



Minutes

Lakewood City Council

Regular Meeting held
October 22, 2002

MEETING WAS CALLED TO ORDER at 7:48 p.m. by Mayor Van Nostran in the Council Chambers at the Civic Center, 5000 Clark Avenue, Lakewood, California.

INVOCATION was offered by Reverend Sam Wilder, West Lakewood Baptist Church

PLEDGE OF ALLEGIANCE was led by Council Member Robert G. Wagner

ROLL CALL: PRESENT: Mayor Larry Van Nostran
Vice Mayor Joseph Esquivel
Council Member Wayne Piercy
Council Member Todd Rogers
Council Member Robert Wagner

ANNOUNCEMENTS AND PRESENTATIONS:

Mayor Van Nostran announced that a reception had been held prior to the meeting to present awards for recycling achievements and to recognize the local schools that participated in the Red Ribbon Week activities.

ROUTINE ITEMS:

COUNCIL MEMBER WAGNER MOVED AND COUNCIL MEMBER PIERCY SECONDED TO APPROVE ROUTINE ITEMS 1 THROUGH 5.

RI-1 Approval of Minutes of the Meetings held October 8, 2002

RI-2 Approval of Personnel Transactions

RI-3 Approval of Registers of Demands dated October 3 and October 10, 2002

RI-4 Approval of Monthly Report of Investment Transactions

RI-5 Approval of Quarterly Schedule of Investments

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Rogers, Esquivel, Piercy, Wagner and Van Nostran

NAYS: COUNCIL MEMBERS: None

1.1 • SPECIFIC PLAN FOR LAKEWOOD AUTO CENTER, CORNER OF CHERRY AVENUE AND 36TH STREET

The Director of Community Development, Chuck Ebner, gave a brief oral presentation based on the memorandum contained in the agenda and stated although the area located at the northeast corner of 36th Street and Cherry Avenue had historically been utilized for industrial, commercial and auto-related uses, the Specific Plan would stabilize and preserve the location for the existing use as an auto dealership. He stated an Initial Study had been prepared and had found the project to be within the scope of the Master Environmental Impact Report for the Redevelopment Project Areas. It was the recommendation of the Planning and Environment Commission that the City Council hold a public hearing and introduce Ordinance No. 2002-8.

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

COUNCIL MEMBER WAGNER MOVED AND COUNCIL MEMBER PIERCY SECONDED TO CLOSE THE PUBLIC HEARING. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Rogers, Esquivel, Piercy, Wagner and Van Nostran

NAYS: COUNCIL MEMBERS: None

ORDINANCE NO. 2002-8; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD ADOPTING THE LAKEWOOD AUTO CENTER SPECIFIC PLAN was read by title by Mayor Van Nostran.

COUNCIL MEMBER ROGERS MOVED AND COUNCIL MEMBER WAGNER SECONDED TO WAIVE FURTHER READING OF ORDINANCE NO. 2002-8. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Rogers, Esquivel, Piercy, Wagner and Van Nostran

NAYS: COUNCIL MEMBERS: None

COUNCIL MEMBER WAGNER MOVED AND COUNCIL MEMBER ROGERS SECONDED TO INTRODUCE ORDINANCE NO. 2002-8. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Rogers, Esquivel, Piercy, Wagner and Van Nostran

NAYS: COUNCIL MEMBERS: None

2.1 • 2003 GENERAL MUNICIPAL ELECTION

Mayor Van Nostran announced that the proposed resolutions were required in order to start the process for the City's March 2003 election.

COUNCIL MEMBER PIERCY MOVED AND COUNCIL MEMBER ROGERS SECONDED TO ADOPT RESOLUTIONS NO. 2002-87 THROUGH 2002-89.

RESOLUTION NO. 2002-87; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD IN SAID CITY ON TUESDAY, MARCH 4, 2003, FOR THE ELECTION OF CERTAIN OFFICERS OF SAID CITY AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA PERTAINING TO GENERAL LAW CITIES

RESOLUTION NO. 2002-88; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO RENDER SPECIFIED SERVICES TO SAID CITY RELATING TO THE CONDUCT OF A GENERAL MUNICIPAL ELECTION TO BE HELD IN SAID CITY ON TUESDAY, MARCH 4, 2003

RESOLUTION NO. 2002-89; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES STATEMENTS SUBMITTED TO THE VOTERS AT A GENERAL MUNICIPAL ELECTION TO BE HELD IN SAID CITY ON TUESDAY, MARCH 4, 2003

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Rogers, Esquivel, Piercy, Wagner and Van Nostran

NAYS: COUNCIL MEMBERS: None

3.1 • CONSTRUCTION AND DEMOLITION DEBRIS ORDINANCE

Council Member Piercy, acting as Chairman of the Solid Waste Management Committee, requested that the item be continued to the next regular meeting.

THERE BEING NO OBJECTION, IT WAS SO ORDERED.

3.1 • WEST SAN GABRIEL RIVER OPEN SPACE PROJECT CHANGE ORDER AND DWP AGREEMENT

The Director of Public Works, Lisa Rapp, gave a brief oral presentation based on the memorandum contained in the agenda and reported a contract had been awarded on August 27, 2002, for improvements to the 17-acre open space project adjacent to the west side of the San Gabriel River. She stated that although the contract had been reduced in scope to keep the project within available funding sources at the time, additional funding had subsequently become available, prompting staff's recommendation for a change order to Public Works Project No. 02-05 which would restore the items deleted from the original project award. She advised that the contractor for the project, Los Angeles Engineering, Inc., had indicated that they would be willing to perform the additional work for the original bid price, if requested during the first 60 days of the project. She also reported that an original condition of the City's grant funding had required the City to enter into an agreement with the City of Los Angeles Department of Water and Power (DWP) for the portion of the project under the transmission right-of-way. An agreement had been drafted, signed and forwarded to the DWP for execution, but had never been signed and returned. Subsequent to the drafting of the agreement, a title search had been completed which provided full documentation that the City of Lakewood held ownership in fee title of all affected parcels. As a result, the State Resources Agency agreed to waive the requirement for an agreement with the DWP, and the City Attorney had recommended the approval for the agreement be rescinded. It was the recommendation of staff that the City Council approve Change Order No. 1 for Public Works Project No. 02-05 in the amount of \$212,000; rescind approval of the Use Agreement with the City of Los Angeles, Department of Water and Power; and appropriate \$300,000 from the State Park Bond Fund.

Council Member Rogers questioned the Public Works Director to determine if rescinding the agreement with the DWP was expected to cause any complications for the project. Ms. Rapp responded by stating that since the City had always intended to address any concerns raised by the DWP, there should be no complications. She noted that it was the failure of the DWP to execute the agreement in time to meet deadlines for compliance with the State grant that had prompted the abandonment of the agreement, not any disagreement over the terms.

Mayor Van Nostran stated that the staff of the Public Works Department was to be commended for their hard work on this project.

Council Member Wagner recognized the efforts of City Attorney John Todd in completing the research that provided proof of the City's ownership.

The City Attorney advised that the subject properties had come into the City's control through the purchase of the Lakewood Water and Power Co.

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

AYES: COUNCIL MEMBERS: Rogers, Esquivel, Piercy, Wagner and Van Nostran

NAYS: COUNCIL MEMBERS: None

City Council Minutes

October 22, 2002

Page 5

At 8:04 p.m., the Regular Meeting of the City Council was recessed for the Meeting of the Lakewood Redevelopment Agency. At 8:05 p.m., the City Council Meeting was reconvened.

ORAL COMMUNICATIONS:

Shauna Wolf, Bellflower, thanked Council Member Todd Rogers for his support of and involvement with the B.U.S.D. Intensive Learning Center.

ADJOURNMENT

There being no further business to be brought before the City Council, Mayor Van Nostran adjourned the meeting at 8:08 p.m.

Respectfully submitted,

Denise R. Hayward, CMC
City Clerk