

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

May 1, 2012

CALL TO ORDER: Mayor Charoen called the Regular Meeting of the La Palma City Council to order at 7:00 p.m. in the Council Chambers at La Palma City Hall, 7822 Walker Street, La Palma, California.

PLEDGE OF ALLEGIANCE: Council Member Waldman

INVOCATION: Pastor Dave Lutes, La Palma Christian Center

ROLL CALL: Council and Commission Members

Council/Commission Members present: Mayor/Chairperson Charoen, Mayor Pro Tem/Vice Chairperson Hwangbo, Council/Commission Member Rodriguez, Council/Commission Member Shanahan, and Council/Commission Member Waldman

Council/Commission Members absent: None

City Officials present: Terry Matz, Interim City Manager
Joel Kuperberg, City Attorney
Michael Belknap, Recreation & Community Services Director
Douglas Dumhart, Community Development Director
Jeff Moneda, Public Works Director/City Engineer
Eric Nuñez, Police Chief
Michael Solorza, Finance Director
Laurie Murray, Administrative Services Manager/City Clerk
Kimberly Kenney, Minutes Clerk

PRESENTATIONS

1. Police Chief Nuñez introduced Matthew Marchand as the City's newest Police Officer.
2. Mayor Charoen presented a proclamation to Orange County Fire Authority Battalion Chief, Tony Espinoza, in recognition of Wildfire Awareness Week.

ORAL COMMUNICATIONS:

Chris Nguyen, representing Assembly Member Chris Norby's Office, thanked the City Council for accommodating their staff at the State of the City Address and the Arbor Day event. He announced the upcoming State Board of Equalization Small Business Expo on May 9, 2012, sponsored by Michelle Steele and Assembly Member Chris Norby. He closed by updating the City Council on several Assembly Bills.

Council Member Waldman announced the upcoming Steve Luther Elementary School Spring Festival on Saturday, May 5, 2012, and requested that a member of Assembly Member Chris Norby's office attend the event.

Larry Herman, 5122 Andrew Drive, addressed the City Council as a Legislative Ambassador for the American Cancer Society and reported on Proposition 29, the California Cancer Research Act.

RECESS THE CITY COUNCIL AND CONVENE AS THE SUCCESSOR AGENCY TO THE COMMUNITY DEVELOPMENT COMMISSION AT 7:17 P.M.

City Clerk Murray stated that, "The City Council will now recess and convene as the Successor Agency to the Community Development Commission, 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 meeting, or otherwise as serving as members of the Successor Agency or Planning Commission."

CONSENT CALENDAR

A. Approval of Register of Demands

Resolution No. SA 2012-12 approving the Successor Agency Register of Demands for May 1, 2012.

B. Successor Agency of the La Palma Community Development Commission Cash and Investment Report as of March 31, 2012

Receive and File the Cash and Investment Report of the Successor Agency as of March 31, 2012.

Council Member Waldman made a motion to approve Consent Calendar Items A and B.

The motion was seconded by Mayor Pro Tem Hwangbo and carried on the following vote:

AYES: Mayor Charoen, Mayor Pro Tem Hwangbo,

Council Member Rodriguez, Council Member
Shanahan, and Council Member Waldman

NOES: None

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

ADJOURN THE SUCCESSOR AGENCY AND CONVENE AS THE PLANNING
COMMISSION AT 7:18 P.M.

CONSENT CALENDAR

None Scheduled.

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

ADJOURN THE PLANNING COMMISSION, AND RECONVENE AS THE CITY
COUNCIL AT 7:18 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 Register of Demands

Resolution No. 2012-28 approving the Register of Demands for May 1, 2012.

3. Cash and Investment Report as of March 31, 2012

Receive and file the Cash and Investment Report as of March 31, 2012.

4. Award of Contract to R.J. Noble Company for the Pavement Rehabilitation of Residential Streets Phase II Project (City Project No. ST-317)

Award and authorize the Mayor to execute a contract in the amount of \$594,817 to R. J. Noble Company for the Pavement Rehabilitation of Residential Streets Phase II project (City Project No. ST-317), and authorize an expenditure of up to an additional \$148,704 for contingencies, for a maximum project cost of \$743,521.

Council Member Waldman made a motion to approve Consent Calendar Items 1 through 4.

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

AYES: Mayor Charoen, Mayor Pro Tem Hwangbo,
Council Member Rodriguez, Council Member
Shanahan, and Council Member Waldman

NOES: None

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

5. Third Quarter Financial Report - Fiscal Year 2011-12

Finance Director Solorza gave a brief Staff Report.

Receive and file the Third Quarter Financial Report for Fiscal Year 2011-12.

Council Member Shanahan made a motion to Receive and File the Third Quarter Financial Report - Fiscal Year 2011-12

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

AYES: Mayor Charoen, Mayor Pro Tem Hwangbo, Council Member Rodriguez, Council Member Shanahan, and Council Member Waldman

NOES: None

6. Council Member Request: Revisions to Council Policy 21 - Annual High School and Community College Scholarship Awards

Mayor Charoen gave a brief presentation.

Discussion ensued regarding giving the subcommittee the authority to not give scholarships to those who don't meet the criteria; that the criteria for choosing a winner is set by the City Council; that the Subcommittee typically receives numerous applications; that if a candidate did not meet the qualifications, the application would not be approved; that the Subcommittee does not have Council's authority to disqualify an applicant if they meet the policy's criteria; the specific qualifications for an applicant; the possibility of having a separate entity manage the scholarships; the application deadline; that the City Council Policy is not a resolution or ordinance; if there is a need to improve outreach to students;; that the number of Community College Scholarship applications was low last year because it was the first year of the program; and that if the Subcommittee believes an applicant scholarship should not be awarded, the application can be reviewed by the City Council.

No action was taken to revise Council Policy 21.

7. Study Session: Proposed Fiscal Year 2012-13 General Fund Budget Overview

Interim City Manager Matz gave the Staff Report.

Public Comment:

Abe Waheed, 5271 Ivywood Drive, addressed the City Council regarding a shortage of cages from the South East Area Animal Control Agency (SEAACA) and requested that the City purchase additional cages.

Council Comments and Questions:

Discussion ensued regarding not raising the Utility Users Tax (UUT); a shade structure for Miller Elementary School; that the City uses Miller Elementary for its Day Camp and Fit 'N' Fun programs; that Steve Luther Elementary School is undergoing a \$5 million renovation and the City could utilize their equipment; a

paid internship position; prior improvements to various school sites; the current number of Police Reserve Officers and the duties they perform;; a request for a list of all joint school projects that the City has completed; that the SWAT team ballistic vests need to be replaced because they are outdated and the new models have added safety features;

Larry Herman, 5122 Andrew Drive, addressed the City Council regarding support for a paid internship position; support for the reserve Police Officer request; and requested that the City Council review other alternatives for a shade structure at Miller Elementary School.

Council Member Rodriguez made a motion to support the management intern position up to \$13,200 for the 2012-13 Budget.

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

AYES: Mayor Pro Tem Hwangbo, Council Member Rodriguez, and Council Member Shanahan

NOES: Mayor Charoen and Council Member Waldman

The City Council provided direction to Staff to include all supplemental requests in the proposed Fiscal Year 2012-13 Budget.

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

Council Member Waldman attended the joint meeting of the City Council, Traffic Safety Committee, and Development Committee; the Orange County Sanitation District (OCSD) meeting; the Orange County Council of Governments (OCCOG) meeting; the Arbor Day event; the State of the City Address; the Super 1 Mart Ribbon Cutting Ceremony; and announced that he plans to attend the upcoming May 5, 2012, Steve Luther Elementary Spring Festival.

Council Member Shanahan announced that he missed the joint meeting of the City Council, Traffic Safety Committee, and Development Committee. He attended the Arbor Day event; the Super 1 Mart Ribbon Cutting Ceremony; the Tapestry Walk Ground Breaking Ceremony; and thanked Staff and congratulated Mayor Charoen on the State of the City Address.

Council Member Rodriguez attended the joint meeting of the City Council, Traffic Safety Committee, and Development Committee; the State of the City Address and thanked Staff for their hard work; the Super 1 Mart Ribbon Cutting Ceremony; the Southern California Edison meeting; the John F. Kennedy's Girls Basketball Dinner; the

Tapestry Walk Ground Breaking Ceremony; the Orange County Fire Authority (OCFA) Orientation; the Donate Life Walk/Run Event; the Arbor Day Celebration; the OCFA Station 17 Dedication Ceremony; and asked Staff to improve the outreach of the Student Recognition Awards to eligible part time employees who could qualify for the Scholarship.

Mayor Pro Tem Hwangbo attended the State of the City Address; the Super 1 Mart Ribbon Cutting Ceremony; the Orange County Random Access Network Board (RANB) meeting; the Orange County Vector Control District (OCVCD) Meeting; the joint meeting of the City Council, Traffic Safety Committee, and Development Committee; the Tapestry Walk Ground Breaking Ceremony; the Welcoming Ceremony for the Korean Delegation; the Arbor Day Celebration and thanked Staff for their work on the event.

Mayor Charoen attended the State of the City Address and thanked Staff for all their hard work and participation; announced that he was unable to attend the Super 1 Mart Ribbon Cutting Ceremony, but has visited the store; attended the Tapestry Walk Ground Breaking Ceremony; and the joint meeting of the City Council, Traffic Safety Committee, and Development Committee.

CITY MANAGER REMARKS

Interim City Manager Matz introduced artwork that was given to the City of La Palma by the Korean Delegation; reported that upcoming agenda items include the proposed 2012-13 Annual Budget; setting the Utility Users Tax rate for the upcoming year; the Building Inspector Contract; the Chase Bank Development Agreement Ordinance; authorization of the League of California Cities conference; the Water and Sewer Management Plan certification; the Safe Routes to Schools program Engineering Services Contract; clean-up of the Management Team Salary and Benefits Resolution; the Sprite's Spark Park project; Chase Bank Precise Plan 273 and Conditional Use Permit 354; a Proclamation honoring Police Officer's Memorial Day; and introduction of new Committee Members.

CITY ATTORNEY REMARKS

City Attorney Kuperberg had nothing to report.

ADJOURNMENT

Mayor Charoen adjourned the Regular Meeting of the La Palma City Council at 8:58 p.m.

G. Henry Charoen
Mayor

Attest:

Laurie A. Murray, CMC
City Clerk