



# Minutes

## Lakewood City Council

Regular Meeting held  
November 14, 2017

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**MEETING WAS CALLED TO ORDER** at 7:32 p.m. by Mayor DuBois in the Council Chambers at the Civic Center, 5000 Clark Avenue, Lakewood, California.

**INVOCATION** was offered by Bishop David Montgomery, Church of Jesus Christ of Latter-day Saints

**PLEDGE OF ALLEGIANCE** was led by Brownie Troop 1923

**ROLL CALL: PRESENT:** Mayor Diane DuBois  
Vice Mayor Steve Croft  
Council Member Ron Piazza  
Council Member Todd Rogers  
Council Member Jeff Wood

### **ANNOUNCEMENTS AND PRESENTATIONS:**

Mayor DuBois announced that the meeting would be adjourned in memory of Marie Yvonne Montgomery, mother of AV Centre Event Specialist Gregg Montgomery; Ed Mayfield, who worked for nineteen years as a Light Equipment Mechanic in the Public Works Department; and Dennis Lander, an original Lakewood resident, who made an impact on the community through his life and his poem, "The Boys of Del Valle Park."

The Mayor expressed gratitude and commended staff and those involved for the success of the Award of Valor luncheon held last week. She stated that the event highlighted the City's appreciation for the personnel of the Sheriff's and Fire departments as well as the Lakewood residents who volunteered in the cause of a safe community.

Mayor DuBois announced that the annual tree lighting event would be held on Thursday, November 30th at the Civic Center Plaza with the tree lighting ceremony at 6:30 p.m. She stated that an earlier start of 4:30 p.m. had been arranged this year for the food trucks, carnival games, and photos with Santa.

The Mayor introduced Maria Jimenez, a Lakewood resident and an ambassador for One Legacy-Donate Life, a non-profit organization dedicated to saving lives through organ, eye and tissue donations. Ms. Jimenez and Roberta Hamfeldt shared their personal experiences with organ donations after both had lost their sons. They invited participation in the Rose Parade Float First Look event to be held on December 19th in Pasadena.

Council Member Rogers expressed gratitude to the many supporters of the Lakewood Education Foundation. He stated that due to the generosity of the Lakewood community, about \$54,000 had been raised and would go directly into the classrooms of Lakewood schools through grants made to 114 teachers.

**ROUTINE ITEMS:**

COUNCIL MEMBER PIAZZA MOVED AND VICE MAYOR CROFT SECONDED TO APPROVE ROUTINE ITEMS 1 THROUGH 12.

- RI-1 Approval of Minutes of the Meetings held October 10, and October 24, 2017
- RI-2 Approval of Personnel Transactions
- RI-3 Approval of Registers of Demands
- RI-4 Approval of Monthly Report of Investment Transactions
- RI-5 Approval of Appropriation for Printing and Mailing of Notices and Election Consulting Services
- RI-6 Approval of Appropriation for Managed Print Services
- RI-7 Approval of Appropriation and Authorize the Purchase of Microsoft Office 2016 Standard and Professional Plus Licenses
- RI-8 Acceptance of Notice of Completion for Public Works Project No. 2017-4, Corridor Wall Wainscot Improvements to the Existing Centre at Sycamore Plaza, Absolute Building Services, Inc.
- RI-9 Acceptance of Notice of Completion for Public Works Project No. 2017-5, Resilient Surfacing Replacement at Mayfair Park Tot Play Area, SpectraTurf
- RI-10 Sale of Surplus Metals and Meters
- RI-11 Approval of Changes in Parking Restrictions around Monroe Elementary

RESOLUTION NO. 2017-59; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD ESTABLISHING A "SCHOOL BUS ONLY," MONDAY TO FRIDAY, 7:00 A.M. TO 4:00 P.M. ZONE ON THE WEST SIDE OF NIPOMO AVENUE SOUTH OF FAIRMAN STREET WITHIN THE CITY OF LAKEWOOD

RESOLUTION NO. 2017-60; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD ESTABLISHING A "20 MINUTE PARKING," MONDAY TO FRIDAY, 7:00 A.M. TO 4:00 P.M. ZONE ON THE WEST SIDE OF NIPOMO AVENUE SOUTH OF FAIRMAN STREET WITHIN THE CITY OF LAKEWOOD

RESOLUTION NO. 2017-61; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD RESCINDING RESOLUTIONS ESTABLISHING BUS LOADING ZONES WITHIN THE CITY OF LAKEWOOD

**ROUTINE ITEMS:** - Continued

RI-12 RESOLUTION NO. 2017-62; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD ADDING A JOB CLASSIFICATION TO SCHEDULE B OF RESOLUTION NO. 2016-34 PERTAINING TO HOURLY-RATED PART-TIME EMPLOYEES AND ENACTING A PERSONNEL RESOLUTION ESTABLISHING THE COMPENSATION, RULES AND REGULATIONS PERTAINING TO HOURLY-RATED PART-TIME EMPLOYEES

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Wood, Piazza, Croft, Rogers and DuBois

NAYS: COUNCIL MEMBERS: None

**1.1 • AWARD OF BID FOR PUBLIC WORKS PROJECT NO. 2017-8, IMPROVEMENTS TO THE EXISTING MONTE VERDE PARK LODGE**

Lisa Rapp, Director of Public Works, made a presentation based on the memo in the agenda and reported that one sealed bid had been received for the project, which consisted of demolition and improvements including new vinyl floor and rubber base, new door systems, new sheet metal gutters, new stone bands in existing concrete patio, and related items. She advised that there were adequate funds in the project budget to complete the full scope of contract work, and to cover contingencies during installation. It was the recommendation of staff that the City Council adopt the plans, specifications, and working details for Public Works Project No. 2017-8; award a contract to Corral Construction & Development Inc. in the amount of \$113,200.00, and authorize the Mayor to sign the contract in a form approved by the City Attorney; and authorize staff to approve a cumulative total of change orders for the project as necessary not to exceed \$15,000.

Ms. Rapp responded to Council Member Piazza's concerns by stating that it had been a challenge to provide an estimate on the project as the improvements were more a collection of maintenance repair items. She noted that the contract price had actually been lower than anticipated.

In response to Council Member Wood's questions regarding the life expectancy of the materials, Ms. Rapp replied that the floors were expected to last for approximately fifteen to twenty years depending on the level of usage. She stated that the doors were being replaced to solve long term maintenance issues with the hardware on the existing bi-fold doors. She remarked that the replacement doors, which would be similar to French doors, were expected to have improved functionality and longevity.

Responding to Council Member Piazza's inquiry, Ms. Rapp stated that Monte Verde Park would be blocked out for a three-month period for the improvements but would be made available if the project were completed earlier than scheduled.

**1.1 • AWARD OF BID FOR PUBLIC WORKS PROJECT NO. 2017-8, IMPROVEMENTS TO THE EXISTING MONTE VERDE PARK LODGE - Continued**

Mayor DuBois opened the public hearing at 7:53 p.m. and called for anyone in the audience wishing to address the City Council on this matter. There was no response.

COUNCIL MEMBER WOOD MOVED AND VICE MAYOR CROFT SECONDED TO APPROVE STAFF'S RECOMMENDATIONS. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Wood, Piazza, Croft, Rogers and DuBois

NAYS: COUNCIL MEMBERS: None

**1.2 • PURCHASE OF BACKHOE LOADER FOR WATER RESOURCES DEPARTMENT**

Administrative Services Director Diane Perkin made a presentation based on the memo in the agenda and stated that there was need to replace a 1989 backhoe loader for the Water Resources Department. The proposed replacement unit would utilize clean diesel technology. Due to participation in the National Joint Powers Alliance, the City had been able to obtain bids through a purchasing cooperative contract. It was the recommendation of staff that the City Council authorize the purchase of one John Deere 310SL Backhoe Loader from Coastline Equipment/John Deere Construction Retail Sales in the amount of \$101,046.46.

Vice Mayor Croft commented that it had been a testament to the fleet management and maintenance staff that the equipment had lasted for twenty-eight years noting the tendency for getting good use of the City's investment.

Mayor DuBois opened the public hearing at 7:56 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 PIAZZA SECONDED TO AUTHORIZE THE PURCHASE OF ONE JOHN DEERE BACKHOE LOADER AT THE CONTRACT PRICE OF \$101,046.46. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Wood, Piazza, Croft, Rogers and DuBois

NAYS: COUNCIL MEMBERS: None

**3.1 • QUARTERLY BUDGET REVIEW**

The Director of Administrative Services displayed slides and made a presentation based on the memo in the agenda and explained that the City was in the second year of its 2016-2018 biennial budget originally adopted in June 2016, and amended in June of 2017.

**3.1 • QUARTERLY BUDGET REVIEW - Continued**

She provided a quarterly review of the two major funds for the City, the General Fund and the Water Utility Enterprise Fund. The General Fund, the largest City fund and one which the Council had discretionary authority, included sub-funds, such as Special Olympics, CATV, The Centre and retiree benefits. Ms. Perkin stated that employee services had been higher than in the past due to the lump-sum payment made to CalPERS in July for the first time, the cost of which was typically spread-out over the year. Other payments included the lump-sum amount made in July to the CJPIA for insurance coverage. The capital outlay for equipment included the purchase of the copiers. The Capital outlay – CIP included the Burns Community Center construction project from the prior year, as well as other park and facilities related projects. The first quarter revenues for the General Fund were coming in as expected and according to trend. For the most part, revenues lagged expenses in the first quarter, which was to be expected due to the collection and reconciliation process prior to allocation of taxes to the City. Water expenses were staying under budget and water revenues were coming in a little better than expected. Water meter sales, the largest revenue source, had been highly sensitive to weather patterns and the better than expected metered water sales might not continue if there were extended time periods of rain. She concluded by stating that it was recommended that the Lakewood City Council receive and file the Quarterly Budget Report of Major Funds.

Vice Mayor Croft commented that at the Water Resources Committee meeting held earlier in the week, the members had received a preview of the water budget. He stated that the interconnect agreements with Long Beach, Signal Hill and other neighboring communities had been helpful because they were purchasing the City's excess water. He commended staff for making sure that such agreements were in place and for finding a secondary customer to minimize any impacts to the water rate going forward.

**ADDITIONAL ITEM:**

**REQUEST FOR APPROVAL OF SUBSTITUTION OF SUB-CONTRACTOR, PUBLIC WORKS CONTRACT 16-01R, IMPROVEMENTS TO THE EXISTING BURNS COMMUNITY CENTER**

Steve Skolnik, for the City Attorney, explained that there was an item of business to be added to the agenda. He stated that on Monday, November 13th, De La Riva Construction, the general contractor for the Burns Community Center project, notified staff that the elevator subcontractor intended to withdraw from the project and would not sign a subcontract. He further explained that immediate action to approve a substitute subcontractor was required to avoid substantial delay to the project. He advised that under the Ralph M. Brown Act, the item could be added to the agenda if it had come to the City's attention subsequent to the posting of the agenda and immediate action was necessary, provided there were at least four affirmative votes.

**COUNCIL MEMBER ROGERS MOVED AND COUNCIL MEMBER PIAZZA SECONDED TO ADD TO THE CITY COUNCIL AGENDA THE REQUEST FOR APPROVAL OF SUBSTITUTION OF SUBCONTRACTOR FOR PUBLIC WORKS CONTRACT 16-01R.**

REQUEST FOR APPROVAL OF SUBSTITUTION OF SUB-CONTRACTOR, PUBLIC WORKS CONTRACT 16-01R, IMPROVEMENTS TO THE EXISTING BURNS COMMUNITY CENTER - Continued

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Wood, Piazza, Croft, Rogers and DuBois

NAYS: COUNCIL MEMBERS: None

The Public Works Director reported that one of the subcontractors listed in the original bid documents for the improvements to the existing Burns Community Center project had refused to sign a contract with De La Riva Construction and that approval to substitute the listed subcontractor with the replacement subcontractor, Thurston Elevator Concepts Inc., was requested. Public Contract Code Section 4107 identified conditions under which a general contractor could request approval to substitute a subcontractor, which included when a subcontractor listed in the bid, after having had a reasonable opportunity to do so, failed or refused to execute a written contract. Ms. Rapp added that the City would not incur any additional cost if it approved the proposed subcontractor substitution and that it was urgent to approve the requested substitution as quickly as possible to avoid delays in the construction schedule. She concluded by stating that staff recommended that the City Council approve the request for substitution of Diamond Elevator with Thurston Elevator Concepts Inc. as submitted by De La Riva Construction for Public Works Contract 16-01R.

In response to Council Member Rogers' concerns regarding the primary contractor's relationship with the subcontractors, Ms. Rapp reported that to date, working with De La Riva Construction had been a positive experience. She explained that the elevator portion of the project had been challenging even during the design phase. She responded to Council Member Rogers' inquiry regarding the possibility of any future bids from Diamond Elevator by stating that the likelihood of advertising for a contractor who installed elevators would be remote and that such installations were usually included as part of a building project.

Responding to Council Member Wood's questions pertaining to the elevator, Ms. Rapp stated that there would be no change to the specified equipment. She explained that the specified elevator could be installed by an independent contract and that by selecting non-proprietary equipment, any qualified elevator maintenance company could perform the maintenance of it. She confirmed that during the warranty period, Thurston would maintain the elevator.

Alan Gafford, Lakewood, recalled that at the time of contract award, the bid had been protested by the second low bidder for the lack of a listing of the elevator subcontractor's Department of Industrial Relations number, which had been attributed to clerical error.

COUNCIL MEMBER WOOD MOVED AND COUNCIL MEMBER PIAZZA SECONDED TO APPROVE THE SUBSTITUTION OF DIAMOND ELEVATOR WITH THURSTON ELEVATOR CONCEPTS INC. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: COUNCIL MEMBERS: Wood, Piazza, Croft, Rogers and DuBois

NAYS: COUNCIL MEMBERS: None

**WRITTEN COMMUNICATIONS:**

**CORRESPONDENCE FROM THE GREATER LOS ANGELES COUNTY VECTOR CONTROL DISTRICT REGARDING APPOINTMENT OF REPRESENTATIVE TO THEIR BOARD OF TRUSTEES**

Mayor DuBois reported that correspondence had been received from the Greater Los Angeles County Vector Control District regarding the Board of Trustees term of Vice Mayor Croft to be expiring in January.

Vice Mayor Croft stated that he was honored to be serving as the President of the Board this year. He reported that it had been a challenging year with the addition of a couple of invasive species, such as the Asian tiger mosquito, that had started to spread into the area and could transmit such viruses as yellow fever, Zika, and dengue fever. He continued by stating that he would like to continue to represent the City on the Greater Los Angeles Vector Control District Board and recommended a two-year appointment. He emphasized the importance of having continuity in service noting that with the changes among the member trustees due to term limits, there had been some loss of history and shared knowledge.

Council Member Piazza and Council Member Wood offered congratulations on Vice Mayor Croft's term as president and conveyed the importance of receiving updates from Council Members on the various boards on which they serve.

Vice Mayor Croft expressed appreciation for staff's involvement in working closely with Vector Control in their public information efforts stating that it was important for residents to ensure that their properties were not a home or breeding ground for mosquitoes and to report any significant uptick in mosquito bites. He stated that public service announcements would be provided through the Lakewood Community News publication, the City's e-magazines and CityTV to assist residents. He added that a traveling vector mobile, known as the Bug Bus, was available to visit schools and teach students about vectors and public health.

**COUNCIL MEMBER ROGERS MOVED AND COUNCIL MEMBER PIAZZA SECONDED TO REAPPOINT STEVE CROFT TO A TWO-YEAR TERM AS THE CITY'S REPRESENTATIVE TO THE GREATER LOS ANGELES VECTOR CONTROL DISTRICT BOARD OF TRUSTEES. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:**

**AYES: COUNCIL MEMBERS: Wood, Piazza, Croft, Rogers and DuBois**

**NAYS: COUNCIL MEMBERS: None**

**SUCCESSOR AGENCY ACTIONS**

**1. Approval of Register of Demands**

**VICE MAYOR CROFT MOVED AND COUNCIL MEMBER PIAZZA SECONDED TO APPROVE THE REGISTER OF DEMANDS. UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:**

**AYES: COUNCIL MEMBERS: Wood, Piazza, Croft, Rogers and DuBois**

**NAYS: COUNCIL MEMBERS: None**

**ORAL COMMUNICATIONS:** None

**ADJOURNMENT**

There being no further business to be brought before the City Council, Mayor DuBois adjourned the meeting at 8:25 p.m. A moment of silence was observed in memory of Marie Yvonne Montgomery, Ed Mayfield, and Dennis Lander.

Respectfully submitted,

Jo Mayberry, CMC  
City Clerk