

MINUTES OF THE REGULAR MEETING  
OF THE LA PALMA CITY COUNCIL

May 17, 2005

Mayor Blake called the regular meeting of the La Palma City Council to order at 7:05 p.m. on Tuesday, May 17, 2005, in the Council Chambers of La Palma City Hall, 7822 Walker Street, La Palma, California.

PLEDGE OF ALLEGIANCE

Councilmember Waldman led the Pledge of Allegiance to the United States Flag.

INVOCATION

Pastor Tony Robles with La Palma Christian Center gave the Invocation.

ROLL CALL:

Councilmembers present: Christine M. Barnes, Kenneth A. Blake,  
Ralph D. Rodriguez, Mark I. Waldman

Councilmembers absent: Larry A. Herman

City Officials present: Catherine Standiford, City Manager  
Ed Ethell, Chief of Police  
Robbeyn Bird, Director of Finance  
Jim Enright, Police Captain  
Jan Hobson, Director of Recreation & Community Services  
Dominic Lazzaretto, Director of Community Development  
Ismile Noorbaksh, Director of Public Works/City Engineer  
Eric Nunez, Police Captain  
Tami Piscotty, Assistant to the City Manager/City Clerk  
Joel Kuperberg, City Attorney  
Crystal Wilkerson, Administrative Secretary

PRESENTATIONS

Mayor Blake, on behalf of the La Palma City Council, presented a proclamation to Eric Choi who received his Eagle Award from Boy Scout Troop 650 and stated he was added to the plaque that is located in the lobby of City Hall.

Chief Ed Ethell introduced the La Palma Police Department's newest Police Officer, Nick Johnson and stated that Sergeant Jim Enright was recently promoted to serve as a Captain.

Mayor Blake, on behalf of the La Palma City Council, presented a certificate to the John F. Kennedy High School Girls Soccer Team in recognition of accomplishing their 2<sup>nd</sup> year in the Empire League Championship.

#### ORAL COMMUNICATIONS

None

#### RECESS

Mayor Blake recessed the City Council to convene as the Community Development Commission at 7:30 p.m. (See separate Community Development Commission Minutes.)

#### RECONVENING

Mayor Blake reconvened the meeting in regular session at 7:31 p.m.

#### CONSENT CALENDAR

Councilmember Rodriguez made a motion to approve the following items on the Consent Calendar:

ADOPTED RESOLUTION NO. 2005-20 APPROVING A REGISTER OF DEMANDS FOR MAY 17, 2005

AWARDED THE CONTRACT IN THE AMOUNT OF \$48,500.00 TO THE LOW RESPONSIBLE BIDDER SOUTHLAND CONSTRUCTION, OF IRVINE, CALIFORNIA, AND AUTHORIZED THE MAYOR TO EXECUTE THE AGREEMENT FOR EXTERIOR PAINTING OF THE CITY YARD AND WALKER STREET RESERVOIRS, CITY PROJECT NO. 04-WTR-06

The motion was seconded by Councilmember Waldman and carried on the following roll call vote:

AYES: Barnes, Blake, Rodriguez, Waldman

NOES: None

ABSENT: Herman

### REGULAR ITEMS

#### 3. Award of Contract for Rubberized Slurry Sealing on Various City Streets

Mayor Blake pulled Item 3 from the Consent Calendar due to a conflict of interest with his company doing business with All American Asphalt. He also removed himself from the Chambers for further discussion. Councilmember Rodriguez also requested this item be pulled.

Councilmember Rodriguez stated that he was concerned with the amount of times this item has come to Council for approval. The first time it was brought for approval to go out to bid, the second time was for rejection of bids received and, this last time, the request is to award a contract. Councilmember Rodriguez asked why we did not reject this contractor before and what has changed.

Director of Public Works, Ismile Noorbaksh stated that nothing has changed. He explained that the same contractor was still the lowest responsible bidder and there was a discussion with that contractor that the references they provided in the first bids did not meet the standards of the City for the quality of work to be performed. The contractor guaranteed the quality of work and explained that they will redo their work if necessary. He stated that during the pre-construction meeting staff will lay out all expectations of the work that needs to be completed to the contractor.

Councilmember Rodriguez stated that during the Council Goal Setting Workshop, they discussed seeing these two types of bids with two options presented: (1) The approved practice of rubberized slurry sealing and (2) if the City should recommend a grind and resurface. He stated that he was concerned with the number of complaints that he received in this proposed area. He also sees a number of places in his tract where the slurry has moved into the concrete gutters and drainage. He asked if these issues will be taken care of with this proposed bid, or does the City need to approve a grind and resurface contract.

Director of Public Works, Ismile Noorbaksh explained that the slurry seal project is designed to provide a strong maintenance of the asphalt. He explained that all streets are inspected before Staff requests a slurry seal approach. In past practice the City has placed a type 1 slurry seal on the streets and have come to the conclusion that this approach isn't effective for the City and has now opted to choose a type 2 slurry seal, which is a thicker substance. He stated that the spills should have been noticed during the inspection process and he stated that he will make sure that this is not overlooked with this proposed contract.

Councilmember Rodriguez asked Mr. Noorbaksh if the slurry seal fixed the indentations in the road. Mr. Noorbaksh stated no. He explained that the slurry seal does not fill in holes or divets, etc., it is merely to put a protective coat on the street to protect it from future cracks. Mr. Noorbaksh stated that all streets are inspected before awarding a contract to make sure what the necessities are. He offered to re-inspect all streets involved in the project before the work is started and will report back to the City Council with the results.

Councilmember Rodriguez made a motion to award the contract in the amount of \$98,253.00 to the low responsible bidder, All American Asphalt, Inc. of Corona, California, and authorized the Mayor to execute the Agreement for Rubberized Slurry Sealing on Various City Streets, City Project No. ST-264 with the provision that the City Engineer does a complete inspection of all major intersections involving Windsong, Redford and Amberwood. The motion was seconded by Councilmember Barnes and carried on the following roll call vote:

AYES: Barnes, Rodriguez, Waldman

NOES: None

ABSENT: Blake, Herman

#### JOINT PUBLIC HEARING

#### **4. Presentation on Proposed Fiscal Year 2005-2006 Budget**

City Manager Standiford gave a brief overview of the proposed budget for Fiscal Year 2005/2006. The key issues discussed were a General Fund Financial Overview, Department Budget Summaries, the Proposed CIP, Water and Sewer Funds, Proposed CDC Budget, and the Budget Adoption Schedule.

Councilmember Barnes asked if a program equivalent to D.A.R.E. and Every 15 Minutes will be brought back to the schools.

Chief Ethell stated part of the creation of the Administrative Support Bureau was the ability to offer more support to the schools. He stated that when Every 15 Minutes was removed from the High Schools, the Police Department did submit to them a shortened version of the event and the schools were not interested. He stated that the Every 15 Minutes program will be brought back to the High School this year. As far as the D.A.R. E. program, they are in the process of talking with the schools to see what their needs are.

Mayor Blake stated that EMS puts on events for drug awareness (equivalent to Every 15 Minutes) and recommended the Chief look into their programs for ideas.

Councilmember Rodriguez asked about the 911 locator related to cell phones and the voice internet phones and can somebody be recognized on this system. Chief Ethell stated that if it can

be recorded off of a cell site, then it can be located on an internet connection, but he will look into it.

Councilmember Rodriguez asked about the median on Denni Street asked if this is the final location for a monument and if a complete island was being budgeted for installation.

Director of Public Works, Ismile Noorbaksh stated that the full median will be developed when grant funds are received and the existing median will be modified.

Councilmember Rodriguez requested clarification on the increase of the City Council proposed budget.

City Manager Standiford explained that this increase is a result of some requests made by individual Councilmembers over the past year, that were made suggesting if the budget could accommodate it, they would like to increase the travel/training for each member. This increase includes an additional \$1,000 for each member, bringing the total per member to \$3,000.

Councilmember Rodriguez stated that he was under the impression that at the two-day offsite, they decided to leave the \$2,000 limit alone. He recalled discussing specifically raising the amount for just the seat of the Mayor. The newest members at the time were educated on this whole process and, at that time, all five members agreed that the current process worked and that the amount should not be touched.

Mayor Blake stated that he recalled a discussion on this topic, but no final result or definite action.

City Manager Standiford stated it is listed as a "proposal" in the Proposed Budget.

Mayor Blake made a motion to continue the Public Hearing until June 21, 2005 and carried unanimously.

COUNCILMEMBER REPORTS FROM CITY-AFFILIATED COMMITTEES/COUNCIL REMARKS

Councilmember Waldman requested that the suggestions, that were touched on at the Special Meeting with the Citizen Committee, be agendaized for the July 5, 2005 City Council meeting for further discussion along with the minutes being approved for the June 21, 2005 City Council meeting. He will be attending the Orange County Sanitation District Meeting next Wednesday to discuss the proposed sewer rate increase.

Councilmember Rodriguez attended the Golf event with the City of Cypress Chamber of Commerce. He also attended the kick-off for the diversity task force.

Councilmember Barnes attended the 4<sup>th</sup> Annual Celebration for Southern California Association of Governments. They installed the new President that evening and presented the dues assessment. She reminded everyone of the June 14, 2005 at (5:30 p.m.) signing ceremony for the new Anaheim Union High School District Performing Arts at John F. Kennedy High School.

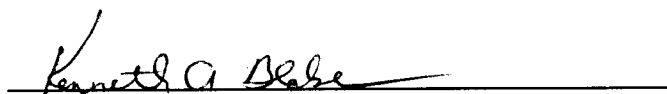
Mayor Blake attended the Orange County Fire Authority meeting honoring the dedication for the David Previs aircraft rescue at Orange County Airport. He has been in Sacramento discussing firework use outside of July 4<sup>th</sup>. He stated that the outcome wasn't very positive but at least the City presented to them its feelings on the proposed Assembly Bill. He also attended the Mayor's Briefing with James Silva where they discussed the SR-22 freeway project, which is scheduled for completion November, 2006. He attended the John F. Kennedy High School scholarship dinner.

CITY MANAGER COMMENTS

City Manager Standiford reminded the City Council about the La Palma Police Department Awards Banquet Thursday, May 19, 2005 at 6:30 p.m. She also stated that there will not be a City Council meeting on June 7, 2005, as previously approved.

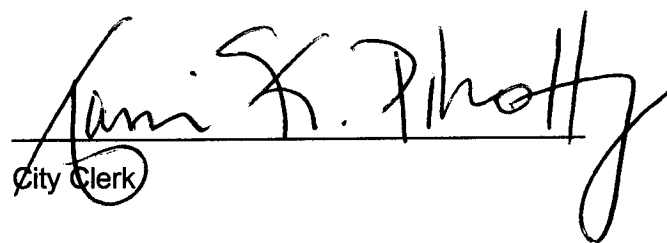
ADJOURNMENT

Mayor Blake adjourned the meeting at 9:30 p.m.

A handwritten signature in cursive script, reading "Kenneth A. Blake", is written over a solid horizontal line.

Mayor

ATTEST:

A handwritten signature in cursive script, reading "Ann K. Pihoff", is written over a solid horizontal line. Below the line, the words "City Clerk" are printed in a small, sans-serif font.