

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

October 6, 2015

CALL TO ORDER: Mayor Kim called the Regular Meeting of the La Palma City Council to order at 6:30 p.m. in the Council Chambers of La Palma City Hall, 7822 Walker Street, La Palma, California, with all members present.

CLOSED SESSION

CS-1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Government Code Section 54957

Position Title: City Manager

Mayor Kim recessed to Closed Session at 6:31 p.m.

OPEN SESSION

Mayor Kim reconvened in Open Session at 7:00 p.m. with all members present and had nothing to report out of Closed Session.

PLEDGE OF ALLEGIANCE:

Council Member Shanahan

INVOCATION:

President Rick Nitta, Church of Jesus Christ of Latter Day Saints

ROLL CALL:

Council and Commission Members

Council/Commission
Members present:

Mayor Pro Tem/Vice Chairperson Goedhart,
Council/Commission Member Hwangbo,
Mayor/Chairperson Kim, Council/Commission
Member Shanahan, and Council/Commission
Member Steggell

Council/Commission
Members absent:

None

City Officials present:

Ellen Volmert, City Manager
Joel Kuperberg, City Attorney
Douglas Dumhart, Community Development
Director
Eric Nuñez, Police Chief
James Tsumura, Water Supervisor
Kimberly Kenney, Deputy City Clerk

PRESENTATIONS

1. Mayor Kim presented a proclamation to Orange County Fire Authority Division 7 Chief Dave Steffen in recognition of Fire Prevention Week.
2. Mayor Kim presented a proclamation to Police Chief Nunez, Police Captain Engen, Police Captain Kim, Police Sergeant Wilkerson, Police Corporal Johnson, and Police Officer Carlson in recognition of Red Ribbon Week.
3. Recreation Coordinator Adams introduced Keila Goulding, Eunice Kang, Alyssa Mellor, Amanda One, as the 2015 La Palma Ambassador Program Applicants.
4. Mayor Kim announced that the recognition of La Palma Days as the Official Orange County Veterans Day Parade will be postponed to the November 3, 2015, City Council Agenda.

ORAL COMMUNICATIONS

Wally Zimmerman, a La Palma resident, addressed the City Council regarding his concern for non-residents rummaging through residential trash and putting items into their vehicles; the calls to law enforcement to address the matter; support for police presence in neighborhoods; concern for theft and public safety; and consideration to agendize trash rummaging in an effort to find a resolution to the problem.

Police Chief Nuñez reported that he will investigate the trash rummaging complaint; noted that the Police Department will make sure that they respond to his concerns; that based on the description of the person involved, the individual made arrangements with residents who gave written permission to rummage through their trash; that rummaging through residents trash is a municipal code violation that is forwarded to the District Attorney's office and they will chose whether to file charges against the violator; that the Police Department has cited people for trash rummaging prior to this complaint; and requested continued residential notification of incidents to the Police Department so they can respond, monitor the issue, and cite the individuals responsible.

Mr. Zimmerman added that Police presence is a deterrent to violators.

Mayor Kim asked Police Chief Nunez to follow up with Mr. Zimmerman separately and report back to the City Council on the status of the issue in the Weekly Report.

Jerry Lomeli, a La Palma resident, acknowledged that residents have problems with trash rummaging; that the City needs to address the problem legally; that a consistent group of trash rummagers raise his concerns regarding possible thefts or threats to public safety; and noted concern that crime is not reported correctly or appropriately in the local newspaper.

Police Chief Nuñez responded that the Police agency has no control over how the newspaper prints the police reports and that police agencies report their crime statistics to the Department of Justice on a weekly basis, which is where the news outlets pull their information from.

RECESS THE CITY COUNCIL AND CONVENE AS THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE DISSOLVED COMMUNITY DEVELOPMENT COMMISSION AT 7:36 P.M.

Deputy City Clerk Kenney 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 September 15, 2015, Regular Meeting of the Successor Agency.

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

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

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

NOES: None

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

ADJOURN THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE DISSOLVED COMMUNITY DEVELOPMENT COMMISSION, AND CONVENE AS THE PLANNING COMMISSION AT 7:37 P.M.

CONSENT CALENDAR

PL-1. Approval of Planning Commission Minutes

Minutes of the September 15, 2015, Regular Meeting of the Planning Commission.

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

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

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

NOES: None

PUBLIC HEARINGS

PL-2. Consideration of Resolutions Recommending Approval of Tentative Parcel Map 2015-156 and Precise Plan 281, for a 3-lot Single-Family Subdivision Located at 8231 Moody Street (APNs 262-077-01 & 262-077-02) (ITEM TO BE RESCHEDULED)

- a) Chairperson Kim opened the Public Hearing at 7:38 p.m.
- b) Public Input:

Terry Weber, a La Palma resident, addressed the City Council regarding concerns for the procedures of public notification regarding the September 28, and October 6, 2015, public meetings regarding this property; that the public hearing notices were not delivered by the Post Office; that the mailing issues have never been addressed; and concern for the outcome of the property sectioned to be deeded back to the City.

Chairperson Kim clarified that the City Council serves as the Planning commission and the City is not going to have any ownership of any piece of that property, but is commissioned to approve what can be done with or on that property.

Community Development Director reported that the Development Committee has requested for additional information to be returned to them at the Special Meeting scheduled for October 26; explained that Staff meets the legal noticing requirements by posting at locations in the City, at the location site, through direct mail well over two weeks in advance to all residents even outside of the required 500 foot mailing, and published in an adjudicated newspaper at least twice - all of which are above and beyond the required notification procedures; that Staff has delivered the notices to the Cerritos post office because of the better dispatching record; and that Staff gets mail returned to us with notification that the person no longer lives there, so Staff knows that the post office is doing its job.

Mr. Weber noted that he did receive the agenda; however, although the City mailed the notices, at least three of his neighbors did not receive the notice and he would like that addressed.

Community Development Director Dumhart responded that Staff will continue to meet the legal noticing requirements, but for this particular project, the Associate Planner has volunteered to hand deliver the mailings. He added that Staff will be using the City's readerboard for advertising these meetings.

City Manager Volmert responded that it is important to discuss the mailing issues with the Post Office and Staff will be addressing that at our local branch.

Chairperson Kim noted that the Planning Commission will not hear the matter until after the Development Committee reviews the project and makes its recommendation and asked for clarification on the meeting date.

Community Development Director Dumhart responded that the next regularly scheduled Development Committee meeting is on November 9, 2015; however, that Committee has informed Staff that they will have a

quorum for a special meeting to review the project and announced their availability on October 26, 2015 - and that has been scheduled.

- c) Chairperson Kim closed the Public Hearing at 7:49 p.m.
- d) Direct staff to re-advertise Public Hearing when the matter is ready to be heard.

By consensus, the Planning Commission directed staff to re-advertise the Public Hearing when the matter is ready to be heard.

REGULAR ITEMS

None Scheduled.

ADJOURN THE PLANNING COMMISSION AND RECONVENE AS THE CITY COUNCIL
AT 7:50 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 September 15, 2015, Regular Meeting and Minutes of the September 21, 2015, Special Meeting of the City Council.
3. Approval of Register of Demands
Resolution No. 2015-41 approving the Register of Demands for October 6, 2015.
4. Water Conservation Monthly Report for August 2015
Receive and file the Water Conservation Monthly Report for August 2015.
5. Cost Sharing Agreement with the Municipal Water District of Orange County to Prepare the City of La Palma's 2015 Urban Water Management Plan
Authorize the City Manager to execute a cost sharing agreement with the Municipal Water District of Orange County (MWDOC) for the preparation of the City's 2015

Urban Water Management Plan (UWMP), for a total amount that shall not exceed \$44,570.

6. Water Service Worker Future Vacancy

Authorize staff to recruit for a Water Service Worker to fill the anticipated future vacancy of the position.

Council Member Shanahan made a motion to approve Consent Calendar Items 1 through 6.

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

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

NOES: None

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

7. Memorandum of Understanding for the La Palma Professional Employees Association

City Manager Volmert gave the Staff Report.

Public Comment:

No members of the public wished to speak.

Council Comments and Questions:

Discussion ensued regarding support for the quality workers that the City retains; Council Member Hwangbo and Mayor Kim's appreciation to the Professional Group for their willingness to work together in order to find a resolution in overcoming the City's problems; and real appreciation for middle management's acceptance of their reductions.

Resolution No. 2015-42 approving the Memorandum of Understanding between the City of La Palma and the La Palma Professional Employees Association.

Mayor Kim made a motion to approve the Memorandum of Understanding for the La Palma Professional Employees Association.

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

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

NOES: None

8. Results of Business Survey - City Council Goal #10

Community Development Director Dumhart gave the Staff Report.

Council Comments and Questions:

Discussion ensued regarding the results meeting the City Council's expectations; that Staff was not surprised with the results because of the interaction with local business through City events over the past few years; explanation of the comment "alternate ways to get to work" being based on businesses that request an ability to better access MetroLink trains and bussing systems; that business owners are tired of fighting traffic to get into the La Palma Centerpointe business area; and announced the upcoming Business Expo on October 13, 2015, from 5:30-7:00 p.m. at the La Palma Community Center.

By consensus, the City Council agreed to receive and file the results of the results of the 2015 Business Survey.

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

Council Member Shanahan had nothing to report.

Council Member Steggell had nothing to report.

Council Member Hwangbo had nothing to report and welcomed City Manager Volmert back from vacation.

Mayor Pro Tem Goedhart attended the Orange County Fire Authority (OCFA) Board of Directors meeting.

Mayor Kim visited the ADP Business; attended the 4th annual Asian Business Summit; the La Palma Nails Grand Opening and Ribbon Cutting event; the Orange County Sanitation District (OCSD) meeting; and Assemblywoman Young Kim's Open House.

CITY MANAGER REMARKS

City Manager Volmert reported that she returned from her European vacation and commented how appreciative we should be to have City maintenance.

CITY ATTORNEY REMARKS

City Attorney Kuperberg had nothing to report.

CLOSED SESSION

CS-2. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Government Code Section 54957

Position Title: City Manager

Mayor Kim recessed to Closed Session at 8:08 p.m.

Mayor Kim reconvened the City Council in Open Session at 9:54 p.m. and had nothing to report out of Closed Session.

ADJOURNMENT

Mayor Kim adjourned the Regular Meeting of the La Palma City Council at 9:55 p.m.

Peter L. Kim
Mayor

Attest:

Laurie A. Murray, CMC
City Clerk