



Minutes

Lakewood City Council

Regular Meeting held
May 26, 2015

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

INVOCATION was offered by Monsignor Joseph Greeley, St. Pancratius Church

PLEDGE OF ALLEGIANCE was led by Camp Fire Bumblebees

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

ANNOUNCEMENTS AND PRESENTATIONS:

Mayor Wood announced that the meeting would be adjourned in memory of Millard Black, who had been an active YMCA board member and had participated in the Neighborhood Watch program in Lakewood.

The Mayor expressed gratitude to those involved in the preparations for the events held on Memorial Day at Del Valle Park, which included the return of the jet plane, the unveiling of the renovated and expanded memorial, the viewing of over 1,500 commemorative bricks, and the lighting of the memorial and plane.

ROUTINE ITEMS:

COUNCIL MEMBER DUBOIS MOVED AND COUNCIL MEMBER CROFT SECONDED TO APPROVE ROUTINE ITEMS 1 THROUGH 5.

RI-1 Approval of Minutes of the Meeting held May 12, 2015

RI-2 Approval of Personnel Transactions

RI-3 Approval of Registers of Demands

RI-4 Approval of Report of Monthly Investment Transactions

RI-5 RESOLUTION NO. 2015-16; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD ADJUSTING THE MAXIMUM FEES OR CHARGES FOR BIN AND SPECIAL REFUSE SERVICE

ROUTINE ITEMS: - Continued

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

1.1 • APPROVAL OF SUBMITTAL OF JUSTICE ASSISTANCE GRANT (JAG) PROGRAM FUNDING

Carol Flynn Jacoby, Deputy City Manager, presented a report based on the memo in the agenda and stated that the City had been notified that it was eligible to receive a \$16,409 entitlement grant from the Justice Assistance Grant program. She reported that the funding would be utilized to offset the cost of the deputy assigned to the Abatement Team, whose mission was to identify and clean up nuisance housing units and businesses. The grant required the conduct of a public hearing and a 30-day comment period. It was the recommendation of staff that the City Council hold a public hearing; receive public comments in the City Clerk's Office until June 25th; authorize the City Manager to apply for the grant; and direct the Administrative Services Director to appropriate the funding amount upon grant award.

Mayor Wood opened the public hearing at 7:44 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

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

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

NAYS: COUNCIL MEMBERS: None

1.2 • INTRODUCTION OF ORDINANCE NO. 2015-4; AMENDING THE LAKEWOOD MUNICIPAL CODE PERTAINING TO MASSAGE AND MASSAGE THERAPY ESTABLISHMENTS

Community Development Director Sonia Southwell displayed slides and presented a report based on the memo in the agenda. She explained that since SB 731 became effective in 2009, the State had seen a rapid expansion of massage establishments. AB 1147, which went into effect in January, restored local government discretion on approving and regulating such businesses. The proposed ordinance would amend the Municipal Code by updating the business license and conditional use permit requirements for existing and proposed massage facilities. She concluded by stating it was staff's recommendation that the City Council hold a public hearing, introduce the proposed ordinance and direct staff to review and respond to any comments received on the proposed negative declaration.

1.2 • INTRODUCTION OF ORDINANCE NO. 2015-4; AMENDING THE LAKEWOOD MUNICIPAL CODE PERTAINING TO MASSAGE AND MASSAGE THERAPY ESTABLISHMENTS - Continued

Council Member Rogers inquired whether the proposed ordinance would be sufficient to control saturation of such businesses. Ms. Southwell responded by stating that while the proposed ordinance did not limit the number of such businesses, the areas where they would be located and their proximity to other massage businesses would be determined on a case by case basis and could provide some control and flexibility.

In response to Vice Mayor Piazza's inquiries, Ms. Southwell stated that the California Massage Therapy Council, an agency created through the enactment of SB 731 and re-authorized by AB 1147, conducted background checks and implemented the certification program for the massage therapy profession. She added that the certificates issued had expiration dates.

Council Member Croft, noting that the massage industry was prone to abuses, credited staff and the Sheriff's Department for their efforts to protect the community.

Captain Keith Swensson, Lakewood Sheriff Station, identified the concerns for law enforcement which included ensuring compliance with State law and citizens' safety.

Ms. Southwell responded to Mayor Wood's questions by stating that the conditional use permit process provided for the ability to inspect massage facilities. She also noted that of the 25 currently licensed massage establishments, some of those were operating as part of a chiropractic practice.

Mayor Wood 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.

Donald Venitsky, Lakewood, expressed his opposition to massage businesses and establishments.

ORDINANCE NO. 2015-4; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AMENDING THE LAKEWOOD MUNICIPAL CODE AND THE ZONING ORDINANCE PERTAINING TO THE BUSINESS OF MASSAGE AND MASSAGE ESTABLISHMENTS was read by title by the City Clerk.

COUNCIL MEMBER ROGERS MOVED AND VICE MAYOR PIAZZA SECONDED TO WAIVE FURTHER READING AND INTRODUCE ORDINANCE NO. 2015-4. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

1.3 • INTRODUCTION OF ORDINANCE NO. 2015-5; AMENDING THE LAKEWOOD MUNICIPAL CODE PERTAINING TO LIMITATIONS OF USES PERMITTED IN COMMERCIAL ZONES AND REQUIRING A CONDITIONAL USE PERMIT FOR ALL CAR WASHES

The Director of Community Development displayed slides and presented a report based on the memo in the agenda. She stated that the Municipal Code currently required that every use in a commercial zone be conducted wholly within a building. The proposed ordinance would clarify the Code to include vacuums and other outdoor equipment and activities normally associated with a car wash to be located outside of a building and amend it to require a conditional use permit for all permanent facilities offering washing, detailing, waxing or cleaning of non-commercial vehicles, whether self- or full-serve, regardless of distance to residentially-zoned land. She stated that staff recommended that the City Council hold a public hearing, introduce the proposed ordinance and direct staff to review and respond to any comments received on the proposed negative declaration.

Ms. Southwell verified for Vice Mayor Piazza that the referenced vacuums were used for the purposes of removing debris from vehicle interiors.

Mayor Wood opened the public hearing at 8:06 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

ORDINANCE NO. 2015-5; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AMENDING THE LAKEWOOD MUNICIPAL CODE AND THE ZONING ORDINANCE CLARIFYING THAT PORTION OF THE LAKEWOOD MUNICIPAL CODE PERTAINING TO CARWASHES AND LIMITATIONS OF USES PERMITTED IN COMMERCIAL ZONES was read by title by the City Clerk.

COUNCIL MEMBER ROGERS MOVED AND COUNCIL MEMBER CROFT SECONDED TO WAIVE FURTHER READING, INTRODUCE ORDINANCE NO. 2015-5 AND DIRECT STAFF TO REVIEW AND RESPOND TO COMMENTS RECEIVED ON THE NEGATIVE DECLARATION. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

2.1 • ORDINANCE NO. 2015-3; APPROVING ZONE CHANGE CASE NO. 114, 11609 216TH STREET

Steve Skolnik, City Attorney, advised that the proposed ordinance had been introduced at the last City Council meeting and that the ordinance was presented for second reading and adoption at this time.

2.1 • ORDINANCE NO. 2015-3; APPROVING ZONE CHANGE CASE NO. 114, 11609 216TH STREET - Continued

ORDINANCE NO. 2015-3; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AMENDING THE ZONING MAP OF THE CITY OF LAKEWOOD BY CHANGING THE ZONING FROM O-S (OPEN SPACE) TO M-F-R (MULTIPLE-FAMILY RESIDENTIAL) ON THAT PROPERTY LOCATED AT 11609 216TH STREET, DESIGNATED AS ZONE CHANGE CASE NO. 114

COUNCIL MEMBER CROFT MOVED AND COUNCIL MEMBER DUBOIS SECONDED TO ADOPT ORDINANCE NO. 2015-3. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

2.2 • URGENCY ORDINANCE NO. 2015-6; IMPLEMENTING 2015 WATER CONSERVATION REGULATIONS

James Glancy, Director of Water Resources, displayed slides and presented a report based on the memo in the agenda. He provided a brief history of the actions related to the ongoing drought situation, the most recent of which had been the Governor's direction to the State Water Resources Control Board to implement mandatory statewide conservation of 25 percent. The State Board regulations required that water suppliers establish rate structures geared at reducing water use but that in light of a recent court decision, implementation of such a structure would be held in reserve. The State Board utilized nine tiers of increasing levels of residential gallons-per-capita-per-day that placed Lakewood under the conservation standard of 20 percent by February 2016. The proposed urgency ordinance would take into account the new rules mandated by the Governor's latest Executive Order and would implement an outdoor watering schedule. Mr. Glancy concluded by stating it was the recommendation of the Water Resources Committee that the City Council adopt the proposed urgency ordinance.

As a Member of the Water Resources Committee, Council Member Croft acknowledged the community's water conservation efforts and noted the importance of achieving the citywide goals. He clarified that the restrictions on watering landscapes during and within 48 hours after measurable rainfall would preclude the proposed watering schedule.

Mr. Glancy responded to Vice Mayor Piazza's inquiry by stating that water agencies that failed to meet their conservation standard were subject to fines of up to \$10,000 per day.

Council Member Rogers remarked that the State should focus on mitigating the long-term consequences of the drought and engage in water projects to ease the economic impacts of conservation.

Vice Mayor Piazza encouraged residents to review their water bills for usage information to see what they can do to achieve 20 percent savings.

2.2 • URGENCY ORDINANCE NO. 2015-6; IMPLEMENTING 2015 WATER CONSERVATION REGULATIONS - Continued
ORDINANCE NO. 2015-6; AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD IMPLEMENTING 2015 WATER CONSERVATION REGULATIONS

COUNCIL MEMBER CROFT MOVED AND VICE MAYOR PIAZZA SECONDED TO ADOPT ORDINANCE NO. 2015-6. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

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

NAYS: COUNCIL MEMBERS: None

3.1 • PREVIEW OF 2015 SUMMER PROGRAMS AND SUMMER CATALOG

Recreation and Community Services Director Lisa Litzinger displayed slides and presented a report based on the memo in the agenda. She stated that the Summer Recreation Catalog, which had been mailed out recently to Lakewood residents, offered hundreds of programs and events. She briefly reviewed some of the offerings which included over 660 contract classes for adults and youth; the Summer Concerts in the Park; the Finally It's Friday family programs; Lakewood Youth Sports, consisting of t-ball, baseball and softball; the Civic Center Block Party on June 27th; and the Aquatics programs at Mayfair and McCormick pools.

ORAL COMMUNICATIONS:

Jason Gerros, Lakewood, addressed the City Council regarding swim lessons and access at Mayfair Pool.

ADJOURNMENT

There being no further business to be brought before the City Council, Mayor Wood adjourned the meeting at 8:40 p.m. A moment of silence was observed in memory of Millard Black.

Respectfully submitted,

Jo Mayberry, CMC
City Clerk