

A G E N D A

REGULAR MEETING

LA PALMA CITY COUNCIL

LA PALMA COMMUNITY DEVELOPMENT COMMISSION

LA PALMA PLANNING COMMISSION

November 16, 2010

If you wish to speak before the City Council, Community Development Commission, or Planning Commission, please complete a Speaker Form identifying which item(s) you wish to address and provide the Speaker Form to the City Clerk. Speaker Forms are available in the City Hall lobby. Speakers on numbered agenda items and Oral Communications (non-agenda items) are limited to five (5) minutes each.

7:00 p.m.
Council Chambers
7822 Walker Street, La Palma

CALL TO ORDER

PLEDGE OF ALLEGIANCE: Councilmember Charoen

INVOCATION: Pastor Jerry Bennett, Faith Fellowship Church
Councilmember Waldman

ROLL CALL: Council and Commission Members

PRESENTATIONS

1. Introduction of new Recreation Coordinator jaNell Adams.
2. Recognition of Red Ribbon Week Essay Winners.

ORAL COMMUNICATIONS (Time Limit: 5 Minutes Each)

Time has been reserved at this point in the Agenda for persons wishing to speak on any item that is not listed on the Agenda. By law, the City Council, Community Development Commission, and Planning Commission are prohibited from taking action on such oral comments. The matter will be automatically referred to staff for appropriate response or action or will be placed on the Agenda of a future meeting. Matters listed on the Agenda may be addressed either at this time or at the time they are before the Council and/or Commissions for discussion.

RECESS CITY COUNCIL AND CONVENE AS

COMMUNITY DEVELOPMENT COMMISSION

CONSENT CALENDAR

All matters listed under Consent Calendar will be acted upon by one motion affirming the action recommended on the Agenda. There will be no separate discussion on these items prior to voting unless members of the Commission, Staff, or the public request that specific items be removed from the Consent Calendar for separate action. Any member of the public who wishes to discuss a Consent Calendar item should come forward to the microphone and, upon recognition by the Chair, state his or her name, address, and the item number.

A. **Approval of Community Development Commission Minutes**

Recommendation that the Community Development Commission approve the Minutes of the October 19, 2010, Regular Meeting of the La Palma Community Development Commission.

B. **Approval of Register of Demands**

Recommendation that the Community Development Commission adopt a Resolution approving the Registers of Demands for November 2, 2010, and November 16, 2010.

C. **Cash and Investment Report as of September 30, 2010**

Recommendation that the Community Development Commission receive and file the Cash and Investment Report as of September 30, 2010.

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

RECESS COMMUNITY DEVELOPMENT COMMISSION, AND CONVENE AS

PLANNING COMMISSION

CONSENT CALENDAR

All matters listed under Consent Calendar will be acted upon by one motion affirming the action recommended on the Agenda. There will be no separate discussion on these items prior to voting unless members of the Commission, Staff, or the public request that specific items be removed from the Consent Calendar for separate action. Any member of the public who wishes to discuss a Consent Calendar item should come forward to the microphone and, upon recognition by the Chair, state his or her name, address, and the item number.

PL-1. **Approval of Planning Commission Minutes**

Recommendation that the Planning Commission approve the Minutes of the October 19, 2010, Regular Meeting of the La Palma Planning Commission.

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

RECESS PLANNING COMMISSION, AND RECONVENE AS

CITY COUNCIL

CONSENT CALENDAR

All matters listed under Consent Calendar will be acted upon by one motion affirming the action recommended on the Agenda. There will be no separate discussion on these items prior to voting unless members of the City Council, Staff, or the public request that specific items be removed from the Consent Calendar for separate action. Any member of the public who wishes to discuss a Consent Calendar item should come forward to the microphone and, upon recognition by the Mayor, state his or her name, address, and the item number.

1. **Waive the Reading of All Ordinances**

Recommendation that the City Council waive the reading of all Ordinances in their entirety and read by title only.

2. **Approval of Council Minutes**

Recommendation that the City Council approve the Minutes of the October 19, 2010, Regular Meeting of the City Council.

3. **Approval of Register of Demands**

Recommendation that the City Council adopt a Resolution approving the Registers of Demands for November 2, 2010, and November 16, 2010.

4. **Cash and Investment Report as of September 30, 2010**

Recommendation that the City Council receive and file the Cash and Investment Report as of September 30, 2010.

5. **First Quarter Financial Report – Fiscal Year 2010-11**

Recommendation that the City Council receive and file the First Quarter Financial Report for Fiscal Year 2010-11.

6. **Approval of Program Supplement No. 011-N to Administer the Agency-State Agreement for Federally Funded Project No. 12-5319R for Orangethorpe Avenue from the West City Limits to State Route 91 and Valley View Street from Orangethorpe Avenue to Fresca Drive, City Project No. ST-305, Federal Project No. ESPL-5319(013)**

Recommendation that the City Council adopt a Resolution approving Program Supplement No. 011-N to Administer the Agency-State Agreement for Federally Funded Project No. 12-5319R for Orangethorpe Avenue from the West City Limits to State Route 91 and Valley View Street from Orangethorpe Avenue to Fresca Drive, City Project No. ST-305, Federal Project No. ESPL-5319(013).

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

7. **Proposed Ordinance Adding Section 18-28 to the La Palma City Code Limiting Smoking or Chewing of Tobacco or Tobacco-Related Products to Designated Areas in Central Park**

Recommendation that the City Council adopt an Ordinance adding Section 18-28 to the La Palma City Code limiting smoking or chewing of tobacco or tobacco-related products to designated areas in Central Park.

8. **Proposed Ordinance Repealing Article 1 of Chapter 9 of the La Palma City Code, and Adding Thereto a New Article 1 of Chapter 9 Adopting by Reference the 2010 Edition of the California Fire Code, with Appendices and Amendments Thereto**

Recommendation that the City Council take the following actions:

- a) Adopt a Resolution setting forth findings with respect to local conditions;
- b) Introduce for first reading an Ordinance repealing Article 1 of Chapter 9 of the La Palma City Code, and adding thereto a new Article 1 of Chapter 9 adopting by reference the 2010 Edition of the California Fire Code, with appendices and amendments thereto; and
- c) Set a Public Hearing on the matter for December 7, 2010.

9. **Proposed Ordinance Amending Various Divisions of Article 1 of Chapter 7 of the La Palma City Code, to Adopt the 2010 Edition of the California Building Codes, with Amendments, Additions, and Deletions Thereto**

Recommendation that the City Council take the following actions:

- a) Adopt a Resolution setting forth findings with respect to local conditions;
- b) Introduce for first reading an Ordinance repealing Divisions 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, and 15 of Chapter 7 of the La Palma City Code, and adding thereto new Divisions 3, 4, 5, 6, 7, 8, 9, and 10 of Chapter 7 adopting by reference the 2010 editions of the California Administrative Code; the California Building Code, Volumes 1 and 2; the California Mechanical Code; the California Plumbing Code; the California Electrical Code; the California Residential Code; the California Energy Code; the California Green Building Standards Code; and the California Reference Standards Code; together with amendments, deletions, and exceptions; and
- c) Set a Public Hearing on the matter for December 7, 2010.

10. **Ratify the Execution of an Amendment to the Agreement by the City Manager with MJC Construction for Emergency Sewer Repair Services on Crescent Avenue, under Section 2-46 of the City Code, City Project No. 03-SWR-01**

Recommendation that the City Council take the following actions:

- a) Ratify the execution of an Amendment to the Agreement by the City Manager between the City and MJC Construction in an amount not to exceed \$94,300, for emergence sewer repair services on Crescent Avenue, under City Code Section 2-46, "Exception to Bidding Procedures—Emergencies;" and

- b) Authorize a supplemental appropriation of \$94,300 from the City's Sewer Fund Reserve to cover the full costs associated with the subject project.

11. **Councilmember Request: Campaign Irregularities**

Recommendation that the City Council conduct a discussion regarding alleged campaign irregularities.

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

CITY MANAGER REMARKS

CITY ATTORNEY REMARKS

RECESS TO CLOSED SESSION

- C-1. The City Council will meet in Closed Session pursuant to Government Code Section 54957.6: CONFERENCE WITH LABOR NEGOTIATORS

Agency Designated Representatives: Dominic Lazzaretto, City Manager
Laurie Murray, Administrative Services Manager

Employee Organization: La Palma General Employees Association
La Palma Professional Employees Association

- C-2. The City Council will meet in Closed Session pursuant to Government Code Section 54957: PUBLIC EMPLOYMENT: City Manager and pursuant to Government Code Section 54957.6: CONFERENCE WITH LABOR NEGOTIATORS

Agency Designated Representatives: Dominic Lazzaretto, City Manager

Unrepresented Employees: Executive Management

ADJOURNMENT

NOTE: As a general rule, staff reports or other written documentation have been prepared or organized with respect to each item of business listed on the agenda. Copies of these materials and other disclosable public records distributed to all or a majority of the members of the City Council in connection with an open session item on the agenda are on file and available for inspection with the Office of the City Clerk, City Hall, 7822 Walker Street, during regular business hours 7:30 A.M. to 5:30 P.M., Monday through Thursday, and alternating Fridays. If such writings are distributed to members of the Council on the day of a City Council meeting, the writings will be available at the entrance to the City Council Chambers. If you have any questions regarding any item of business on the agenda for this meeting, any of the staff reports, or other documentation relating to any agenda item, please contact Laurie Murray, Administrative Services Manager, at (714) 690-3338.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, you should contact the Office of the City Clerk at (714) 690-3334. Notification by noon on Monday, November 15, 2010, will enable the City to make reasonable accommodations to ensure accessibility to this meeting.