

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

August 4, 2015

CALL TO ORDER: Mayor Kim 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, with Council Member Hwangbo being absent.

PLEDGE OF ALLEGIANCE: City of Cypress Boy Scout Troop 660

INVOCATION: Council Member Steggell

ROLL CALL: Council and Commission Members

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

Council/Commission
Members absent: Council/Commission Member Hwangbo

City Officials present: Ellen Volmert, City Manager
Michelle Molko, Assistant City Attorney
Michael Belknap, Community Services Director
Douglas Dumhart, Community Development
Director
Jim Engen, Police Captain
Laurie Murray, Administrative Services
Director/City Clerk
Kimberly Kenney, Minutes Clerk

PRESENTATIONS

None Scheduled.

ORAL COMMUNICATIONS

Larry Herman, a La Palma resident, addressed the City Council regarding his appreciation for Public Works cleaning up debris along Houston Avenue; noted

concern for local coyote sightings in the area; and requested that the City put up signs regarding the coyotes so the public is aware of their presence.

Community Services Director Belknap responded that he has not received any complaints from the public regarding coyote sightings or concerns, but commented that coyotes make their appearance when looking for water during the summertime.

RECESS THE CITY COUNCIL AND CONVENE AS THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE DISSOLVED COMMUNITY DEVELOPMENT COMMISSION AT 7:06 P.M.

Administrative Services Director/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 July 21, 2015, Regular Meeting of the Successor Agency.

Council Member Shanahan made a motion to approve Consent Calendar Item A.

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

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

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

ADJOURN THE CITY OF LA PALMA AS SUCCESSOR AGENCY, AND CONVENE AS THE PLANNING COMMISSION AT 7:07 P.M.

CONSENT CALENDAR

PL-1. Approval of Planning Commission Minutes

Minutes of the July 21, 2015, Regular Meeting of the Planning Commission.

Vice Chairperson Goedhart made a motion to approve Consent Calendar Item PL-1.

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

AYES:	Vice Chairperson Goedhart, Chairperson Kim, Commission Member Shanahan, and Commission Member Steggell
NOES:	None
ABSENT:	Commission Member Hwangbo

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

ADJOURN THE PLANNING COMMISSION AND RECONVENE AS THE CITY COUNCIL AT 7:08 P.M.

CONSENT CALENDAR

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 July 21, 2015, Regular Meeting of the City Council.
3. Approval of Register of Demands

Resolution No. 2015-35 approving the Register of Demands for August 4, 2015.
4. Destruction of Obsolete Finance Department Records

Resolution No. 2015-36 authorizing the destruction of obsolete finance records pursuant to the California Government Code Section 34090.
5. Water Conservation Monthly Report for June 2015

Receive and File the Water Conservation Monthly Report for June 2015.
6. Award a Professional Services Agreement to Charles Abbott Associates, Inc. for Environmental Services - NPDES Storm Water Support

Award a professional services agreement in an amount not to exceed \$44,000 per year for a three (3) year term, for a total amount that shall not exceed \$132,000, to Charles Abbott Associates, Inc. for Environmental Services - NPDES Storm Water Support.
7. Notice of Completion and Acceptance of Work for Tenant Improvements at 5414 La Palma Ave. - City Project No. 5414 LP AVE

Accept the work and Authorize the Community Development Director to file a Notice of Completion and Acceptance of Work with the Orange County Recorder for Tenant Improvements at 5414 La Palma Avenue - City Project No. 5414 LP AVE.

Mayor Pro Tem Goedhart made a motion to approve Consent Calendar Items 1 through 7.

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

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

NOES: None

ABSENT: Council Member Hwangbo

ITEMS PULLED FROM CONSENT CALENDAR

8. Grant Applications Authority

- a) Authorize staff to utilize Blais & Associates to develop and submit a grant application for Pre Disaster Mitigation Grant Funding on behalf of the City of La Palma; and

Mayor Pro Tem Goedhart requested to have the Item pulled in order to clarify that the Orange County Fire Authority (OCFA) has Disaster/Hazard Mitigation information that should be used as a resource to help prepare the City's plans in an effort to minimize City expenditures and asked whether Staff has followed up with them to acquire that information.

City Manager Volmert responded that Staff will be utilizing the OCFA as a resource as they do have some information, but not local data covering La Palma; that the City still needs to prepare their own Disaster/Hazard Mitigation Plan; that Staff is looking for approval to move forward with the application; and that the OCFA partnership will help to keep costs down overall when it comes to actually creating a Plan.

- b) Authorize staff to utilize Blais & Associates to develop and submit a grant application for the Pepperdine School of Public Policy: Davenport Institute's 2015 Davenport Institute Public Engagement Program on behalf of the City of La Palma.

Mayor Pro Tem Goedhart requested to have the Item pulled to discuss the validity and importance of the Public Engagement Grant and asked for an outline of the grant.

Administrative Services Director Murray commented that this grant would help the City utilize public engagement through communication; that it would give an opportunity to train Staff and City Council on a variety of ways to further develop communications through social media, mobile applications, and the City's website; and that this would be a useful tool for Staff.

Mayor Pro Tem Goedhart noted his opposition to the Public Engagement Grant as he feels that Staff and City Council have done a great job communicating the City's issues to the public; that he supports the current actions the City has taken regarding communications; and his opposition to wasting money on an unnecessary program.

Council Member Steggell asked for further clarification of the details of the program.

Administrative Services Director Murray responded that it would provide Staff with training on how to reach the public using more modern methods of social and other media, the City's website, and other ways to engage the public instead of written communications and that they would also facilitate meetings as part of the process.

City Manager Volmert noted that the value of this grant is not dollars that the City would receive, but the consultant expertise in Public Engagement which the City could use to apply to a variety of projects.

Council Member Shanahan and Mayor Kim stated their support for the Public Engagement Program grant application because of the need for new useful tools that would assist in communicating to the public, especially during the current financial crisis and issues the City is facing.

Mayor Pro Tem Goedhart made a motion to approve and authorize Staff to utilize Blais & Associates to develop and submit a grant application for Pre Disaster Mitigation Grant Funding on behalf of the City of La Palma.

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

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

NOES: None

ABSENT: Council Member Hwangbo

Council Member Shanahan made a motion to approve and authorize Staff to utilize Blais & Associates to develop and submit a grant application for the Pepperdine School of Public Policy: Davenport Institute's 2015 Davenport Institute Public Engagement Program on behalf of the City of La Palma.

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

AYES: Mayor Kim, Council Member Shanahan, and
Council Member Steggell

NOES: Mayor Pro Tem Goedhart

ABSENT: Council Member Hwangbo

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

Administrative Services Director Murray announced that Staff is requesting to bring an Emergency Item forward that came to Staff's attention this morning.

Assistant City Attorney Molko noted that two findings need to be made for the City Council to add an Emergency Item - that the item came forward after the Agenda was posted and that there is an immediate need to take action. She stated that a majority would need to vote in favor of adding the Item to the Agenda in order for the City Council to action.

Mayor Kim announced that the Emergency Item would be Item 11, Consideration of Support for Senate Bill (SB) 377 (Beall) – Certification of State Credits.

Community Development Director Dumhart reported that the matter was brought to his attention via email in the morning; that it is being heard by the Assembly Committee of Revenue and Taxation on August 17, 2015; and that the next available meeting would be after the hearing date. He added that the bill relaxes the standards for Certification of tax credits.

Assistant City Attorney Molko noted that enough information has been established for a need to add the matter onto the Agenda.

Council Member Shanahan made to motion to add Emergency Item 11, Consideration of Support for Senate Bill (SB) 377 (Beall) - Certification of State Credits.

Discussion ensued regarding lack of support for the urgency to make a decision since the Bill was introduced in February 2015; that the matter was heard a few times in the Senate; opposition to the City Council not being notified about the item before the meeting; and that the City Council needs more information on the reason why the City is being asked to support the Bill.

Assistant City Attorney Molko reminded the City Council that there needs to be a vote to add the Item to the Agenda in order to discuss the substance of the Bill.

City Manager Volmert responded that Staff was just notified that morning; that neither the League of California Cities (LOCC) nor the Association of California Cities - Orange County (ACCOC) have taken a position on the bill which is why Staff was unaware of the bill; that the bill stimulates interest in pursuing low-income housing; and that there is no penalty if the City does not take a position on the Bill.

Further discussion ensued regarding the need to add the Item onto the Agenda in order to hear the matter in order to state support or opposition to the Bill; the importance of bringing the matter to the attention of all City Council members if it requires emergency action; and opposition to hearing about the matter with no time to prepare for or discuss it.

The motion died for lack of a second.

Further discussion ensued regarding support for notifying all members of the City Council of urgency items when they come forward in the future.

9. 2015 City Council Goals Mid-Year Status Report

City Manager Volmert gave the Staff Report.

Receive and file the 2015 City Council Goals Mid-Year Status report.

Mayor Pro Tem Goedhart made a motion to receive and file the 2015 City Council Goals Mid-Year Status Report.

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

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

NOES: None

ABSENT: Council Member Hwangbo

10. Study Session: 2015 City Council Goal Relating to School Choice

City Manager Volmert gave the Staff Report.

Council Comments and Questions:

Discussion ensued regarding that the City has been dealing with this matter for years; that the process has been frustrating because of school boundaries set over a century ago; support for La Palma students going to La Palma schools; appreciation for Young Kim's Assembly Bill and the work recently done that has

opened up the discussion with Fullerton High School District; the new option that has been identified creating a petition to request an election to transfer the property of La Palma from Fullerton to Anaheim Union High School District; and that the law says school districts should be organized on the basis of substantial community identity.

- a) Receive and file this report;
- b) Continue discussion with Fullerton Joint Union High School District, Anaheim Union High School District, Orange County Department of Education, and Assemblywoman Young Kim's Office to resolve the high school choice issue and to keep available options for action open;
- c) Continue communication with residents regarding the City's efforts and how they can be engaged in the issue; and,
- d) Provide direction to staff relative to additional action.

Mayor Pro Tem Goedhart made a motion to direct staff to prepare a petition for City Council consideration at the August 18, 2015, City Council Meeting; prepare a letter and notify residents north of Houston of the upcoming action at that meeting to allow an opportunity for the community to get involved; and to invite the Fullerton High School District to that meeting.

Further discussion ensued regarding the urgency of having the matter heard on August 18 versus after the High School District meeting on August 26; that Fullerton High School District could come forward with another agreement; and that the City Council would take all ideas into consideration.

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

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

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

Council Member Shanahan had nothing to report.

Council Member Steggell attended La Palma Day at the Orange County Fair.

Mayor Pro Tem Goedhart attended the OCFA Regular Meeting and the Concert in the Park.

Mayor Kim attended the Orange County Sanitation District (OCSD) monthly meeting; the Concert in the Park; the La Palma Day at the Orange County Fair; the LOCC General Membership meeting; and met the new Cypress School District Superintendent, Anne Silavs.

CITY MANAGER REMARKS

City Manager Volmert reminded the City Council and the public of the upcoming Civic Expo and National Night Out during the Concerts at the Park on August 8, 2015, and announced the cancellation of the August 10 Special Meeting.

CITY ATTORNEY REMARKS

Assistant City Attorney Molko had nothing to report.

ADJOURNMENT

Mayor Kim adjourned the Regular Meeting of the La Palma City Council at 8:15 p.m.

Peter L. Kim
Mayor

Attest:

Laurie A. Murray, CMC
City Clerk