

**MINUTES OF THE
REGULAR MEETING OF THE
LA MIRADA CITY COUNCIL
OCTOBER 24, 2017 – 6:30 P.M.**

1. **CALL TO ORDER**
Mayor Eng called the meeting to order at 6:30 p.m. in the Council Chambers, La Mirada City Hall, 13700 La Mirada Boulevard, La Mirada, California.
2. **INVOCATION**
The invocation was delivered by Pastor Richard Velasquez of Olive Branch Calvary Chapel.
3. **PLEDGE OF ALLEGIANCE**
The Pledge of Allegiance was led by a representative of VFW Post 9148.
4. **ROLL CALL**
City Council was present with Councilmember De Ruse, Councilmember Lewis, Councilmember Sarega, Mayor Pro Tem Mowles and Mayor Eng responding to roll call.

The following staff members were also present: City Manager Jeff Boynton, Assistant City Manager/City Clerk Anne Haraksin and City Attorney James Markman.

5. **PUBLIC COMMENT**

There were no public comments.
6. **APPEARANCES, PRESENTATIONS, AND PROCLAMATIONS**
 - 6.1 **RECOGNITION OF NORWALK-LA MIRADA UNIFIED SCHOOL DISTRICT TEACHER OF THE YEAR JENNIFER HODGE**

The City Council recognized Benton Middle School teacher Jennifer Hodge for being selected teacher of the year and the Mayor, on behalf of the City Council, presented her with a Certificate of Recognition.
 - 6.2 **PROCLAMATION FOR RED RIBBON WEEK**

The City Council proclaimed October 23 through October 27, 2017 as Red Ribbon Week in the City of La Mirada and the Mayor, on behalf of the City Council, presented a proclamation to Safety Education Officer Mary Cipres.

6.3 RECOGNITION OF PUBLIC SAFETY POSTER CONTEST WINNERS

The City Council recognized the winners of the Public Safety Poster Contest and the Mayor, on behalf of the City council, presented them with Certificates of Recognition.

7. CONSENT CALENDAR

Councilmember De Ruse moved and Councilmember Lewis seconded to approve the following consent calendar items:

7.1 APPROVAL OF MEETING MINUTES

The City Council approved the minutes of the Study Session meeting of October 10, 2017 and the minutes of the regular meeting of October 10, 2017.

7.2 APPROVAL OF WARRANT REGISTER

The City Council approved the warrant register dated October 24, 2017 in the total amount of \$2,220,823.51.

7.3 CAPITAL IMPROVEMENT PROJECT NO. 2014-17, IMPERIAL HIGHWAY AND TELEGRAPH ROAD INTERSECTION IMPROVEMENTS – ACCEPTANCE OF WORK

The City Council accepted the improvements constructed by Sequel Contractors, Inc.; authorized the City Clerk to file a Notice of Completion with the County Recorder; and authorized the payment of retention monies pursuant to the agreement.

7.4 CAPITAL IMPROVEMENT PROJECT NO. 2017-06, PLAY AREA REHABILITATION AT GARDENHILL AND WINDERMERE PARKS – APPROVAL OF AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH BGB DESIGN GROUP

The City Council authorized the City Manager to execute an amendment to the Professional Services Agreement between the City of La Mirada and BGB Design Group to provide additional design services for CIP No. 2017-06, Play Area Rehabilitation at Gardenhill and Windermere Parks, based on the proposals from BGB Design Group dated October 5, 2017 for an amount not to exceed of \$8,480.

7.5 CAPITAL IMPROVEMENT PROJECT NO. 2014-24, ALONDRA BOULEVARD AT LA MIRADA BOULEVARD INTERSECTION IMPROVEMENT PLANS – APPROVAL OF CHANGE ORDER TO

AMENDMENT FOR THE ON-CALL PROFESSIONAL/TECHNICAL SERVICES AGREEMENT WITH PRESCIENCE CORPORATION

The City Council authorized the City Manager to execute Contract Change Order No. 1 to Amendment No. 7 to the On-Call Professional/Technical Services Agreement between the City of La Mirada and Prescience Corporation for Capital Improvement Project No. 2014-24, Alondra Boulevard at La Mirada Boulevard Intersection Improvement Plans, in the amount of \$17,116.92.

7.6 AGREEMENT WITH LA MIRADA ARMADA FOR USE OF SPLASH! LA MIRADA REGIONAL AQUATICS CENTER

The City Council directed the City Attorney to prepare a five year agreement and authorized the City Manager to execute the agreement on behalf of the City.

7.7 LA MIRADA SYMPHONY FUNDING REQUEST FOR FISCAL YEAR 2017-18

The City Council approved the La Mirada Symphony's Fiscal Year 2017-18 funding request in the amount of \$5,000 and in-kind contribution of \$40,000 for a total of \$45,000.

7.8 INVESTMENT REPORT FOR THE CITY OF LA MIRADA FOR THE MONTH ENDING SEPTEMBER 2017

The City Council received and filed the City's Investment Report for the month ending September 2017.

7.9 MONTHLY TREASURER REPORT FOR THE PERIOD ENDING SEPTEMBER 2017

The City Council received and filed the City of La Mirada Monthly Treasurer Report for the period ending September 2017.

MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

- AYES:** Councilmembers De Ruse, Lewis, Sarega, Mayor Pro Tem Mowles, Mayor Eng
NOES: None
ABSENT: None
ABSTAIN: None

8. PUBLIC HEARING

8.1 INTERIM ORDINANCE NO. 702-U EXTENDING AN INTERIM ORDINANCE PROHIBITING ALL COMMERCIAL NON-MEDICAL MARIJUANA ACTIVITY IN THE CITY, PROHIBITING OUTDOOR MARIJUANA CULTIVATION ON PRIVATE RESIDENCES, AND DECLARING THE URGENCY THEREOF

City Planner Gabriel Bautista presented a report on the item. He said since the adoption of Interim Ordinance No's. 685-U and 687-U, City staff and the City Attorney have developed permanent regulations which address commercial non-medical marijuana activities and outdoor cultivation. He said the permanent regulations are currently in the process of being adopted by the City Council. However, the restrictions/protective measures currently in place via Interim Ordinance No's. 685-U and 687-U will expire prior to the effective date of the permanent regulations. He said it was therefore necessary to extend the interim measures to ensure that businesses which may conflict with the permanent regulations are not provided the opportunity to establish within La Mirada as a result of any lapse in the protective measures.

Mayor Eng opened the Public Hearing.

No members of the public spoke on the item.

Mayor Eng closed the Public Hearing.

Councilmember Sarega moved and Mayor Pro Tem Mowles seconded to adopt Ordinance No. 702-U extending Interim Ordinance No. 687-U, prohibiting all non-medical marijuana activity and outdoor marijuana cultivation on private residences in the City of La Mirada and declaring the urgency thereof.

MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: Councilmembers De Ruse, Lewis, Sarega, Mayor Pro Tem Mowles, Mayor Eng
NOES: None
ABSENT: None
ABSTAIN: None

9. ORDINANCES AND RESOLUTIONS

9.1 SECOND READING AND ADOPTION OF ORDINANCE NO. 700 APPROVING ZONING ORDINANCE AMENDMENT NO. 47 AND RELATED MUNICIPAL CODE AMENDMENTS, PROHIBITING ALL MEDICAL AND NON-MEDICAL COMMERCIAL CANNABIS ACTIVITY,

PROHIBITING OUTDOOR CULTIVATION, AND REGULATING INDOOR CANNABIS CULTIVATION, CONSISTENT WITH STATE LAW

City Planner Bautista reported that as a result of legislative actions, and in order to provide the City with immediate protection from the potential establishment of marijuana/cannabis uses and activities, these uses have been temporarily regulated by the City through the adoption of Interim Ordinances No.'s 677-U, 679-U, 685-U, 686-U and 687-U. He said that since the time remaining on the interim ordinances will expire soon, Ordinance No. 700 would establish permanent regulations to prohibit commercial marijuana/cannabis uses from legally establishing within the City. He said the ordinance will also regulate certain marijuana/cannabis activities that the City is now obligated to allow as a result of the adopted legislation.

Mayor Pro Tem Mowles moved and Councilmember De Ruse seconded to adopt Ordinance No. 700 approving Zoning Ordinance Amendment No. 47 and related Municipal Code amendments, prohibiting all medical and non-medical commercial cannabis activity, prohibiting outdoor cultivation, and regulating indoor cannabis cultivation, consistent with State law.

MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: Councilmembers De Ruse, Lewis, Sarega, Mayor Pro Tem Mowles, Mayor Eng
NOES: None
ABSENT: None
ABSTAIN: None

9.2 FIRST READING OF ORDINANCE NO. 701 MOVING CITY COUNCIL ELECTIONS TO A STATEWIDE ELECTION DATE AS REQUIRED BY LAW

City Manager Boynton provided information regarding La Mirada's General Municipal Elections. He said Senate Bill 415 (SB 415), which was signed by Governor Brown in September 2015, required general law cities that have a significant decrease in voter turnout, as defined by the State, to move their elections to either the statewide June Primary election or the statewide November General election in even years by November 2022. He said Senate Bill 568 (SB 568) signed by Governor Brown on September 17 established the date for future California Primary elections as the first Tuesday after the first Monday in March of even years commencing in 2019. He said Ordinance No. 701 would move the 2019 and 2021 elections to March 2020 and March 2022, and every two years thereafter. He said the ordinance would extend existing Council terms of office by 12 months. He said all City Council terms thereafter would

remain at four year terms and elections would be held in March of even numbered years.

Councilmember Sarega moved and Councilmember Lewis seconded to introduce for first reading Ordinance No. 701 moving City Council elections to a statewide general election date as required by state law, by title only, and waive further reading.

MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: Councilmembers De Ruse, Lewis, Sarega, Mayor Pro Tem Mowles, Mayor Eng
NOES: None
ABSENT: None
ABSTAIN: None

10 CITY COUNCIL REPORTS AND ANNOUNCEMENTS

Members of the City Council reported on meetings and events they attended.

11. CITY ATTORNEY ANNOUNCEMENTS

There were no City Attorney announcements.

12. CITY MANAGER ANNOUNCEMENTS

City Manager Boynton provided an update on upcoming community events.

At this time, the City Council adjourned the City Council meeting at 7:19 p.m. and convened to Closed Session.

13. CLOSED SESSION

13.1 CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.8 – CONFERENCE WITH CITY OF LA MIRADA REAL PROPERTY NEGOTIATOR (PROPERTY: 14885 TELEGRAPH ROAD (LOS ANGELES COUNTY ASSESSOR’S PARCEL NO. 8033-001-021), LA MIRADA; CITY NEGOTIATOR: JEFF BOYNTON, CITY MANAGER)

No action was taken.

14. ADJOURNMENT

There being no further business to come before the Council, the City Council adjourned the meeting at 7:34 p.m.

Anne Haraksin, City Clerk

Attest:

Ed Eng, Mayor