

MINUTES OF THE REGULAR MEETING  
OF THE LA PALMA CITY COUNCIL

October 15, 2013

CALL TO ORDER: Mayor Hwangbo called the Regular Meeting of the La Palma City Council to order at 6:46 p.m. in the Council Chambers of La Palma City Hall, 7822 Walker Street, La Palma, California with Council Member Charoen and Mayor Pro Tem Shanahan being absent.

CLOSED SESSION

CS 1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: One potential case

Claimant: Louie Fagundes

Agency Claimed Against: City of La Palma

Mayor Pro Tem Shanahan joined the meeting at 6:47 p.m.

Mayor Hwangbo recessed to Closed Session at 6:48 p.m.

Council Member Charoen joined the meeting at 6:51 p.m.

OPEN SESSION

Mayor Hwangbo reconvened in Open Session at 7:00 p.m. with all members present and asked for a report.

City Attorney Kuperberg responded that the City Council voted unanimously to deny the claim filed by Mr. Fagundes against the City of La Palma.

PLEDGE OF ALLEGIANCE: Council Member Goedhart

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, Council/Commission  
Member Kim, and Mayor Pro Tem/Vice Chairperson  
Shanahan

Council/Commission  
Members absent:

None

City Officials present:

Eric Nuñez, Acting City Manager/Police Chief  
Joel Kuperberg, City Attorney  
Michael Belknap, Community Services Director  
Michael Solorza, Finance Director  
Laurie Murray, Administrative Services Manager/City  
Clerk

PRESENTATIONS

1. La Palma Pageant Committee Co-Chair Amy Choi presented the 2013 La Palma Pageant Contestants: Sarah Ahumada, Mayssa Maring, Christine Munar, Amber Perez, and Asia Scott (absent contestants: Gabrielle Lin and Lauren Spor).
2. Mayor Hwangbo presented a Proclamation to La Palma Police Captain Engen, Sergeant Faust, and Corporal Parsons in recognition of Red Ribbon Week.
3. Andrea West, Senior Government Relations Representative from the Orange County Transportation Authority (OCTA), gave an update on the agency's transportation improvements.

ORAL COMMUNICATIONS

No members of the public wished to speak.

RECESS THE CITY COUNCIL AND CONVENE AS THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE DISSOLVED COMMUNITY DEVELOPMENT COMMISSION AT 7:32 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 September 3, 2013, Regular Meeting of the Successor Agency.

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

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

AYES: Council Member Charoen, Council Member  
Goedhart, Mayor Hwangbo, Council Member  
Kim, and Mayor Pro Tem Shanahan

NOES: None

### 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 7:33 P.M.

### CONSENT CALENDAR

PL-1. Approval of Planning Commission Minutes

Minutes of the September 3, 2013, Regular Meeting of the La Palma Planning Commission.

Vice Chairperson Shanahan made a motion to approve Consent Calendar Items PL-1.

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

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

NOES: None

#### PUBLIC HEARINGS

None Scheduled.

#### REGULAR ITEMS

None Scheduled.

ADJOURN THE PLANNING COMMISSION AND RECONVENE AS THE CITY COUNCIL AT 7:34 P.M.

#### CONSENT CALENDAR

1. Waive the Reading of All Ordinances

Waive reading of all Ordinances in their entirety and read by title only.

2. Approval of Council Minutes

Minutes of the September 3, 2013, Regular Meeting of the La Palma City Council.

3. Approval of Register of Demands

Resolution No. 2013-44 approving the Register of Demands for October 15, 2013.

4. Notice of Completion and Acceptance of Work for Measure M2 Environmental Cleanup Program Project, City Project No. ST-326

Accept the work and authorize the Community Services Director to file the Notice of Completion and Acceptance of Work with the Orange County Recorder for the Measure M2 Environmental Cleanup Program Project, City Project No. ST-326.

5. Award of Contract to Pacific Industrial Electric for the Installation of the Emergency Electrical Generator at City Yard, City Project No. 07-WTR-01

Approve the Award of Contract in the amount of \$33,390 to Pacific Industrial Electric for the Installation of the Emergency Electrical Generator at City Yard, City Project No. 07- WTR-01.

Council Member Charoen made a motion to approve Consent Calendar Items 1 through 5.

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

AYES: Council Member Charoen, Council Member Goedhart, Mayor Hwangbo, Council Member Kim, and Mayor Pro Tem Shanahan

NOES: None

### PUBLIC HEARINGS

None Scheduled.

### REGULAR ITEMS

6. Amendment to Orange County Fire Authority (OCFA) Joint Powers Authority Agreement - Equity

OCFA Assistant Chief Lori Zeller gave the presentation.

Council Comments and Questions:

Discussion ensued regarding the City of La Palma not having any equity issues with the OCFA; that La Palma's property tax contribution being \$1.3 million per

year representing 9.2% of each property tax dollar going to the OCFA; and that the OCFA provides more services to the community than the dollar amount received.

- a) Approve and direct the City Manager to execute the submitted Second Amendment to the Amended Orange County Fire Authority JPA Agreement (Attachment 1); and
- b) Authorize the City Attorney to join in supporting the OCFA's validation action, when filed, seeking to obtain a judicial declaration of the validity of the Second Amendment to the Amended JPA Agreement.

Council Member Goedhart made a motion to approve and direct the City Manager to execute the submitted Second Amendment to the Amended Orange County Fire Authority JPA Agreement (Attachment 1); and authorize the City Attorney to join in supporting the OCFA's validation action, when filed, seeking to obtain a judicial declaration of the validity of the Second Amendment to the Amended JPA Agreement.

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

AYES: Council Member Charoen, Council Member Goedhart, Mayor Hwangbo, Council Member Kim, and Mayor Pro Tem Shanahan

NOES: None

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

**Mayor Pro Tem Shanahan** attended the Steve Luther Elementary School Grand Re-Opening event.

**Council Member Kim** attended the Orange County Sanitation District (OCSD) Special Board Meeting; the OCSD Administration Committee Meeting; the Association of California Cities - Orange County (ACC-OC) City Leader Meeting; the Steve Luther Elementary School Grand Re-Opening event; and congratulated Finance Director Solorza on his career advancement.

**Council Member Goedhart** attended the Orange County Fire Authority (OCFA) Special Meeting and the Steve Luther Elementary School Grand Re-Opening event.

**Council Member Charoen** had nothing to report.

**Mayor Hwangbo** attended the Orange County Asian Business Expo; the Orange County Korean-American Festival; the Steve Luther Elementary School Grand Re-Opening event; and the Long Beach Marathon.

CITY MANAGER REMARKS

**Acting City Manager/Police Chief Nunez** announced the departure of Finance Director Solorza.

**Finance Director Solorza** addressed the City Council and City Management Team with his appreciation for the opportunity the City provided to serve the La Palma Community and noted that he looks forward to the upcoming challenges with his new position in Westminster.

CITY ATTORNEY REMARKS

**City Attorney Kuperberg** reported that the State has finished with their Legislative Session and that his team will review all the bills and provide an analysis to management as necessary.

ADJOURNMENT

Mayor Hwangbo thanked Finance Director Solorza for his service and wished him well in his future endeavors. He closed by adjourning the Regular Meeting of the La Palma City Council at 7:39 p.m.

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Steve Hwangbo  
Mayor

Attest:

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Laurie A. Murray, CMC  
City Clerk