

MINUTES

ARTESIA CITY COUNCIL CHAMBERS
18747 CLARKDALE AVENUE, ARTESIA, CA

REGULAR MEETING OF THE ARTESIA
CITY COUNCIL

MONDAY, JUNE 13, 2011

7:10 P.M.

The regular meeting of the Artesia City Council was called to order at 7:10 p.m., Monday, June 13, 2011, in the Artesia City Council Chamber by Mayor Victor Manalo. The Invocation was presented by Douglas Van Gessel, ThM.. The Pledge of Allegiance was led by the Barbara Nightingale of the Artesia Library.

ROLL CALL – PRESENT: Tony Lima, Councilmember
 Sally Flowers, Councilmember
 Michele Diaz, Councilmember
 John Lyon, Mayor Pro Tem
 Victor Manalo, Mayor

ALSO PRESENT: Maria Dadian, City Manager
 Kevin Ennis, City Attorney
 Justine Menzel, Deputy City Manager/Finance Officer
 Gloria Considine, City Clerk
 Okina Dor, Planning Director
 Melissa Gobas, Parks and Recreation
 Superintendent

APPROVAL OF AGENDA

MOTION BY COUNCILMEMBER LIMA, SECONDED
BY COUNCILMEMBER FLOWERS TO APPROVE THE
AGENDA.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

ANNOUNCEMENT REGARDING SPEAKER CARDS

Mayor Manalo presented the announcement.

CITIZEN COMMENTS ON ITEMS THAT ARE NOT ON THE AGENDA OR ITEMS LISTED UNDER THE HEADING CONSENT CALENDAR

Ron Jung presented information on a marathon he will be participating in. He presented information on a fundraiser and silent auction on July 10, 2011.

CEREMONIAL PRESENTATION(S)

1. PROCLAIMING JUNE 25TH AND 26TH RELAY FOR LIFE DAYS THROUGHOUT THE CITY OF ARTESIA

Proclamation was accepted by representatives from Relay for Life.

2. OLDER AMERICAN OF THE YEAR RECOGNITION TO LORNA TELLINGHUISEN FOR HER CONTRIBUTIONS TO THE COMMUNITY
Recognition accepted by Lorna Tellinghuisen.

BUSINESS PRESENTATION(S)

3. ARTESIA LIBRARY MONTHLY EVENTS
Barbara Nightingale presented the Artesia Library events.
4. ARTESIA CHAMBER OF COMMERCE UPDATE AND EVENTS
AND
QUARTERLY REPORT FOR JANUARY, FEBRUARY AND MARCH 2011

James Kang presented the update on the Artesia Chamber of Commerce.

Sug Kitahara presented the upcoming events and quarterly report.

5. LOS ANGELES COUNTY FIRE DEPARTMENT DEPLOYMENT INFORMATION
AND 2011 MONTHLY ACTIVITY REPORTS FOR JANUARY THROUGH MAY
Presentation by Assistant Fire Chief Gerald T. Heinzl.

Margaret Saito inquired why the hook and ladder truck needs to be routed to a medical emergency when there is no fire and why there is a paramedic and hook and ladder truck at the same location. She inquired if it mandated by the State and County. She inquired as to why the fire department uses the truck instead of vehicle for errands.

Fire Chief Heinzl responded to her inquiry.

6. NIXLE AND NIXLE DIAL TECHNOLOGY COMMUNICATIONS
Item continued.
7. "THE CROSSING GUARD COMPANY" ALL CITY MANAGEMENT SERVICES
WILL PROVIDE AN OVERVIEW OF PERSONNEL TRAINING STRATEGIES
Presentation by All City Management Services.
8. ARTESIA STRATEGIC PLAN UPDATE
Report received and filed.

CONSENT CALENDAR

It is recommended that Items 9 through 31 be acted on simultaneously in one vote unless a member of the City Council requests separate discussion and/or action on the item. In the event a City Council requests separate discussion on a consent calendar, the City Council will consider that item immediately following approval of the rest of the consent calendar.

MOTION BY COUNCILMEMBER LIMA, SECONDED
BY COUNCILMEMBER FLOWERS TO APPROVE THE
AGENDA WITH EXCEPTION OF ITEMS 13, 17, 19, 21, 24,
30 AND 31.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

9. EXCUSING COUNCILMEMBERS WHO ARE ABSENT FROM MEETING
10. WAIVING OF FULL READING OF ORDINANCES LISTED ON AGENDA
11. APPROVAL OF CITY COUNCIL DEMANDS

12. APPROVAL OF CITY COUNCIL FINANCIAL REPORT

13. APPROVAL OF CITY COUNCIL MINUTES
REGULAR MEETING – MAY 9, 2011

MOTION BY COUNCILMEMBER FLOWERS, SECONDED
BY COUNCILMEMBER LIMA TO APPROVE MAY 9, 2011
MINUTES.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: Lyon
ABSENT: COUNCILMEMBERS: None

14. APPROVAL OF COMMISSION MINUTES
PARKS AND RECREATION COMMISSION – JANUARY 20, 2011 AND
MARCH 17, 2011
PLANNING COMMISSION – APRIL 26, 2011
PUBLIC SAFETY COMMISSION – MARCH 15, 2011

15. COUNTY OF LOS ANGELES ANIMAL CARE AND CONTROL PROPOSED
FISCAL YEAR 2011-12 CONTRACT CITY BILLING RATES AND
SERVICE LEVELS

16. SUMMER FOOD SERVICE PROGRAM STANDARD FOOD SERVICE
AGREEMENT

17. IMPLEMENTATION PLAN FOR 2011 SUMMER YOUTH PROGRAMS

Councilmember Diaz requested that staff provide a report on how successful
the programs were.

Informational report.

18. REQUEST FOR TIME EXTENSION FOR TENTATIVE PARCEL MAP NO.
70939/CITY COUNCIL RESOLUTION NO. 11-2288

19. SOUTHEAST LOS ANGELES COUNTY WORKFORCE INVESTMENT
BOARD (SELACO-WIB) LEASE AGREEMENT FOR CHILD DEVELOPMENT
CENTERS AT ARTESIA PARK AND A.J. PADELFOORD PARK OPERATED BY
QUALITY CHILDREN SERVICES

Margaret Saito inquired if the city funds this program.

Melissa Gobas, Parks and Recreation Superintendent replied that the city provides
the locations for the facilities. She said that the Southeast Los Angeles County
Workforce Investment Board funds the programs and they receive funding from the
State.

MOTION BY COUNCILMEMBER LIMA, SECONDED
BY MAYOR PRO TEM LYON TO APPROVE LEASE
AGREEMENT WITH SOUTHEAST LOS ANGELES
COUNTY WORKFORCE INVESTMENT BOARD.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

20. PARK WATER COMPANY NOTIFICATION OF CPUC APPLICATIONS TO UPDATE ELIGIBILITY INCOME GUIDELINES IN RATE ASSISTANCE PROGRAM FOR LOW-INCOME CUSTOMERS

21. ARTESIA MUNICIPAL CODE SECTIONS THAT REGULATE ILLEGAL DUMPING IN PUBLIC PLACES

Councilmember Diaz inquired about the type of fee that would be imposed on option 3 of the recommendations.

Pradeepkumar Elayath, Administrative Service Manager stated that most of the illegal dumping is occurring in the alleys where multiple complexes are located. He said that there is no evidence as to who is dumping illegally. He said every Monday there are a lot items dumped in the alley after the weekend.

Mayor Manalo inquired if staff is requesting consideration of the recommendations.

Councilmember Diaz inquired if staff would be bringing back a fee schedule and the type of fee.

Mr. Elayath replied that staff could bring back a per unit fee.

Kevin Ennis, City Attorney stated that he was going to speak to staff that it would be extremely difficult to impose the fee legally. He said that it would be a significant endeavor to document and to come up with studies and reports to justify fee. He said there were issues with the \$1000 fine because there were limits.

Councilmember Flowers stated that she is not interested in option 3.

Councilmember Lima stated that he was not interested in option 3. He said that the property owner may not have anything to do with the illegal dumping. He said that a way needs to be found to clean up the city.

Maria Dadian, City Manager stated that the reason for this report was that at the last City Council meeting it was brought up if the City had regulations on illegal dumping. She said that one of the thoughts was to put out the information on illegal dumping and a way of reporting the individuals doing the illegal dumping. She said putting out the information and with the help of the community to alleviate the problems. She said there is a citation program in place but the problem was catching the people doing the illegal dumping. She said the City is spending a lot of resources in collection and disposal.

Mayor Manalo suggested meeting with the property owners adjacent to those alleys and explain the situation.

Mr. Elayath stated that the illegal dumping is coming from people from other cities.

Mayor Manalo stated that if people are interested in getting involved we could have an alley watch. He inquired as to what other cities are doing for enforcement.

Councilmember Lima suggested cameras in the alleys.

MOTION BY COUNCILMEMBER LIMA, SECONDED BY MAYOR PRO TEM LYON TO CONSIDER OPTION NUMBERS 1 AND 2. CITY COUNCIL NOT INTERESTED IN OPTION 3.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None

22. CONSOLIDATED DISPOSAL SERVICES REPORT THROUGH APRIL 2011
"IN-KIND ROLL-OFF BIN FOR CITY"

23. LOS ANGELES COUNTY EMERGENCY MEDICAL SERVICES AGENCY
GENERAL PUBLIC AMBULANCE RATES JULY 1, 2011 THROUGH JUNE
30, 2012

24. ECIVIS GRANTS NETWORK SUBSCRIPTION FOR GRANTS PERFORMANCE
Councilmember Diaz inquired if there was staff to prepare and implement the grant.

Maria Dadian, City Manager replied by saying yes.

MOTION BY COUNCILMEMBER FLOWERS, SECONDED
BY COUNCILMEMBER LIMA TO APPROVE THREE YEAR
SUBSCRIPTION.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

25. STATUS REPORT ON LOCAL PROPERTY TAX INFORMATION

26. REQUEST FOR APPROVAL OF DISPOSAL OF DAMAGED INVENTORY
Gloria Considine, City Clerk stated that there is a revision to the list by deleting the
snack bar from disposal.

MOTION BY COUNCILMEMBER FLOWERS, SECONDED
BY COUNCILMEMBER LIMA TO APPROVE REVISED
LIST OF ITEMS FOR DISPOSAL.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

27. GOLDEN STATE WATER COMPANY

APPLICATION 11-05 REQUESTING AUTHORITY TO ESTABLISH
AUTHORIZED COST OF CAPITAL AND RATE OF RETURN FOR UTILITY
OPERATIONS FOR 2012-2014

RE-SERVICE ON NOTICE OF AVAILABILITY OF APPLICATION (FOR
APPLICATION 11-05)

ADVICE LETTER NO. 1438-WA SUPPLEMENTAL FILING TO CORRECT
A TYPO TO A SCHEDULE (NO. ME-1-R) RATE FOR 1" METER FIRE WITH
DOMESTIC NEED OF 3/4" METER

ADVICE LETER NO 1447-W REQUESTING TERMINATION OF TWO
DEVELOPER MAIN EXTENSION CONTRACTS

28. SOUTHERN CALIFORNIA EDISON COMPANY'S APPLICATION FOR
APPROVAL OF CALIFORNIA ALTERNATE RATES FOR ENERGY
(CARE), ENERGY SAVINGS ASSISTANCE, AND COOL CENTER PROGRAMS
AND BUDGETS FOR 2012-2014

- 29. APPROVAL OF CONTRACT RENEWAL WITH CENTRATION MANAGEMENT
- 30. MTA RIGHT OF WAY LANDSCAPE PROJECT PROPOSAL CONCEPTUAL DESIGN SUBMITTED BY BEAUTIFICATION AND MAINTENANCE COMISSIONER MIGUEL NAVARRO

Councilmember Lima and Councilmember Flowers abstained from this item.

Councilmember Diaz inquired if the City Attorney had reviewed the agreement.

Kevin Ennis, City Attorney replied that he had reviewed the agreement and that he suggested deletion of number 2 in Section 24.14 because we are a public entity.

Councilmember Diaz inquired if the City constructs on the site and then MTA decides that they want the City to remove the construction would that be at the cost of the City.

Kevin Ennis, City Attorney replied by saying yes.

MOTION BY COUNCILMEMBER DIAZ, SECONDED
BY MAYOR PRO TEM LYON TO APPROVE AMENDED
AGREEMENT AND REFER CONCEPTUAL PLAN TO
BEAUTIFICATION AND MAINTENANCE COMMISSION.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES:	COUNCILMEMBERS:	Diaz, Lyon and Manalo
NOES:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBERS:	Lima and Flowers
ABSENT:	COUNCILMEMBERS:	None

- 31. LEGISLATIVE ACTIVITY REGARDING THE ABOLISHMENT VERSES REFORMING REDEVELOPMENT AND SUPPORTING AB1250 AND SB286

Mayor Manalo inquired if there were any updates with redevelopment.

Maria Dadian, City Manager stated that the only notification currently was that there is action to move the State budget. She said that there has not been any further discussion on redevelopment abolishment. She presented information regarding AB1250 and SB286.

MOTION BY COUNCILMEMBER LIMA, SECONDED
BY MAYOR PRO TEM LYON TO APPROVE CORRESPONDENCE
TO BE PREPARED AND FORWARDED IN SUPPORT OF
AB1250 AND SB286 AS IT PROGRESSES THROUGH THE
LEGISLATURE AND TO WRITE TO THE JOINT AUTHORS AND
CO-AUTHORS OF AB1250 TO EXPRESS GRATITUDE.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES:	COUNCILMEMBERS:	Lima, Flowers, Diaz, Lyon and Manalo
NOES:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None

PUBLIC HEARING
ADMINISTRATION OF OATH

- 32. APPROVAL OF AN ENTERTAINMENT PERMIT:
NENA'S CANTINA LOCATED AT 11746/48 E. 166TH STREET, ARTESIA, CA

AND

RESOLUTION NO. 11-2287

A Resolution of the City Council of the City of Artesia Approving an Entertainment Permit Pursuant to Artesia Municipal Code Section 3-2.601 to a Business Known as Nena's Cantina Located at 11746/48 166th Street, Artesia, Ca. 90701 (ADOPTION)

Pradeepkumar Elayath, Administrative Services Manager presented the staff report for this item.

MOTION BY MAYOR PRO TEM LYON, SECONDED BY COUNCILMEMBER LIMA TO CLOSE THE PUBLIC HEARING.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

MOTION BY COUNCILMEMBER LIMA, SECONDED BY COUNCILMEMBER FLOWERS TO WAIVE FURTHER READING AND ADOPT RESOLUTION NO. 11-2287 AS AMENDED TO CHANGE HOURS FOR ENTERTAINMENT PERMIT TO 5:00 P.M. TO 1:30 A.M. 7 NIGHTS A WEEK.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

33. CASE NO. 2011-03 Code Amendment relating to Front Yard Fencing City of Artesia, 18747 Clarkdale Avenue, Artesia, Ca. 90701

And

ORDINANCE NO. 11-769

An Ordinance of the City of Artesia Establishing Definitions of Fences, Hedges and Walls, Regulating Fencing Materials in Front Yards of Properties in the Single Family Residential (R-1), Agricultural Single Family (A-1), Medium Density Residential (M-D-R), Multiple Family Residential (M-R), and Mixed Commercial/ Single-Family Residential (M-C-R) Zones, and Amending the Artesia Municipal Code (INTRODUCTION)

Okina Dor, Planning Director presented the staff report on this item.

Mayor Pro Tem Lyon inquired about lattice along the top of the fence.

Mr. Dor replied if it is constructed of allowable materials.

Mayor Pro Tem Lyon stated on that determination what would prevent someone from putting up a solid lattice fence made of cedar, redwood or heavy duty vinyl.

Mr. Dor replied it would be allowed.

Mayor Pro Tem Lyon stated that lattice is not allowed material.

City Attorney Kevin Ennis stated that there needed to be clarification in the wording because it was not clear.

Mayor Pro Tem Lyon stated that he would like lattice for accent only.

Kevin Ennis, City Attorney stated that a sentence would need to be added to the

Ordinance that lattice may be used as accent material on the top of the fence. He inquired as to how to define accent size.

Mayor Pro Tem Lyon replied by proportion or percentage.

Councilmember Diaz expressed concern about the footing is a six foot fence has two feet of lattice on the top.

Mayor Pro Tem Lyon stated that a vinyl fence with one foot lattice looks nice. He suggested not exceeding 20% for lattice.

Kevin Ennis, City Attorney suggested bringing this item back to the City Council at a future meeting with the proper language.

Councilmember Lima stated that chain link should be allowed on side or rear of the property because of security and animals.

Mayor Pro Tem Lyon inquired if Councilmember Lima would like chain link in the front yard or just in the back yard.

Councilmember Lima replied that he didn't have a problem limiting chain link in the back yard.

Councilmember Flowers inquired if what was being voted on was the front yard only and definitions.

Kevin Ennis, City Manager replied what was being proposed was front, side and rear yard.

Councilmember Flowers stated that she thought the reason for continuing this item was because they didn't want to eliminate chain link from the back or side yard because of animals.

Kevin Ennis, City Attorney stated that this item was referred back to the Planning Commission for their recommendations. He said the Planning Commission determined that they wanted to apply fence standards to the front, side and rear yards.

Councilmember Flowers stated that she was not interested in excluding chain link in the rear yard.

Mayor Pro Tem Lyon commented that chain link would be fine in the rear yard but not in the front yard.

Councilmember Flowers stated that the City Council was not ready to take action on this item.

Councilmember Diaz stated that she didn't like chain link in the front yard. She inquired as to what constitutes "front".

Mayor Pro Tem Lyon stated that chain link should not be visible from the street.

Councilmember Flowers stated that more thought needed to go into this before changing anything. She suggested continuing this item and having an ad hoc committee review it.

MOTION BY COUNCILMEMBER LIMA, SECONDED BY
COUNCILMEMBER FLOWERS, TO SELECT MAYOR
PRO TEM LYON AND COUNCILMEMBER LIMA
TO THE AD HOC COMMITTEE TO REVIEW FENCING
OPTIONS AND BRING BACK ITEM TO CITY
COUNCIL AFTER AD HOC COMMITTEE REVIEW.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

34. ARTESIA STREET LIGHTING MAINTENANCE DISTRICT FISCAL YEAR 2011-2012 ASSESSMENT

AND

RESOLUTION NO. 11-2282

A Resolution of the City Council of the City of Artesia Confirming a Diagram and Assessment for the 2011-2012 Fiscal Year and Ordering the Improvements in Connection with the City of Artesia Street Lighting Maintenance District Pursuant to the Provisions of Part 2 of Division 15 of the Streets and Highways Code (ADOPTION)

Justine Menzel, Deputy City Manager presented the staff report for this item.

MOTION BY MAYOR PRO TEM LYON, SECONDED
BY COUNCILMEMBER LIMA TO CLOSE THE PUBLIC
HEARING.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

MOTION BY COUNCILMEMBER FLOWERS, SECONDED
BY COUNCILMEMBER LIMA TO WAIVE FURTHER
READING AND ADOPT RESOLUTION NO. 11-2282
AS READ BY TITLE

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

BEAUTIFICATION AND MAINTENANCE COMMISSION RECOMMENDATIONS

35. BEAUTIFICATION AND MAINTENANCE COMMISSION XERISCAPE GARDEN PROJECT AT ARTESIA PARK STATUS REPORT

Maria Dadian, City Manager presented the staff report for this item.

MOTION BY COUNCILMEMBER LIMA, SECONDED
BY MAYOR PRO TEM LYON TO RECEIVE AND FILE
REPORT.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

PLANNING COMMISSION RECOMMENDATIONS

36. CASE NO. 2011-05 11746-48 166TH STREET
A request for approval of a conditional use permit to allow karaoke at an existing bar (Nena’s Cantina) located at 11746-48 166th Street in the Commercial General (C-G) Zone.

Okina Dor, Planning Director presented the staff report for this item.

MOTION BY COUNCILMEMBER LIMA, SECONDED BY COUNCILMEMBER FLOWERS TO AFFIRM THE PLANNING COMMISSION’S RECOMMENDATION TO APPROVE CASE NO. 2011-05.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

ORDINANCE(S)

37. ORDINANCE NO. 11-770
An Ordinance of the City of Artesia Establishing Charges Against Residential Properties Within the City for the Collection, Removal and Disposal of Garbage, Rubbish and Waste Materials
(SECOND READING AND ADOPTION)

Justine Menzel, Deputy City Manager presented the staff report for this item.

MOTION BY COUNCILMEMBER LIMA, SECONDED BY COUNCILMEMBER FLOWERS TO WAIVE FURTHER READING AND ADOPT ORDINANCE NO. 11-770 AS READ BY TITLE.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

RESOLUTION(S)

38. FISCAL YEAR 2011/2012 BUDGET
AND
RESOLUTION NO. 11-2290
A Resolution of the City Council of the City of Artesia Amending the City’s Established Written Expense Reimbursement Policy for City Council members and Members of Other Legislative Bodies of the City and Repealing Resolution No. 1997
(ADOPTION)

AND
RESOLUTION No. 11-2283
A Resolution of the City Council of the City of Artesia Adopting a Financial Plan and Approving a Budget for Fiscal Year 2011-2012.
(ADOPTION)

Justine Menzel, Deputy City Manager presented the staff report for this item.

MOTION BY COUNCILMEMBER LIMA, SECONDED BY COUNCILMEMBER DIAZ TO WAIVE FURTHER READING AND ADOPT RESOLUTIONS NO. 11-2290

AND 11-2283 AS READ BY TITLE.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: Flowers
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

39. RESOLUTION NO. 11-2284

A Resolution of the City Council of the City of Artesia, California, Calling for the Holding of a General Municipal Election to be Held on Tuesday, November 8, 2011, for the Election of Certain Officers as Required by the Provisions of the Laws of the State of California Relating to General Law Cities.

(ADOPTION)

Gloria Considine, City Clerk presented Resolution No. 11-2284.

MOTION BY COUNCILMEMBER FLOWERS, SECONDED
BY MAYOR PRO TEM LYON TO WAIVE FURTHER
READING AND ADOPT RESOLUTION NO. 11-2284
AS READ BY TITLE.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

40. RESOLUTION NO. 11-2285

A Resolution of the City Council of the City of Artesia, California, Requesting the Board of Supervisors of the County of Los Angeles to Consolidate a General Municipal Election to be Held on November 8, 2011 with the Consolidated Elections to be Held on the Date Pursuant to Section 10403 of the Elections Code.

(ADOPTION)

Gloria Considine, City Clerk presented Resolution No. 11-2285.

MOTION BY MAYOR PRO TEM LYON, SECONDED
BY COUNCILMEMBER LIMA TO WAIVE FURTHER
READING AND ADOPT RESOLUTION NO. 11-2285
AS READ BY TITLE.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

41. RESOLUTION NO. 11-2286

A Resolution of the City Council of the City of Artesia, California, Adopting Regulations for Candidates for Elective Office Pertaining to Candidate's Statements Submitted to the Voters at an Election to be Held on Tuesday, November 8, 2011. (ADOPTION)

Gloria Considine, City Clerk presented Resolution No. 11-2286.

MOTION BY COUNCILMEMBER LIMA, SECONDED
BY MAYOR PRO TEM LYON TO WAIVE FURTHER
READING AND ADOPT RESOLUTION NO. 11-2286
AS READ BY TITLE.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

42. UPDATE ON INCENTIVE PROGRAM PARTICIPATION FOR AGGREGATE RETROSPECTIVE DEPOSIT PAYMENT WITH CALIFORNIA JOINT POWERS INSURANCE AUTHORITY

AND

RESOLUTION NO. 11-2289

A Resolution of the City Council of the City of Artesia Committing Resources to the Future General Liability and Workers' Compensation Aggregate Retrospective Deposit Payment.

(ADOPTION)

Justine Menzel, Deputy City Manager presented the staff report for this item.

MOTION BY COUNCILMEMBER LIMA, SECONDED BY COUNCILMEMBER FLOWERS TO WAIVE FURTHER READING AND ADOPTED RESOLUTION NO. 11-2289 AS READ BY TITLE AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE INCENTIVE PROGRAM PARTICIPATION FORM AND INDICATE BOX "A" FOR EACH PROGRAM STATING THE CITY OF ARTESIA DOES NOT WISH TO PARTICIPATE IN THE INCENTIVE PROGRAM THIS YEAR AND TO CARRY THE RETROSPECTIVE DEPOSIT BALANCE FORWARD TO THE FOLLOWING YEAR, AND KEEP IT TEMPORARILY SUSPENDED, AS AUTHORITY CASH FLOW ALLOWS, WITH NO PAYMENT TO BE MADE AT THIS TIME.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

43. RESOLUTION NO. 11-2291

A Resolution of the City Council of the City of Artesia Declaring its Intention to Grant a Pipeline Franchise to Crimson Pipeline L.P.

(ADOPTION)

Maria Dadian, City Manager presented the staff report for this item.

MOTION BY COUNCILMEMBER FLOWERS, SECONDED BY MAYOR PRO TEM LYON TO WAIVE FURTHER READING AND ADOPT RESOLUTION NO. 11-2291 AS READ BY TITLE.

SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

STAFF REPORTS

44. STATUS OF APPLICATION BY VENKATESH KOKA FOR PROPOSED RESTAURANT AT 18616-18616 ½ PIONEER BOULEVARD AND POTENTIAL

EXEMPTION TO RESTAURANT MORATORIUM ORDINANCE

Councilmember Tony Lima abstained from this item.

Maria Dadian, City Manager presented the staff report on this item.

Kevin Ennis, City Attorney presented impact of current moratorium on Mr. Koka's application and options for modification to the moratorium.

Mayor Manalo inquired if there were any questions or comments from the City Council.

Councilmember Flowers stated that she would like to hear from the applicant.

Venkatesh Koka handed out papers that were provided to him from the City and why the moratorium should not be applied to his project. He thanked Maria Dadian, City Manager and Kevin Ennis, City Attorney for the meeting regarding his application. He stated that he submitted his plans on January 20 and the Planning Department told him that he could not file his application until approved by the consultant. He stated that Jose Hernandez, Planning Assistant requested that he submit a rear elevation and was under the impression that the front elevation had been submitted to the consultant. He said he was told that the front elevation had not been submitted to the consultant until the rear elevation was submitted. He said he submitted the rear elevation again. He said he was surprised when he heard that the City had a moratorium. He said the consultant had approved his plans on March 9, 2011 but he wasn't notified until May 20, 2011. He said if he was told back on March 9, 2011 that the consultant had approved it then he could have submitted plans prior to moratorium. He said he had the asbestos testing completed and all his applications had been submitted. He also commented on the fees being charged for engineering. He said it makes hard for businesses to come into the City because of cost and time.

Councilmember Flowers inquired as to what the different invoices from Hogle- Ireland. were for.

Mr. Koka replied that he didn't know.

Councilmember Flowers stated that it would be hard to comment because they didn't know what service Hogle-Ireland did for Mr. Koka.

Mr. Koka stated he just wanted to bring it to the attention of the City Council.

Mayor Manalo inquired of the City Council how they should move on the moratorium.

Councilmember Flowers stated based on the time line and information provided that this project should be pulled from the moratorium and be treated the same as the last project and no different.

Kevin Ennis, City Attorney stated that would be consist with the draft ordinance so if the City Council were to move forward with the modified draft ordinance then it would bel set for public hearing at the July 11, 2011 meeting. He said if the ordinance is adopted at the July 11, 2011 meeting then exemption would be provided.

Mayor Pro Tem Lyon stated that he thought the design should be consist with what Hogle-Ireland was proposing.

Kevin Ennis, City Attorney stated the exemption to the moratorium would only address the fact that if Mr. Koka cannot show parking on the site then he would request the payment of in- lieu fee. He said the Design Review is subject to review by the Planning Commission and City Council.

MOTION BY COUNCILMEMBER FLOWERS, SECONDED BY
MAYOR PRO TEM LYON DIRECTION TO STAFF TO MOVE
FORWARD WITH THE DRAFT ORDINANCE TO MODIFY THE

MORATORIUM ON NEW RESTAURANT USES IN THE
OLD DOWNTOWN AREA. ORDINANCE SET FOR PUBLIC
HEARING AT THE JULY 11, 2011 CITY COUNCIL MEETING.

.SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: Lima
ABSENT: COUNCILMEMBERS: None

45. REPORT ON THE SECOND OF FOUR HOSTED TOWN HALL MEETINGS
Mayor Manalo presented information on second town hall meeting.

Report received and filed.

46. A REQUEST FOR ANNUAL INCREASE OF THE ARTESIA-CERRITOS
COMMUNITY CHRISTMAS PROGRAM

Justine Menzel, Deputy City Manager presented the staff report for this item.

Mayor Manalo stated that he doesn't have much coordination on the north side with the Christmas program but stated that there were other groups that participate in the the program. He said it was suggested in the ad hoc committee meeting that the Christmas program be coordinated with the other groups and possibly the amount could be supplemented.

Mayor Pro Tem Lyon suggested contacting the head of each group and have them meet regarding the Christmas program.

Mayor Manalo stated that he would like to hold off on this item until something could be coordinated with the groups.

Councilmember Flowers suggested continuing the item until the groups can meet and if funds cannot be worked out then it could come back to the City Council.

Justine Menzel, Deputy City Manager inquired if there was a certain date that this should come back to the City Council.

Mayor Manalo stated that he along with the City Manager would coordinate to get these groups together.

MOTION BY COUNCILMEMBER FLOWERS, SECONDED
BY COUNCILMEMBER LIMA TO CONTINUE ITEM TO
ALLOW GROUPS TO MEET REGARDING SUPPLEMENTING
CHRISTMAS PROGRAM. IF FUNDING CANNOT BE
OBTAINED THEN ITEM WILL COME BACK BEFORE THE
CITY COUNCIL.

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SAID MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

AYES: COUNCILMEMBERS: Lima, Flowers, Diaz, Lyon and Manalo
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

ADDITIONAL CITIZEN COMMENTS

DJ Vala presented issues he was having with the Building Inspector.

COUNCILMEMBER COMMENTS

Councilmember Lima stated that the Orangeline will be having a grant in the

amount of \$180,000 for a study on station locations. He said the City can put in 20% to participate in study.

Councilmember Flowers inquired about a park grant offered by Supervisor Don Knabe and inquired if another house could be obtained. She commented on how no council members were present at closing day for baseball. She inquired if staff felt the fees were high for Mr. Koka's project.

Councilmember Diaz inquired about the sign- up sheets for the Relay for Life.

Mayor Manalo stated that applicants should receive a detailed invoice on services. He inquired about looking into a 2 year budget. He inquired about drought tolerant plants and rebates.

COUNCILMEMBER ATTENDANCE AT UPCOMING CONFERENCES

Report at the July meeting on upcoming conference in September.

COUNCILMEMBER REPORTS ON MEETINGS ATTENDED AT PUBLIC EXPENSE

Councilmember Lima – Contract Cities and ICSC Conferences

Councilmember Flowers – Contract Cities

Mayor Pro Tem Lyon – ICSC

Mayor Manalo – Contract Cities

ADJOURNMENT

There being no further business the meeting was adjourned at 10:50 p.m.

ATTEST:

GLORIA CONSIDINE, CITY CLERK

I, Gloria Considine, City Clerk of the City of Artesia, do hereby certify that the foregoing minutes were approved at a Regular Meeting of the City Council held on the 11th day of July 2011, by the following roll call vote:

AYES:	COUNCIL MEMBERS:	Lima, Flowers, Diaz and Lyon
NOES:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	Manalo
ABSTAIN:	COUNCIL MEMBERS:	None

GLORIA CONSIDINE, CITY CLERK