

MINUTES

CITY COUNCIL MEETING

JUNE 9, 2009

A regular meeting of the City Council of the City of Rolling Hills Estates was called to order at 7:03 p.m. in the City Council Chambers, 4045 Palos Verdes Drive North, by MAYOR MITCHELL

At 7:03 p.m., the CITY COUNCIL convened into closed session.

14. CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
(Pursuant to Government Code Section 54956.9 (b) potential and threatened litigation) consideration of authorization to become a party to a lawsuit to be filed against the County of Los Angeles seeking redress of grievances arising out of County's administration of the Liability Trust Fund on behalf of Los Angeles County cities that contract with the Los Angeles County Sheriffs' Department for police services.

NO ACTION WAS TAKEN.

- B. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Pursuant to Government Code Section 54956.8)

Property: Real property adjacent Municipal Stables

City Negotiators: City Attorney

Negotiating Parties: City and Oxbow Corporation

Under Negotiation: Acquisition of property

NO ACTION WAS TAKEN.

At 7:41 p.m., the COUNCIL reconvened in open session with MAYOR MITCHELL, MAYOR PRO TEM ADDLEMAN, COUNCILWOMAN SEAMANS, COUNCILMAN ZERUNYAN and COUNCILMAN ZUCKERMAN present.

PLEDGE OF ALLEGIANCE LED BY THE KIWANIS CLUB OF ROLLING HILLS ESTATES

George Haddad, Kiwanis Club, stated that his organization has approximately 250,000 members world-wide and is primarily dedicated to serving the children of the world as well as providing scholarships to deserving students among other projects. He noted that their meetings are held on Thursdays and invited the COUNCIL to attend.

ROLL CALL

City Council Members Present: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

City Staff Present: City Manager Doug Prichard
City Attorney Kristin Pelletier
Community Services Director Andy Clark

Others Present: Lou Persichina, Park and Activities Commission
Carl Southwell, Planning Commission

4. CEREMONIAL ITEMS

NONE

5. ROUTINE MATTERS

A. ADJOURNED BUDGET STUDY SESSION MINUTES OF MAY 26, 2009

MAYOR PRO TEM ADDLEMAN moved, seconded by COUNCILMAN ZERUNYAN

TO APPROVE THE ADJOURNED BUDGET STUDY SESSION MINUTES OF MAY 26, 2009 AS PRESENTED.

THERE BEING NO OBJECTION, MAYOR MITCHELL SO ORDERED.

B. CITY COUNCIL MINUTES OF MAY 26, 2009

MAYOR PRO TEM ADDLEMAN moved, seconded by COUNCILMAN ZERUNYAN

TO APPROVE THE CITY COUNCIL MINUETS OF MAY 26, 2009 AS PRESENTED.

THERE BEING NO OBJECTION, MAYOR MITCHELL SO ORDERED.

C. DEMANDS AND WARRANTS – MAY AND JUNE

MAYOR PRO TEM ADDLEMAN moved, seconded by COUNCILWOMAN SEAMANS

TO APPROVE WARRANTS 45832 THROUGH 45885 IN THE AMOUNT OF \$295,245.01; SUPPLEMENT WARRANTS 050109 THROUGH 050209; 45361 (VOID); 45480 (VOID); 45663 (VOID) 45700 THROUGH 45708; 45750 THROUGH 45767; 45813 THROUGH 45822 IN THE AMOUNT OF \$265,183.95 FOR A GRAND TOTAL AMOUNT OF \$560,428.96 WITH PROPER AUDIT.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

6. CONSENT CALENDAR

COUNCILWOMAN SEAMANS moved, seconded by MAYOR PRO TEM ADDLEMAN

TO APPROVE ITEM A.

A. READING OF ORDINANCES AND RESOLUTIONS

Reading in full of all ordinances and resolutions presented for consideration to the City Council will be waived and all such ordinances and resolutions will be read by title only.

THERE BEING NO OBJECTION, MAYOR MITCHELL SO ORDERED.

7. AUDIENCE ITEMS NOT ON THE AGENDA/WRITTEN AND ORAL COMMUNICATIONS

NONE

8. PUBLIC HEARINGS/MEETINGS

8:00 P.M.

NONE

9. NEW BUSINESS

A. PLANNING COMMISSION MINUTES OF JUNE 1, 2009

COUNCILWOMAN SEAMANS moved, seconded by MAYOR PRO TEM ADDLEMAN

TO RECEIVE AND FILE THE PLANNING COMMISSION MINUTES OF JUNE 1, 2009.

THERE BEING NO OBJECTION, MAYOR MITCHELL SO ORDERED.

B. INITIAL PREPARATIONS FOR NOVEMBER GENERAL MUNICIPAL ELECTION

Recommendation: That the City Council review and approve Resolution Nos. 2191, 2192 and 2193 pertaining to initial preparations for the upcoming November 3, 2009 General Municipal Election.

City Manager Prichard provided a staff report (as per agenda material).

1. RESOLUTION NO. 2191 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD IN THE CITY ON TUESDAY, NOVEMBER 3, 2009 FOR THE ELECTION OF CERTAIN OFFICERS OF THE CITY AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES.

MAYOR PRO TEM ADDLEMAN moved, seconded by COUNCILMAN ZERUNYAN

TO ADOPT RESOLUTION NO. 2191.

City Manager Prichard read Resolution No. 2191 by title only.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

2. RESOLUTION NO. 2192 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION OF SAID CITY TO BE HELD ON NOVEMBER 3, 2009 WITH THE 2009 BIENNIAL SCHOOL AND SPECIAL DISTRICT ELECTIONS TO BE HELD ON SAID DATE PURSUANT TO SECTION 10400 ET. SEQ. OF THE ELECTIONS CODE.

MAYOR PRO TEM ADDLEMAN moved, seconded by COUNCILMAN ZERUNYAN

TO ADOPT RESOLUTION NO. 2192.

City Manager Prichard read Resolution No. 2192 by title only.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

3. RESOLUTION NO. 2193 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE, PERTAINING TO MATERIALS SUBMITTED TO THE ELECTORATE AND THE COSTS THEREOF FOR THE GENERAL MUNICIPAL ELECTION TO BE HELD IN SAID CITY ON TUESDAY, NOVEMBER 3, 2009.

MAYOR PRO TEM ADDLEMAN moved, seconded by COUNCILMAN ZERUNYAN

TO ADOPT RESOLUTION NO. 2193.

City Manager Prichard read Resolution No. 2193 by title only.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

10. OLD BUSINESS

A. CITY-WIDE LANDSCAPE MAINTENANCE SERVICES REQUEST FOR PROPOSALS RESULTS

Recommendation: That the City Council enter into a five-year agreement, on a form acceptable to the City Attorney, with Bennett Landscape to provide City-wide landscape maintenance services at a cost of \$222,946.88 for FY 2009-10 beginning July 1, 2009.

Community Services Director Clark provided a staff report (as per agenda material).

COUNCILMAN ZUCKERMAN recommended including an addendum listing a unit price for individual items.

MAYOR MITCHELL referred to Section 7.5 of the Agreement and noted that it should state “five days a week.”

Sean Bennett, Bennett Landscape, noted that he can provide a unit price for additional items at the City’s request. He then stated he is a resident of the City and is confident in his staff to provide outstanding service.

MAYOR PRO TEM ADDLEMAN thanked Mr. Bennett for a wonderful job he did on a prior tree project.

COUNCILWOMAN SEAMANS noted that BMC’s addendum to extend the current contract would save a significant amount of money, but since they did not respond line by line, she looked forward to Bennett’s Landscaping providing the service.

COUNCILMAN ZERUNYAN commented that the City is very loyal, but the lower bid is the one to accept. He noted that he is confident Bennett will do an excellent job.

COUNCILMAN ZUCKERMAN stated that BMC had done an adequate job, but he is looking forward to improving landscaping throughout the City.

MAYOR MITCHELL commented that the City has enjoyed a 33 year relationship with BMC and is thankful for their support of City events. She noted that the COUNCIL is obligated to accept the lowest bid and Mr. Bennett is a resident who does excellent work.

MAYOR MITCHELL moved, seconded by COUNCILMAN ZUCKERMAN

TO ENTER INTO A FIVE-YEAR AGREEMENT, ON A FORM ACCEPTABLE TO THE CITY ATTORNEY, WITH BENNETT LANDSCAPE TO PROVIDE CITY-WIDE LANDSCAPE MAINTENANCE SERVICES AT A COST OF \$222,946.88 FOR FY 2009-10 BEGINNING JULY 1, 2009.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

B. HORSE ARENA FENCE CONSTRUCTION REQUEST FOR PROPOSALS RESULTS

Recommendation: That the City Council approve Bennett Landscape’s proposal to construct horse arena fences in Ernie Howlett and Dapplegray Parks and enter into an agreement for those services subject to review and approval by the City Attorney in an amount not to exceed \$37,563.

COUNCILMAN ZERUNYAN moved, seconded by MAYOR PRO TEM ADDLEMAN

TO APPROVE BENNETT LANDSCAPE’S PROPOSAL TO CONSTRUCT HORSE ARENA FENCES IN ERNIE HOWLETT AND DAPPLEGRAY PARKS AND ENTERED INTO AN AGREEMENT FOR THOSE SERVICES SUBJECT TO REVIEW AND APPROVAL BY THE CITY ATTORNEY IN AN AMOUNT NOT TO EXCEED \$37,563.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

C. CALIFORNIA CONTRACT CITIES ASSOCIATION VS. COUNTY OF LOS ANGELES

Recommendation: That the City Council approve: 1) The amendment to the Law Enforcement Services Agreement; and 2) The Retainer Agreement with Dapeer, Rosenblit and Litvak, subject to review and approval by the City Attorney.

City Manager Prichard provided a staff report (as per agenda material).

COUNCILMAN ZERUNYAN moved, seconded by MAYOR PRO TEM ADDLEMAN

TO APPROVE: 1) A ONE-YEAR AMENDMENT TO THE CITY-COUNTY AGREEMENT; 2) EXTENDING THE CURRENT AGREEMENT DUE TO EXPIRE ON JUNE 30, 2009 TO AUGUST 31, 2009; 3) AMENDING THE EXISTING TOLLING AGREEMENT FROM JUNE 30, 2009 TO AUGUST 31, 2009; AND 4) TABLING THE RETAINER AGREEMENT WITH DAPEER, ROSENBLIT & LITVAK.

AYES: Addleman, Mitchell, Seamans, Zerunyan, Zuckerman

11. CITY ATTORNEY ITEMS

NONE

12. CITY COUNCIL/REGIONAL COMMITTEE REPORTS: This item provides the opportunity for Members of the City Council to provide information and reports to other Members of the City Council and/or the public on any issues or activities of currently active Council Committees, ad hoc committees, regional or state-wide governmental associations, special districts and/or joint powers authorities and their various committees on which Members of the City Council might serve or have an interest, which are not otherwise agendized.

A. COUNCILMAN ZUCKERMAN reported that he attended a Vector Control meeting.

B. MAYOR MITCHELL reported that she attended a Regional Law Enforcement Committee meeting where discussion took place regarding the County's efforts to create a Reverse 911 service.

She also noted crimes involving items stolen out of vehicles have increased and urged residents to either remove those items or block them from view and lock their cars.

C. MAYOR MITCHELL reported that Senator Steinberg announced his position against borrowing money from local government. She noted that the League's Budget Action Day was successful in lobbying legislators and that she will be going to Sacramento to meet with Governor Schwarzenegger on behalf of the League of California Cities.

D. MAYOR MITCHELL was pleased to report that the Street Fair was a huge success.

E. COUNCILMAN ZUCKERMAN noted that he met with the Equestrian Committee. He stated that in addition to raising the Municipal Stables' board rates, some potential revenue sources were recommended, including quality hay price differentials, blanketing services and other items. He acknowledged Cathy Gardner and Dale Allen for their efforts and suggested a letter be sent thanking them for their input.

13. MAYOR AND COUNCIL ITEMS: This item provides the opportunity for Members of the City Council to request information on currently pending projects and/or issues of public concern, direct that an item be agendaized for future consideration and/or make announcements of interest to the public.

NONE

15. ADJOURNMENT

At 8:37 p.m., MAYOR MITCHELL adjourned the City Council meeting to Tuesday, June 23, 2009.

Submitted by,

Approved by,

Hope J. Nolan
Deputy City Clerk

Douglas R. Prichard
City Manager