



# Minutes

## Lakewood City Council

Regular Meeting held  
October 23, 2001

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**MEETING WAS CALLED TO ORDER** at 7:47 p.m. by Mayor Wagner in the Council Chambers at the Civic Center, 5000 Clark Avenue, Lakewood, California.

**INVOCATION** was offered by Pastor Rick Phelps, Calvary Chapel Lakewood

**PLEDGE OF ALLEGIANCE** was led by Council Member Joseph Esquivel

**ROLL CALL: PRESENT:** Mayor Robert Wagner  
Vice Mayor Larry Van Nostran  
Council Member Joseph Esquivel  
Council Member Wayne Piercy  
Council Member Todd Rogers

### **ANNOUNCEMENTS AND PRESENTATIONS:**

Mayor Wagner announced that a reception had been held prior to the meeting in recognition of Red Ribbon Week; to welcome Jenny Oropeza, who would be representing a portion of Lakewood in the State Assembly and the new "Team Lakewood" lieutenant, Mike Rothans; to recognize Mickey Wagner for her service as a member of the Los Angeles County Board of Education; and to acknowledge the City TV cable television unit for the recent awards for excellence in video production.

Mayor Wagner advised that Lakewood had lost a good friend, Jim Smith, the City's liaison with the American Legion and a coordinator for the City's Memorial Day activities. He announced that the meeting would be adjourned in his memory and in memory of former Mayor, City Council Member, and City Clerk Jo Bennitt.

### **ROUTINE ITEMS:**

Mayor Wagner advised that the meeting minutes of Routine Item 1 would be approved separately.

COUNCIL MEMBER PIERCY MOVED AND COUNCIL MEMBER ROGERS SECONDED TO APPROVE THE JULY 19, 2001 MINUTES AND ROUTINE ITEMS 2 THROUGH 10.

RI-1 Approval of Minutes of the Meeting held July 19, 2001

RI-2 Approval of Personnel Transactions

**ROUTINE ITEMS:** Continued

RI-3 Approval of Registers of Demands dated September 20, September 27, October 4, and October 11, 2001

RI-4 RESOLUTION NO. 2001-73; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD, CALIFORNIA, AUTHORIZING THE ESTABLISHMENT OF THE PARS DEFINED BENEFIT AND THE PARS DEFINED CONTRIBUTIONS SUPPLEMENTAL RETIREMENT SAVINGS PLANS TO BE ADMINISTERED BY PHASE II SYSTEMS, PARS TRUST ADMINISTRATOR FOR CITY EMPLOYEES

RESOLUTION NO. 2001-74; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD AMENDING RESOLUTION NO. 98-37 PERTAINING TO EMPLOYEE BENEFITS AND THE CLASSIFICATION AND COMPENSATION OF CITY OFFICERS AND EMPLOYEES

RI-5 Approval of Monthly Report of Investment Transactions

RI-6 Approval of Quarterly Schedule of Investments

RI-7 RESOLUTION NO. 2001-75; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD RESCINDING FOR STREET SWEEPING PURPOSES ON THE SOUTH SIDE OF DEL AMO BOULEVARD SOUTH SERVICE ROAD BETWEEN BELLFLOWER BOULEVARD AND WOODRUFF AVENUE AND PROHIBITING THE PARKING OR STANDING OF VEHICLES BETWEEN 7 A.M. AND 12 P.M. ON FRIDAY OF EACH WEEK FOR STREET SWEEPING PURPOSES ON BOTH SIDES OF DEL AMO BOULEVARD SOUTH SERVICE ROAD BETWEEN BELLFLOWER BOULEVARD AND WOODRUFF AVENUE

RI-8 Acceptance of Notice of Completion for Public Works Contract 01-6, Roseton Property Abatement Project, United Spectrum, Inc.

RI-9 Approval of Appointments to the Lakewood Project Shepherd Board

RI-10 Approval of Allocation to Los Angeles County Fire and Sheriff's Relief Funds

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner

NAYS: COUNCIL MEMBERS: None

RI-1 Approval of Minutes of the Meetings held September 25, 2001, and September 12, 2000

COUNCIL MEMBER PIERCY MOVED AND COUNCIL MEMBER ESQUIVEL SECONDED TO APPROVE THE MINUTES OF SEPTEMBER 25, 2001.

**ROUTINE ITEMS:** Continued

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner

NAYS: COUNCIL MEMBERS: None

COUNCIL MEMBER PIERCY MOVED AND COUNCIL MEMBER ESQUIVEL SECONDED TO APPROVE THE MINUTES OF SEPTEMBER 12, 2000. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran and Wagner

NAYS: COUNCIL MEMBERS: None

ABSTAIN: COUNCIL MEMBERS: Rogers

**1.1 • AWARD OF BID PURCHASING BID 01-8, CABLECASTING WORKSTATION**

Director of Finance, Larry Schroeder, gave a brief oral presentation based on the memorandum in the agenda packet and stated two bids had been received for the purchase of a workstation for the cablecasting system used by City TV. It was the recommendation of staff that the City Council authorize the purchase of the cablecasting workstation from the low bidder, Digital Synergy, in the amount of \$18,041.31.

Mayor Wagner opened the public hearing at 7:59 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

Council Member Piercy requested that reports for future bid awards presented to the City Council list all of the bids and not just the low bidder.

VICE MAYOR VAN NOSTRAN MOVED AND COUNCIL MEMBER ROGERS SECONDED TO APPROVE STAFF'S RECOMMENDATION. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner

NAYS: COUNCIL MEMBERS: None

**1.2 • AWARD OF BID - PURCHASING BID 01-9, THIRTY COMPUTER SYSTEMS**

The Director of Finance gave a brief oral presentation based on the memorandum in the agenda packet and reported six sealed bids had been received for the purchase of thirty network computers, part of the annual Computer Replacement Program. He noted that the lowest bid received was for a system which did not meet specifications. It was the recommendation of staff that the City Council authorize the purchase from the lowest responsible and responsive bidder, Dell Marketing, in the amount of \$33,372.00.

**1.2 • PURCHASING BID 01-9, THIRTY COMPUTER SYSTEMS - Continued**

Vice Mayor Van Nostran inquired if the bids were within range of the amount estimated for the systems and if the amount budgeted for this acquisition was adequate. Mr. Schroeder responded by stating that the successful bidder's per-unit price was approximately \$400 less than originally estimated.

Mayor Wagner opened the public hearing at 8:01 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

COUNCIL MEMBER PIERCY MOVED AND COUNCIL MEMBER ESQUIVEL SECONDED TO CLOSE THE PUBLIC HEARING AND APPROVE STAFF'S RECOMMENDATION. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner

NAYS: COUNCIL MEMBERS: None

**1.3 • AWARD OF BID FOR PURCHASING BID 01-10, BRUSH CHIPPER**

The Finance Director gave a brief oral presentation based on the memorandum in the agenda packet and reported two bids had been received for the purchase of a brush chipper unit. It was the recommendation of staff that the City Council authorize the purchase from the lowest responsible and responsive bidder, Vermeer-California, in the amount of \$23,716.80.

Mayor Wagner opened the public hearing at 8:04 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

COUNCIL MEMBER ESQUIVEL MOVED AND COUNCIL MEMBER PIERCY SECONDED TO AUTHORIZE THE PURCHASE OF THE BRUSH CHIPPER FROM VERMEER-CALIFORNIA IN THE AMOUNT OF \$23,716.80. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner

NAYS: COUNCIL MEMBERS: None

**1.4 • AWARD OF BID FOR PUBLIC WORKS PROJECT NO. 01-7, TRAFFIC SIGNAL LEFT TURN PHASING**

Lisa Rapp, Director of Public Works, gave a brief oral presentation based on the memorandum in the agenda packet and reported two bids had been received for the construction of traffic signal left-turn phasing at the intersection of Clark Avenue and South Street. Staff had verified that the low bidder was properly licensed for the work and was recommending that the City Council approve the plans and specifications for the project, award the contract to L.A. Signal, Incorporated in the amount of \$54,215, and authorize staff to approve a cumulative total of change orders in an amount not to exceed \$10,000.

**1.4 • AWARD OF BID FOR PUBLIC WORKS PROJECT NO. 01-7, TRAFFIC SIGNAL LEFT TURN PHASING - Continued**

Responding to a question from Vice Mayor Van Nostran, Mrs. Rapp stated that the only major equipment to be replaced would be the poles, that the controllers and conduit would be reused.

Council Member Rogers questioned the size of the change order authorization, noting that it was a significantly higher percentage than normal. Mrs. Rapp responded by stating that since the plans called for the conduit and controllers to be reused, extra work could be required if unexpected conditions were discovered upon removal of the existing poles.

Responding to a question from Council Member Esquivel, Mrs. Rapp stated that the cost of installing left-turn phasing varied great from any given intersection to another based upon design and whether any existing equipment was reusable.

Mayor Wagner inquired if staff had looked at left-turn phasing for the intersection of South Street and Bellflower Boulevard. Mrs. Rapp responded by stating that while past reviews had indicated that the intersection did not meet traffic warrants for left-turn phasing, staff had plans to take another look at the intersection.

Mayor Wagner opened the public hearing at 8:08 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

COUNCIL MEMBER ROGERS MOVED AND COUNCIL MEMBER PIERCY SECONDED TO APPROVE STAFF'S RECOMMENDATION. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner

NAYS: COUNCIL MEMBERS: None

**1.5 • AWARD OF BID FOR PURCHASING BID 01-11, ONE-TON TRUCK WITH SERVICE BODY AND RACK**

The Finance Director gave a brief oral presentation based on the memorandum in the agenda packet and stated three bids had been received for the purchase of a one-ton truck with service body and rack. It was the recommendation of staff that the City Council authorize the purchase of the vehicle from the lowest bidder, Chevrolet of El Monte, in the amount of \$28,898.64.

Responding to a question from Vice Mayor Van Nostran, the Director of Public Works advised that the vehicle would be utilized by the irrigation crew.

Mayor Wagner opened the public hearing at 8:10 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

**1.5 • AWARD OF BID FOR PURCHASING BID 01-11, ONE-TON TRUCK WITH SERVICE BODY AND RACK - Continued**

COUNCIL MEMBER PIERCY MOVED AND COUNCIL MEMBER ESQUIVEL SECONDED TO CLOSE THE PUBLIC HEARING AND AWARD THE BID AS RECOMMENDED BY STAFF. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner

NAYS: COUNCIL MEMBERS: None

**2.1 • NOTICE OF COMPLETION - PUBLIC WORKS CONTRACT 00-14, REHAB ALLEY WEST OF LAKEWOOD BOULEVARD, KALBAN, INC., AND AMENDING AGREEMENT FOR ALLEY IMPROVEMENTS BEHIND LAKEWOOD SQUARE**

The Public Works Director gave a brief oral presentation based on the memorandum in the agenda packet and reported that the project to rehabilitate the alley west of Lakewood Boulevard between Candlewood Street and Del Amo Boulevard had been completed. She noted that the area between Del Amo and Hardwick had been reconstructed with concrete cement pavement, while the area between Hardwick and Candlewood had been reconstructed and overlaid with rubberized asphalt concrete. She advised that the project had been funded by the Lakewood Redevelopment Agency and that \$56,771 in additional funding was necessary to cover the complete cost of the project, including compaction and materials testing and project design. It was the recommendation of staff that the City Council accept the work performed by Kalban, Incorporated and authorize the filing of a notice of completion in the amount of \$307,638; adopt Resolution No. 2001-76 approving the Fourth Amendment to Reimbursement Agreement for the Construction of Public Improvements to increase the funding level for the project from \$285,000 to \$341,771; and appropriate \$56,771 from the general fund to complete funding for the project.

RESOLUTION NO. 2001-76; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD MAKING FINDINGS AND DETERMINATIONS WITH RESPECT TO THE CONSTRUCTION OF CERTAIN PUBLIC IMPROVEMENTS OF BENEFIT TO THE LAKEWOOD REDEVELOPMENT PROJECT NO. 1 AND APPROVING AND AUTHORIZING EXECUTION OF A FOURTH AMENDMENT TO REIMBURSEMENT AGREEMENT FOR THE CONSTRUCTION OF PUBLIC IMPROVEMENTS BETWEEN THE LAKEWOOD REDEVELOPMENT AGENCY AND THE CITY OF LAKEWOOD

Vice Mayor Van Nostran complimented Mrs. Rapp and her staff on their management of the project, noting that the construction proceeded smoothly with the minimum amount of disruption to surrounding residents possible. Mrs. Rapp thanked the Vice Mayor and noted that both the surrounding business owners and apartment tenants had been very cooperative and good to work with.

**2.1 • NOTICE OF COMPLETION - PUBLIC WORKS CONTRACT 00-14, REHAB ALLEY WEST OF LAKEWOOD BOULEVARD, KALBAN, INC., AND AMENDING AGREEMENT FOR ALLEY IMPROVEMENTS BEHIND LAKEWOOD SQUARE**

VICE MAYOR VAN NOSTRAN MOVED AND COUNCIL MEMBER PIERCY SECONDED TO APPROVE STAFF'S RECOMMENDATION AND ADOPT RESOLUTION NO. 2001-76. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner

NAYS: COUNCIL MEMBERS: None

**3.1 • EXTENSION OF AGREEMENT WITH PACIFIC HEALTH AND SAFETY CONSULTING, INC.**

Deputy City Manager Sandi Ruyle gave a brief oral presentation based on the memorandum in the agenda packet and stated the City Council had previously approved an agreement with Pacific Health and Safety Consulting, Inc. to audit the City's policies, plans and operations for employee safety. The proposed extension of the agreement would provide for a contract Senior Industrial Hygienist/Safety Engineer who would be on-site one day per week. This Safety Engineer would serve as a resource to all departments and the City's Safety Committee and would provide training, ongoing audits, as well as keep the City apprised of any changes to regulations, environmental compliance and legislation relating to worker safety. It was the recommendation of staff that the City Council amend the agreement with Pacific Health and Safety Consulting, Inc. to encompass a Phase II with the tasks contained in the agenda report and appropriate \$26,000 to extend the contract through June 30, 2002.

Council Member Piercy inquired if the time contracted for would be sufficient to meet all the City's needs. Ms. Ruyle responded by stating that this was a pilot program and that once past the initial learning curve, staff may actually need less of the consultant's time.

Ms. Ruyle also responded to a question from Council Member Rogers by stating that this was the first time outside expertise had been sought in this area.

COUNCIL MEMBER ESQUIVEL MOVED AND COUNCIL MEMBER PIERCY SECONDED TO APPROVE STAFF'S RECOMMENDATION. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Esquivel, Piercy, Van Nostran, Rogers and Wagner

NAYS: COUNCIL MEMBERS: None

### **3.2 • SCHOOL DISTRICT FORMATION COMMITTEE STATUS REPORT**

Council Member Rogers reported that the School District Formation Committee had been altered from a committee-of-the-whole to an ad hoc committee consisting of himself and Mayor Wagner. The committee had begun reaching out to the four school districts to indicate an ongoing commitment to improving Lakewood schools by working together and putting past battles aside. He reported on the initial meetings with the individual districts stating the ABC Unified had indicated that they would support a new Lakewood district only if it did not impact their own district in any way; that Paramount Unified had no interest in cooperation although very few Lakewood residents in their district even used their services; Long Beach Unified had indicated a willingness to meet and work toward a new district if the scope was smaller and did not include any City of Long Beach territory and a consultant was utilized; finally, Bellflower Unified had indicated a strong interest in a combined Lakewood/Bellflower district, viewing an inter-district territory transfer as a more attainable option. He concluded by stating the Committee would be meeting with the district again at the end of the month and were looking at potential consultants. The Committee would be reporting back to the City Council with concrete suggestions in the very near future.

Council Member Piercy inquired if there was any indication that the four districts might be willing to meet as a group. Council Member Rogers stated that although it could be advantageous for the City to have all the districts sit down together, it seemed quite unlikely at this point.

Mayor Wagner noted that although ABC Unified had stated they were not interested in any proposal that would affect them, they had indicated that they were willing to talk about changes to their internal operations that would improve service to Lakewood students.

Council Member Piercy asked if there were any meetings planned to receive input from the community. Council Member Rogers responded by stating that the Committee had met with the Lakewood Unified School District Organizing Committee regarding the direction of the City's efforts and expressed that improving schools continued to be a priority.

At 8:27 p.m., the Regular Meeting of the City Council was recessed for the Meeting of the Lakewood Redevelopment Agency. At 8:34 p.m., the City Council Meeting was reconvened.

### **ORAL COMMUNICATIONS:**

Lindalee Iverson, Bellflower, addressed the City Council regarding the formation of a Lakewood/Bellflower joint task force to support the Bellflower Unified School District in applying for State and Federal grants.

**ORAL COMMUNICATIONS:** Continued

Aurora Parras-Craig, Amelia Parras-Craig and Claudia Parras and Elsie Mallari addressed the City Council regarding the formation of a Lakewood Kiwanis Club to support local high school groups like the Lakewood High School Key Club.

**CLOSED SESSION:**

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION,

Initiation of Litigation Pursuant to Government Code §54956.9(c) in One Case

Mayor Wagner stated that based upon the confidential written report of the City Attorney, the City Council would adjourn to a closed session to confer with and receive advice from its legal counsel pursuant to Section 54956.9(c) of the Government Code pertaining to its decision to initiate litigation in one case.

At 9:50 p.m., Mayor Wagner reconvened the meeting with all members present and stated that the City Council had met in closed session to receive facts and consider circumstances pertaining to its decision to initiate litigation in eminent domain proceedings against Peerless Water Company and had given its attorney instructions.

**ADJOURNMENT**

There being no further business to be brought before the City Council, Mayor Wagner adjourned the meeting at 9:51 p.m. in memory of Jim Smith and Jo Bennett.

Respectfully submitted,

Denise R. Hayward, CMC  
City Clerk