

CITY OF LOS ALAMITOS
Council Chamber
3191 Katella Ave., Los Alamitos CA 90720

CITY COUNCIL AGENDA
ADJOURNED REGULAR MEETING

Monday, November 14, 2022 – 5:30 PM

SAFETY ALERT – NOTICE REGARDING COVID-19

If you wish to attend the City Council meeting in person, the Council Chamber located at 3191 Katella Ave., Los Alamitos, California 90720, will have seating for this meeting and the public shall have the right to observe and offer public comment at this location. **The City of Los Alamitos continues to follow the Centers for Disease Control and Prevention (CDC) guidelines and these provisions are subject change with short notice.**

While you may attend this meeting in person, given the health risks associated with COVID-19, please be advised that you may submit comments on any agenda item or on any item not on the agenda by email to cityclerk@cityoflosalamitos.org with the subject line "PUBLIC COMMENT". Comments **received by 3:00 p.m.** will be compiled, provided to the City Council, and made available to the public before the start of the meeting. Staff will not read email comments at the meeting but the official record will include all email comments received until the close of the meeting. You may also view the meeting live on local cable channel 3.

Please consider carefully before attending this meeting in person and do not attend this meeting in person if you have had direct contact with someone who has tested positive for Coronavirus (COVID-19), or you are experiencing symptoms such as coughing, sneezing, fever, difficulty breathing or other flu-like symptoms.

NOTICE TO THE PUBLIC – This Agenda contains a brief general description of each item to be considered. Except as provided by law, action or discussion shall not be taken on any item not appearing on the agenda. Supporting documents, including staff reports, are available for review at City Hall in the City Clerk's Office or on the City's website at www.cityoflosalamitos.org once the agenda has been publicly posted.

Each matter on the agenda, no matter how described, shall be deemed to include any appropriate motion, whether to adopt a minute motion, resolution, payment of any bill, approval of any matter or action, or any other action. Items listed as "for information" or "for discussion" may also be the subject of an "action" taken by the City Council at the same meeting.

Any written materials relating to an item on this agenda submitted to the City Council after distribution of the agenda packet are available for public inspection online at www.cityoflosalamitos.org.

It is the intention of the City of Los Alamitos to comply with the Americans with Disabilities Act (ADA) in all respects. If, as an attendee, or a participant at this meeting, you will need special assistance beyond what is normally provided, please contact the City Clerk's Office at (562) 431-3538, extension 220, 48 hours prior to the meeting so that reasonable arrangements may be made.

1. CALL TO ORDER

2. ROLL CALL

Mayor Hasselbrink
Mayor Pro Tem Doby

Council Member Chirco
Council Member Murphy
Council Member Nefulda

3. CLOSED SESSION

A. Public Employee Performance Evaluation

Title: City Manager
Authority: Government Code Section 54957

B. Conference with Legal Counsel - Anticipated Litigation

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: (One potential case)

4. PLEDGE OF ALLEGIANCE

Council Member Nefulda will lead the Pledge of Allegiance.

5. INVOCATION

Council Member Chirco will give the Invocation.

6. PRESENTATIONS

A. Presentation of a Proclamation to Blaire Pietrini of Pietrini Pizza Napoletana in Recognition of Small Business Saturday

7. ORAL COMMUNICATIONS

At this time, any individual in the audience may come forward to speak on any item within the subject matter jurisdiction of the City Council. Remarks are to be limited to not more than five minutes per speaker.

8. COUNCIL ANNOUNCEMENTS

At this time, Council Members may also report on items not specifically described on the Agenda that are of interest to the community, provided no action or discussion is taken except to provide Staff direction to report back or to place the item on a future Agenda.

9. ITEMS FROM THE CITY MANAGER

10. WARRANTS

A. Warrants (Finance)

The attached Warrant Register contains checks and electronic fund transfers for the period October 4, 2022 to October 31, 2022.

Recommendation:

Ratify the Warrants for the period from October 4, 2022 to October 31, 2022 in the amount of \$2,318,840.80.

Roll Call

Mayor Hasselbrink
Mayor Pro Tem Doby
Council Member Chirco
Council Member Murphy
Council Member Nefulda

11. CONSENT CALENDAR

All Consent Calendar items may be acted upon by one motion unless a Council Member requests separate action on a specific item.

A. Approval of Minutes (Administration)

Approve the City Council Minutes for the Regular meeting of October 17, 2022 and the Special meeting of October 24, 2022.

B. Findings Required by AB 361 for the Continued Use of Teleconferencing for Meetings (Administration)

For the City Council to continue to have the option to meet via teleconference during the pandemic, AB 361 requires the City Council make specific findings at least every thirty (30) days.

Recommendation:

Make the following findings by a majority vote of the City Council:

1. A state of emergency has been proclaimed by California's Governor due to the COVID-19 pandemic, and continues to be in effect; and,
2. The City Council has reconsidered the circumstances of the state of emergency; and,
3. State and local officials continue to recommend measures to promote social distancing to slow the spread of COVID-19.

C. Treasurer's Quarterly Investment Report - September 2022 (Finance)

The item for City Council consideration is receipt of the Treasurer's Quarterly Investment Report.

Recommendation:

Receive and file the Treasurer's Quarterly Investment Report – September 2022.

D. Addition of Authorized Officers and Employees of the City to Examine Confidential Sales or Transactions and Use Taxes (Finance)

The original agreement with California Department of Tax and Fee Administration

(CDTFA) was entered into in 1989 for the Bradley-Burns Tax. An additional agreement with CDTFA, Ordinance 2020-06, for Transactions and Use Tax, was completed on July 27, 2020. The new agreement will supersede all previous agreements entered into with CDTFA and will incorporate both sales or transactions and use tax records. The item proposes to add authorized officers and employees of the City to examine Confidential Sales or Transactions and Use Taxes collected by CDTFA Pursuant to existing contracts.

Recommendation:

Adopt Resolution No. 2022-32, entitled "A RESOLUTION OF THE CITY OF LOS ALAMITOS, CALIFORNIA, AUTHORIZING EXAMINATION OF SALES OR TRANSACTIONS AND USE TAX RECORDS"

E. Personnel Changes Related to Aquatics Programming (Recreation)

This report outlines personnel changes for the Recreation and Community Services Department for an expansion to aquatic programming.

Recommendation:

Adopt Resolution No.2022-30, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ADOPTING JOB DESCRIPTIONS FOR LIFEGUARD, WATER SAFETY INSTRUCTOR I, AND SR. LIFEGUARD/WATER SAFETY INSTRUCTOR II".

F. Approval of the Request for Proposals (RFP) 2022-04 and Authorization to Bid for Building and Safety Services (Development Services)

This item facilitates the solicitation of bids for contractual services to provide Building & Safety services, including building division administration, permit issuance, plan check, inspection, enforcement of building codes, and public counter services.

Recommendation:

1. Approve the Request for Proposals (RFP) 2022-04 for Building & Safety services, and;
2. Authorize staff to advertise and solicit bid proposals.

G. Approval of the Request for Proposals (RFP) 2022-05 and Authorization to Bid for City Engineering and Traffic Engineering Services (Development Services)

This report facilitates the solicitation of bids for contractual services to provide City Engineering and Traffic Engineering services.

Recommendation:

1. Approve the Request for Proposals (RFP) 2022-05 for City Engineering and Traffic Engineering services, and;
2. Authorize staff to advertise and solicit bid proposals.

H. Approval of the Request for Proposals (RFP) 2022-03 for the Installation/Upgrade of the City's Access Control System (Development Services)

This item facilitates the solicitation of bids to provide services for the installation and/or upgrade of an existing access control system for specified City facilities.

Recommendation:

1. Approve the Request for Proposals (RFP) 2022-03 for the installation/upgrade of the City's Access Control System, and;

2. Authorize staff to advertise and solicit bid proposals.

I. Award of Professional Services Agreement (PSA) with Hirsch & Associates, Inc. for Sterns Park Improvement Project for Project Management Services (Development Services)

On October 20, 2022, staff received and reviewed bids to the City's Request for Proposals (RFP) 2022-02 Sterns Park Improvement for Project Management Services. This item is to award the bid for Hirsch & Associates, Inc. in the amount not to exceed \$304,031.72.

Recommendation:

1. Award the bid for RFP 2022-02; and,

2. Authorize the Mayor to execute the Professional Services Agreement with Hirsch & Associates, Inc., for Project Management Services with a maximum contract amount of \$304,031.72 for a period of fourteen (14) months, ending on December 31, 2023.

J. Amendment No. 2 to Professional Services Agreement (PSA) with North Star Land Care for Annual Park and Landscape Maintenance Services (Development Services)

This item seeks approval of Amendment No. 2 with North Star for annual citywide park and landscape maintenance services (citywide).

Recommendation:

Authorize the Mayor to execute Amendment No. 2 to the Professional Services Agreement with North Star Land Care for a one (1) year term ending on January 19, 2024, for annual citywide park and landscape maintenance services.

K. Amendment No. 2 to Professional Services Agreement (PSA) with Joncowest LLC for Janitorial Services (Development Services)

This item seeks approval of Amendment No. 2 with Joncowest LLC for Janitorial Services for City facilities.

Recommendation:

Authorize the Mayor to execute Amendment No. 2 to the Professional Services Agreement with Joncowest LLC for a six (6) month term ending on August 31,

2023, for janitorial services for City facilities.

12. PUBLIC HEARING

A. 2022 Building Standards Code and Fire Code Adoption (Development Services)

The State's Health and Safety Code requires local governments to adopt the most recent editions of the model codes related to construction. Every three years the State of California adopts model building codes. The 2022 California Building Standards Code will take effect on January 1, 2023. The City is charged with adopting local amendments necessary for local conditions before the end of the year in order for the amendments to be effective. The attached Ordinances implement the adoption.

Recommendation:

1. Open the Public Hearing and take testimony: and,
2. Adopt Ordinance No. 2022-05, entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, AMENDING CHAPTER 15.04 OF TITLE 15 OF THE LOSALAMITOS MUNICIPAL CODE AND ADOPTING THE 2022 EDITION OF THE CALIFORNIA BUILDING STANDARDS CODE (CALIFORNIA CODE OF REGULATIONS, TITLE 24) CONSISTING OF: THE 2022 CALIFORNIA ADMINISTRATIVE CODE; THE 2022 CALIFORNIA BUILDING CODE, INCLUDING APPENDIX J; THE 2022 CALIFORNIA RESIDENTIAL CODE, INCLUDING APPENDICES AX; THE 2022 CALIFORNIA ELECTRICAL CODE; THE 2022 CALIFORNIA MECHANICAL CODE; THE 2022 CALIFORNIA PLUMBING CODE; THE 2022 CALIFORNIA ENERGY CODE; THE 2022 CALIFORNIA HISTORICAL BUILDING CODE; THE 2022 CALIFORNIA EXISTING BUILDING CODE; THE 2022 CALIFORNIA GREEN BUILDING STANDARDS CODE; AND THE 2022 CALIFORNIA REFERENCED STANDARDS CODE, TOGETHER WITH CERTAIN AMENDMENTS, ADDITIONS, AND DELETIONS; AND ADOPTING THE 2021 INTERNATIONAL PROPERTY MAINTENANCE CODE AND THE 2021 INTERNATIONAL SWIMMING POOL AND SPA CODE, TOGETHER WITH CERTAIN AMENDMENTS, ADDITIONS, AND DELETIONS"; and,
3. Adopt Ordinance No. 2022-06, entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, AMENDING CHAPTER 15.08 OF THE TITLE 15 OF THE LOS ALAMITOS MUNICIPAL CODE AND ADOPTING THE 2022 EDITION OF THE CALIFORNIA CODE (CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 9), INCLUDING APPENDICES B, BB, C, AND CC, TOGETHER WITH CERTAIN AMENDMENTS, ADDITIONS, AND DELETIONS".

13. DISCUSSION ITEM

A. Resolution 2022-31 - Minimum Wage Increase (Finance)

This report addresses the state-wide minimum wage increase that becomes effective January 1, 2023.

Recommendation:

Adopt Resolution No. 2022-31, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, AMENDING AND RESTATING THE HOURLY RATE SCHEDULE EFFECTIVE JANUARY 1, 2023 AND REPEALING EXHIBIT B FROM RESOLUTION NO. 2021-27".

B. PERS Unfunded Actuarial Liability (UAL) (Finance)

Since the adoption of the City's Fiscal Sustainability Plan, the Budget Standing Committee and the Los Alamitos City Council have been exploring different methods of maximizing investment opportunities that result in net savings to the City's residents. This item provides Council the opportunity to discuss the City's PERS Unfunded Actuarial Liability (UAL), Consideration of Possible early Funding Options, and Draft Unfunded Liability Pay-Down Policy.

Recommendation:

1. Review and discuss the information in connection with the PERS Unfunded Actuarial Liability (UAL), consideration of early funding options, and draft funding policy; and,
2. Adopt Resolution No. 2022-33, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ADOPTING THE PERS UNFUNDED ACCRUED LIABILITY PAY-DOWN FUNDING POLICY DATED NOVEMBER 2022"; and/or,
3. Provide direction to Staff.

C. Date Change for the July Fireworks Spectacular (Recreation)

This report provides a general overview of adjusting the annual 4th of July Fireworks Spectacular event to be held July 3 moving forward.

Recommendation:

Direct Staff to change the event date for the Fireworks Spectacular to July 3, beginning in 2023.

14. ORDINANCE

A. Ordinance No. 2022-07 - Regulation and Sale of Fireworks (Administration)

This report provides the Council with an opportunity to discuss the potential use of safe and sane fireworks on the 4th of July, as well as their potential regulation and sale.

Recommendation:

1. Introduce for first reading, read by title only, waive further reading of Ordinance No. 2022-07, and set for adoption; and,
2. City Attorney Daudt read the title of Ordinance No. 2022-07, entitled "AN

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS,
CALIFORNIA, ADDING CHAPTER 5.60 (FIREWORKS) TO TITLE 5 OF THE LOS
ALAMITOS MUNICIPAL CODE RELATING TO THE REGULATION AND SALE OF
FIREWORKS”.

15. ADJOURNMENT

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing Agenda was posted at the Los Alamitos City Hall, 3191 Katella Ave. and online at www.cityoflosalamitos.org not less than 72 hours prior to the meeting.



Windmera Quintanar, MMC, City Clerk
Dated: November 9, 2022