

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

March 5, 2013

CALL TO ORDER: Mayor Hwangbo called the Regular Meeting of the La Palma City Council to order at 7:00 p.m. in the Council Chambers of La Palma City Hall, 7822 Walker Street, La Palma, California, with Mayor Pro Tem Shanahan being absent.

PLEDGE OF ALLEGIANCE AND
AMERICA THE BEAUTIFUL:

Camp Fire - Long Beach Area Council Zitupi
Waku Group

INVOCATION:

Pastor Jerry Bennett, Faith Fellowship Church

ROLL CALL:

Council and Commission Members

Council/Commission
Members present:

Council/Commission Member Charoen,
Council/Commission Member Goedhart,
Mayor/Chairperson Hwangbo, and
Council/Commission Member Kim

Council/Commission
Members absent:

Mayor Pro Tem/Vice Chairperson Shanahan

City Officials present:

Ellen Volmert, City Manager/Executive Director
Joel Kuperberg, City Attorney
Michael Belknap, Recreation and Community
Services Director
Douglas Dumhart, Community Development
Director
Jeff Moneda, Public Works Director
Eric Nuñez, Police Chief
Michael Solorza, Finance Director
Laurie Murray, Administrative Services
Manager/City Clerk
Kimberly Kenney, Minutes Clerk

PRESENTATIONS

None Scheduled.

ORAL COMMUNICATIONS

Larry Herman, 5122 Andrew Drive, extended an invitation to the City Council and Staff to the Anaheim Family YMCA Good Friday Breakfast on March 29, 2013; commented on the State Board of Equalization's (SBOE) gasoline excise tax proposal; and commended La Palma's SBOE representative, Michelle Steel, on voting against the excise tax.

John Alvis, 7902 Birchwood, expressed his gratitude to the City Council for their attendance and participation at the Cypress College Foundation Americana Awards ceremony. He also addressed the City Council regarding the fiscal problems facing the City and asked that they consider residents' thoughts on proposed solutions.

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

Administrative Services Manager/City Clerk Murray 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 February 19, 2013, Regular Meeting of the City of La Palma as Successor Agency to the dissolved Community Development Commission.

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

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

AYES: Council Member Charoen, Council Member Goedhart, Mayor Hwangbo, and Council Member Kim

NOES: None

ABSENT: Mayor Pro Tem Shanahan

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 7:18 P.M.

CONSENT CALENDAR

PL-1. Approval of Planning Commission Minutes

Minutes of the February 19, 2013, Regular Meeting of the La Palma Planning Commission.

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

The motion was seconded by Commission Member Goedhart and carried on the following vote:

AYES: Commission Member Charoen,
Commission Member Goedhart,
Chairperson Hwangbo, and Commission
Member Kim

NOES: None

ABSENT: Vice Chairperson Shanahan

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

ADJOURN THE PLANNING COMMISSION AND RECONVENE AS THE CITY COUNCIL AT 7:19 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

Approve the Minutes of the February 19, 2013, Regular Meeting of the La Palma City Council.

3. Approval of Register of Demands

Adopt Resolution No. 2013-11 approving the Register of Demands for March 5, 2013.

4. 2013 Street Closures for City Special Events

Adopt Resolution No. 2013-12 approving Street Closures for three (3) 2013 City special events: Memorial Day, Monday, May 27; Fitness Run for Fun, Thursday, July 4; and La Palma Days, Saturday, November 9, 2013.

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

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

AYES: Council Member Charoen, Council Member Goedhart, Mayor Hwangbo, and Council Member Kim

NOES: None

ABSENT: Mayor Pro Tem Shanahan

ITEMS MOVED FROM REGULAR CALENDAR

8. Appointments to Citizen Committees

Mayor Hwangbo moved Item 8 forward in the Agenda.

Administrative Services Manager Murray gave the Staff Report.

- a) Appoint Sally Alvis, Patricia Craig, Nitesh Patel, and William Stecher to the Community Activities and Beautification Committee; all with four-year terms expiring December 31, 2016; and
- b) Appoint John Alvis, Rodi Almendralo, and Richard Lutz to the Traffic Safety Committee; all with four-year terms expiring December 31, 2016.

Council Member Charoen made a motion to appoint Sally Alvis, Patricia Craig, Nitesh Patel, and William Stecher to the Community Activities and Beautification Committee; all with four-year terms expiring December 31, 2016; and to appoint John Alvis, Rodi Almendralo, and Richard Lutz to the Traffic Safety Committee; all with four-year terms expiring December 31, 2016.

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

AYES: Council Member Charoen, Council Member Goedhart, Mayor Hwangbo, and Council Member Kim

NOES: None

ABSENT: Mayor Pro Tem Shanahan

PUBLIC HEARINGS

5. User Fee Schedule, Continuance of Public Hearing

- a) Mayor Hwangbo reopened the Public Hearing at 7:21 p.m.
- b) Finance Director Solorza gave the Staff Presentation
- c) Public Input

Jenelle Godges, representing Southern California Edison, addressed the City Council regarding her appreciation for the City Council and Staff's consideration in working with utility companies during the fee schedule

process and thanked them for their participation in the Cypress College Foundation Americana Awards.

- d) Provide direction to Staff concerning questions and issues needing clarification from the February 11 Study Session

Questions 1 and 2: Recreation and Community Services Non-Resident Fees

Public Input:

The following individual spoke in favor of charging non-resident fees:

Larry Herman, 5122 Andrew Drive

The following individual spoke in opposition to charging for the Fit n Fun program:

Christine Barnes, 4971 Berton Circle

The following individual spoke in favor of quality school and recreation programs:

John Alvis, 7902 Birchwood

By majority consensus, the City Council directed staff to include full direct cost recovery charges for direct service programs.

No clear consensus was reached regarding charging a non-resident fee for classes.

Question 5: Electricity Cost Estimates for Softball Field

By majority consensus, the City Council directed staff to increase the Softball with Lights from \$18/hour to \$21/hour to recover electricity costs.

Question 6: "Non-response/Compliance" Fee (Police)

By majority consensus, the City Council directed staff to eliminate the Police Non-Response and Compliance - Code Enforcement fees.

Question 7: Film Permit Fee (per day) Amount

By majority consensus, the City Council directed staff to add a \$75 Administrative Review fee for Film Permits and Municipal Code Interpretation services but not for Solar Panel Installation.

Mayor Hwangbo requested to take a short recess at 8:34 p.m.

Mayor Hwangbo reconvened the City Council at 8:41 p.m. with all members present.

Question 8: Review \$10 Delinquent Water Bill Penalty

No consensus was reached on this matter.

Question 9: Trash bins in the Right of Way (inspection fee component)

The following individual spoke to seek clarification regarding the process if a street is damaged:

Larry Herman, 5122 Andrew Drive

No consensus was reached on this matter.

Question 10: "Right of Way Encroachment" Fee Total Amount Clarification

No consensus was required as this was an informational item only.

Question 11: Planning Administrative Review and Approval

This matter was handled with Question 7.

Question 12: Adjusting Recreation and Community Services Fees Now for Programs Which Could Potentially be Contracted Out/Not Offered in FY 2013-14

The following individual spoke in favor of charging fees for the Fit n Fun program and in favor of a Trash Bin encroachment inspection fee:

Paul Walker, 7812 Kelly Circle

No consensus was reached on this matter.

Question 13: Lowering Fees From Their Current Amount.

By majority consensus, the City Council directed staff to lower certain fees from their current amounts.

Questions 3 and 4: Burden Rate and Labor Costs

No consensus was reached on this matter.

- e) Continue the Public Hearing to March 19, 2013

By consensus, the City Council agreed to continue the Public Hearing to March 19, 2013.

REGULAR ITEMS

- 6. Award of Contract to Pacific Industrial Electric for the Construction of New Motor Control Center at City Yard Booster Station, City Project No. 07-WTR-01

Public Works Director Moneda introduced Water Supervisor Tsumura who gave the Staff Report.

Award and authorize the Mayor to execute a contract in the amount of \$102,000 to Pacific Industrial Electric of Brea, California for the Construction of the New Motor Control Center at City Yard Booster Station, City Project No. 07-WTR-01, and authorize an expenditure of up to an additional \$20,400 for contingencies, for a maximum project cost of \$122,400.

Mayor Hwangbo made a motion to award and authorize the Mayor to execute a contract in the amount of \$102,000 to Pacific Industrial Electric of Brea, California for the Construction of the New Motor Control Center at City Yard Booster Station, City Project No. 07-WTR-01, and authorize an expenditure of up to an additional \$20,400 for contingencies, for a maximum project cost of \$122,400.

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

| | |
|---------|--|
| AYES: | Council Member Charoen, Council Member Goedhart, Mayor Hwangbo, and Council Member Kim |
| NOES: | None |
| ABSENT: | Mayor Pro Tem Shanahan |

7. Amendment to Council Policy 10 - City Council Appointed Citizen Committees

Administrative Services Manager Murray gave the Staff Report.

Council Member Charoen made a motion to amend Council Policy 10 adopting the proposed changes to City Council Appointed Citizen Committees.

The motion was seconded by Council Member Kim.

Council Member Goedhart clarified that he opposed creating a Council Sub-Committee to interview citizen committee applicants.; that he thinks the current process is good.

Christine Barnes, 4971 Berton Circle, addressed the City Council regarding her support for the policy change.

The motion carried on the following vote:

AYES: Council Member Charoen, Mayor Hwangbo, and Council Member Kim

NOES: Council Member Goedhart

ABSENT: Mayor Pro Tem Shanahan

9. Council Member Request: Review Adopted Central Park Master Plan

Council Member Goedhart introduced the item and recommended that the City Council review projects within the Park Master Plan in light of the City's economic condition, clarifying that the City Council should revisit the item if there's interest in changing the plan.

The following individuals spoke in favor of the Park Master Plan and in opposition to making changes:

Paul Walker, 7812 Kelly Circle

John Alvis, 7902 Birchwood Circle

By consensus, the City Council received and filed the report without taking any actions.

10. Council Member Request: General Plan Status Update

Council Member Goedhart introduced the item and requested that the City Council move forward with the General Plan.

By consensus, the City Council directed Staff to bring the General Plan back to the City Council for discussion at an upcoming meeting.

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

Council Member Charoen had nothing to report, but stated his disappointment in having the State of the City outside the City and wanted to know if staff exhausted all options before deciding to have the meeting outside of La Palma.

City Manager Volmert responded that the only way to meet the criteria for the meeting was to have the meeting outside the City due to State Legislature schedule conflicts and the expected number of attendees. She also noted that it had been Staff's goal to have it within the City, but it was not possible.

Council Member Goedhart asked how many attended the event last year.

City Manager Volmert responded that there were approximately 120 State of the City attendees last year.

Council Member Goedhart stated his disappointment in having the State of the City outside the City and supported having a smaller audience in order to keep it within City limits. He reported that he attended the Cypress College Americana Awards and an Orange County Fire Authority (OCFA) special meeting.

Mayor Hwangbo attended the Association of California Cities - Orange County (ACC-OC) Board Meeting; the Citizen Committee Interviews; the Orange County Vector Control District (OCVCD) meeting; the Continental Little League opening ceremony; and the Cypress College Foundation Americana Awards.

Council Member Kim attended the Citizen Committee Interviews; the ACC-OC breakfast; the Continental Little League opening ceremony; the Cypress College Foundation Americana Awards; and an Orange County Sanitation District (OCSD) meeting. He closed by announcing that Jim Herberg, OCSD General Manager, will be presenting a presentation on their fee increases at the upcoming March 19 City Council Meeting.

CITY MANAGER REMARKS

City Manger Volmert had nothing to report.

CITY ATTORNEY REMARKS

City Attorney Kuperberg reminded the City Council that the Fair Political Practices Commission Form 700 filings are due at the end of this month.

Administrative Services Manager/City Clerk Murray added that City Council Members could expect to receive Form 700 packets by the end of the week.

Mayor Hwangbo asked for a progress report on the Chase Bank and Walmart Neighborhood Market projects.

Community Development Director Dumhart responded that both will be open in May 2013. He closed by commenting that Walmart has a press release announcing the hiring of 65 employees for that location and applications will be taken at the hiring center located west of the center's Subway sandwich shop.

ADJOURNMENT

Mayor Hwangbo adjourned the Regular Meeting of the La Palma City Council at 10:10 p.m.

Steve Hwangbo
Mayor

Attest:

Laurie A. Murray, CMC
City Clerk