



Minutes

Lakewood City Council

Regular Meeting held
August 14, 2001

MEETING WAS CALLED TO ORDER at 7:51 p.m. by Mayor Wagner in the Council Chambers at the Civic Center, 5000 Clark Avenue, Lakewood, California.

INVOCATION was offered by Council Member Wayne E. Piercy

PLEDGE OF ALLEGIANCE was led by Council Member Todd Rogers

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

ANNOUNCEMENTS AND PRESENTATIONS:

Mayor Wagner announced two upcoming recycling events: greenwaste recycling for yard trimmings and grass clippings on September 8th, and recycling of unwanted home electronics equipment on September 15th.

The Mayor also announced that the reopening of Monte Verde Park, with the new S. Mark Taper Foundation Vista Lodge, had been an outstanding success. He expressed gratitude to the S. Mark Taper Foundation and its officers and to the members of the Taper family for the gift of grant funds which made the "rebirth" of Monte Verde Park possible.

ROUTINE ITEMS:

COUNCIL MEMBER ROGERS MOVED AND VICE MAYOR VAN NOSTRAN SECONDED TO APPROVE ROUTINE ITEMS 1 THROUGH 13.

RI-1 Approval of Minutes of the Meetings held June 12, June 19, and June 26, 2001

RI-2 Approval of Personnel Transactions

RI-3 Approval of Registers of Demands dated July 5, July 12, July 19, July 26, and August 2, 2001

RI-4 Approval of Monthly Report of Investment Transactions

RI-5 Approval of Quarterly Schedule of Investments

ROUTINE ITEMS: Continued

RI-6 RESOLUTION NO. 2001-54; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD PROHIBITING THE PARKING OR STANDING OF VEHICLES BETWEEN 10 A.M. AND 3 P.M. ON FRIDAY OF EACH WEEK FOR STREET SWEEPING PURPOSES ON BOTH SIDES OF MARWICK AVENUE BETWEEN HARVEY WAY AND TILBURY STREET

RESOLUTION NO. 2001-55; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD RESCINDING REGULATIONS FOR STREET SWEEPING PURPOSES ON BOTH SIDES OF ELY AVENUE BETWEEN 207TH STREET AND CENTRALIA STREET

RI-7 RESOLUTION NO. 2001-56; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AUTHORIZING THE DESTRUCTION OF CERTAIN PUBLIC RECORDS OF THE DEPARTMENT OF ADMINISTRATION MORE THAN TWO YEARS OLD

RESOLUTION NO. 2001-57; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AUTHORIZING THE DESTRUCTION OF CERTAIN PUBLIC RECORDS OF THE DEPARTMENT OF ADMINISTRATION MORE THAN TWO YEARS OLD

RESOLUTION NO. 2001-58; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AUTHORIZING THE DESTRUCTION OF CERTAIN PUBLIC RECORDS OF THE DEPARTMENT OF CITY CLERK MORE THAN TWO YEARS OLD

RESOLUTION NO. 2001-59; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AUTHORIZING THE DESTRUCTION OF CERTAIN PUBLIC RECORDS OF THE DEPARTMENT OF COMMUNITY DEVELOPMENT MORE THAN TWO YEARS OLD

RESOLUTION NO. 2001-60; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AUTHORIZING THE DESTRUCTION OF CERTAIN PUBLIC RECORDS OF THE DEPARTMENT OF FINANCE MORE THAN TWO YEARS OLD

RESOLUTION NO. 2001-61; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AUTHORIZING THE DESTRUCTION OF CERTAIN PUBLIC RECORDS OF THE DEPARTMENT OF PERSONNEL MORE THAN TWO YEARS OLD

RESOLUTION NO. 2001-62; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AUTHORIZING THE DESTRUCTION OF CERTAIN PUBLIC RECORDS OF THE DEPARTMENT OF RECREATION AND COMMUNITY SERVICES MORE THAN TWO YEARS OLD

ROUTINE ITEMS: Continued

RI-8 Approval of Memorandums Pertaining to Agency Shop Election
RESOLUTION NO. 2001-63; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD APPROVING THE SECRET BALLOT ELECTION MEMORANDUM OF UNDERSTANDING WITH THE CALIFORNIA MEDIATION AND CONCILIATION SERVICE AND THE LAKEWOOD CITY EMPLOYEES ASSOCIATION

RESOLUTION NO. 2001-64; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD APPROVING THE MEMORANDUM OF UNDERSTANDING WITH THE LAKEWOOD CITY EMPLOYEES ASSOCIATION

RI-9 Approval of Memorandum of Understanding for Reuse Assistance Grant

RI-10 Approval of Street Closure for Block Party Purposes on Cardale Street

RI-11 Acceptance of Notice of Completion for Public Works Project No. 00-1, Drilling Water Well 15A, Bakersfield Well & Pump Co.

RI-12 RESOLUTION NO. 2001-65; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD ESTABLISHING A PHYSICALLY HANDICAPPED PERSONS DESIGNATED PARKING SPACE ON THE SOUTH SIDE OF MC KNIGHT AVENUE WITHIN THE CITY OF LAKEWOOD

RI-13 RESOLUTION NO. 2001-66; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD DECLARING SURPLUS CITY-OWNED PROPERTY ADJACENT TO THE 605 FREEWAY AND AS SHOWN ON MAP ATTACHED HERETO AND MADE A PART HEREOF AUTHORIZING TRANSFER OF SAID PROPERTY TO ADJOINING PARCELS

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

1.1 • REPORT OF DELINQUENT FEES FOR GARBAGE, WASTE AND REFUSE COLLECTION AND DISPOSAL *(Continued from July 24, 2001)*

Larry Schroeder, Director of Finance, gave a brief oral presentation based on the memorandum contained in the agenda packet and stated that pursuant to Section 3500 of the Lakewood Municipal Code, the City Council had adopted a resolution in May directing the preparation of a Report of Delinquent Fees as of May 31, 2001. He stated that 305 notices had been mailed and although some payments had been made, at the close of the day's business, 192 accounts remained unpaid. He concluded by recommending the City Council adopt Resolution No. 2001-67.

1.1 • REPORT OF DELINQUENT FEES FOR GARBAGE, WASTE AND REFUSE COLLECTION AND DISPOSAL - Continued

Mayor Wagner opened the public hearing at 7:59 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

RESOLUTION NO. 2001-67; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD CONFIRMING THE REPORT OF DELINQUENT FEES AND CHARGES FOR GARBAGE, WASTE, AND REFUSE COLLECTION AND DISPOSAL WITHIN THE CITY OF LAKEWOOD, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, MAY 31, 2001

COUNCIL MEMBER PIERCY MOVED AND COUNCIL MEMBER ROGERS SECONDED TO CLOSE THE PUBLIC HEARING AND ADOPT RESOLUTION NO. 2001-67. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

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1.2 • PURCHASING BID 01-5; STORAGE TANKS AND DELIVERY OF 12.5% SODIUM HYPOCHLORITE (Continued from July 24, 2001)

The Director of Finance requested the City Council continue this matter to the next regular meeting to allow staff time to ensure the vendor meets all requirements.

Mayor Wagner called for anyone in the audience wishing to address the City Council on this matter. There was no response.

THERE BEING NO OBJECTION, MAYOR WAGNER ORDERED PURCHASING BID 01-5 BE CONTINUED TO THE NEXT REGULAR CITY COUNCIL MEETING.

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1.3 • COLLECTION OF NUISANCE ABATEMENT COSTS, PEOPLE v. BONNIE J. MARTIN

Chuck Ebner, Director of Community Development, displayed slides and gave a brief oral presentation based on the memorandum contained in the agenda packet. He stated nuisance abatement work had been done on the property located at Silva Street, which was owned by Bonnie J. Martin. Pursuant to the Building Code, Ms. Martin had been notified of the costs incurred and had been given five days to request a hearing and ten days to pay the costs. There had been no response from the property owner. It was the recommendation of staff that the City Council adopt Resolution No. 2001-68, ordering the costs of abatement to be a specially assessed lien against the parcel known as Silva Street.

Mayor Wagner opened the public hearing at 8:03 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

1.3 • COLLECTION OF NUISANCE ABATEMENT COSTS, PEOPLE v. BONNIE J. MARTIN

RESOLUTION NO. 2001-68; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD ORDERING THE COSTS OF ABATEMENT TO BE A SPECIALLY ASSESSED LIEN AGAINST THE PARCEL OF LAND COMMONLY KNOWN AS SILVA STREET, LAKEWOOD, CALIFORNIA

VICE MAYOR VAN NOSTRAN MOVED AND COUNCIL MEMBER PIERCY SECONDED TO ADOPT RESOLUTION NO. 2001-68.

Mayor Wagner stated he had a problem with the magnitude of the abatement costs since the largest part was legal fees and would like to offer the property owner the opportunity to pay the abatement costs without the attorney costs.

Mr. Ebner responded by stating that the case was a very long term code enforcement case and that several attempts had been made to clean-up the property using volunteer labor at no cost to the property owner, but the property owner would not allow it. He also noted that a very specific and lengthy legal process had been followed to allow the City to abate the nuisance conditions on the property, including a warrant issued by the Bellflower Court.

Council Member Piercy noted that for the past two years he had been part of a crew on Volunteer Day that had attempted to clean up the nuisance at this location and been sent away by the property owner.

In response to a question from Council Member Rogers, City Manager Howard Chambers stated that the attorney fees were based upon the complexity of the case.

Responding to questions from the Council, the Finance Director advised that August 15th was the last day to place this type of matter on the tax roll for the year.

Council Member Esquivel inquired about the process for nuisance abatement. The City Manager responded that staff was guided by the City Attorney through the difficult process and that, fortunately, it was not a frequent problem in Lakewood.

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

1.4 • CONGESTION MANAGEMENT PROGRAM CONFORMANCE SELF-CERTIFICATION PROCESS

The Community Development Director presented an oral report based on the memorandum in the agenda packet and reported that as part of the City's compliance with the Metropolitan Transit Authority's Congestion Management Program, a public hearing must be held and a resolution passed to certify the City's conformance with the Program. He briefly reviewed the credits and debits accrued over the past year. It was the recommendation of staff that the City Council adopt the proposed resolution finding the City to be in conformance with the Congestion Management Program and adopting the CMP Local Implementation Report.

Mayor Wagner opened the public hearing at 8:14 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

RESOLUTION NO. 2001-69; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD, CALIFORNIA, FINDING THE CITY TO BE IN CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP) AND ADOPTING THE CMP LOCAL IMPLEMENTATION REPORT, IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089

COUNCIL MEMBER ESQUIVEL MOVED AND COUNCIL MEMBER PIERCY SECONDED TO CLOSE THE PUBLIC HEARING, APPROVE STAFF'S RECOMMENDATION AND ADOPT RESOLUTION NO. 2001-69. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

2.1 • APPLICATION FOR CALIFORNIA ENERGY COMMISSION GRANT FUNDS, APPROVAL OF CONSULTING AGREEMENT FOR ENERGY PROJECT DESIGN

The Director of Public Works, Lisa Rapp, presented an oral report based on the memorandum in the agenda packet and stated grant monies were available through the State Energy Commission to finance energy efficiency projects to reduce peak electricity demands. She reported that the City would be eligible for \$12,074 in grant funding to be used toward the City Hall HVAC Modernization Project. She noted that the project would not only save energy during peak demand hours, but would pay for itself in just a few years. It was the recommendation of staff that the City Council adopt the proposed resolution, approve the grant application and approve a professional services agreement with Toft Wolff Farrow, Inc. for mechanical and electrical consulting services, in an amount not to exceed \$16,000.

RESOLUTION NO. 2001-70; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD APPROVING THE APPLICATION FOR THE INNOVATIVE EFFICIENCY AND RENEWABLES GRANT PROGRAM OF THE CALIFORNIA ENERGY COMMISSION

2.1 • APPLICATION FOR CALIFORNIA ENERGY COMMISSION GRANT FUNDS, APPROVAL OF CONSULTING AGREEMENT FOR ENERGY PROJECT DESIGN

Mayor Wagner noted that while the State Legislature was expressing great concern and support for energy saving projects, they were making very little funding available to help with such projects.

COUNCIL MEMBER PIERCY MOVED AND COUNCIL MEMBER ESQUIVEL SECONDED TO APPROVE STAFF'S RECOMMENDATION AND ADOPT RESOLUTION NO. 2001-70. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner
NAYS: COUNCIL MEMBERS: None

2.2 • ORDINANCE NO. 2001-6; AMENDING THE REDEVELOPMENT PLAN FOR THE LAKEWOOD REDEVELOPMENT PROJECT AREA NO. 2

The Community Development Director advised that the proposed ordinance had been re-introduced after language had been added and was presented for second reading and adoption at this time.

ORDINANCE NO. 2001-6; AN ORDINANCE OF THE CITY OF LAKEWOOD AMENDING THE REDEVELOPMENT PLAN FOR THE LAKEWOOD REDEVELOPMENT PROJECT AREA NO. 2 BY ADOPTION OF AMENDMENT NO. 3 was read by title by the City Clerk.

COUNCIL MEMBER ROGERS MOVED AND VICE MAYOR VAN NOSTRAN SECONDED TO WAIVE FURTHER READING OF ORDINANCE NO. 2001-6. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner
NAYS: COUNCIL MEMBERS: None

VICE MAYOR VAN NOSTRAN MOVED AND COUNCIL MEMBER ROGERS SECONDED TO ADOPT ORDINANCE NO. 2001-6. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner
NAYS: COUNCIL MEMBERS: None

3.1 • CONSULTING AGREEMENT FOR BLOOMFIELD MEDIAN PROJECT

The Director of Public Works presented an oral report based on the memorandum in the agenda packet and reported that as part of a plan to improve existing raised medians in major streets, Bloomfield Avenue was scheduled for improvements this fiscal year. Randy Meyer,

3.1 • BLOOMFIELD MEDIAN PROJECT - Continued

a registered landscape architect, was available to immediately begin preparation of the plans for the construction of a raised, landscaped area in the center median. It was the recommendation of staff that the City Council approve a consulting agreement with Meyer and Associates for the design of the Bloomfield Median project in an amount not to exceed \$18,885.

Council Member Piercy, noting what a good job had been done on the Del Amo median by the City workforce, asked about using in-house labor. Ms. Rapp responded by stating the scope of the proposed projects was such that it would put a serious drain on staff resources.

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

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

NAYS: COUNCIL MEMBERS: None

3.2 • APPROVAL OF NO OVERNIGHT PARKING - CANDLEWOOD STREET

The Director of Public Works presented an oral report based on the memorandum in the agenda packet and stated the Community Safety Commission had considered a request to restrict overnight parking on Candlewood Street between Knoxville Avenue and the flood control channel west of Carfax Avenue. She noted that there were no residential driveways located within the specified area. It was the recommendation of the Commission that the City Council adopt the proposed resolution authorizing No Parking from 11 p.m. to 5 a.m. on Candlewood Street.

Council Member Piercy observed that there were two short sections near corners that were to be excepted from the posting and inquired if there would be any sight difficulties resulting from vehicles parking in those locations. Ms. Rapp responded by stating that there would be adequate sight distance for each corner.

RESOLUTION NO. 2001-71; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD ESTABLISHING NO PARKING, 11:00 P.M. TO 5:00 A.M. ON BOTH SIDES OF CANDLEWOOD STREET BETWEEN THE FLOOD CONTROL CHANNEL WEST OF CARFAX AVENUE AND KNOXVILLE AVENUE WITHIN THE CITY OF LAKEWOOD

VICE MAYOR VAN NOSTRAN MOVED AND COUNCIL MEMBER ROGERS SECONDED TO ADOPT RESOLUTION NO. 2001-71. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

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At 8:26 p.m., the Regular Meeting of the City Council was recessed for the Meetings of the Lakewood Redevelopment Agency and Lakewood Housing Authority. At 8:36 p.m., the City Council Meeting was reconvened.

ORAL COMMUNICATIONS:

Charles Haynes remarked on State lawmakers' energy savings practices.

ADJOURNMENT

There being no further business to be brought before the City Council, Mayor Wagner adjourned the meeting at 8:37 p.m.

Respectfully submitted,

Denise R. Hayward, CMC
City Clerk