

MINUTES

ARTESIA CITY COUNCIL CHAMBERS
18747 CLARKDALE AVENUE, ARTESIA, CA

ADJOURNED REGULAR MEETING OF THE ARTESIA
CITY COUNCIL

WEDNESDAY, AUGUST 12, 2009

7:00 P.M.

The adjourned regular meeting of the Artesia City Council was called to order at 7:10 p.m., Wednesday, August 12, 2009, in the Artesia City Council Chamber by Mayor Tony Lima. The Invocation was presented by Reverend Brian Suk-Boo Lee of the Artesia Cerritos United Methodist Church. The Pledge of Allegiance was led by Barbara Nightingale of the Artesia Library.

ROLL CALL – PRESENT: John Martins, Council member
Sally Flowers, Council member
Larry R Nelson, Council Member
Victor Manalo, Mayor Pro Tem
Tony Lima, Mayor

ALSO PRESENT: Maria Dadian, City Manager
Kevin Ennis, City Attorney
Justine Menzel, Deputy City Manager
Gloria Considine, City Clerk
Okina Dor, Associate Planner

APPROVAL OF AGENDA

Motion by Council member Flowers, seconded by Council member Nelson, to approve agenda.

Said motion carries by the following roll call vote:

AYES: COUNCILMEMBERS: Martins, Flowers, Nelson, Manalo and Lima
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

ANNOUNCEMENT REGARDING SPEAKER CARDS

Announcement presented by City Clerk, Gloria Considine.

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

Mary McDonnell stated that it will be one year on August 20th that her grandson was murdered. She requested that any information that the public might have to report it to the detectives in Los Angeles. She said that they would like to put a banner on the under pass on the date of his death. She said she was hoping that the city would put a memorial plaque at the location.

Michele Verduzco of the Parks and Recreation Commission inquired about the grant for playground equipment.

Barbara Nightingale of the Artesia Library presented information regarding the upcoming events. She stated that a grant for \$2000 was received from Target.

CEREMONIAL PRESENTATION

1. PRESENTATION OF PLAQUE TO DR. GARY SMUTS, SUPERINTENDENT

OF ABC UNIFIED SCHOOL DISTRICT FOR “SUPERINTENDENT OF THE YEAR” FOR REGION XIV FOR 2009

The plaque was accepted by Dr. Gary Smuts, Superintendent.

BUSINESS PRESENTATION(S)

2. ARTESIA STRATEGIC PLAN AND ADOPTION OF CITY OF ARTESIA GOALS AND OBJECTIVES

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

Report received and filed.

STAFF REPORT PRESENTED BY JUSTINE MENZEL, DEPUTY CITY MANAGER

CONSENT CALENDAR

Motion by Councilmember Nelson , seconded by Mayor Pro Tem Manalo, to approve agenda with the exception of items 7, 12 and 19 .

Said motion carries by the following roll call vote:

AYES: COUNCILMEMBERS: Martins, Flowers, Nelson, Manalo and Lima
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

**3. EXCUSING COUNCILMEMBERS WHO ARE ABSENT FROM MEETING
APPROVED 5-0**

**4. WAIVING OF FULL READING OF ORDINANCES LISTED ON AGENDA
APPROVED 5-0**

**5. APPROVAL OF CITY COUNCIL DEMANDS
APPROVED 5-0**

**6. APPROVAL OF CITY COUNCIL FINANCIAL REPORTS
APPROVED 5-0**

**7. APPROVAL OF CITY COUNCIL MINUTES FOR THE FOLLOWING MEETING:
June 8, 2009 – Regular Meeting
July 13, 2009 – Regular Meeting**

Motion by Councilmember Flowers , seconded by Councilmember Nelson, to approve Minutes of June 8, 2009.

Said motion carries by the following roll call vote:

AYES: COUNCILMEMBERS: Martins, Flowers, Nelson, Manalo and Lima
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

Motion by Councilmember Flowers , seconded by Councilmember Nelson, to approve Minutes of July 13, 2009.

Said motion carries by the following roll call vote:

AYES: COUNCILMEMBERS: Flowers, Nelson and Lima
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: Martins and Manalo
ABSENT: COUNCILMEMBERS: None

8. APPROVAL OF COMMISSION MINUTES

June 23, 2009 – Planning Commission
May 19, 2009 – Public Safety Commission
May 27, 2009 - Parks and Recreation Commission
May 21, 2009 – Beautification and Maintenance Commission

APPROVED 5-0

9. INFORMATION RELATIVE TO THE ARTESIA BASEBALL VOLUNTEER GROUP AND MEMBER STATUS

INFORMATIONAL REPORT

10. PROPOSAL TO PROCURE GASB 45 ACTUARIAL SERVICES

APPROVED PROPOSAL FROM DEMSEY, FILLIGER & ASSOCIATES 5-0

11. AWARD OF BID FOR SOUTH STREET PEDISTRIAN, BIKEWAY, AND TRANSIT IMPROVEMENTS

APPROVED AWARD OF BID FROM PAVE WEST IN THE AMOUNT OF \$318,470.83 5-0

12. FIRST 5 REQUEST THAT THE CITY ADOPT A RESOLUTION TO ALLOW WATER FLUORIDATION

Motion by Councilmember Nelson , seconded by Mayor Pro Tem Manalo, to receive and file report.

Said motion carries by the following roll call vote:

AYES:	COUNCILMEMBERS:	Martins, Flowers, Nelson, Manalo and Lima
NOES:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None

INFORMATIONAL REPORT

13. DRAFTS OF CITY ATTORNEY’S IMPARTIAL ANALYSES OF BALLOT MEASURES TO INCREASE TRANSIENT OCCUPANCY AND BUSINESS LICENSE TAXES

RECEIVED AND FILED

14. NOTIFICATION OF PROPOSED FIXED ROUTE SERVICE REDUCTIONS BY NORWALK TRANSIT SYSTEM (NTS)

INFORMATIONAL REPORT

15. REPORT REGARDING ARTESIA’S EFFORTS AT COMMUNICATION

INFORMATIONAL REPORT

16. PLANS AND PREPARATIONS FOR THE 50TH ANNIVERSARY CELEBRATION SCHEDULED FOR OCTOBER 8-11, 2009

INFORMATIONAL REPORT

17. A STATUS REPORT RELATIVE TO THE SENIOR NUTRITION PROGRAM AT ARTESIA PARK, ALBERT O. LITTLE COMMUNITY CENTER . AND THE REQUEST TO PROVIDE VEGETARIAN MEALS TO ACCOMMODATE THE SOUTH ASIAN NETWORK AND OTHERS

INFORMATIONAL REPORT

18. REQUEST FOR TIME EXTENSION FOR TENTATIVE PARCEL MAP NO. 68727, CITY COUNCIL RESOLUTION NO. 09-2166

ADOPTED RESOLUTION NO. 09-2166 APPROVING TIME EXTENSION FOR TENTATIVE PARCEL MAP NO. 67827 5-0

**19. A REPORT UPDATING THE CITY COUNCIL ON THE MITIGATION OF STRAY CATS
INFORMATIONAL REPORT**

PUBLIC HEARING

City Attorney Ennis administered the oath.

20. CONSIDERATION OF ACCEPTANCE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDED HOUSING RELATED STUDIES

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

Motion by Council member Nelson , seconded by Council member Flowers, to close the public hearing.

Said motion carries by the following roll call vote:

AYES: COUNCILMEMBERS: Martins, Flowers, Nelson, Manalo and Lima
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

Motion by Council member Nelson , seconded by Council member Flowers, to approve Housing Condition Assessment and Housing Site Inventory.

Said motion carries by the following roll call vote:

AYES: COUNCILMEMBERS: Martins, Flowers, Nelson, Manalo and Lima
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

**21. CASE NO. 2009-01 Variance and Conditional Use Permit
16725 Pioneer Boulevard**

A request for approval of a variance to allow the sale of alcoholic beverages for consumption off premises within 100 feet of a residential zone and 1000 feet off an existing automobile service station where alcoholic beverages are sold for consumption off premises, and also a request for approval of a conditional use permit to sell alcoholic beverages for consumption off-premises at an existing automobile service station. Both requests are for the premises located at 16725 Pioneer Boulevard in the Commercial General (C-G) Zone.

AND

RESOLUTION NO. 09-2135

A Resolution of the City Council of the City of Artesia Approving a Request for a Variance and Conditional Use Permit for the Off-Premises Sale of Alcoholic Beverages at an Existing Automobile Service Station Located at 16725 Pioneer Boulevard in the Commercial General (C-G) Zone.

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

Motion by Council member Flowers , seconded by Council member Nelson, to close the public hearing.

Said motion carries by the following roll call vote:

AYES: COUNCILMEMBERS: Martins, Flowers, Nelson, Manalo and Lima
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

Motion by Council member Flowers , seconded by Council member Nelson, to waive further reading and adopt Resolution No. 09-2135 approving Case No. 2009-01.

Said motion carries by the following roll call vote:

AYES: COUNCILMEMBERS: Martins, Flowers, Nelson, Manalo and Lima
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

PLANNING COMMISSION RECOMMENDATION(S)

22. CASE NO. 2009-23

**Design Review
11903 Ashworth Avenue**

Jonathan Matson, 13271 South Street, Cerritos, Ca. 90703
A request for approval of a design review for improvements to an existing community hall located at 11903 Ashworth Avenue in the Single Family Residential (R-l) zone.

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

Motion by Council member Nelson , seconded by Council member Flowers to affirm Planning Commission’s recommendation to approve design review for Case No. 2009-23.

Said motion carries by the following roll call vote:

AYES: COUNCILMEMBERS: Flowers, Nelson, Manalo and Lima
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: Martins
ABSENT: COUNCILMEMBERS: None

BEAUTIFICATION AND MAINTENANCE COMISSION RECOMMENDATION(S)

23. 2009 HOLIDAY HOME DECORATING CONTEST

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

Motion by Council member Nelson, seconded by Council member Martins to approve home decoration contest prizes in the amount of \$350.00.

Said motion carries by the following roll call vote:

AYES: COUNCILMEMBERS: Flowers, Nelson, Manalo and Lima
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: Martins
ABSENT: COUNCILMEMBERS: None

ORDINANCE(S)

24. ORDINANCE NO. 09-747

An Ordinance of the City of Artesia Amending the Artesia Municipal Code to Allow Administrative Approval for Modifications to Color on Structures or Elements Thereof in all zones in the City of Artesia.

(TO BE CONTINUED)

Staff recommended continuance of this item.

Motion by Council member Martins, seconded by Council member Flowers to continue Ordinance No. 09-747.

Mayor Lima stated if there was no objections that would be the order.

25. ORDINANCE NO. 09-742

An Ordinance of the City of Artesia amending the Artesia Municipal Code that would principally permit certain “community hall” and similar uses in the Single Family Residential Zone (R-1), exempt these uses from specified development standards and Conditionally permit all other “community hall” uses within the Single Family Residential Zone (R-1).

Gloria Considine, City Clerk presented the staff report for this item.

Motion by Council member Nelson, seconded by Council member Flowers to waive further reading and adopt Ordinance No. 09-742 as read by title.

Said motion carries by the following roll call vote:

AYES: COUNCILMEMBERS: Flowers, Nelson, Manalo and Lima
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: Martins
ABSENT: COUNCILMEMBERS: None

26. RESOLUTION NO. 09-2165

A Resolution of the City of Artesia, California, Finding the City to be in Conformance with the Congestion Management Program (CMP) and Adopting the CMP Local Development Report, in Accordance with California Government Code Section 65089 (ADOPTION)

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

Motion by Council member Nelson , seconded by Council member Flowers to waive further reading and adopt Resolution No. 09-2165 as read by title.

Said motion carries by the following roll call vote:

AYES: COUNCILMEMBERS: Martins, Flowers, Nelson, Manalo and Lima
NOES: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

STAFF REPORTS

27. A REQUEST TO SCHEDULE A SPECIAL MEETING TO CONSIDER THE DRAFT FISCAL YEAR 2009/2010 BUDGET

Tuesday, August 18, 2009 at 6:00 p.m. was scheduled for special meeting.

28. COUNCILMEMBER REVIEW OF BALLOT ARGUMENTS FOR TRANSIENT OCCUPANCY TAX MEASURE AND BUSINESS LICENSE TAX MEASURE

Mayor Lima and Mayor Pro Tem Manalo to meet to finish arguments with revisions as proposed by City Council.

ADDITIONAL CITIZEN COMMENTS

This time is set-aside for the public to address the City Council on any item of interest within the subject matter jurisdiction of the City Council that could not be heard under citizen comment section at the beginning of the meeting.

No additional citizen comments.

COUNCILMEMBER COMMENTS

This is the time for additional general comment, announcements, and requests o staff and/or other issues of concern to Councilmembers that may briefly be presented at this time.

Council member Nelson stated that there is a lot of outside participation with parade and that residents need to be more involved.

Councilmember Martins reported on his trip to Portugal.

Mayor Pro Tem Manalo congratulated the Mayor and suggested that Consolidated Disposal might consider putting a reminder about illegal dumping.

Mayor Lima congratulated Mayor Pro Tem Lima and congratulated staff on the reorganization reception.

COUNCILMEMBER REPORTS ON MEETINGS ATTENDED AT PUBLIC EXPENSE

No meetings to report.

ADJOURNMENT

There being no further business the meeting was adjourned at 9:15 p.m. to the Special meeting following the adjourned regular meeting.

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 14th day of September 2009, by the following roll call vote:

AYES:	COUNCIL MEMBERS:	Martins, Flowers, Nelson, Manalo and Lima
NOES:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None

GLORIA CONSIDINE, CITY CLERK