said Premises without the prior, written consent of City. Any alteration or addition installed or constructed by Tenant with the consent of City shall be the sole responsibility and charge of Tenant. Tenant shall protect the building and Premises from any lien or charge whatsoever by reason of said alteration or improvement or addition. All alterations or additions

or improvements shall be in accordance with the rules and regulations imposed by City. Tenant shall pay and discharge all liens and obligations of any kind or nature which shall be attached to or be imposed upon said Premises when created or incurred by Tenant.

13. City shall provide ground maintenance services and custodial maintenance services as set forth in City's Custodial Maintenance Specifications, Exhibit B. Should additional contract custodial maintenance services be retained by Tenant, City must approve the contractor. City agrees to maintain Premises at the same level and standard as it maintains the remainder of the Burns Community Center as detailed in Exhibit B. Tenant, however, covenants and agrees to keep said Premises in a reasonably clean and satisfactory condition and not to deposit or accumulate on said Premises any unreasonable accumulation of garbage, trash, waste, refuse, or other debris.
14. City shall provide utility services, including water, gas and electrical. Tenant shall pay for telephone and other electronic services for computer or cable systems necessary for Tenant. Any changes, alterations or improvements to Premises required for computer or cable systems must be approved by City prior to installation.
15. Nothing herein contained shall be construed as giving Tenant any right, title or interest in City's land, building or equipment or fixtures located therein, including any partitions, fixtures, furniture or other equipment installed or provided by City.
16. Fixed improvements installed by Tenant shall belong to City and may not be removed by Tenant. City shall replace, repair and maintain all fixed improvements. "Fixed improvements" are identified as construction or installation of equipment that is permanent and remains on Premises if Agreement is terminated.
17. Upon termination of this Agreement, Tenant shall vacate and restore Premises, fixtures, furniture and other equipment installed or provided by City to Tenant as part of said Premises, to the same condition they were in upon occupancy by Tenant on December 1, 2019, except where directed otherwise by City, reasonable wear and tear excepted.
18. Tenant shall have reasonable and necessary right of access to said Premises and said right of access shall include the right to use the doors, hallways and grounds, restrooms and elevator serving Premises. Nothing, however, herein contained shall be deemed to give or grant to Tenant the right or privilege to occupy any other portion of the Burns Community Center or the right to use any other portion of the Burns Community Center other than those portions of the Burns Community Center building and grounds necessary for the purpose of parking, ingress and egress and appurtenant to the occupancy of Premises.
19. In the event of any breach of any material term of this Agreement by either party, the other party may give written notice of intent to terminate, and may terminate this Agreement should the party in breach fail to cure such breach within fifteen (15) days after the giving of such notice. In the event that the nature of the material breach is such

20. This Agreement constitutes the entire Agreement between the parties regarding the subject matter hereof, and supersedes any and all prior Agreements between the parties, whether written or oral.
21. Any notice required to be given hereunder shall be deemed to have been given by depositing said notice in the United States mail in an envelope bearing the proper amount of postage thereon, and addressed as follows:

To Tenant: Refresh Youth Center
Attention: La Ronda Smith
5150 Candlewood St. #C21, Lakewood, CA 90712


CITY OF LAKEWOOD

ATTEST:

APPROVED AS TO FORM:

Signature _____

Exhibit A
City of Lakewood Burns Community Center

 Rented Premises Totaling 344 square feet

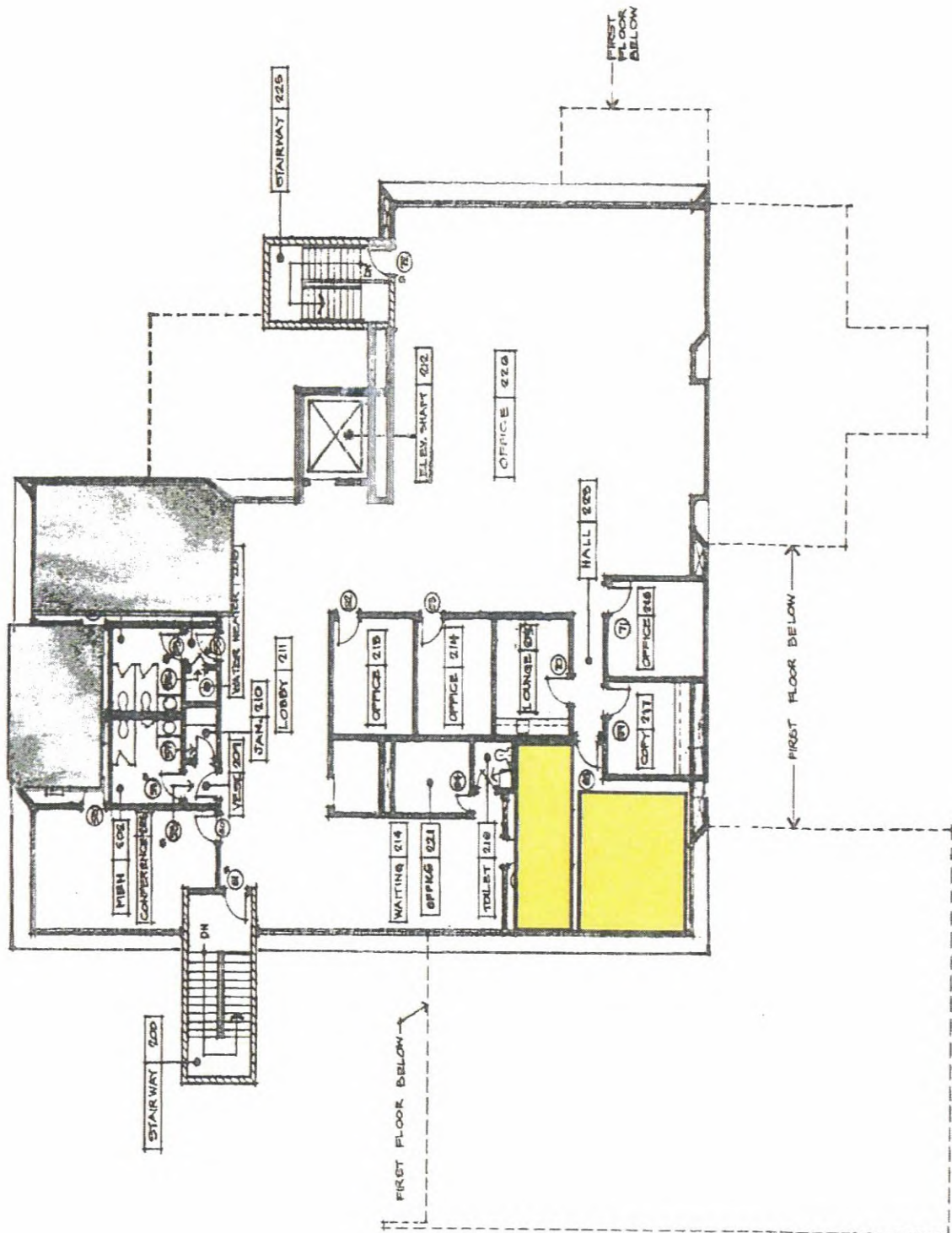


Exhibit B
Custodial Maintenance Specifications

General Tasks	Frequency of Maintenance			
	Times per Week	Times per Month	Times per Year	Other
GENERAL CLEANING: Including private offices, lobby, lounge, assembly room., child care, hallways, conference room, etc.	5			
Empty trash receptacle/replace liners	5			
Clean Trash Receptacles		1		
Empty and clean ashtrays	5			
Clean and sanitize drinking fountains	5			
Dust with treated cloth all furniture including desks, chairs, tables, phones, filing cabinets, book cases, shelves and wood surfaces.	2			
Dust with treated cloth all horizontal surfaces ledges, windowsills, moldings, shelves, picture frames, radiators, baseboards, etc.	1			
Clean counter tops and sinks	5			
Clean all glass doors, side panels, and glass partitions inside and out	5			
Remove fingerprints and smudges from doors, frames, light switches, kick and push plates, handles, railings and walls.	1			
Clean and polish furniture including desks, chairs, and cabinets. NOTE: Client papers on desks, filing cabinets, etc. are not to be disturbed.		1		
Dust levolor blinds		1		
Clean and polish bright metal	1			
Perform high dusting including ceiling light fixtures, vents, clean diffuser outlets, tops of door frames		1		
Acoustical panels – vacuum			2	
Polish all metal door frames and kick plates		1		
High dust ceiling corners for cobwebs, etc.	1			
RESTROOMS				
Clean and sanitize all fixtures including toilet bowls, urinals, hand basins, fittings, toilet seats (both sides) and shower stalls	5			
Clean, polish all mirrors and metal fixtures	1			
Empty trash receptacles/replace liners	5			
Clean trash receptacles		1		

General Tasks	Frequency of Maintenance			
	Times per Week	Times per Month	Times per Year	Other
Empty and sanitize interior of sanitary container	5			
Dust metal partitions		1		
Wash and sanitize metal partitions		1		
Spot clean walls and partitions	5			
Remove fingerprints from doors, frames, light switches, kick and push plates, handles, etc.	1			
Refill all dispensers to maximum limits, napkin, soap, tissue, towel liners, seat holders, supplies to be furnished by City	5			
Mop restroom floor with germicidal detergent	5			
FLOORS				
Damp mop and sanitize restrooms and kitchen floors	5			
Damp mop assembly room	1			
Hard surface floors swept	5			
Machine scrub and wax all composition floors		1		
Scrub to remove scuff and heel marks	1			
Strip, clean, refinish and machine polish floors and baseboards			4	
Spot mop floor to remove any spillages				As needed
Vacuum	5			
Inspect for spots and stains – spot clean	5			
Shampoo/Bonnet method			4	
FURNITURE				
Fabric Vacuum and dust furniture	1			
GENERAL				
Leave notice on any observed irregularities (i.e., defective plumbing, unlocked doors, lights left on, inventory requirements, restroom supplies, etc.) with Facility Supervisor	5			
Turn off all lights except those to be left on. Close windows and lock all doors.	5			

D I V I D E R S H E E T

COUNCIL AGENDA

November 12, 2019

TO: The Honorable Mayor and City Council

SUBJECT: Resolution Supporting the Reducing Crime and Keeping California Safe Act of 2020

INTRODUCTION

The “Reducing Crime and Keeping California Safe Act of 2020” is a response to the unintended consequences of Proposition 47 and 57 and other recent public safety reform measures. Over the last several legislative sessions and election cycles, changes have been implemented to integrate a series of major reforms to our criminal justice system. Unfortunately, the cumulative effect of these law changes has resulted in a critical impact to communities that cannot be ignored. The proposed reform to these recent laws is not to eliminate the recent changes nor to advocate for a system of mass incarceration, but to address the unintended consequences of these laws.

STATEMENT OF FACT

In 2011, Governor Brown signed Assembly Bill 109, more commonly known as the Public Safety Realignment Act, in order to comply with a federal court order to reduce the state’s prison population to 137.5% of its design capacity. AB 109 aimed to accomplish this objective by realigning incarceration authority of roughly 45,000 criminal offenders from state prisons to county jails. Because local facilities were never designed to house violent criminals for the duration of their prison terms, and due to the shifting populations of the state’s prison population, AB 109 resulted in the early release of tens of thousands criminal offenders back into local communities. It is believed that AB 109 has had a direct impact on rising property crime rates throughout the state.

In 2014, California voters passed Proposition 47, the Safe Neighborhoods and Schools Act, which reclassified a number of “non-violent, non-serious” crimes from felonies to misdemeanors. Offenses include drug possession, repeated shoplifting, forging checks, gun theft, and possession of date-rape drugs. The effects of this initiative have been far reaching, as the threshold for misdemeanor thefts has been lowered to less than \$950, allowing career criminals to game the system. Further, the normalization of drug possession has decimated the legal system’s ability to compel addicts to enter drug rehabilitation programs, and has been assumed as an underlying cause in the dramatic rise of the state’s homeless populations.

Finally, in 2016, California voters passed Proposition 57, the Public Safety and Rehabilitation Act, which allows prisoners convicted of “non-violent” felonies to apply for early release. According to the non-partisan Legislative Analyst’s Office, Proposition 57 allows for the early release of nearly 30,000 criminals convicted of felonies that include: assault with a deadly weapon, domestic violence, first degree burglary, human trafficking involving a minor, and active participation in a street gang, to name a few. In addition, Proposition 57 allows the State

Department of Corrections unlimited authority to grant credits to all criminals—regardless of the nature of their crime—which would facilitate their early release. Criminals who committed multiple crimes against multiple victims are eligible for release at the same time as offenders who only committed single crimes against a single victim. Lastly, and most importantly, repeat criminals are eligible for release after the same period of incarceration as first time offenders.

The Reducing Crime and Keeping California Safe Act of 2020 will:

1. Reclassify crimes that under Proposition 57 qualify as “non-violent” crimes. This includes reclassifying crimes such as rape of an unconscious person, sex trafficking of a child, and domestic violence as “violent” and would prevent the early release of inmates convicted of these crimes;
2. Reform the parole system to stop the early releases of violent felons, expand parolee oversight, and strengthen penalties for parole violations;
3. Reform theft laws to restore accountability for serial thieves and organized theft gangs; and
4. Reinstate DNA collection for certain misdemeanors. This would include those convicted of drug, theft, domestic violence and other serious crimes.

The Act was originally intended to be placed on the ballot for November 2018, but was not qualified due to petition signatures being verified too late to be qualified for the ballot. The Act has since been qualified for the November 2020 ballot. The Public Safety Committee received a report on October 25, 2019 about the Act and recommended the City Council consider adoption of a Resolution of support. City Council previously declared its support for the Act in 2018 by adoption of Resolution 2018-16.

RECOMMENDATION

The Public Safety Committee recommends that the City Council adopt the proposed resolution declaring support for the Reducing Crime and Keeping California Safe Act of 2020.

Joshua Yordt

Director of Public Safety



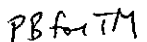
Paolo Beltran

Deputy City Manager



Thaddeus McCormack

City Manager



RESOLUTION NO. 2019-56

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
LAKEWOOD SUPPORTING THE REDUCING CRIME AND
KEEPING CALIFORNIA SAFE ACT OF 2020

THE CITY COUNCIL OF THE CITY OF LAKEWOOD DOES RESOLVE AS
FOLLOWS:

WHEREAS, protecting every person in our state, including our most vulnerable children, from violent crime is of the utmost importance. Murderers, rapists, child molesters and other violent criminals should not be released early from prison; and

WHEREAS, since 2014, California has had a larger increase in violent crime than the rest of the United States. Since 2013, violent crime in Los Angeles has increased 69.5%. Violent crime in Sacramento rose faster during the first six months of 2015 than in any of the 25 largest U.S. cities tracked by the FBI; and

WHEREAS, The FBI Preliminary Semiannual Uniform Crime Report for 2017, which tracks crimes committed during the first six months of the past year in U. S. cities with populations over 100,000, indicates that last year violent crime increased again in most of California's largest cities.

WHEREAS, recent changes to parole laws allowed the early release of dangerous criminals by the law's failure to define certain crimes as "violent." These changes allowed individuals convicted of sex trafficking of children, rape of an unconscious person, felony assault with a deadly weapon, battery on a police officer or firefighter, and felony domestic violence to be considered "nonviolent offenders."; and

WHEREAS, as a result, these so-called "non-violent" offenders are eligible for early release from prison after serving only a fraction of the sentence ordered by a judge; and

WHEREAS, violent offenders are also being allowed to remain free in our communities even when they commit new crimes and violate the terms of their post release community supervision, like the gang member charged with the murder of Whittier Police Officer, Keith Boyer; and

WHEREAS, this measure reforms the law so felons who violate the terms of their release can be brought back to court and held accountable for such violations; and

WHEREAS, nothing in this act is intended to create additional "strike" offenses which would increase the state prison population, nor is it intended to affect the ability of the California Department of Corrections and Rehabilitation to award educational and merit credits; and

WHEREAS, recent changes to California law allow individuals who steal repeatedly to face few consequences, regardless of their criminal record or how many times they steal; and

WHEREAS, as a result, between 2014 and 2016, California had the second highest increase in theft and property crimes in the United States, while most states have seen a steady decline. According to the California Department of Justice, the value of property stolen in 2015 was \$2.5 billion with an increase of 13 percent since 2014, the largest single-year increase in at least ten years; and

WHEREAS, grocery store operators around the state have seen unprecedented increases in the amount of losses associated with shoplifting in their stores, with some reporting up to 150% increases in these losses from 2012 to present, with the largest jumps occurring since 2014; and

WHEREAS, shoplifting incidents have started to escalate in such a manner that have endangered innocent customers and employees; and

WHEREAS, individuals who repeatedly steal often do so to support their drug habit. Recent changes to California law have reduced judges' ability to order individuals convicted of repeated theft crimes into effective drug treatment programs; and

WHEREAS, California needs stronger laws for those who are repeatedly convicted of theft related crimes, which will encourage those who repeatedly steal to support their drug problem to enter into existing drug treatment programs. This measure enacts such reforms; and

WHEREAS, collecting DNA from criminals is essential to solving violent crimes. Over 450 violent crimes including murder, rape and robbery have gone unsolved because DNA is being collected from fewer criminals; and

WHEREAS, DNA collected in 2015 from a convicted child molester solved the rape-murders of two six-year-old boys that occurred three decades ago in Los Angeles County. DNA collected in 2016 from an individual caught driving a stolen car solved the 2012 San Francisco Bay Area rape/murder of an 83-year-old woman; and

WHEREAS, recent changes to California law unintentionally eliminated DNA collection for theft and drug crimes. This measure restores DNA collection from persons convicted for such offenses; and

WHEREAS, permitting collection of more DNA samples will help identify suspects, clear the innocent and free the wrongly convicted, and

WHEREAS, this measure does not affect existing legal safeguards that protect the privacy of individuals by allowing for the removal of their DNA profile if they are not charged with a crime, are acquitted or are found innocent.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lakewood hereby supports the Reducing Crime and Keeping California Safe Act of 2020.

ADOPTED AND APPROVED THIS 12TH DAY OF NOVEMBER, 2019.

Mayor

ATTEST:

City Clerk

DIVIDER SHEET

COUNCIL AGENDA

November 12, 2019

TO: The Honorable Mayor and City Council

SUBJECT: Consideration of the Placement of a General Transactions and Use (Sales) Tax Measure on the March 3, 2020 Ballot

INTRODUCTION

The City of Lakewood is suffering from fiscal instability caused by a reduction in key sources of local revenue that impact the City services that Lakewood residents have traditionally received and continue to value and deserve.

The causes of the revenue problem are external to our City. The State of California has taken over \$30 million in local property tax dollars from Lakewood over the past eight years, with the State continuing to deprive the City of approximately \$2 million in such funds every year on into the future.

Since the great recession, and compounded by years of state takeaways of local funds, the City has devolved from a traditional environment of annual budget surpluses, which usually funded our capital improvements, to one now where we struggle to adopt balanced budgets due to a reversing of structural conditions relative to revenues and expenditures. This has created what is called a “structural deficit.”

It should be noted that the City of Lakewood has always adopted balanced budgets, but the struggle to do so now has become daunting without significantly impacting local services.

Lakewood is not alone in this struggle, as cities across California are facing similar structural deficits from many of the same factors, including the significant takeaway of local funds by Sacramento.

Lakewood’s long-term financial forecast indicates that the City will continue to incur growing structural deficits each year ranging from nearly \$5 million in our next budget (FY20-21) to \$10 million in approximately 10 years. Unless prompt action is taken to address this structural deficit, there will have to be significant cuts made to all City services, including public safety and the maintenance of vital community infrastructure such as roads, community centers and parks.

STATEMENT OF FACT

Lakewood is a proud yet modest city with the dreams and aspirations of maintaining a proud yet modest way of community life that has defined our city for many generations. People choose to live in Lakewood, including multiple generations of families, because of our quality of life and the reliable and quality city services they expect to receive. However, to maintain and protect the Lakewood that our residents know and love requires financial resources and a commitment to sustain those resources into the future.

The City has a long history of prudent fiscal management and “living within its means” and, accordingly, the City has endeavored in earnest to reduce expenditures in response to the structural deficit. In adopting the most recent two-year budget (FY18-20), the City Council directed staff to make requisite cuts to balance the budget, but also to begin work immediately after the passage of the budget to devise a plan to deal with and rectify the structural deficit. It should be pointed out that \$2.5 million in deficit reductions were utilized to balance the FY18-19 increment of the budget. Then, an additional \$1.3 million of cuts were made to bring the current FY19-20 budget into balance, including initial cuts to public safety, among other items.

Public Safety

As with most cities, the largest portion of Lakewood’s budget is for our public safety services, including our contract with the Los Angeles County Sheriff’s Department. Lakewood residents have indicated that public safety services are their top priority.

Public safety services were, not surprisingly, the last item that incurred a spending cut in the City’s FY19-20 budget deliberations. But to maintain a balanced budget, it was necessary in the end to make a cut in spending to the City’s public safety contingency budget for expenses that would be incurred in dealing with unforeseen public safety issues.

Lakewood has benefitted in the past from the ability to expand Sheriff’s patrols when needed for spikes in crime and to have specialized Deputy Sheriff teams, known as Special Assignment Officers, who investigate and follow up on crime patterns and tackle important quality of life issues in the City.

If the City’s budget shortfalls continue and grow in size, more cuts and deeper cuts to Lakewood’s public safety budget are inevitable, including to those Sheriff’s services that have traditionally helped to keep Lakewood a very safe community with a reputation for high quality law enforcement.

Maintaining our public safety budget is more important than ever now that Lakewood and other California communities are addressing the impacts of recent State laws which have allowed for the early release of prisoners and the shortening of criminal sentences.

Maintaining Community Facilities

Due to our budget shortfalls, the City is now unable to fully keep up with required park and facility maintenance. The continued deferral of maintenance on our aging facilities, which are by-and-large 50 to 60 years old, has led to a desperate need for repairs, with leaking roofs, aging electrical systems and deteriorating park bathrooms, all of which are getting worse and will become more expensive to fix in the future.

A recent Facilities Needs Assessment identified over \$31 million of needed repairs in the coming 10 years just to maintain our buildings at an adequately functional level. This translates to over \$3 million a year on an ongoing basis, a funding source for which the City currently does not have. Every year that we wait to maintain and repair our facilities increases the future cost of that work.

While these necessary budget cuts and infrastructure maintenance deferrals are not without consequence, the City continues to be well-managed and continues to strive to address the needs of the Lakewood community. However, the consequences of the structural deficit include significantly reducing resources available for important City services like public safety and Sheriff's services; keeping our parks and public areas safe and clean; maintaining streets and community facilities; and other services valued by Lakewood residents. The fact is that the City can no longer maintain these services in the foreseeable future based on current revenue and expenditure levels.

Community Involvement

In adopting the two-year FY18-20 budget, the City Council conceived the idea of convening a citizens "Budget Advisory Group" formed of long-time Lakewood residents and business leaders. The 15-person group comprised of local residents, included subject matter experts in local government and business, including business leaders from the Greater Lakewood Chamber of Commerce and Lakewood Center, and representatives from various Lakewood community groups like the Rotary Club, Soroptimists and YMCA.

The group met regularly over the course of four months between November 2018 and February 2019 to learn about the City's fiscal and budgetary challenges and to identify possible strategies for addressing those challenges.

The citizens group spent a lot of time understanding the factors contributing to the City's structural deficit, as well as giving definition to the essential components of what makes Lakewood special, or what was called the "Lakewood Way."

Key attributes contributing to the Lakewood Way included the City's beautiful parks, recreation programs for all ages, well-paved streets, and proactive and effective law enforcement service, to name a few. The group discussed potential budget reduction opportunities (over and above what the City has already done), however their brainstorming results amounted to only approximately \$1.8 million in cuts, far less than the \$10 million that will be needed over the next 10 years and at the same time potentially cutting into some of those things that were identified as key elements of the Lakewood Way. The group also reviewed and discussed strategies that the residents of other cities have implemented to deal with their respective structural deficits, including locally-controlled revenue enhancement measures.

In March 2019, a City Council study session was held that summarized the work of the Budget Advisory Group. At that time, the City Council directed staff to broaden its outreach to the community at large and to further study possible strategies for rectifying the structural deficit.

A professionally-implemented and scientifically-valid community survey was conducted in May 2019 that showed that Lakewood residents value the quality of life our City has to offer. According to Lakewood residents, the following City services were identified as high priorities:

- Maintaining 911 emergency response
- Preventing property crimes, like thefts and burglaries
- Protecting Lakewood's long-term financial stability
- Keeping Lakewood parks and public areas safe and clean
- Protecting local drinking water sources
- Maintaining Lakewood sheriff patrols
- Maintaining streets/repairing potholes

At the council's request, City staff expanded that outreach to the broader community this summer and fall by soliciting feedback through a "Join the Conversation" outreach program, including website, online and mail outreach, and in person meetings with community groups citywide. Nearly 2,000 residents took the time to engage with the city and fill out a Join the Conversation survey, indicating which City services were of highest priority to them. We thank them for their participation.

The community meetings and community feedback suggest that the public understands our fiscal constraints and its causal factors, namely the impact of the significant State funding takeaways experienced over the last eight years, as well as appreciates and values the services provided by the City that make up the Lakewood Way and distinguish Lakewood from many other communities.

Summary

In order to continue to meet the reasonable expectations of the Lakewood community and provide essential services, the City needs to secure a reliable, long term funding stream that is locally controlled, where revenue is not subject to seizure or elimination by the State.

The intent of tonight's action is to allow the residents of Lakewood to decide if they wish to do so, to approve a locally-controlled revenue measure to ensure that the City is able to maintain vital services to the community into the future.

A Lakewood voter-approved $\frac{3}{4}$ cent sales tax measure would raise approximately \$10 million a year, an amount that would be just sufficient to meet our budget deficit in the years ahead and to fund and maintain important City services in Lakewood for current and future generations, extending for at least 20 years, which is the outer end of our reasonable financial forecasting.

The City will have total local control of this important source of revenue as these funds will be not subject to seizure by the State or another local taxing jurisdiction.

Sales Tax Threshold and Details

The current sales tax rate in Lakewood is 9.50%. Revenue from the current sales tax is distributed to a number of taxing entities throughout the State and County as follows:

State General Fund (includes K-12/Community Colleges)	3.9375%
City/County General Fund (Bradley-Burns)	1.0000%

County Public Safety (Prop 172)	0.5000%
County Realignment (Mental Health/Social Services)	1.5625%
Countywide Transportation Fund	0.2500%
Los Angeles County Transportation Commission	0.5000%
Los Angeles County Transportation Commission	0.5000%
Los Angeles County Metro Transportation Authority	0.5000%
Los Angeles County Traffic Improvement Plan	0.5000%
Los Angeles County Homeless Assistance	0.2500%

Of the current 9.50% sales tax rate in Los Angeles County, the City of Lakewood receives only the 1% Bradley-Burns allocation.

In Los Angeles County, there are three countywide taxes totaling 1.25% that are subject to the 2% add-on cap. As a result, the current maximum increase allowed for a local sales tax in Lakewood is 0.75%. Such an increase would bring the cumulative sales tax rate in Lakewood to 10.25%.

It should be noted that Lakewood's ability to impose a local sales tax of up to 0.75% could be precluded by the County or other agencies that maintain jurisdiction in the County, should those agencies propose a non-exempt sales tax measure in a future election. If the County or other agency passes a non-exempt local sales tax, and the 2% cap threshold is reached, that would leave Lakewood voters with no opportunity to implement a local sales tax to support public safety, critical infrastructure maintenance or other services in the City. Rather, the sales tax that the City generates in such instance would be used by other agencies to support their programs and services that typically have provided little benefit to Lakewood. In considering a local sales tax measure, one of staff's concerns is protecting the City's ability to retain local sales tax dollars for the direct benefit of Lakewood and its residents – as opposed to those revenues being used to support programs that serve greater Los Angeles County with little or no return to Lakewood.

One benefit of a sales tax in Lakewood, as opposed to other forms of taxes, is that the burden for generating the tax is shared not only by residents, but importantly, by the thousands of people from outside of Lakewood who visit the City every day.

Many other cities in California and locally in Los Angeles and Orange counties have implemented local funding mechanisms to achieve this goal, which ensures that taxpayer dollars stay local to address community priorities. The residents of 39 cities in Los Angeles and Orange counties have voted to enact a local sales tax measure in recent years. Over 25 cities statewide are already planning to give their residents the option to do so in elections next year, including many neighboring cities, including Bellflower, Cerritos and Paramount.

Finally, a sales tax would support the growth of property values for Lakewood residents, as revenue from the sales tax will allow the City to continue to provide the Lakewood community with quality public safety, programs and services in addition to well-maintained facilities and infrastructure, all of which are key factors in sustaining good

property values. Protecting the City's long-term financial stability is therefore important for protecting the property values and financial future of Lakewood residents. A Lakewood with City services in decline would undoubtedly lead to downward pressure on local property values for our residents. Again, Lakewood residents and businesses will reap the benefits that come from a sales tax, all while a significant portion of the burden is shared by non-residents who visit our City.

Options Besides a Locally-Controlled Sales Tax

If a locally-controlled sales tax measure is not placed on the ballot for consideration by Lakewood voters, it is important to note the following:

- Our City's structural deficit will continue to grow and the City's fiscal situation will worsen.
- "Tightening our belts and riding out this tough time" is not an option since we are at an economic peak now, yet the City continues to have a flattening and even reduced sales tax revenue due to online sales growth and State funding takeaways.
- The City has already made significant cuts in services, but much further cuts in public safety, facility maintenance and other vital City services will be required if a source of locally-controlled funds is not identified.

Process and Timing for Placing a Local Sales Tax Measure on the March 3, 2020 Municipal Ballot

A General Tax measure must be placed on the City's General Municipal Election ballot for voter consideration. Only the voters of a community may determine whether or not to impose a local General Tax. Should the City Council wish to place this proposal on the March 3, 2020 General Municipal Election ballot for public consideration, it must approve of the resolution presented herein. The resolution provides ballot language, directs the City Attorney to prepare an impartial analysis, and establishes the deadline and priority for supporting and opposing arguments to be printed in voter information pamphlets.

All resolutions, other documents and official actions by the City of Lakewood required to place the measure on the March 3, 2020 General Municipal Election ballot must be completed and adopted by the City Council and received by the Los Angeles County Board of Supervisors and Los Angeles County Clerk by 5:00 p.m. on Friday, December 6, 2019.

If directed by the City Council to place the measure on the March 3, 2020 General Municipal Election ballot, staff would initiate a program to provide the public with comprehensive information on the proposal. The program would include direct mail, electronic media and the display of information on the City's website, social media and CityTV.

Conclusion

Significant action is required to protect the City's long-term financial stability. Placement of this measure on the March 3, 2020 ballot will allow Lakewood voters to decide the future of their City.

It is important to note that only the voters of Lakewood have the power to make this decision, not the City Council, but only the voters. The City Council only has the authority to place the measure before the voters, thereby determining whether voters can vote on the measure or not. The measure that is being proposed for the March 3, 2020 ballot has a number of benefits for the City's long-term fiscal sustainability:

- The measure will generate just enough revenue to allow the City to meet the needs of current and future generations of Lakewood residents.
- This measure would ensure that the funds raised would stay locally in Lakewood and cannot be taken away by the State government in Sacramento.
- The measure includes strict accountability requirements such as annual independent financial audits of revenues and expenditures and a Citizens Oversight Committee to ensure that funds are used effectively and only to benefit the Lakewood community.

RECOMMENDATION

It is recommended that the City Council take the following actions:

1. Approve proposed resolution: Placing on the Ballot at the March 3, 2020, General Municipal Election a Proposed Ordinance to Establish a Three-Quarters Percent (3/4%) General Transactions and Use (Sales) Tax; Directing the City Attorney to Prepare and File an Impartial Analysis of the Ballot Measure; and Authorizing and Setting Deadlines for the Filing of Arguments in the Office of the City Clerk For and Against the Ballot Measure.
2. Introduce proposed ordinance: An Ordinance of the City Council of the City of Lakewood Adding Chapter 10 (Transactions and Use Tax) to Article VI of the Lakewood Municipal Code to Establish a Three-Quarters Percent (3/4%) General Transactions and Use (Sales) Tax, To Be Administered by the California Department of Tax and Fee Administration.

Thaddeus McCormack *PB for TM*
City Manager

RESOLUTION NO. 2019-57

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD: PLACING ON THE BALLOT AT THE MARCH 3, 2020, GENERAL MUNICIPAL ELECTION A PROPOSED ORDINANCE TO ESTABLISH A THREE-QUARTERS PERCENT (3/4%) GENERAL TRANSACTIONS AND USE (SALES) TAX; DIRECTING THE CITY ATTORNEY TO PREPARE AND FILE AN IMPARTIAL ANALYSIS OF THE BALLOT MEASURE; AND AUTHORIZING AND SETTING DEADLINES FOR THE FILING OF ARGUMENTS IN THE OFFICE OF THE CITY CLERK FOR AND AGAINST THE BALLOT MEASURE

WHEREAS, over the past eight years, the City of Lakewood has lost approximately \$30 million due to local funds and local funding sources being taken from the City by the State of California; and

WHEREAS, such takeaways by the State continue to deprive the City of approximately \$2 million per year in local funds, and will continue to do so in future years; and

WHEREAS, the City needs local control over local funds, for local needs; and

WHEREAS, the loss of local funds is impacting the City's ability to combat home break-ins and other neighborhood property crimes and prevent cuts to Deputy Sheriffs, an increasing concern in the City due to changes in State laws that promoted the shortening of prison sentences and the early release of prisoners; and

WHEREAS, the loss of local funds is impacting the City's ability to adequately maintain local facilities, such as park buildings and community centers, many of which are over 60 years old and are in desperate need of repair, including leaking roofs, aging electrical and air conditioning systems, and deteriorating restrooms; and

WHEREAS, if the City does not maintain and repair these facilities in the near future, their condition will only worsen and cost more to fix; and

WHEREAS, a locally-controlled funding measure, which the State could not take away, could be used to protect the City's long-term financial stability and services including: maintaining 911 emergency response and Sheriff's patrols, preventing property crimes like thefts and burglaries, keeping parks and public areas safe and clean, protecting local drinking water sources, and maintaining streets and repairing potholes, all priorities identified by Lakewood residents; and

WHEREAS, the proposed measure includes strict accountability provisions requiring annual independent financial audits of revenues and expenditures, and public disclosure of spending, and further provides for a Citizens' Oversight Committee to ensure that funds are used effectively and only to benefit the Lakewood community; and

WHEREAS, many nearby communities already have higher sales tax rates than Lakewood or are in the process of enacting locally-controlled revenue measures to maintain services and safeguard against state takeaways, so if a locally-controlled three-quarters percent sales tax is enacted, Lakewood's sales tax rate will still be competitive with surrounding communities in the future; and

WHEREAS, a General Municipal Election has been called for March 3, 2020, by Resolution No. 2019-51, adopted on October 8, 2019; and

WHEREAS, Resolution No. 2019-52, also adopted on October 8, 2019, requested that Los Angeles County consolidate said General Municipal Election with the Primary Election to be conducted on that same date.

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

SECTION 1. The City Council hereby finds and determines that each of the findings set forth above is true and correct.

SECTION 2. The City Council, pursuant to its right and authority, does order submitted to the voters at the General Municipal Election to be held on March 3, 2020, the following question, which question requires the approval of a majority of the votes cast:

Lakewood Public Safety/Local Control Measure: To protect City of Lakewood's financial stability; maintain 911 emergency response/sheriff patrols; prevent property crimes, thefts, burglaries; protect local drinking water; maintain streets; repair potholes; keep public areas/parks safe/clean; address homelessness; maintain senior/disabled resident/youth/gang prevention programs/other general services, shall an ordinance establishing a ¾¢ sales tax providing approximately \$10,000,000 annually until ended by voters be adopted; requiring citizens' oversight, audits, all funds controlled locally?	YES	
	NO	

SECTION 3. The complete text of the Ordinance to be submitted to the voters is attached hereto as Exhibit "A", and is incorporated herein by this reference. The ballot question and the Ordinance are collectively referred to hereinafter as the "Measure."

SECTION 4. Pursuant to California Elections Code, section 9280, the City Council directs the City Clerk to transmit a copy of the Measure to the City Attorney, who is hereby directed to prepare an impartial analysis of the Measure, not to exceed 500 words, showing the effect of the Measure on existing law and the operation of the Measure, and to transmit such impartial analysis to the City Clerk not later than 5:30 p.m. on November 26, 2019. The impartial analysis shall include a statement indicating that the Measure was placed on the ballot by the Lakewood City Council.

SECTION 5. Arguments for and against the Measure may be filed in accordance with applicable provisions of law. The City Council does not authorize the Council as a body or any individual member of the Council to file a written argument or any rebuttal argument for or against the Measure. The City Clerk shall consider other arguments and rebuttal arguments filed by bona fide associations or individual residents who are eligible to vote in accordance with applicable provisions of law. Arguments submitted for or against the Measure shall not exceed 300 words, and shall be accompanied by the printed names and signatures of the authors submitting the argument, or, if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers who is the author of the argument. Arguments for or against the Measure shall be filed not later than 5:30 p.m. on November 26, 2019, during normal office hours. When the City Clerk has selected the primary arguments for and against the Measure which will be printed and distributed to the voters, the City Clerk shall send copies of the primary argument in favor to the authors of the primary argument against, and copies of the primary argument against to the authors of the primary argument in favor. The authors, or persons designated by them, may file rebuttal arguments not to exceed 250 words, which rebuttal arguments shall be filed not later than 5:00 p.m. on December 6, 2019, during normal office hours. All arguments may be changed or withdrawn until the applicable filing deadline. All arguments shall be filed in the Office of the City Clerk, City Hall, 5050 Clark Avenue, Lakewood, CA 90712. The City Clerk shall follow California Elections Code, sections 9281 through 9287, with respect to ballot arguments.

SECTION 6. In all respects not expressly set forth in this Resolution, the election shall be held and conducted as set forth in all applicable laws pertaining to the holding of general municipal elections. The City Clerk is authorized and directed to perform all acts required by law to implement the provisions of this Resolution.

SECTION 7. The adoption of this Resolution constitutes notice of the time and place of the holding of this election, and the City Clerk is authorized and directed to give such further or additional notice of this election, and the Measure, in time, form, and manner as required by law.

SECTION 8. The adoption of this Resolution is exempt from the California Environmental Quality Act (California Public Resources Code, section 21000, et seq.), and the CEQA Guidelines (14 California Code of Regulations, section 15000, et seq.). This Resolution does not constitute a "project" as defined therein. The Measure, if adopted, will raise general funds to be appropriated by subsequent actions of the City Council, and it does not constitute a commitment to any particular project which may have a physical impact on the environment.

SECTION 9. If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this Resolution, or any part hereof, is held invalid or unconstitutional, such decision shall not affect the validity of the remaining sections or portions of this Resolution. The City Council hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase in this Resolution irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases may be declared invalid or unconstitutional.

SECTION 10. The City Clerk shall certify to the adoption of this Resolution and enter it into the official records of the City.

ADOPTED AND APPROVED THIS 12TH DAY OF NOVEMBER, 2019.

Mayor

ATTEST:

City Clerk

Exhibit A

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL AND THE PEOPLE OF THE CITY OF LAKEWOOD, CALIFORNIA ADDING CHAPTER 10 (TRANSACTIONS AND USE TAX) TO ARTICLE VI OF THE LAKEWOOD MUNICIPAL CODE TO ESTABLISH A THREE-QUARTERS PERCENT (3/4%) GENERAL TRANSACTIONS AND USE (SALES) TAX, TO BE ADMINISTERED BY THE CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION

THE CITY COUNCIL AND THE PEOPLE OF THE CITY OF LAKEWOOD, CALIFORNIA DO HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Chapter 10 is hereby added to Title VI of the Lakewood Municipal Code, to read as follows:

“CHAPTER 10 LOCAL TRANSACTIONS AND USE TAX

6920. Title. This Chapter shall be known as the Lakewood Local Transactions and Use Tax. The City of Lakewood hereinafter shall be called the "City." This Chapter shall be applicable in the incorporated territory of the City.

6921. Operative Date. The Operative Date for the imposition and collection of taxes pursuant to this Chapter shall be the first day of the first calendar quarter commencing more than 110 days after the approval of the tax set forth in this Chapter by the voters pursuant to applicable law.

6922. Purposes. This Chapter is adopted to achieve the following purposes, among other purposes, and the provisions hereof shall be interpreted in order to accomplish such purposes:

A. To impose a retail transactions and use tax in accordance with the provisions of Part 1.6 (commencing with Section 7251) of Division 2 of the Cal. Revenue and Taxation Code and § 7285.9 of Part 1.7 of Division 2 which authorizes the City to adopt this Chapter which shall be operative if a majority of the electors voting on the measure vote to approve the imposition of the tax at an election called for that purpose.

B. To adopt a retail transactions and use tax ordinance that incorporates provisions identical to those of the Sales and Use Tax Law of the State of California insofar as those provisions are not inconsistent with the requirements and limitations contained in Part 1.6 of Division 2 of the Cal. Revenue and Taxation Code.

C. To adopt a retail transactions and use tax ordinance that imposes a tax and provides a measure therefore that can be administered and collected by the California Department of Tax and Fee Administration in a manner that adapts itself as fully as practicable to, and requires the least possible deviation from, the existing statutory and administrative procedures followed by the California Department of Tax and Fee Administration in administering and collecting the California State Sales and Use Taxes.

D. To adopt a retail transactions and use tax ordinance that can be administered in a manner that will be, to the greatest degree possible, consistent with the provisions of Part 1.6 of Division 2 of the Cal. Revenue and Taxation Code, minimize the cost of collecting the transactions and use taxes, and at the same time, minimize the burden of record keeping upon persons subject to taxation under the provisions of this ordinance.

E. To provide transactions and use tax revenue to the City to be used for general purposes.

6923. Contract with State. Prior to the Operative Date, the City shall contract with the California Department of Tax and Fee Administration to perform all functions incident to the administration and operation of this Chapter; provided, that if the City shall not have contracted with the California Department of Tax and Fee Administration prior to the Operative Date, it shall nevertheless so contract and in such a case the Operative Date shall be the first day of the first calendar quarter following the execution of such a contract.

6924. Transactions Tax Rate. For the privilege of selling tangible personal property at retail, a tax is hereby imposed upon all retailers in the incorporated territory of the City at the rate of three-quarters percent (3/4%) of the gross receipts of any retailer from the sale of all tangible personal property sold at retail in said territory on and after the operative date of this ordinance.

6925. Place of Sale. For the purposes of this Chapter, all retail sales are consummated at the place of business of the retailer unless the tangible personal property sold is delivered by the retailer or his agent to an out-of-state destination or to a common carrier for delivery to an out-of-state destination. The gross receipts from such sales shall include delivery charges, when such charges are subject to the state sales and use tax, regardless of the place to which delivery is made. In the event a retailer has no permanent place of business in the State or has more than one place of business, the place or places at which the retail sales are consummated shall be determined under rules and regulations to be prescribed and adopted by the California Department of Tax and Fee Administration.

6926. Use Tax Rate. An excise tax is hereby imposed on the storage, use or other consumption in the City of tangible personal property purchased from any retailer on and after the Operative Date for storage, use or other consumption in said territory at the rate of three-quarters percent (3/4%) of the sales price of the property. The sales price shall include delivery charges when such charges are subject to state sales or use tax regardless of the place to which delivery is made.

6927. Adoption of Provisions of State Law. Except as otherwise provided in this Chapter and except insofar as they are inconsistent with the provisions of Part 1.6 of Division 2 of the Cal. Revenue and Taxation Code, all of the provisions of Part 1 (commencing with Section 6001) of Division 2 of the Cal. Revenue and Taxation Code are hereby adopted and made a part of this Chapter as though fully set forth herein.

6928. Limitations on Adoption of State Law and Collection of Use Taxes.

In adopting the provisions of Part 1 of Division 2 of the Cal. Revenue and Taxation Code:

A. Wherever the State of California is named or referred to as the taxing agency, the name of this City shall be substituted therefor. However, the substitution shall not be made when:

1. The word "State" is used as a part of the title of the State Controller, State Treasurer, State Treasury, or the Constitution of the State of California;

2. The result of that substitution would require action to be taken by or against this City or any agency, officer, or employee thereof rather than by or against the California Department of Tax and Fee Administration, in performing the functions incident to the administration or operation of this chapter.

3. In those sections, including, but not necessarily limited to sections referring to the exterior boundaries of the State of California, where the result of the substitution would be to:

a. Provide an exemption from this tax with respect to certain sales, storage, use or other consumption of tangible personal property which would not otherwise be exempt from this tax while such sales, storage, use or other consumption remain subject to tax by the State under the provisions of Part 1 of Division 2 of the Cal. Revenue and Taxation Code, or;

b. Impose this transactions and use tax with respect to certain sales, storage, use or other consumption of tangible personal property which would not be subject to tax by the state under the said provision of that Code.

4. In §§ 6701, 6702 (except in the last sentence thereof), 6711, 6715, 6737, 6797 or 6828 of the Cal. Revenue and Taxation Code.

B. The word "City" shall be substituted for the word "State" in the phrase "retailer engaged in business in this State" in § 6203 of the Cal. Revenue and Taxation Code and in the definition of that phrase in § 6203.

C. A "retailer engaged in business in the District" shall also include any retailer that, in the preceding calendar year or the current calendar year, has total combined sales of tangible personal property in this state or for delivery in the State by the retailer and all persons related to

the retailer that exceeds five hundred thousand dollars (\$500,000). For purposes of this section, a person is related to another person if both persons are related to each other pursuant to Section 267(b) of Title 26 of the United States Code and the regulations thereunder.

6929. Permit Not Required. If a seller's permit has been issued to a retailer under § 6067 of the Cal. Revenue and Taxation Code, an additional transactor's permit shall not be required by this ordinance.

6930. Exemptions and Exclusions.

A. There shall be excluded from the measure of the transactions tax and the use tax the amount of any sales tax or use tax imposed by the State of California or by any city, city and county, or county pursuant to the Bradley-Burns Uniform Local Sales and Use Tax Law or the amount of any state-administered transactions or use tax.

B. There are exempted from the computation of the amount of transactions tax the gross receipts from:

1. Sales of tangible personal property, other than fuel or petroleum products, to operators of aircraft to be used or consumed principally outside the county in which the sale is made and directly and exclusively in the use of such aircraft as common carriers of persons or property under the authority of the laws of this State, the United States, or any foreign government.

2. Sales of property to be used outside the City which is shipped to a point outside the City, pursuant to the contract of sale, by delivery to such point by the retailer or his agent, or by delivery by the retailer to a carrier for shipment to a consignee at such point. For the purposes of this section, delivery to a point outside the City shall be satisfied:

a. With respect to vehicles (other than commercial vehicles) subject to registration pursuant to Chapter 1 (commencing with § 4000) of Division 3 of the Cal. Vehicle Code, aircraft licensed in compliance with § 21411 of the Cal. Public Utilities Code, and undocumented vessels registered under Division 3.5 (commencing with § 9840) of the Cal. Vehicle Code by registration to an out-of-City address and by a declaration under penalty of perjury, signed by the buyer, stating that such address is, in fact, his or her principal place of residence; and

b. With respect to commercial vehicles, by registration to a place of business out-of-City and declaration under penalty of perjury, signed by the buyer, that the vehicle will be operated from that address.

3. The sale of tangible personal property if the seller is obligated to furnish the property for a fixed price pursuant to a contract entered into prior to the operative date of this ordinance.

4. A lease of tangible personal property which is a continuing sale of such property, for any period of time for which the lessor is obligated to lease the property for an amount fixed by the lease prior to the operative date of this ordinance.

5. For the purposes of paragraphs (B)(3) and (4) of this section, the sale or lease of tangible personal property shall be deemed not to be obligated pursuant to a contract or lease for any period of time for which any party to the contract or lease has the unconditional right to terminate the contract or lease upon notice, whether or not such right is exercised.

C. There are exempted from the use tax imposed by this ordinance, the storage, use or other consumption in this City of tangible personal property:

1. The gross receipts from the sale of which have been subject to a transactions tax under any state-administered transactions and use tax ordinance.

2. Other than fuel or petroleum products purchased by operators of aircraft and used or consumed by such operators directly and exclusively in the use of such aircraft as common carriers of persons or property for hire or compensation under a certificate of public convenience and necessity issued pursuant to the laws of this State, the United States, or any foreign government. This exemption is in addition to the exemptions provided in §§ 6366 and 6366.1 of the Cal. Revenue and Taxation Code.

3. If the purchaser is obligated to purchase the property for a fixed price pursuant to a contract entered into prior to the Operative Date of this Chapter.

4. If the possession of, or the exercise of any right or power over, the tangible personal property arises under a lease which is a continuing purchase of such property for any period of time for which the lessee is obligated to lease the property for an amount fixed by a lease prior to the Operative Date of this Chapter.

5. For the purposes of paragraphs (C)(3) and (4) of this section, storage, use, or other consumption, or possession of, or exercise of any right or power over, tangible personal property shall be deemed not to be obligated pursuant to a contract or lease for any period of time for which any party to the contract or lease has the unconditional right to terminate the contract or lease upon notice, whether or not such right is exercised.

6. Except as provided in paragraph (C)(7), a retailer engaged in business in the City shall not be required to collect use tax from the purchaser of tangible personal property, unless the retailer ships or delivers the property into the City or participates within the City in making the sale of the property, including, but not limited to, soliciting or receiving the order, either directly or indirectly, at a place of business of the retailer in the City or through any representative, agent, canvasser, solicitor, subsidiary, or person in the City under the authority of the retailer.

7. "A retailer engaged in business in the City" shall also include any retailer of any of the following: vehicles subject to registration pursuant to Chapter 1 (commencing with § 4000) of Division 3 of the Cal. Vehicle Code, aircraft licensed in compliance with § 21411 of the Cal. Public Utilities Code, or undocumented vessels registered under Division 3.5 (commencing with § 9840) of the Cal. Vehicle Code. That retailer shall be required to collect use tax from any purchaser who registers or licenses the vehicle, vessel, or aircraft at an address in the City.

D. Any person subject to use tax pursuant to this Chapter may credit against that tax any transactions tax or reimbursement for transactions tax paid to a district imposing, or retailer liable for a transactions tax pursuant to Part 1.6 of Division 2 of the Cal. Revenue and Taxation Code with respect to the sale to the person of the property the storage, use or other consumption of which is subject to the use tax.

6931. Annual Audit. The proceeds of the tax imposed pursuant to this Chapter, as well as the expenditure thereof, shall be audited annually by an independent accounting firm.

6932. Citizens Oversight. The City Council shall appoint a Citizens Oversight Committee to review revenues generated pursuant to this Chapter, and the expenditure thereof, as part of the City's budget preparation process.

6933. Amendments. All amendments subsequent to the effective date of this Chapter to Part 1 of Division 2 of the Cal. Revenue and Taxation Code relating to sales and use taxes and which are not inconsistent with Part 1.6 and Part 1.7 of Division 2 of the Cal. Revenue and Taxation Code, and all amendments to Part 1.6 and Part 1.7 of Division 2 of the Cal. Revenue and Taxation Code, shall automatically become a part of this Chapter, provided however, that no such amendment shall operate so as to affect the rate of tax imposed by this Chapter.

6934. Enjoining Collection Forbidden. No injunction or writ of mandate or other legal or equitable process shall issue in any suit, action or proceeding in any court against the State or the City, or against any officer of the State or the City, to prevent or enjoin the collection under this Chapter, or Part 1.6 of Division 2 of the Cal. Revenue and Taxation Code, of any tax or any amount of tax required to be collected.

6935. Duration of Tax. The authority to levy the tax set forth in this Chapter shall continue until the enacting ordinance is repealed.

6936. Interaction With Other Code Provisions. The taxes imposed pursuant to this Chapter shall be in addition to any other taxes of any nature paid to the City, whether imposed by other Chapters in this Code or by other operation of Law. All provisions contained in this Chapter shall be conclusive and exclusive with respect to this Chapter, and shall not be superseded by any provisions contained elsewhere in Title VI in this Code."

SECTION 2. Pursuant to California Constitution, Article XIIC, Section 2(b) and Revenue and Taxation Code Section 7285.9, this ordinance was approved for placement on the ballot by at least a two-thirds affirmative vote of all members of the City Council on November 12, 2020.

SECTION 3. Once the City Council certifies passage of this ordinance by the voters, the City Clerk shall publish the same as required by applicable law, and forward a copy of the adopted ordinance to the California Department of Tax and Fee Administration.

SECTION 4. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any other provision or applications, and to this end the provisions of this ordinance are declared to be severable. The City Council, and the electorate by initiative, do hereby declare that they would have adopted this ordinance and each section, subsection, sentence, clause, phrase, part or portion thereof, irrespective of the fact that any one or more sections, subsections, clauses, phrases, parts or portions thereof, be declared invalid or unconstitutional.

Passed, approved and adopted by the People of the City of Lakewood on the 3rd day of March, 2020.

Mayor of the City of Lakewood

ATTEST:

City Clerk

D I V I D E R S H E E T

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL AND THE PEOPLE OF THE CITY OF LAKEWOOD, CALIFORNIA ADDING CHAPTER 10 (TRANSACTIONS AND USE TAX) TO ARTICLE VI OF THE LAKEWOOD MUNICIPAL CODE TO ESTABLISH A THREE-QUARTERS PERCENT (3/4%) GENERAL TRANSACTIONS AND USE (SALES) TAX, TO BE ADMINISTERED BY THE CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION

THE CITY COUNCIL AND THE PEOPLE OF THE CITY OF LAKEWOOD, CALIFORNIA DO HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Chapter 10 is hereby added to Title VI of the Lakewood Municipal Code, to read as follows:

**“CHAPTER 10
LOCAL TRANSACTIONS AND USE TAX**

6920. Title. This Chapter shall be known as the Lakewood Local Transactions and Use Tax. The City of Lakewood hereinafter shall be called the "City." This Chapter shall be applicable in the incorporated territory of the City.

6921. Operative Date. The Operative Date for the imposition and collection of taxes pursuant to this Chapter shall be the first day of the first calendar quarter commencing more than 110 days after the approval of the tax set forth in this Chapter by the voters pursuant to applicable law.

6922. Purposes. This Chapter is adopted to achieve the following purposes, among other purposes, and the provisions hereof shall be interpreted in order to accomplish such purposes:

A. To impose a retail transactions and use tax in accordance with the provisions of Part 1.6 (commencing with Section 7251) of Division 2 of the Cal. Revenue and Taxation Code and § 7285.9 of Part 1.7 of Division 2 which authorizes the City to adopt this Chapter which shall be operative if a majority of the electors voting on the measure vote to approve the imposition of the tax at an election called for that purpose.

B. To adopt a retail transactions and use tax ordinance that incorporates provisions identical to those of the Sales and Use Tax Law of the State of California insofar as those provisions are not inconsistent with the requirements and limitations contained in Part 1.6 of Division 2 of the Cal. Revenue and Taxation Code.

C. To adopt a retail transactions and use tax ordinance that imposes a tax and provides a measure therefore that can be administered and collected by the California Department of Tax and Fee Administration in a manner that adapts itself as fully as practicable to, and requires the least possible deviation from, the existing statutory and administrative procedures followed by the California Department of Tax and Fee Administration in administering and collecting the California State Sales and Use Taxes.

D. To adopt a retail transactions and use tax ordinance that can be administered in a manner that will be, to the greatest degree possible, consistent with the provisions of Part 1.6 of Division 2 of the Cal. Revenue and Taxation Code, minimize the cost of collecting the transactions and use taxes, and at the same time, minimize the burden of record keeping upon persons subject to taxation under the provisions of this ordinance.

E. To provide transactions and use tax revenue to the City to be used for general purposes.

6923. Contract with State. Prior to the Operative Date, the City shall contract with the California Department of Tax and Fee Administration to perform all functions incident to the administration and operation of this Chapter; provided, that if the City shall not have contracted with the California Department of Tax and Fee Administration prior to the Operative Date, it shall nevertheless so contract and in such a case the Operative Date shall be the first day of the first calendar quarter following the execution of such a contract.

6924. Transactions Tax Rate. For the privilege of selling tangible personal property at retail, a tax is hereby imposed upon all retailers in the incorporated territory of the City at the rate of three-quarters percent (3/4%) of the gross receipts of any retailer from the sale of all tangible personal property sold at retail in said territory on and after the operative date of this ordinance.

6925. Place of Sale. For the purposes of this Chapter, all retail sales are consummated at the place of business of the retailer unless the tangible personal property sold is delivered by the retailer or his agent to an out-of-state destination or to a common carrier for delivery to an out-of-state destination. The gross receipts from such sales shall include delivery charges, when such charges are subject to the state sales and use tax, regardless of the place to which delivery is made. In the event a retailer has no permanent place of business in the State or has more than one place of business, the place or places at which the retail sales are consummated shall be determined under rules and regulations to be prescribed and adopted by the California Department of Tax and Fee Administration.

6926. Use Tax Rate. An excise tax is hereby imposed on the storage, use or other consumption in the City of tangible personal property purchased from any retailer on and after the Operative Date for storage, use or other consumption in said territory at the rate of three-quarters percent (3/4%) of the sales price of the property. The sales price shall include delivery charges when such charges are subject to state sales or use tax regardless of the place to which delivery is made.

6927. Adoption of Provisions of State Law. Except as otherwise provided in this Chapter and except insofar as they are inconsistent with the provisions of Part 1.6 of Division 2 of the Cal. Revenue and Taxation Code, all of the provisions of Part 1 (commencing with Section 6001) of Division 2 of the Cal. Revenue and Taxation Code are hereby adopted and made a part of this Chapter as though fully set forth herein.

6928. Limitations on Adoption of State Law and Collection of Use Taxes.

In adopting the provisions of Part 1 of Division 2 of the Cal. Revenue and Taxation Code:

A. Wherever the State of California is named or referred to as the taxing agency, the name of this City shall be substituted therefor. However, the substitution shall not be made when:

1. The word "State" is used as a part of the title of the State Controller, State Treasurer, State Treasury, or the Constitution of the State of California;

2. The result of that substitution would require action to be taken by or against this City or any agency, officer, or employee thereof rather than by or against the California Department of Tax and Fee Administration, in performing the functions incident to the administration or operation of this chapter.

3. In those sections, including, but not necessarily limited to sections referring to the exterior boundaries of the State of California, where the result of the substitution would be to:

a. Provide an exemption from this tax with respect to certain sales, storage, use or other consumption of tangible personal property which would not otherwise be exempt from this tax while such sales, storage, use or other consumption remain subject to tax by the State under the provisions of Part 1 of Division 2 of the Cal. Revenue and Taxation Code, or;

b. Impose this transactions and use tax with respect to certain sales, storage, use or other consumption of tangible personal property which would not be subject to tax by the state under the said provision of that Code.

4. In §§ 6701, 6702 (except in the last sentence thereof), 6711, 6715, 6737, 6797 or 6828 of the Cal. Revenue and Taxation Code.

B. The word "City" shall be substituted for the word "State" in the phrase "retailer engaged in business in this State" in § 6203 of the Cal. Revenue and Taxation Code and in the definition of that phrase in § 6203.

C. A "retailer engaged in business in the District" shall also include any retailer that, in the preceding calendar year or the current calendar year, has total combined sales of tangible personal property in this state or for delivery in the State by the retailer and all persons related to

the retailer that exceeds five hundred thousand dollars (\$500,000). For purposes of this section, a person is related to another person if both persons are related to each other pursuant to Section 267(b) of Title 26 of the United States Code and the regulations thereunder.

6929. Permit Not Required. If a seller's permit has been issued to a retailer under § 6067 of the Cal. Revenue and Taxation Code, an additional transactor's permit shall not be required by this ordinance.

6930. Exemptions and Exclusions.

A. There shall be excluded from the measure of the transactions tax and the use tax the amount of any sales tax or use tax imposed by the State of California or by any city, city and county, or county pursuant to the Bradley-Burns Uniform Local Sales and Use Tax Law or the amount of any state-administered transactions or use tax.

B. There are exempted from the computation of the amount of transactions tax the gross receipts from:

1. Sales of tangible personal property, other than fuel or petroleum products, to operators of aircraft to be used or consumed principally outside the county in which the sale is made and directly and exclusively in the use of such aircraft as common carriers of persons or property under the authority of the laws of this State, the United States, or any foreign government.

2. Sales of property to be used outside the City which is shipped to a point outside the City, pursuant to the contract of sale, by delivery to such point by the retailer or his agent, or by delivery by the retailer to a carrier for shipment to a consignee at such point. For the purposes of this section, delivery to a point outside the City shall be satisfied:

a. With respect to vehicles (other than commercial vehicles) subject to registration pursuant to Chapter 1 (commencing with § 4000) of Division 3 of the Cal. Vehicle Code, aircraft licensed in compliance with § 21411 of the Cal. Public Utilities Code, and undocumented vessels registered under Division 3.5 (commencing with § 9840) of the Cal. Vehicle Code by registration to an out-of-City address and by a declaration under penalty of perjury, signed by the buyer, stating that such address is, in fact, his or her principal place of residence; and

b. With respect to commercial vehicles, by registration to a place of business out-of-City and declaration under penalty of perjury, signed by the buyer, that the vehicle will be operated from that address.

3. The sale of tangible personal property if the seller is obligated to furnish the property for a fixed price pursuant to a contract entered into prior to the operative date of this ordinance.

4. A lease of tangible personal property which is a continuing sale of such property, for any period of time for which the lessor is obligated to lease the property for an amount fixed by the lease prior to the operative date of this ordinance.

5. For the purposes of paragraphs (B)(3) and (4) of this section, the sale or lease of tangible personal property shall be deemed not to be obligated pursuant to a contract or lease for any period of time for which any party to the contract or lease has the unconditional right to terminate the contract or lease upon notice, whether or not such right is exercised.

C. There are exempted from the use tax imposed by this ordinance, the storage, use or other consumption in this City of tangible personal property:

1. The gross receipts from the sale of which have been subject to a transactions tax under any state-administered transactions and use tax ordinance.

2. Other than fuel or petroleum products purchased by operators of aircraft and used or consumed by such operators directly and exclusively in the use of such aircraft as common carriers of persons or property for hire or compensation under a certificate of public convenience and necessity issued pursuant to the laws of this State, the United States, or any foreign government. This exemption is in addition to the exemptions provided in §§ 6366 and 6366.1 of the Cal. Revenue and Taxation Code.

3. If the purchaser is obligated to purchase the property for a fixed price pursuant to a contract entered into prior to the Operative Date of this Chapter.

4. If the possession of, or the exercise of any right or power over, the tangible personal property arises under a lease which is a continuing purchase of such property for any period of time for which the lessee is obligated to lease the property for an amount fixed by a lease prior to the Operative Date of this Chapter.

5. For the purposes of paragraphs (C)(3) and (4) of this section, storage, use, or other consumption, or possession of, or exercise of any right or power over, tangible personal property shall be deemed not to be obligated pursuant to a contract or lease for any period of time for which any party to the contract or lease has the unconditional right to terminate the contract or lease upon notice, whether or not such right is exercised.

6. Except as provided in paragraph (C)(7), a retailer engaged in business in the City shall not be required to collect use tax from the purchaser of tangible personal property, unless the retailer ships or delivers the property into the City or participates within the City in making the sale of the property, including, but not limited to, soliciting or receiving the order, either directly or indirectly, at a place of business of the retailer in the City or through any representative, agent, canvasser, solicitor, subsidiary, or person in the City under the authority of the retailer.

7. "A retailer engaged in business in the City" shall also include any retailer of any of the following: vehicles subject to registration pursuant to Chapter 1 (commencing with § 4000) of Division 3 of the Cal. Vehicle Code, aircraft licensed in compliance with § 21411 of the Cal. Public Utilities Code, or undocumented vessels registered under Division 3.5 (commencing with § 9840) of the Cal. Vehicle Code. That retailer shall be required to collect use tax from any purchaser who registers or licenses the vehicle, vessel, or aircraft at an address in the City.

D. Any person subject to use tax pursuant to this Chapter may credit against that tax any transactions tax or reimbursement for transactions tax paid to a district imposing, or retailer liable for a transactions tax pursuant to Part 1.6 of Division 2 of the Cal. Revenue and Taxation Code with respect to the sale to the person of the property the storage, use or other consumption of which is subject to the use tax.

6931. Annual Audit. The proceeds of the tax imposed pursuant to this Chapter, as well as the expenditure thereof, shall be audited annually by an independent accounting firm.

6932. Citizens Oversight. The City Council shall appoint a Citizens Oversight Committee to review revenues generated pursuant to this Chapter, and the expenditure thereof, as part of the City's budget preparation process.

6933. Amendments. All amendments subsequent to the effective date of this Chapter to Part 1 of Division 2 of the Cal. Revenue and Taxation Code relating to sales and use taxes and which are not inconsistent with Part 1.6 and Part 1.7 of Division 2 of the Cal. Revenue and Taxation Code, and all amendments to Part 1.6 and Part 1.7 of Division 2 of the Cal. Revenue and Taxation Code, shall automatically become a part of this Chapter, provided however, that no such amendment shall operate so as to affect the rate of tax imposed by this Chapter.

6934. Enjoining Collection Forbidden. No injunction or writ of mandate or other legal or equitable process shall issue in any suit, action or proceeding in any court against the State or the City, or against any officer of the State or the City, to prevent or enjoin the collection under this Chapter, or Part 1.6 of Division 2 of the Cal. Revenue and Taxation Code, of any tax or any amount of tax required to be collected.

6935. Duration of Tax. The authority to levy the tax set forth in this Chapter shall continue until the enacting ordinance is repealed.

6936. Interaction With Other Code Provisions. The taxes imposed pursuant to this Chapter shall be in addition to any other taxes of any nature paid to the City, whether imposed by other Chapters in this Code or by other operation of Law. All provisions contained in this Chapter shall be conclusive and exclusive with respect to this Chapter, and shall not be superseded by any provisions contained elsewhere in Title VI in this Code."

SECTION 2. Pursuant to California Constitution, Article XIII C, Section 2(b) and Revenue and Taxation Code Section 7285.9, this ordinance was approved for placement on the ballot by at least a two-thirds affirmative vote of all members of the City Council on November 12, 2020.

SECTION 3. Once the City Council certifies passage of this ordinance by the voters, the City Clerk shall publish the same as required by applicable law, and forward a copy of the adopted ordinance to the California Department of Tax and Fee Administration.

SECTION 4. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any other provision or applications, and to this end the provisions of this ordinance are declared to be severable. The City Council, and the electorate by initiative, do hereby declare that they would have adopted this ordinance and each section, subsection, sentence, clause, phrase, part or portion thereof, irrespective of the fact that any one or more sections, subsections, clauses, phrases, parts or portions thereof, be declared invalid or unconstitutional.

SECTION 5. The Mayor is hereby authorized to attest to the adoption of this ordinance by signing where indicated below.

Introduced by the City Council of the City of Lakewood on the 12th day of November, 2019, by the following roll call vote:

	AYES	NAYS	ABSENT
Council Member Croft	_____	_____	_____
Council Member DuBois	_____	_____	_____
Council Member Wood	_____	_____	_____
Council Member Piazza	_____	_____	_____
Mayor Rogers	_____	_____	_____

Adopted and approved by the City Council of the City of Lakewood on the _____ day of _____, _____, by the following roll call vote:

	AYES	NAYS	ABSENT
Council Member Croft	_____	_____	_____
Council Member DuBois	_____	_____	_____
Council Member Wood	_____	_____	_____
Council Member Piazza	_____	_____	_____
Mayor Rogers	_____	_____	_____

Mayor of the City of Lakewood

ATTEST:

Ordinance No.
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City Clerk

DIVIDER SHEET

GREATER LOS ANGELES COUNTY VECTOR CONTROL DISTRICT

12545 Florence Avenue, Santa Fe Springs, CA 90670
Office (562) 944-9656 Fax (562) 944-7976
Email: info@glacvcd.org Website: www.glacvcd.org

PRESIDENT

Bari Sánchez, Cudahy

VICE PRESIDENT

Steven Appleton, Los Angeles City

SECRETARY-TREASURER

Heidi Heinrich, Santa Clarita

GENERAL MANAGER

Truc Dever

October 3, 2019

ARTESIA

Melissa Ramos

BELL

Ali Saleh

BELL GARDENS

Pedro Aceituno

BELLFLOWER

Sonny R. Santa Ines

BURBANK

Dr. Jeff D. Wassem

CERRITOS

Mark W. Bollman

CARSON

Elito M. Santarina

COMMERCE

Leonard Mendoza

DIAMOND BAR

Steve Tye

DOWNEY

Robert Kiefer

GARDENA

Dan Medina

GLENDAL

Jerry Walton

HAWAIIAN GARDENS

Luis Roa

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Marilyn Sanabria

LA CAÑADA FLINTRIDGE

Leonard Pieroni

LA HABRA HEIGHTS

Catherine Houwen

LAKEWOOD

Steve Croft

LA MIRADA

Larry P. Mowles

LONG BEACH

Emily Holman

LOS ANGELES COUNTY

Steven A. Goldsworthy

LYNWOOD

Salvador Alatorre

MAYWOOD

Ricardo Lara

MONTEBELLO

Avik Cordeiro

NORWALK

Leonard Shryock

PARAMOUNT

Dr. Tom Hansen

PICO RIVERA

Raul Elias

SAN FERNANDO

Jesse H. Avila

SAN MARINO

Scott T. Kwong

SANTA FE SPRINGS

Jay Sarno

SIGNAL HILL

Robert D. Copeland

SOUTH EL MONTE

Hector Delgado

SOUTH GATE

Denise Diaz

WHITTIER

Josué Alvarado

Mr. Thaddeus McCormack, City Manager
City of Lakewood
5050 Clark Avenue
Lakewood, CA 90712

Re: Appointment/Re-appointment of representative of the Greater Los Angeles County Vector Control District Board of Trustees


Dear: Mr. McCormack:

This correspondence is to inform you that the term of the office of Trustee Steve Croft as a member of the Board of Trustees of the Greater Los Angeles County Vector Control District will expire on January 6, 2020. Pursuant to Section 2024 of the State Health and Safety Code (SHSC) governing the dates of term of office of members appointed to the Board of Trustees, the City Council may consider reappointing Trustee Steve Croft or appointing a new trustee for a **2 or 4 year term** of the office, commencing at noon on the first Monday of January (i.e. January 6, 2020) **Please note, per the State Health and Safety Code that representatives must be appointed to serve a full 2 or 4 year term commencing on January 6, 2020 and should not be appointed on a yearly basis. Furthermore, the District does not accept or recognize the appointment of alternate representatives.**

Please review all subsections of the SHSC 2022 (i.e. a-e). Subsections a and b require that each person appointed by a board of supervisors or by a city council shall be a voter and resident within the respective county or city of the appointing body. Section 2022 (c) incorporates language that clarifies the issue over the doctrine of Incompatibility of office, exempting and enabling an appointee who holds elected offices to also simultaneously serve on the District's Board of Trustees. Trustees represent the mission and interests of the District at large rather than the individual interests of the appointing body. **Once appointed, the representative cannot be removed at-will by the appointing city or county. The representative will serve until the expiration of his/her term unless he/she resigns, vacates the office due to absences, or is no longer a voter and resident within the respective county or city of the appointing body.** Representatives are expected to attend the District's general board meetings held monthly on the 2nd Thursday of the month. Pursuant to California Government Code Section 1770(g), the Trustee's seat will be considered abandoned if the person holding the office ceases to discharge the duties of that office for a period of three consecutive months, except when prevented by sickness or specified excuses.

Please make your appointment/reappointment prior to January 6th, 2020 as stipulated in the SHSC.
Should you have any questions regarding this appointment, please contact Mary-Joy Coburn,
Director of Community Affairs at 562-944-9656 ext. 510

Sincerely,

A handwritten signature in black ink, appearing to read 'Truc Dever', with a large, stylized initial 'D' and a horizontal flourish extending to the right.

Truc Dever
General Manager

Enclosure: Sections 2022 & 2024 of the SHSC
cc: Steve Croft
City Clerk

DIVIDER SHEET

**CITY OF LAKEWOOD SUCCESSOR AGENCY - HOUSING
FUND SUMMARY 11/7/2019**

In accordance with section 2521 of the Lakewood Municipal Code there is presented herewith a summary of obligations to be paid by voucher 371 through 371. Each of the following demands has been audited by the Director of Administrative Services and approved by the City Manager.

3901	HOUSING SUCCESSOR AGENCY	76.00
		<hr/>
		76.00

Council Approval

Date

City Manager

Attest

City Clerk

Director of Administrative Services

**CITY OF LAKEWOOD SUCCESSOR AGENCY - HOUSING
SUMMARY CHECK REGISTER**

<u>CHECK #</u>	<u>CHECK DATE</u>	<u>VEND #</u>	<u>VENDOR NAME</u>	<u>GROSS</u>	<u>DISC.</u>	<u>CHECK AMOUNT</u>
371	11/07/2019	40572	CHICAGO TITLE CO	76.00	0.00	76.00
Totals:				<u>76.00</u>	<u>0.00</u>	<u>76.00</u>