

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

August 2, 2005

Mayor Pro Tem Herman called the regular meeting of the La Palma City Council to order at 7:03 p.m. on Tuesday, August 2, 2005, in the Council Chambers of La Palma City Hall, 7822 Walker Street, La Palma, California.

PLEDGE OF ALLEGIANCE

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

INVOCATION

Councilmember Waldman gave the Invocation.

ROLL CALL:

Councilmembers present: Christine M. Barnes, Larry A. Herman,
Ralph D. Rodriguez, Mark I. Waldman

Councilmembers absent: Kenneth A. Blake

City Officials present: Catherine Standiford, City Manager
Ed Ethell, Chief of Police
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
Michael Houston, City Attorney

ORAL COMMUNICATIONS

David Crockett, 5082 Andrew Drive, expressed his concern with vehicles left on the street at night especially recreational vehicles.

RECESS

Mayor Pro Tem Herman recessed the City Council to convene as the Community Development Commission at 7:06 p.m. (See separate Community Development Commission Minutes.)

RECONVENING

Mayor Pro Tem Herman reconvened the meeting in regular session at 7:07 p.m.

CONSENT CALENDAR

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

1. APPROVED THE JULY 5, 2005 CITY COUNCIL MEETING MINUTES

2. ADOPTED RESOLUTION NO. 2005-33 APPROVING A REGISTER OF DEMANDS FOR AUGUST 2, 2005

6. ACCEPTED THE WORK AND AUTHORIZED THE DIRECTOR OF PUBLIC WORKS TO FILE THE NOTICE OF COMPLETION AND ACCEPTANCE OF WORK WITH THE ORANGE COUNTY RECORDER FOR THE ADDITION TO THE WATER DIVISION BUILDING AND INSTALLATION OF A VEHICLE WASH AREA AT THE CITY YARD MAINTENANCE FACILITY, CITY PROJECT NO. 01-WTR-01

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

AYES: Barnes, Herman, Rodriguez, Waldman

NOES: None

ABSENT: Blake

3. Approval of Plans and Specifications, and Authorization to Solicit Competitive Bids for Roof Repairs on the Buildings at Civic Center and Recreation/Community Services, City Project No. 04-BLDG-02

Mayor Pro Tem Herman pulled this item from the Consent Calendar to confirm that there were two options presented, and asked if there is an additional cost for subsequent work.

Public Works Director, Ismile Noorbaksh responded that additional repair costs would occur under certain circumstances.

Councilmember Rodriguez asked if the \$49,000 includes follow-up maintenance.

Mr. Noorbaksh said no.

Councilmember Rodriguez made a motion to approve the Plans and Specifications, and authorized the Director of Public Works to solicit competitive bids for Roof Repairs on the Buildings at the Civic Center and Recreation/Community Services, City Project No. 04-BLDG-02. The motion was seconded by Councilmember Waldman and carried on the following roll call vote:

AYES: Barnes, Herman, Rodriguez, Waldman

NOES: None

ABSENT: Blake

4. Award of Contract to Empire Pipe Cleaning and Equipment, Inc., for Cleaning and Closed Circuit Television Inspection of the City's Sewer System in Conjunction with the Preparation of the Sewer Master Plan, City Project NO. 03-SWR-01

Councilmember Rodriguez pulled this item from the Consent Calendar and asked what is so special about this request that the City Council's previous authorizations did not cover.

Public Works Director, Ismile Noorbaksh stated that this work is specific to closed circuit TV inspection of the system.

Mayor Pro Tem Herman inquired about funding for this work.

Mr. Noorbaksh stated that the City would get 50% reimbursed by the Orange county Sanitation District.

Councilmember Rodriguez made a motion to approve and authorize the Mayor to execute an Agreement with Empire Pipe Cleaning and Equipment, Inc., for Cleaning and Closed Circuit Television Inspection of the City's sewer system in conjunction with the preparation of the Sewer Master Plan, City Project No. 03-SWR-01. The motion was seconded by Councilmember Barnes and carried on the following roll call vote:

AYES: Barnes, Herman, Rodriguez, Waldman

NOES: None

ABSENT: Blake

5. Award of Contract to CJ Construction, Inc., for the Removal and Replacement of Curb, Gutter and Sidewalk on Various City Streets, City Project No. ST-266

Mayor Pro Tem Herman pulled this item and asked the Public Works Director, Ismile Noorbaksh if the driveway just south of the ARCO station was covered under this project.

Mr. Noorbaksh stated no.

Councilmember Rodriguez asked if this was the same contractor that the City used last year.

Mr. Noorbaksh stated yes and gave two previous examples of prior City work performed by the Contractor.

Mayor Pro Tem Herman made a motion to award the contract in the amount of \$59,201.00 to the low responsible bidder, CJ Construction, Inc., of Whittier, California, and authorized the Mayor to execute the Agreement for the Removal and Replacement of Curb, Gutter and Sidewalk on Various City Streets, City Project No. ST-266. The motion was seconded by Councilmember Rodriguez and carried on the following roll call vote:

AYES: Barnes, Herman, Rodriguez, Waldman

NOES: None

ABSENT: Blake

7. Purchase of Two Law Enforcement Vehicles

Councilmember Rodriguez pulled this item from the Consent Calendar to ask the Chief of Police about how the vehicles are replaced and under what type of schedule.

Chief Ethell explained it is done pursuant to the City's replacement/depreciation schedule. Normally police vehicles last between three and four years. Other vehicles may have a longer replacement cycle because they are used less.

Councilmember Rodriguez made a motion to authorize the purchase of two Law Enforcement Vehicles. The motion was seconded by Councilmember Waldman and carried on the following roll call vote:

AYES: Barnes, Herman, Rodriguez, Waldman

NOES: None

ABSENT: Blake

REGULAR ITEMS

8. Adoption of an Ordinance to Prohibit Overnight Street Parking of Oversized and Non-Motorized Vehicles

City Manager Standiford stated that the purpose of this agenda item is for adoption of the Ordinance that was introduced at the last meeting and includes the amendments directed at that meeting.

Councilmember Barnes asked if there is a way she can vote no on a particular section of the proposed Ordinance, to which City Manager Standiford said there is not.

Councilmember Rodriguez asked for a review of the changes.

Mr. Lazzaretto identified new Section 6 referencing sleeping in vehicles, the addition of Section 11 and other minor changes.

Councilmember Barnes stated that she is not in favor of a five-day sleeping restriction as it is too stringent for out-of-town visitors and opposes the advertising section, and for these reasons only she must vote no.

Mayor Pro Tem Herman asked what was the plan to resolve hoses running across sidewalks.

Mr. Lazzaretto responded that the City Council direction at the last meeting was to adopt the Ordinance and wait to see the extent of problem and then develop an approach to take.

Mayor Pro Tem Herman explained to the audience that the issue of extended driveway parking will be the topic for the next meeting. He asked what happens when the Code Enforcement Officer is on vacation.

Mr. Lazzaretto said he personally checks the Code Enforcement Officer's voicemail for complaints to give them to the Police Department.

Councilmember Rodriguez said he knows that other cities are interested in this Ordinance.

Councilmember Rodriguez made a motion to adopt, by title only, waiving further reading Ordinance 2005-02 adopting regulations for parking and storage of certain vehicles and objects, and adopting related modifications to the City Code. The motion was seconded by Mayor Pro Tem Herman and carried on the following roll call vote:

AYES: Herman, Rodriguez, Waldman

NOES: Barnes

ABSENT: Blake

9. Citywide Traffic Speed Zone Survey and Engineering Study

Director of Public Works, Ismile Noorbaksh gave a staff report that the last Speed Zone Survey has expired. A consultant was retained to conduct a new Survey. The consultant recommends that all speeds remain the same. At its meeting of July 12, 2005, the Traffic Safety Committee reviewed the Speed Zone Survey and Engineering Study and recommended approval with an amendment that the southbound speed limit on Valley view Street from the North City Limit to Orangethorpe Avenue be reduced to 45 m.p.h. from 50 m.p.h., to make it consistent with the Buena Park speed limit.

Councilmember Rodriguez asked for confirmation that all of Valley View Street in La Palma would be 45 m.p.h.

Mr. Noorbaksh stated yes.

Roger Ciesinski, 5541 Fir Circle, said there is a widespread disregard for speed on Walker Street, including people going at 50-60 m.p.h. on Walker near the two gas stations. He requested that the speed limit near that area be reduced to 35 m.p.h.

Chief Ethell explained that the Survey shows the average speed in this area is 39 m.p.h., with only a couple of cars near 50 m.p.h.

Mayor Pro Tem Herman asked Mr. Noorbaksh to discuss the accident rates in the Survey to which Mr. Noorbaksh gave a brief explanation. Mayor Pro Tem Herman further inquired of the City Council's ability to impact speeds.

Chief Ethell confirmed that the City can lower the speed limit, but that the Police Department can't issue tickets for speeds less than the 85th percentile documented in the Survey.

Roger Ciesinski inquired as to the time of day when the Survey was conducted.

Mr. Noorbaksh responded that the Survey was done during the off-peak hours, consistent with the California Vehicle Code Rules on Surveying.

Councilmember Barnes commented that during peak hours, traffic is going slower.

Councilmember Waldman noted that the Survey began at 10:30.

Mr. Noorbaksh offered to further analyze the Accident Rate data at major intersections.

Councilmember Rodriguez asked where the intersection discussed at a previous Council meeting is on the survey, to which Mr. Noorbaksh responded it would not be in this document, this data is derived from an Intersection Accident Analysis.

Mayor Pro Tem Herman asked that the Walker/Orangethorpe intersection be separately agendized.

Councilmember Rodriguez said he is having difficulty understanding what certain data means.

Mayor Pro Tem Herman made a motion to continue the item until the September 6, 2005 Council Meeting to allow staff to provide further information on the "Accident Rate." The motion was seconded by Councilmember Rodriguez and carried on the following roll call vote:

AYES: Barnes, Herman, Rodriguez, Waldman

NOES: None

ABSENT: Blake

COUNCILMEMBER REPORTS FROM CITY-AFFILIATED COMMITTEES/COUNCIL REMARKS

Councilmember Barnes attended the Annual California Joint Powers Insurance Authority Business Meeting and the City Council Executive Forum.

Councilmember Waldman attended the Orange County Sanitation District Meeting where they discussed termination of the General Manager. The Board voted to retain the General Manager under certain measures.

Councilmember Rodriguez attended the City Council Executive Forum. He is working on the Measure M Committee to promote reauthorization of these funds.

Mayor Pro Tem Herman updated the City Council on the status of West Nile Virus in the County. Four new field inspectors are being hired. He inquired about any capital projects to improve the

appearance of block walls on Crescent Avenue.

Mr. Noorbaksh stated that there are no specific Capital Improvement Plans for block wall painting in this area, but the City has offered paint to these residents.

Mayor Pro Tem Herman reviewed upcoming City activities:

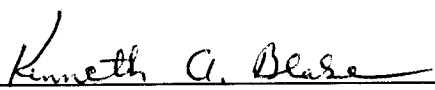
- 8/5 Korean American Coalition Annual Legislative Luncheon
La Palma Community Center 11:30am
- 8/12 West Orange County Legislative Mixer
Los Alamitos Joint Air Forces Training Base 5:30pm
- 8/20 50th Anniversary Concert at Central Park 6:30pm (last concert)
- 8/25 Orange County Council of Governments General Assembly
Lake Forest 8:00 am
- 8/30 Community Center Rehabilitation Study Session
La Palma Community Center 7:00 pm

CITY MANAGER COMMENTS

City Manager Standiford introduced the new Chamber of Commerce Executive Director. She also stated that she would be on vacation until August 15, 2005.

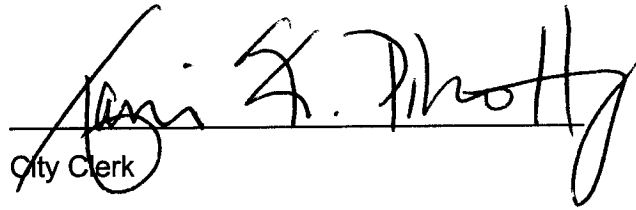
ADJOURNMENT

Mayor Pro Tem Herman adjourned the meeting at 8:16 p.m.



Mayor

ATTEST:



City Clerk