

**MINUTES OF THE
REGULAR MEETING OF THE
LA MIRADA CITY COUNCIL
NOVEMBER 14, 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 Councilmember Lewis.
3. PLEDGE OF ALLEGIANCE
The Pledge of Allegiance was led by Mayor Pro Tem Mowles.
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

Nancy Gonzales addressed the City Council regarding the ordinance restricting recreational vehicles from parking on city streets without a permit.
6. APPEARANCES, PRESENTATIONS, AND PROCLAMATIONS
 - 6.1 RECOGNITION OF FORMER COMMISSIONER AND MEMBER OF THE LA MIRADA COMMUNITY FOUNDATION

The City Council recognized former Public Safety Commissioner Jim Reich and former La Mirada Community Foundation Member Dr. Rick Bee for their years of dedicated service to the community and the Mayor, on behalf of the City Council, presented an appreciation plaque and tickets to the La Mirada Theatre for the Performing Arts to Mr. Reich and Dr. Bee.
 - 6.2 RECOGNITION OF UNSYNCABLES OF LA MIRADA

The City Council recognized the Unsyncables of La Mirada and the Mayor, on behalf of the City Council, presented the team with a recognition plaque.

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 regular meeting of October 24, 2017.

7.2 APPROVAL OF WARRANT REGISTER

The City Council approved the warrant register dated November 14, 2017 in the total amount of \$2,107,949.90.

7.3 CAPITAL IMPROVEMENT PROJECT NO. 2014-18, STPL-5364(009), TRAFFIC SIGNAL INSTALLATION, ARTESIA BOULEVARD AT EAST INDUSTRY CIRCLE - ACCEPTANCE OF WORK

The City Council accepted the improvements constructed by Elecnor Belco Electric, 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 contract.

7.4 CAPITAL IMPROVEMENT PROJECT NO. 2016-12, TRAFFIC SIGNAL INSTALLATION AT ALONDRA BOULEVARD AND PHOEBE AVENUE – APPROVAL OF A CHANGE ORDER TO AMENDMENT FOR THE ON-CALL PROFESSIONAL/TECHNICAL SERVICES AGREEMENT WITH CNC ENGINEERING

The City Council approved and authorized the City Manager to execute Contract Change Order No. 1 to Amendment No. 11, Professional Services Agreement between the City of La Mirada and CNC Engineering for Capital Improvement Project No. 2016-12, Traffic Signal Installation at Alondra Boulevard and Phoebe Avenue in the amount of \$12,455.

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. ORDINANCES AND RESOLUTIONS

8.1 SECOND READING AND ADOPTION OF ORDINANCE NO. 701 MOVING CITY COUNCIL ELECTIONS TO A STATEWIDE ELECTION DATE AS REQUIRED BY LAW

City Manager Boynton reported that in an effort to be in compliance with SB 415, the proposed ordinance 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. All City Council terms thereafter would remain at four year terms and elections would be held in March of even numbered years. He said the ordinance would take effect immediately upon adoption of the City Council, as it relates to an election, and it would be submitted to the Los Angeles County Board of Supervisors for approval. Following approval by the Board of Supervisors, the City, as required by State law, would mail a notice within 30 days informing all registered voters in La Mirada of the change in the election date and the extension of City Council terms. He said the proposed ordinance was discussed at the October 10 Study Session meeting and it was introduced for first reading at the October 24 City Council meeting.

Mayor Pro Tem Mowles moved and Councilmember Sarega seconded to accept for second reading and adopt Ordinance No. 701 moving City Council elections to a statewide 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

8.2 FIRST READING OF ORDINANCE NO. 703 REPEALING REGULATIONS APPLICABLE TO GARAGE SALE DEPOSITS, AND AMENDING TITLE 9 OF THE LA MIRADA MUNICIPAL CODE

City Manager Boynton reported the La Mirada Municipal Code (LMMC) requires residents to obtain a garage sale permit prior to selling used goods and other personal items on their property. He said the garage sale permit fee established by resolution is \$16 in addition to a \$50 refundable deposit. He provided information on garage sale sign regulations and said the \$50 deposit is required of all permit applicants to ensure the removal of signs posted in violation of the provisions of the LMMC. He said the deposit is refundable unless the City is required to remove signs. He said

a recent analysis revealed that requiring a deposit and processing refunds places additional and unnecessary burdens on residents as well as the City staff. The vast majority of those hosting garage sales abide by the sign rules. He said the proposed ordinance would repeal the municipal code section requiring a deposit in the amount of \$50 for all garage sale permit applicants. Residents would still be required to pay a fee of \$16 for a garage sale permit.

Councilmember Sarega moved and Mayor Pro Tem Mowles seconded to introduce for first reading Ordinance No. 703 repealing regulations applicable to garage sale deposits, and amending Title 9 of the La Mirada Municipal Code, 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

8.3 FIRST READING OF ORDINANCE NO. 704 REAUTHORIZING AND READOPTING THE CITY'S PUBLIC, EDUCATIONAL, AND GOVERNMENTAL ACCESS SUPPORT FEE

City Attorney Markman presented information on the proposed ordinance. He said the Digital Infrastructure and Video Competition Act of 2006 (Act) changed the manner in which video services are regulated by replacing local franchising with a state franchising system administered by the California Public Utilities Commission (PUC). As a result, the City no longer enters into franchise agreements with cable or video service companies. He said the PUC has exclusive authority under the Act to grant state franchises to video service providers. The Act also authorized cities to adopt an ordinance imposing a fee to support public, educational, or governmental (PEG) programming facilities. He said a state-issued franchise is valid for ten years and is renewable for successive ten-year terms. He said the proposed ordinance would reauthorize and readopt the fee on state-franchised video service providers to support PEG channel facilities.

Mayor Pro Tem Mowles moved and Councilmember De Ruse seconded to introduce for first reading Ordinance No. 704 reauthorizing and readopting the City's public, educational, and governmental access support fee, 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

8.4 RESOLUTION NO. 17-33 APPROVING AN APPLICATION FOR TRANSIT AND TRANSPORTATION FUNDS

City Manager Boynton reported that La Mirada Transit provides curb-to-curb, demand responsive transportation to the general public within City limits. He said the City owns 10 transit vehicles, of which seven are in rotation. During the years 2008-2010, the City began converting a significant portion of its transit fleet to alternative fuel vehicles. He said as vehicles were replaced, alternative fuel vehicles were selected in place of gasoline vehicles, ultimately resulting in decreasing fuel costs and reducing the amount of harmful emissions into the air. He said four vehicles are nearing their planned replacement date. He said the City is eligible to receive state funding from the Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA) for transit projects. He said the proposed resolution would authorize the City to use funding from PTMISEA in the amount of \$357,747 and \$37,253 in state, regional and City transit funds for the purchase of transit replacement vehicles, passenger fare boxes and related equipment.

Councilmember Sarega moved and Councilmember Lewis seconded to adopt Resolution No. 17-33 approving an application for transit funds from PTMISEA and authorize the City Manager to execute an application for funds from PTMISEA for the purchase of transit vehicles, passenger fare boxes and related equipment.

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 CITY COUNCIL REPORTS AND ANNOUNCEMENTS

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

10. CITY ATTORNEY ANNOUNCEMENTS

There were no City Attorney announcements.

11. CITY MANAGER ANNOUNCEMENTS

There were no City Manager announcements.

12. ADJOURNMENT

There being no further business to come before the Council, the City Council adjourned the meeting at 7:08 p.m.

Anne Haraksin, City Clerk

Attest:

Ed Eng, Mayor