



# staff report

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TO: Honorable Mayor and Members of the City Council  
ATTENTION: Jeffrey L. Stewart, City Manager  
FROM: Mayra Ochiqui, City Clerk  
SUBJECT: Consideration and possible action to approve the Minutes of the July 25, 2016, Special Meeting of the Bellflower City Council.  
DATE: August 22, 2016

## **EXECUTIVE SUMMARY**

None

## **RECOMMENDATION TO CITY COUNCIL**

- 1) Approve the July 25, 2016, Special Meeting Minutes; or
- 2) Alternatively, discuss and take other action related to this item.

## **FISCAL IMPACT**

None

## **ATTACHMENT**

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# MINUTES

## CITY OF BELLFLOWER

16600 Civic Center Drive · Bellflower, California 90706 · (562) 804-1424

### **SPECIAL MEETING OF THE BELLFLOWER CITY COUNCIL MONDAY, JULY 25, 2016**

#### **1 Call to Order**

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Mayor Koops called the Special City Council Meeting to order at 3:11 p.m. in the Council Chambers at Bellflower City Hall, 16600 Civic Center Drive, Bellflower.

#### **2 Roll Call**

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The following members of the City Council responded present to roll call:

Mayor Dan Koops  
Mayor Pro Tem Ron Schnablegger  
Council Member Ray Dunton  
Council Member Juan Garza  
Council Member Santa Ines

Staff Participants:

Jeffrey L. Stewart, City Manager  
Karl H. Berger, City Attorney  
Mayra Ochiqui, City Clerk  
Len Gorecki, Director of Public Works  
Lidia Chavaque, Executive Assistant

#### **3 Public Comments**

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None

#### **4-A Public Hearing**

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**Consideration and possible action to 1) conduct a public hearing to consider adding two ballot measures to the previously called November 8, 2016, Special Municipal Election as follows: a) a proposition relating to the sale of the Bellflower Municipal Water System to California-American Water Company; and b) an initiative measure (advisory proposition) regarding the expenditure of revenue received for the sale of the Bellflower Municipal Water System; and 2) adopt the following resolutions necessary to place such measures on the consolidated November 8, 2016, ballot:**

**4-A Public Hearing - Continued**

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**Resolution No. 16-47 – A Resolution adding a proposition to the ballot for the previously called November 8, 2016, Special Municipal Election pursuant to Elections Code § 9222, for the submission to the voters a question relating to the sale of the Bellflower Municipal Water System to California-American Water Company in accordance with Public Utilities Code §10061;**

**Resolution No. 16-48 – A Resolution adding an initiative measure to the ballot for the previously called November 8, 2016, Special Municipal Election pursuant to Elections Code § 9222, for the submission to the voters an advisory question relating to the expenditure of revenue received by the City from the sale of the Bellflower Municipal Water System;**

**Resolution No. 16-49 – A Resolution requesting the Board of Supervisors of the County of Los Angeles to add two measure contests to the previously consolidated Special Municipal Election to be held on November 8, 2016, with the Statewide General Election to be held on that date pursuant to Election Code § 10403;**

**Resolution No. 16-50 – A Resolution directing the City Attorney to prepare an impartial analysis of the two additional ballot measures regarding sale of the Bellflower Municipal Water System; and**

**Resolution No. 16-51 – A Resolution establishing requirements for ballot arguments filed with the City Clerk to be included with voter information for an election on November 8, 2016. (Continued from the July 11, 2016, Regular City Council Meeting) [CITY]**

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Director of Public Works Len Gorecki gave a PowerPoint presentation providing an overview of the Staff Report and responded to Council Members' questions.

For the record, Council Member Garza stated that he is a customer of the Bellflower Municipal Water System, but has been cleared to participate in this matter by the Fair Political Practices Commission.

Following discussion, it was moved by Council Member Dunton, seconded by Council Member Garza, and carried without objection, to reopen the Public Hearing.

**4-A Public Hearing – Continued**

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The following individuals spoke in favor of the sale of the Municipal Water System:

- Ken Glenn, Municipal Water Commissioner, Customer

The following individuals spoke against the sale of the Municipal Water System:

- Gene VanNess, Customer
- John Butts, Municipal Water Commissioner, Customer
- Ivan Tadeo
- Rick Royse, Municipal Water Commissioner, Customer
- Peter Enkhorn

The following individuals did not state a position in favor or against the public hearing, but made comments and asked questions generally related to the subject:

- Jean Serentine, Municipal Water Commissioner, Customer
- Peter G. Hirezi
- Ray Scappin
- Bobbie E. Bruce, Customer
- Darlene Mays
- Cheryl Williams, Municipal Water Commissioner, Customer
- Bill VanSutton

For the record, James Allen signed in on the public comments form, but did not speak.

It was the consensus of the City Council to review the minutes of the October 21, 2015, Municipal Water Commission Meeting minutes to determine how the Municipal Water Commissioners voted on the matter.

**Recess:**

Without objection, Mayor Koops recessed the City Council Meeting at 9:45 p.m.

**Reconvened:**

Mayor Koops reconvened the Meeting at 9:55 p.m. with all members present.

**4-A Public Hearing – Continued**

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For the record, copies of the minutes of the October 21, 2015, Municipal Water Commission Meeting were provided to the City Council and made available to the public.

At the request of Mayor Koops, Vice President Tom Brunet, Director of Internal Affairs Kevin Tilden, and Operations Manager Gary Hoffer from California American Water Company presented California American Water Company's proposal, business history and philosophy, and responded to questions from the City Council and customers of the Bellflower Municipal Water System.

There being no one else wishing to present public testimony, it was moved by Mayor Pro Tem Schnablegger, seconded by Council Member Santa Ines, and carried without objection, to close the public hearing.

Following discussion, it was moved by Council Member Dunton, seconded by Council Member Santa Ines, and unanimously carried by the following roll call vote, to adopt Resolution No. 16-47 and direct the City Manager to continue negotiating a purchase and sale agreement with the California-American Water Company with the intent to ultimately sell the Bellflower Municipal Water System to the California-American Water Company:

**AYES:** Council Members - Garza, Santa Ines, Schnablegger, Dunton, and Mayor Koops

It was moved by Council Member Dunton, seconded by Mayor Pro Tem Schnablegger, and unanimously carried by the following roll call vote, to adopt 1) amend Resolution No. 16-49 to request the consolidation of only one additional measure on the November 8, 2016, Election ballot; and 2) adopt Resolution No. 16-49, as amended:

**AYES:** Council Members - Garza, Santa Ines, Schnablegger, Dunton, and Mayor Koops

It was moved by Council Member Dunton, seconded by Council Member Santa Ines, and unanimously carried by the following roll call vote, to 1) amend Resolution No. 16-50 to direct the City Attorney to write only one impartial analysis; and 2) adopt Resolution No. 16-50, as amended:

**AYES:** Council Members - Garza, Santa Ines, Schnablegger, Dunton, and Mayor Koops

**4-A Public Hearing – Continued**

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It was moved by Council Member Dunton, seconded by Mayor Pro Tem Schnablegger, and unanimously carried by the following roll call vote, to 1) amend Resolution No. 16-51 to reflect only one measure; and 2) adopt Resolution No. 16-51, as amended:

**AYES:** Council Members - Garza, Santa Ines, Schnablegger,  
Dunton, and Mayor Koops

It was moved by Mayor Pro Tem Schnablegger and seconded by Mayor Koops, and carried without objection, to select Council Member Dunton and Council Member Garza to author the argument in favor of the ballot measure on behalf of the City Council.

**5 Adjournment**

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Without objection, Mayor Koops adjourned the meeting at 6:27 p.m. in memory of Jackie Lemen and Jackie Connolly.

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**Dan Koops, Mayor**  
**City of Bellflower**

**Attest:**

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**Mayra Ochiqui, City Clerk**  
**Approved: August 22, 2016**