



Minutes

Lakewood City Council

Regular Meeting held
September 9, 2008

MEETING WAS CALLED TO ORDER at 7:34 p.m. by Mayor Croft in the Council Chambers at the Civic Center, 5000 Clark Avenue, Lakewood, California.

INVOCATION was offered by Dr. Bill Cox, Emmanuel Church of Lakewood

PLEDGE OF ALLEGIANCE was led by Council Member Diane DuBois

ROLL CALL: PRESENT: Mayor Steve Croft
Vice Mayor Todd Rogers
Council Member Diane DuBois
Council Member Joseph Esquivel
Council Member Larry Van Nostran

ANNOUNCEMENTS AND PRESENTATIONS:

Mayor Croft announced that funeral services had been held the prior day for John Sanford Todd, emeritus City Attorney, who had passed away on August 30 at the age of 89. Mr. Todd, having claimed a spot in Lakewood and California history as the father of The Lakewood Plan, a plan for city incorporation utilizing contract services, served as Lakewood's City Attorney for 50 years before retiring in 2003.

Members of the City Council each shared their individual memories of Mr. Todd as a brilliant man, a visionary, a wise and trustworthy advisor, and a dear friend. He was characterized as being patient and supportive with new commissioners and council members, and as an unyielding advocate for the City of Lakewood. Mayor Croft closed by stating that he was thankful that there had been an opportunity on the occasion of Mr. Todd's retirement for the City to express its thanks to him personally.

ROUTINE ITEMS:

COUNCIL MEMBER ESQUIVEL MOVED AND COUNCIL MEMBER DUBOIS SECONDED TO APPROVE ROUTINE ITEMS 1 THROUGH 4.

RI-1 Approval of Minutes of the Meetings held August 26, 2008

RI-2 Approval of Personnel Transactions

RI-3 Approval of Registers of Demands

RI-4 Approval of Meeting Reports and Authorizations Pursuant to AB1234

ROUTINE ITEMS: Continued

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, DuBois, Rogers, Van Nostran and Croft

NAYS: COUNCIL MEMBERS: None

1.1 • AWARD OF BID FOR PUBLIC WORKS CONTRACT NO. 08-5, WELL 27 TREATMENT PLANT

Public Works Director Lisa Rapp made a presentation based on the memo in the agenda and stated ten bids had been received for the installation of a wellhead treatment plant for Water Well #27, an Aquifer Storage and Recovery Well drilled in conjunction with the City of Long Beach. It was the recommendation of staff that the City Council adopt the plans specifications and working details for the project; award a contract to the low bidder, Social Pacific Construction Corporation, in the amount of \$1,768,000; appropriate \$310,000 from the Water Fund to the project account; authorize staff to approve a cumulative total of change orders, as needed, not to exceed \$175,000; approve a Loan Agreement and Promissory Note and authorize its execution by the Mayor; and approve a second amendment to the agreement with the City of Long Beach for the Joint Aquifer Storage and Recovery Well Project.

Responding to questions from Mayor Croft, Water Resources Director Jim Glancy stated there was an application for funding under a Proposition 13, Metropolitan Water District grant that could be as much as \$800,000. If received, this funding would be applied to front-end costs, such as engineering, with the remainder being funded by a zero percent loan through the Water Replenishment District.

Vice Mayor Rogers inquired about the loan terms. Mr. Glancy responded by stating that the Metropolitan Water District portion would be a grant and not requiring repayment, while the Water Replenishment District portion would be a zero interest loan with payback over a ten-year period.

Mayor Croft opened the public hearing at 8:00 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

VICE MAYOR ROGERS MOVED AND COUNCIL MEMBER VAN NOSTRAN SECONDED TO CLOSE THE PUBLIC HEARING AND ADOPT STAFF'S RECOMMENDATION. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, DuBois, Rogers, Van Nostran and Croft

NAYS: COUNCIL MEMBERS: None

1.2 • CDBG PROGRAM CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT

Community Development Director Jack Gonsalves gave a presentation based on the memo in the agenda and stated regulations for the Community Development Block Grant program required the submission of an annual performance report, titled Consolidated Annual Performance and Evaluation Report (CAPER). The CAPER provided a summary of overall progress in meeting local priorities and goals during the program year. Also required was the conduct of a public hearing and a comment review period, set to begin on September 10 and end on September 24. It was the recommendation of staff that the City Council hold a public hearing for citizen comment and direct staff to submit any comments received to the local HUD office.

Mayor Croft opened the public hearing at 8:05 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

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

AYES: COUNCIL MEMBERS: Esquivel, DuBois, Rogers, Van Nostran and Croft

NAYS: COUNCIL MEMBERS: None

2.1 • ORDINANCE NO. 2008-7; AMENDING THE MUNICIPAL CODE PERTAINING TO RECOVERY OF FINE COLLECTION COSTS

City Attorney Steve Skolnik advised that reports regarding this ordinance and the following ordinance had been presented at the City Council's last meeting.

ORDINANCE NO. 2008-7; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AMENDING SECTION 1205 OF THE LAKEWOOD MUNICIPAL CODE TO PROVIDE FOR THE RECOVERY OF COSTS INCURRED TO COLLECT FINES LEVIED FOR INFRACTIONS was read by title by the City Clerk.

COUNCIL MEMBER DUBOIS MOVED AND VICE MAYOR ROGERS SECONDED TO WAIVE FURTHER READING AND ADOPT ORDINANCE NO. 2008-7. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, DuBois, Rogers, Van Nostran and Croft

NAYS: COUNCIL MEMBERS: None

2.2 • ORDINANCE NO. 2008-8; AMENDING THE MUNICIPAL CODE PURSUANT TO PUBLIC HEARING NOTICE REQUIREMENTS FOR PLANNING ENTITLEMENTS

ORDINANCE NO. 2008-8; AN ORDINANCE OF THE CITY OF LAKEWOOD AMENDING SECTION 9422 OF THE LAKEWOOD MUNICIPAL CODE TO MAKE NOTICING PROCEDURES EQUIVALENT TO THOSE REQUIRED BY STATE LAW was read by title by the City Clerk.

COUNCIL MEMBER VAN NOSTRAN MOVED AND COUNCIL MEMBER DUBOIS SECONDED TO WAIVE FURTHER READING AND ADOPT ORDINANCE NO. 2008-8. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, DuBois, Rogers, Van Nostran and Croft

NAYS: COUNCIL MEMBERS: None

At 8:08 p.m., the Regular Meeting of the City Council was recessed for the Meeting of the Lakewood Redevelopment Agency. At 8:09 p.m., the City Council Meeting was reconvened.

ORAL COMMUNICATIONS:

Mike Kinrade addressed the City Council regarding signage for street sweeping.

Karen Robes Meeks and Joe Segura addressed the City Council regarding the *Long Beach Press Telegram* and their policies on local news coverage.

CLOSED SESSION:

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

At 8:27 p.m., the City Council recessed to a closed session pursuant to Government Code §54956.8 to give instructions to its negotiator, City Manager Howard Chambers, regarding negotiations with the County of Los Angeles regarding the lease of real property located at 5130 Clark Avenue.

The City Attorney announced that he had advised Vice Mayor Rogers to recuse himself during consideration of this matter due to his employment with the Los Angeles County Sheriff's Department.

At 8:40 p.m., the City Council reconvened. The City Attorney advised that there was no action to announce.

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ADJOURNMENT

There being no further business to be brought before the City Council, Mayor Croft adjourned the meeting at 8:40 p.m.

Respectfully submitted,

Denise R. Hayward, CMC

City Clerk