

**MINUTES OF THE
REGULAR MEETING OF THE
LA MIRADA CITY COUNCIL
FEBRUARY 12, 2019 – 6:30 P.M.**

1. **CALL TO ORDER**
Mayor Mowles 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 Rabbi Mark Goldfarb of Temple Beth Ohr.
3. **PLEDGE OF ALLEGIANCE**
The Pledge of Allegiance was led by Boy Scout Troop 985.
4. **ROLL CALL**
City Council was present with Councilmember Eng, Councilmember Lewis, Councilmember Sarega, Mayor Pro Tem De Ruse, and Mayor Mowles responding to roll call.

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

5. **PUBLIC COMMENT**
George Wheelen addressed the City Council regarding user fees.

Brian Tarvin commended the Los Angeles County Sheriff's Deputies who responded to the emergency situation at his home.

6. **APPOINTMENTS**
 - 6.1 **APPOINTMENT TO THE HISTORICAL PRESERVATION ADVISORY COUNCIL**

Councilmember Lewis moved and Mayor Pro Tem De Ruse seconded to appoint Harry Scott to the Historical Preservation Advisory Council.

MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

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

7. CONSENT CALENDAR

Mayor Pro Tem De Ruse moved and Councilmember Eng 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 January 22, 2019.

7.2 APPROVAL OF WARRANT REGISTER

The City Council approved the warrant register dated February 12, 2019 in the total amount of \$2,094,122.23.

7.3 MONTHLY TREASURER REPORT FOR THE PERIOD ENDING DECEMBER 2018

The City Council received and filed the City of La Mirada Monthly Treasurer Report for the period ending December 2018.

7.4 CITY OF LA MIRADA FINANCIAL TRANSACTIONS REPORT FOR FISCAL YEAR 2017-18

The City Council received and filed the City's Financial Transactions Report for Fiscal Year 2017-18.

7.5 CAPITAL IMPROVEMENT PROJECT NO. 2017-03, MEASURE I, PHASE 5, RESIDENTIAL STREET REHABILITATION – REVIEW OF BIDS AND AWARD OF CONTRACT

The City Council awarded the contract for Capital Improvement Project No. 2017-03, Measure I, Phase 5, Residential Street Rehabilitation, to R.J. Noble Company in the amount of \$7,932,019; authorized the City Manager to execute the contract on behalf of the City; authorized the City Manager to approve addendums to the existing on-call engineering contracts for construction support services in an amount not to exceed ten percent of the construction cost; and authorized the City Manager to approve additional work up to 20 percent of the total project cost including construction and construction survey, testing and inspection.

7.6 AGREEMENT WITH THEATER DIRECT, INC. FOR TELEMARKETING SERVICES FOR THE LA MIRADA THEATRE FOR THE PERFORMING ARTS

The City Council approved a professional services agreement with Theater Direct, Inc. for telemarketing services for the La Mirada Theatre for the Performing Arts and authorized the City Manager to execute the agreement on behalf of the City.

7.7 LANDSCAPE MAINTENANCE SERVICES FOR PARKS AND FACILITIES – REVIEW OF PROPOSALS AND AWARD OF CONTRACT

The City Council awarded the contract to So Cal Land Maintenance, Inc. for landscape maintenance services for parks and facilities and authorized the City Manager to execute the contract and any required extensions to the contract on behalf of the City.

MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

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

8. ORDINANCES AND RESOLUTIONS

8.1 SECOND READING AND ADOPTION OF ORDINANCE NO. 706 AMENDING REGULATIONS APPLICABLE TO DANGEROUS FIREWORKS, AND AMENDING TITLE 16 OF THE LA MIRADA MUNICIPAL CODE

City Manager Boynton said the proposed ordinance would allow the City to issue administrative citations to persons who allow dangerous/illegal fireworks to be discharged on or from property that is owned, leased, rented, or otherwise lawfully possessed by them. He said the ordinance was introduced for first reading at the January 22 City Council meeting.

Councilmember Lewis moved and Councilmember Eng seconded to accept for second reading and adopt Ordinance No. 706 amending regulations applicable to dangerous fireworks and amending Title 16 of the La Mirada Municipal Code, by title only, and waive further reading.

MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

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

8.2 FIRST READING OF ORDINANCE NO. 707 ADDING A NEW CHAPTER 4.70 TO THE LA MIRADA MUNICIPAL CODE TO CREATE A SIDEWALK VENDING PROGRAM

City Attorney James Markman reported that a substantive change was made to Ordinance No. 707 that was introduced for first reading at a prior meeting. He said the original ordinance that was presented at the meeting required sidewalk vendors to provide a clearance of not less than three feet on all sidewalks or pedestrian areas. He said legal authority supports a four foot clearance which is a more appropriate standard. He said the ordinance has been modified to include the four foot clearance requirement. He said that since Ordinance No. 707 was modified, the ordinance needs to be reintroduced for first reading.

Councilmember Sarega moved and Councilmember Lewis seconded to introduce for first reading Ordinance No. 707 adding a new Chapter 4.70 to the La Mirada Municipal Code to create a sidewalk vending program, by title only, and waive further reading.

MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

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

9. PUBLIC HEARING

9.1 RESOLUTION NO. 19-03 APPROVING THE CITY AS A PASSPORT ACCEPTANCE FACILITY AND ESTABLISHING A PASSPORT EXECUTION FEE

Mayor Mowles opened the Public Hearing.

City Manager Boynton reported that at the Study Session meeting on January 8, the City Council reviewed and discussed offering passport services and expressed support for offering the passport services at City Hall. He said the proposed resolution would approve the City as a Passport Acceptance Facility and establish a Passport Execution Fee in the amount of \$35.

No members of the public spoke on the item.

Mayor Mowles closed the Public Hearing.

Councilmember Lewis moved and Mayor Pro Tem De Ruse seconded to adopt Resolution No. 19-03 approving the City as a Passport Acceptance Facility and establishing a Passport Execution Fee.

MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

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

9.2 RESOLUTION NO. 19-04 ESTABLISHING A FEE FOR A SIDEWALK VENDING PERMIT

Mayor Mowles opened the Public Hearing.

City Manager Boynton reported that Ordinance No. 707 establishes a permitting process requiring sidewalk vendors to obtain a permit from the City. He said staff conducted an analysis in order to determine the costs to the City in processing applications for sidewalk vending permits. Based on the analysis, staff recommends a \$110 annual fee be established. He said the proposed fee would be no greater than the minimum cost to the City to process an application. Mr. Boynton also reported that the City received a letter from a member of the public regarding sidewalk vending.

No members of the public spoke on the item.

Mayor Mowles closed the Public Hearing.

Councilmember Sarega moved and Councilmember Eng seconded to adopt Resolution No. 19-04 establishing a fee for a sidewalk vending permit.

MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

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

**CITY COUNCIL ACTING IN ITS CAPACITY AS THE SUCCESSOR AGENCY
TO THE LA MIRADA REDEVELOPMENT AGENCY**

10. CONSENT CALENDAR

Mayor Pro Tem De Ruse moved and Councilmember Lewis seconded to approve the following consent calendar item:

10.1 APPROVAL OF WARRANT REGISTER

The Successor Agency approved the warrant register dated February 12, 2019 in the total amount of \$4,706.88.

MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

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

CITY COUNCIL

- 11 CITY COUNCIL REPORTS AND ANNOUNCEMENTS
Members of the City Council reported on meetings and events they attended.
12. CITY ATTORNEY ANNOUNCEMENTS
There were no City Attorney announcements.
13. CITY MANAGER ANNOUNCEMENTS
There were no City Manager announcements.

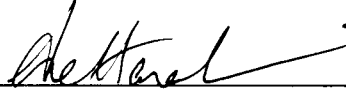
At this time, the City Council recessed the City Council meeting at 7:03 p.m. and convened to Closed Session.

14. CLOSED SESSION PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 54956.8 – CONFERENCE WITH REAL PROPERTY NEGOTIATOR (PROPERTY: 15300 DESMAN ROAD, LA MIRADA; NEGOTIATING PARTIES: CITY OF LA MIRADA ACTING IN ITS CAPACITY AS THE SUCCESSOR AGENCY TO THE LA MIRADA REDEVELOPMENT AGENCY AND CEEA, L.P.; AGENCY NEGOTIATOR: CITY MANAGER JEFF BOYNTON ACTING IN THE CAPACITY AS THE EXECUTIVE DIRECTOR FOR THE SUCCESSOR AGENCY TO THE LA MIRADA REDEVELOPMENT AGENCY; UNDER NEGOTIATION: TERMINATION OF MEMORANDUM OF PARTICIPATION AGREEMENT AND PARTICIPATION AGREEMENT)

City Attorney James Markman reported that the City Council unanimously approved the City executing the document referred to on the agenda terminating a Participation Agreement.


15. ADJOURNMENT

There being no further business to come before the Council, the City Council adjourned the meeting at 7:11 p.m.



Anne Haraksin, City Clerk

Attest:



Lawrence P. Mowles, Mayor