

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

January 21, 2014

CALL TO ORDER: Mayor Shanahan called the Regular Meeting of the La Palma City Council to order at 7:00 p.m. in the Council Chambers of La Palma City Hall, 7822 Walker Street, La Palma, California.

PLEDGE OF ALLEGIANCE: Council Member Hwangbo

INVOCATION: Pastor Jerry Bennett, Faith Fellowship Church

ROLL CALL: Council and Commission Members

Council/Commission Members present: Council/Commission Member Charoen, Council/Commission Member Goedhart, Council/Commission Member Hwangbo, Mayor Pro Tem/Vice Chairperson Kim, and Mayor/Chairperson Shanahan

Council/Commission Members absent: None

City Officials present: Ellen Volmert, City Manager/Executive Director
Michelle Molko, Assistant City Attorney
Michael Belknap, Community Services Director
Douglas Dumhart, Community Development Director
Eric Nuñez, Police Chief
Laurie Murray, Administrative Services Manager/City Clerk

PRESENTATIONS

1. Pat Craig and Michelle Steggell, representing the La Palma Community Activities and Beautification Committee, Home Spotlight Committee, presented Robert and Miko Funaoka with the Quarterly Home Spotlight Award for their home at 7831 Barbi Lane, La Palma.

ORAL COMMUNICATIONS

Gary Pickett, 5211 Del Serra Circle, addressed the City Council regarding his opposition to receiving a ticket on the Martin Luther King Jr. National Holiday.

Police Chief Nuñez responded that there was a training discrepancy with the new Parking Enforcement Officer and that the Police Department will be cancelling all parking tickets issued for street sweeping on that holiday.

Victor Perrin, representing the West Orange County Regional Chamber of Commerce, addressed the City Council regarding the upcoming Assemblywoman Sharon Quirk-Silva Town Hall Meeting, the Buena Park State of the City Address, and the Stanton Business Appreciation luncheon.

Larry Herman, 5122 Andrew Drive, addressed the City Council regarding current water levels in California and the urgency to support State-wide water conservation efforts; suggested the City change funding from the Tree Planting program to a Water Conservation program; and noted black top erosion at the intersection of Andrew Drive and Anthony Circle. He closed by asking for an update on City-wide curb address painting.

Community Services Director Belknap responded that letters of interest were sent out to the City's local non-profit agencies and that the City's curb address painting will be completed by June 2014.

RECESS THE CITY COUNCIL AND CONVENE AS THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE DISSOLVED COMMUNITY DEVELOPMENT COMMISSION AT 7:20 P.M.

Administrative Services Manager/City Clerk Murray stated, "The City Council will now recess and convene as the Successor Agency to the Dissolved Community Development Commission of the City La Palma, and then recess and convene as the Planning Commission. Members of the La Palma City Council receive no compensation or stipend as a result of convening or participating in either the Successor Agency or Planning Commission meetings, or otherwise as serving as members of the Successor Agency or Planning Commission."

CONSENT CALENDAR

A. Approval of Successor Agency Minutes

Minutes of the December 3, 2013, and December 17, 2013, Regular Meeting of the Successor Agency.

B. Approval of Register of Demands

Resolution No. SA 2014-01 approving the Successor Agency Registers of Demands for January 7, 2014, and January 21, 2014.

Mayor Pro Tem Kim made a motion to approve Consent Calendar Items A and B.

The motion was seconded by Council Member Goedhart and carried on the following vote:

AYES: Council Member Charoen, Council Member Goedhart, Mayor Shanahan, Council Member Hwangbo, and Mayor Pro Tem Kim

NOES: None

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

C. Agreement for the Transfer of Real Property Located at 5410-14 La Palma Avenue from the Successor Agency to the City of La Palma

Community Development Director Dumhart gave the Staff Report.

Council Member Hwangbo made a motion to adopt Resolution No. SA 2014-02 approving the agreement for the Transfer of Real Property Located at 5410-14 La Palma Avenue from the Successor Agency to the City of La Palma.

The motion was seconded by Mayor Pro Tem Kim and carried on the following vote:

AYES: Council Member Charoen, Council Member Goedhart, Council Member Hwangbo, Mayor Pro Tem Kim, and Mayor Shanahan

NOES: None

ADJOURN THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE
DISSOLVED COMMUNITY DEVELOPMENT COMMISSION, AND CONVENE AS THE
PLANNING COMMISSION AT 7:24 P.M.
CONSENT CALENDAR

PL-1. Approval of Planning Commission Minutes

Minutes of the December 3, 2013, and December 17, 2013, Regular Meetings of the La Palma Planning Commission.

Commission Member Charoen made a motion to approve Consent Calendar Item PL-1.

The motion was seconded by Commission Member Goedhart and carried on the following vote:

AYES: Commission Member Charoen, Commission Member Goedhart, Commission Member Hwangbo, Vice Chairperson Kim, and Chairperson Shanahan

NOES: None

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

ADJOURN THE PLANNING COMMISSION AND RECONVENE AS THE CITY
COUNCIL AT 7:25 P.M.

CONSENT CALENDAR

Council Member Goedhart made a motion to approve the addition of Emergency Item 14 to the City Council Consent Calendar.

The motion was seconded by Mayor Pro Tem Kim and carried on the following vote:

AYES: Council Member Charoen, Council Member

Goedhart, Council Member Hwangbo, Mayor
Pro Tem Kim, and Mayor Shanahan,

NOES: None

1. Waive the Reading of All Ordinances

Waive the reading of all Ordinances in their entirety and read by title only.
2. Approval of Council Minutes

Minutes of the December 3, 2013, and December 17, 2013, Regular Meetings and the January 7, 2014, Special Meeting of the La Palma City Council.
3. Approval of Register of Demands

Resolution No. 2014-01 approving the Registers of Demands for January 7, 2014, and January 21, 2014
4. Resolution Approving Sponsorship of the 2014 Cypress College Foundation Americana Awards at the Benefactor Level, and Authorizing the Distribution of Tickets to City Officials and City Volunteers to Attend the Event

Resolution No. 2014-02 approving sponsorship of the 2014 Cypress College Foundation Americana Awards at the Benefactor level, and authorizing the distribution of tickets to City officials and City volunteers to attend the event.
5. Acceptance of the Comprehensive Annual Financial Report for the Fiscal Year ended June 30, 2013

Receive and File the Comprehensive Annual Financial Report (CAFR) of the City of La Palma for the Fiscal Year ended June 30, 2013.
6. Notice of Completion and Acceptance of Work for Construction of a New Motor Control Center at City Yard Booster Station, City Project No. 07-WTR-01

Accept the work and authorize the Community Services Director to file the Notice of Completion and Acceptance of Work with the Orange County Recorder for the Construction of New Motor Control Center at City Yard Booster Station, City Project No. 07-WTR-01.
7. Award of Contract to AES Water, Inc. for the Installation of a Seismic Actuated Valve at Walker Street Reservoir, City Project No. 13-WTR-03

Approve the Award of Contract in the amount of \$26,700 to AES Water, Inc. for the Installation of a Seismic Actuated Valve at Walker Street Reservoir, City Project No. 13-WTR-03.

14. Authorization for Council Member to Attend the League of California Cities Policy Committee Meetings

Approve attendance of Council Member Hwangbo at the League of California Cities (LOCC) Employee Relations Legislative Policy Committee meeting on January 24, 2014, in Sacramento.

Mayor Pro Tem Kim made a motion to approve Consent Calendar Items 1 through 7 and Emergency Item 14.

The motion was seconded by Council Member Charoen and carried on the following vote:

AYES: Council Member Charoen, Council Member Goedhart, Council Member Hwangbo, Mayor Pro Tem Kim, and Mayor Shanahan

NOES: None

ITEMS PULLED FROM THE CONSENT CALENDAR

8. Extension and Amendment to Deposit/Reimbursement Agreement

Council Member Goedhart requested a Staff Report as this item is not a normally scheduled Consent Calendar Item and requested a status report on the project.

Community Development Director Dumhart gave the Staff Report; explained that Staff has developed a draft Code amendment which has been adopted by the Development Committee to come before the City Council for consideration; that a California Environmental Quality Act (CEQA) Review will need to be done prior to City Council action; and that the property negotiations are complex, but the developer has started to engage property owner dialogue. He closed by reporting that Staff's desire is to have a direction plan by the end of the Fiscal Year.

Council Member Goedhart noted his support for the project; however, he requested a change from City Manager authority to City Council authority for any future agreement extensions.

Council Member Goedhart made a motion to approve the Extension and Amendment to Deposit/Reimbursement Agreement, changing the language from

"City Manager" to "City Council" authorization of any future extension of the agreement.

The motion was seconded by Mayor Pro Tem Kim.

Victor Perrin, representing La Palma Sign Partners, LLC, addressed the City Council to confirm that dialogue has begun with property owners.

The motion carried on the following vote:

AYES:	Council Member Charoen, Council Member Goedhart, Council Member Hwangbo, Mayor Pro Tem Kim, and Mayor Shanahan
NOES:	None

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

9. Adoption of City Council Goals

City Manager Volmert gave the Staff Report.

Mayor Pro Tem Kim made a motion to adopt the 2014 City Council Goals.

The motion was seconded by Council Member Charoen and carried on the following vote:

AYES:	Council Member Charoen, Council Member Goedhart, Council Member Hwangbo, Mayor Pro Tem Kim, and Mayor Shanahan
NOES:	None

10. Agreement for the Transfer of Real Property Located at 5410-14 La Palma Avenue from the Successor Agency to the City of La Palma

Community Development Director Dumhart gave the Staff Report.

Council Comments and Questions:

Discussion ensued regarding the timeline for property transfer completion; rental interest from the City's marketing efforts; the amount of possible rental income; and support for the property transfer.

Council Member Hwangbo made a motion to adopt Resolution No. 2014-03 approving the agreement for the Transfer of Real Property Located at 5410-14 La Palma Avenue from the Successor Agency to the City of La Palma

The motion was seconded by Mayor Pro Tem Kim and carried on the following vote:

AYES: Council Member Charoen, Council Member Goedhart, Mayor Shanahan, Council Member Hwangbo, and Mayor Pro Tem Kim

NOES: None

11. Consideration of Resolution Approving a Negative Declaration and Adopting the La Palma Housing Element 2014-2021

Community Development Director Dumhart gave the Staff Report.

Council Member Goedhart made a motion to adopt Resolution No. 2014-04 approving a Negative Declaration and Adopting the La Palma Housing Element 2014-2021.

The motion was seconded by Mayor Pro Tem Kim and carried on the following vote:

AYES: Council Member Charoen, Council Member Goedhart, Council Member Hwangbo, Mayor Pro Tem Kim, and Mayor Shanahan

NOES: None

12. Streamlining Development Review in La Palma via Development Committee Dissolution

Community Development Director Dumhart gave the Staff Report.

Council Member Questions and Comments:

Discussion ensued regarding the difference in cost being Staff time involved preparing for a meeting; the duties of Committee members; the minimal amount of meetings over the past couple of years; Council Member Goedhart's previous suggestion to have the Development Committee be the Planning Commission;

the desire for resident participation in City matters; the struggle to recruit members every year; current lack of members to have a quorum; asking current Development Committee Members their opinion on the Committee's dissolution; and support for citizen committees.

Council Member Goedhart made a motion to appoint the Development Committee as the Planning Commission.

The motion failed for lack of a second.

Further discussion ensued regarding residential reviews requiring Development Committee (DC) review and approval being on hold until a decision is made; that there are enough applications to fill the empty DC seats; the upcoming interview schedule for applicants; that requiring Development Committee review for remodels was part of the 2003 Zoning Code rewrite; City Council's understanding of reduced staff in the Community Development Department; that public input is usually given to the final reviewing body; opposition to DC dissolution; and that dividing the DC duties amongst Staff and the Planning Commission streamlines the review process entirely.

Mayor Shanahan made a motion to have Community Development Director Dumhart interview current Development Committee Members regarding their opinion on the DC Dissolution.

Council Member Goedhart made a substitute motion to ask current Development Commission members if they would be interested in serving as the Planning Commission.

The substitute motion was seconded by Mayor Pro Tem Kim and failed on the following vote:

AYES: Council Member Goedhart and Mayor Pro Tem Kim.

NOES: Council Member Charoen, Council Member Hwangbo, and Mayor Shanahan

The original motion made by Mayor Shanahan was seconded by Council Member Charoen and carried on the following vote:

AYES: Council Member Charoen, Council Member Hwangbo, Mayor Pro Tem Kim, and Mayor Shanahan

NOES: Council Member Goedhart

13. Appointments to External Committees and Internal Subcommittees

Administrative Services Manager/City Clerk Murray gave a brief introduction.

Council Member Hwangbo noted that he is no longer on the CAL-ID Remote Access Network Board (RAN) Committee and noted that there will be no votes taken on the CAL-ID Remote Access Network Board as it is an automatic Mayoral appointment.

- a) Appoint Representatives and Alternates, where appropriate, to the various External and Internal Committees.

Mayor Shanahan called for a vote to appoint Council Member Charoen as the California Joint Powers Insurance Authority (CJPIA) representative and himself as the alternate.

The motion carried on the following vote:

AYES: Council Member Charoen, Council Member
Goedhart, Council Member Hwangbo, Mayor
Pro Tem Kim, and Mayor Shanahan

NOES: None

- b) Adopt a Resolution designating and appointing a Representative and an Alternate to the Orange County Fire Authority's Board of Directors;

Council Member Charoen made a motion to adopt Resolution No. 2014-05 designating and appointing Council Member Goedhart as the representative and Mayor Pro Tem Kim as the alternate to the Orange County Fire Authority's (OCFA) Board of Directors/

The motion was seconded by Mayor Pro Tem Kim and carried on the following vote:

AYES: Council Member Charoen, Council Member
Goedhart, Council Member Hwangbo, Mayor
Pro Tem Kim, and Mayor Shanahan

NOES: None

- a) Appoint Representatives and Alternates, where appropriate, to the various External and Internal Committees (continued).

Mayor Shanahan called for a vote to appoint Mayor Pro Tem Kim as the representative and Council Member Goedhart as the alternate to the Orange County Sanitation District (OCSD).

The motion carried on the following vote:

AYES: Council Member Charoen, Council Member Goedhart, Council Member Hwangbo, Mayor Pro Tem Kim, and Mayor Shanahan

NOES: None

Mayor Shanahan called for a vote to appoint Council Member Hwangbo as the representative to the Orange County Vector Control District (OCVCD) for a two year term.

The motion carried on the following vote:

AYES: Council Member Charoen, Council Member Goedhart, Council Member Hwangbo, Mayor Pro Tem Kim, and Mayor Shanahan

NOES: None

Mayor Shanahan called for a vote to appoint Mayor Pro Tem Kim as the representative and Council Member Goedhart as the alternate to the Municipal Water District of Orange County (MWDOC).

The motion carried on the following vote:

AYES: Council Member Charoen, Council Member Goedhart, Council Member Hwangbo, Mayor Pro Tem Kim, and Mayor Shanahan

NOES: None

Mayor Shanahan called for vote to appoint himself as the representative and Council Member Goedhart as the alternate to the Orange County Library Advisory Board.

The motion carried on the following vote:

AYES: Council Member Charoen, Council Member Goedhart, Council Member Hwangbo, Mayor Pro Tem Kim, and Mayor Shanahan

NOES: None

Since there was no interest for a City Council delegate to the Southern California Association of Governments (SCAG) General Assembly, Mayor Shanahan asked Staff to research options for delegates to the SCAG General Assembly and to return with a report.

Mayor Shanahan called for a vote to appoint himself and Mayor Pro Tem Kim as representatives to the Business Subcommittee.

The motion carried on the following vote:

AYES: Council Member Charoen, Council Member Goedhart, Council Member Hwangbo, Mayor Pro Tem Kim, and Mayor Shanahan

NOES: None

Mayor Shanahan called for a vote to appoint himself and Council Member Charoen as the Public School Liaisons.

The motion carried on the following vote:

AYES: Council Member Charoen, Council Member Goedhart, Council Member Hwangbo, Mayor Pro Tem Kim, and Mayor Shanahan

NOES: None

COUNCILMEMBER AB1234 REPORTS, REPORTS FROM CITY-AFFILIATED COMMITTEES, AND COUNCIL REMARKS

Council Member Goedhart attended the OCFA Finance Committee meeting; the OCFA Special meeting; and asked for an update on the Southern California Edison Street Light Audit.

City Manager Volmert responded that the City is in receipt of the audit and evaluation; that the Public Utility Commission (PUC) process is different when working with small cities; that details in the audit will be included in the upcoming energy assessment; and purchasing agreement models will be under review along with the length of the process. She closed by reporting that the City Council will receive a report on the matter in March from Climatec and noted the details of Climatec's agreement with La Palma.

Council Member Goedhart continued his remarks by stating his queries for the Mid-Year Budget Review as follows: concerns for numerous funds with negative balances such

as Measure M, the water/sewer fund, the insurance fund, the employee benefit fund, internal service funds, vehicle maintenance fund, etc. He closed by stating his concerns for Police Department budget overages and various utility and other accounts being over what was budgeted, and that he expects these matters be explained at the upcoming mid year budget review.

Council Member Charoen had nothing to report.

Council Member Hwangbo attended the OCVCD meeting and asked how the City is addressing water conservation during this drought.

Community Services Director Belknap responded that since the December 2008 City declared "Stage 1 Water Emergency", the City has been conserving water and that Staff is currently reviewing the "Smart Sprinkler" systems for the City and ways to communicate with residents on water conservation.

City Manager Volmert also reminded the City Council that they recently approved the HERO program - allowing residents another financial outlet to make water and energy conservation improvements to their homes.

Council Member Hwangbo continued by reporting that the La Palma United Methodist Church is inviting City Staff to an upcoming appreciation lunch on January 28, 2014.

Council Member Goedhart remarked that previously, the City's water usage was not fully metered and inquired if that has been resolved and if not, that it be looked into.

Community Services Director Belknap indicated that he did not believe so and that he will research the issue and return to the City Council with a response.

Mayor Pro Tem Kim attended the OCSD meeting; the City Council Goal Setting session; the OCSD Labor Negotiation Selection Committee; the Los Alamitos State of the City luncheon; and the City Council Special Meeting.

Mayor Shanahan attended the City Council Goal Setting Session.

CITY MANAGER REMARKS

City Manager Volmert attended the Los Alamitos State of the City Address and announced that she would be out of the office on January 24, 2014.

CITY ATTORNEY REMARKS

Assistant City Attorney Molko had nothing to report.

ADJOURNMENT

Mayor Shanahan adjourned the Regular Meeting of the La Palma City Council at 8:55 p.m. and announced that the City Council would convene to a Special Meeting directly following.

Steve Shanahan
Mayor

Attest:

Laurie A. Murray, CMC
City Clerk