

MINUTES OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS

REGULAR MEETING Monday, December 19, 2022

1. CALL TO ORDER

The City Council met in Regular Session at 6:03 p.m., Monday, December 19, 2022, in the Council Chamber located at 3191 Katella Ave., Los Alamitos, CA 90720, Mayor Hasselbrink presiding.

2. ROLL CALL

Present: Council Members: Chirco, Nefulda,
Mayor Pro Tem Doby, Mayor Hasselbrink

Absent: Council Members: Murphy

Present: Staff: Chet Simmons, City Manager
Michael Claborn, Chief of Police
Craig Covey, Orange County Fire Authority Chief
Michael Daudt, City Attorney
Craig Koehler, Finance Director
Emeline Noda, Recreation & Community Services
Director
Ron Noda, Development Services Director
Windmera Quintanar, MMC, City Clerk
Chelsi Wilson, Administrative Services Manager

3. PLEDGE OF ALLEGIANCE

Mayor Hasselbrink led the Pledge of Allegiance.

4. INVOCATION

Mayor Pro Tem Doby gave the Invocation.

5. PRESENTATIONS

Mayor Hasselbrink and the City Council presented and received the listed awards.

A. Presentations to Council Member Mark A. Chirco from Outside Agencies for Five Years of Service as Council Member

B. Presentations to Mayor Shelley Hasselbrink from Outside Agencies for Her Service as Mayor in 2022

C. Presentation of a Donation from Kenney Brandyberry to the Los Alamitos Community Foundation and City Council Towards Creation of a Police K-9 Unit

6. 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.

Mayor Hasselbrink asked for and received concurrence from the City Council to limit remarks to three minutes per speaker.

The following individuals spoke in opposition to the proposed Lampson project: Pattie, Michael Delgado, John Lang, Derek Foyer, Christine Arewestin, Susie Taylor, John Alfredson, Larry Nutter, Tommy Omansen, Dan Brandt, Dr. Pulvese, Alex Steins, Enia Ostrich, Josh Hoseberg, Unidentified speaker, Tom Vorsech, and J. Smith.

Trevor Freeman spoke in favor of increased housing.

Note: Spellings are estimations as no speaker cards were submitted.

7. 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.

Council Member Nefulda spoke regarding attendance at the Orange County Sanitation District Board meeting, West-Comm Board meeting and Winter Wonderland.

Council Member Chirco spoke regarding attendance at the Winter Wonderland and advised he had been traveling for work.

Mayor Pro Tem Doby spoke regarding attendance at the Orange County Mosquito and Vector Control District Board meeting, CenExel CNS Los Alamitos Grand Opening, Winter Wonderland, Sunburst Youth Academy Graduation, Americana Awards Kickoff meeting, Chamber Holiday Breakfast, and the Chamber Holiday Mixer.

Mayor Hasselbrink spoke regarding attendance at Winter Wonderland and the Americana Awards nominee for Los Alamitos, Nesi Stewart.

8. ITEMS FROM THE CITY MANAGER

City Council asked for and received an overview of the Winter Wonderland event from Recreation and Community Services Director Noda.

9. WARRANTS

A. Warrants (Finance)

The attached Warrant Register contained checks and electronic fund transfers for the period November 2, 2022 to November 30, 2022.

Motion/Second: Doby/Chirco

Unanimously Carried: The City Council ratified the Warrants for the period from November 2, 2022 to November 30, 2022 in the amount of \$1,521,605.16.

ROLL CALL

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

10. CONSENT CALENDAR

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

Motion/Second: Chirco/Doby

Unanimously Carried: The City Council approved the following Consent Calendar items:

A. Approval of Minutes

Approve the City Council minutes for the Adjourned Regular meeting of November 14, 2022, and the Special meeting of December 12, 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.

The City Council made the following findings by a majority vote:

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

Adoption of Ordinance No. 2022-07 will allow for the use of safe and sane fireworks on the 4th of July, as well as their regulation and sale. City Council introduced Ordinance No. 2022-07 at its Adjourned Regular meeting of November 14, 2022.

The City Council adopted 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".

D. Declaring and Certifying the Results of the November 8, 2022 General Municipal Election (Administration)

This report provided a certified statement of the vote from the County of Orange Registrar of Voters regarding the General Municipal Election and request Council

recite the facts of the election and declare the results.

The City Council adopted Resolution No. 2022-35, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 8, 2022, DECLARING THE RESULT, AND SUCH OTHER MATTERS AS PROVIDED BY LAW".

E. Resolution No. 2022-34 - Adopting the June 30, 2022 Measure M2 Expenditure Report (Finance)

Each agency that receives Measure M2 funds is required by the Orange County Transportation Authority to adopt an annual Expenditure Report to account for the use of Measure M2 funds.

The City Council adopted Resolution No. 2022-34, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, CONCERNING THE MEASURE M2 EXPENDITURE REPORT FOR THE CITY OF LOS ALAMITOS FOR THE FISCAL YEAR ENDING JUNE 30, 2022."

F. Amendment No. 2 to the Professional Services Agreement with Liebert Cassidy Whitmore for Personnel Legal Services (Administration)

The City of Los Alamitos contracts with Liebert Cassidy Whitmore (LCW) for legal services related to labor and employment. This item proposes an amendment to increase the amount of the contract.

The City Council:

1. Authorize the Mayor to execute Amendment No. 2 to the Professional Services Agreement with Liebert Cassidy Whitmore, extending the payment agreement not to exceed \$59,500; and,
2. Appropriate \$15,000 from the General Fund to account 10-513-5261 for Amendment 2.

11. DISCUSSION ITEM

A. Adoption of Vehicles Miles Travelled (VMT) Thresholds of Significance (Development Services)

Currently, the City of Los Alamitos utilizes Level of Service (LOS) as the metric to evaluate transportation impacts in California Environmental Quality Act (CEQA) documents such as an Environmental Impact Report (EIR). The State is mandating that municipalities adopt and utilize Vehicles Miles Traveled (VMT).

City Manager Simmons summarized the Staff report.

Motion/Second: Chirco/Nefulda

Unanimously Carried: The City Council adopted Resolution No. 2022-37, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS ADOPTING "VEHICLE MILES TRAVELLED" (VMT) THRESHOLDS OF SIGNIFICANCE FOR PURPOSES OF ANALYZING TRANSPORTATION IMPACTS UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT" in

conformance with the guidelines provided by the Orange County Transportation Authority (OCTA).

B. Resolution No. 2022-38 – Awarding the City Manager a Performance Based Incentive Bonus for Calendar Year 2022 (Administration)

The City Council evaluated the City Manager's performance during closed session on December 19, 2022. Pursuant to the City Manager's Employment Agreement, the City Manager may be entitled to up to a two percent (2%) annual performance based incentive bonus, which may be awarded at the sole discretion of the City Council.

City Attorney Daudt summarized the Staff report and provided an oral report summarizing the recommendation must be made in open session Pursuant to California Government Code section 54953(c)(3), an oral report

City Council briefly discussed the City Manager Simmons positive performance and thanked him for a job well done.

Motion/Second: Hasselbrink/Chirco

Unanimously Carried: The City Council adopted Resolution No. 2022-38, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, AWARDING THE CITY MANAGER A PERFORMANCE BASED INCENTIVE BONUS FOR CALENDAR YEAR 2022".

12. SPECIAL ORDERS OF THE DAY

A. Comments by Outgoing Council Member Mark A. Chirco

Council Member Chirco spoke regarding his tenure on the City Council

B. Presentations to Council Member Chirco from the City for his tenure as Council Member

Mayor Hasselbrink and the City Council presented Council Member Chirco with mementos for her service.

C. Comments by Outgoing Mayor Shelley Hasselbrink

Mayor Hasselbrink spoke regarding her tenure as Mayor for 2022.

D. Presentations to Mayor Hasselbrink from the City for her tenure as Mayor in 2022

Mayor Pro Tem Doby and Council provided Mayor Hasselbrink with a plaque for her service.

E. City Clerk Quintanar to Administer Oath of Office and comments by Newly Elected Officials Shelley Hasselbrink and Emily Hibard

City Clerk Quintanar administered the Oath of Office to Shelley Hasselbrink and Emily Hibard.

13. RECESS

The City Council took a brief recess at 7:58 p.m.

RECONVENE

The City Council reconvened at 8:14 p.m. Council Member Hibard was present at the dais.

14. DISCUSSION ITEM

A. City Council Reorganization (Administration)

This report provided relevant information for the City Council's annual reorganization, by the election of Mayor and Mayor Pro Tem. The City's Charter requires roll call votes be taken for the election of these two Officers.

Mayor Hasselbrink turned the meeting over to City Clerk Quintanar.

City Clerk Quintanar summarized the Staff report and opened the floor for nominations for the Office of Mayor.

Mayor Hasselbrink nominated Mayor Pro Tem Doby for the office of Mayor.

There being no further nominations, City Clerk Quintanar closed the floor for nominations for the Office of Mayor.

City Clerk Quintanar called for a roll call vote to appoint Mayor Pro Tem Doby to the Office of Mayor.

ROLL CALL

Doby	Aye
Hasselbrink	Aye
Hibard	Aye
Murphy	Absent
Nefulda	Aye

City Clerk Quintanar congratulated Mayor Hasselbrink and opened the floor for nominations for the Office of Mayor Pro Tem.

Mayor Doby nominated Council Member Nefulda.

There being no further nominations, City Clerk Quintanar closed the floor for nominations for the Office of Mayor Pro Tem.

City Clerk Quintanar called for a roll call vote to appoint Council Member Nefulda to the Office of Mayor Pro Tem.

ROLL CALL

Doby	Aye
Hasselbrink	Aye
Hibard	Aye
Murphy	Absent
Nefulda	Aye

City Clerk Quintanar congratulated Mayor Pro Tem Nefulda and turned the meeting over to Mayor Doby.

B. City Council Member Appointments/Reappointments as Representatives to other Agencies and City Committees for 2023 (Administration)

This report provided relevant information for the City Council's annual appointments/reappointments of Council Members as representatives to other Agencies.

City Clerk Quintanar summarized the Staff report and stated due to turn over, outside agencies have requested incumbents be reappointed when possible. City Council discussed the appointment list.

Motion/Second: Hasselbrink/Doby

Unanimously Carried: The City Council:

1. Made the following appointments to Representatives to Other Agencies:

City Selection Meeting

Delegate: Doby

Alternate: Nefulda

League of California Cities – State Division

Delegate: Doby

Alternate: Nefulda

Los Alamitos Community Foundation

Delegate: Hasselbrink

Delegate: Murphy

Orange County Fire Authority

Delegate: Hasselbrink

Orange County Library Advisory Board

Delegate: Hibard

Alternate: Murphy

Orange County Sanitation District

Delegate: Nefulda

Alternate: Hibard

West Cities Communications Center JPA Board

Delegate: Nefulda

Alternate: Hasselbrink

Budget Standing Committee

Delegates: Doby and Hasselbrink

2. Adopt Resolution No. 2022-36, entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, DESIGNATING AND APPOINTING ITS REPRESENTATIVE TO THE ORANGE COUNTY FIRE AUTHORITY'S BOARD OF DIRECTORS"; and,

3. Authorize the City Clerk to complete California Form 806, Agency Report of: Public Official Appointments and post on the City's website.

Motion/Second: Nefulda/Hibard

Unanimously Carried: The City Council appointed Mayor Doby and Council Member Hasselbrink to the Budget Standing Committee.

15. ADJOURNMENT

The City Council adjourned at 8:22 p.m. to Monday, January 23, 2023, at 6:00 p.m.

DocuSigned by:

Tanya Doby

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Tanya Doby, Mayor

Attest:

DocuSigned by:

Windmera Quintanar

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Windmera Quintanar, MMC, City Clerk