

MINUTES OF THE REGULAR MEETING  
OF THE LA PALMA CITY COUNCIL

April 18, 2006

Mayor Barnes called the regular meeting of the La Palma City Council to order at 7:01 p.m. on Tuesday, April 18, 2006, in the Council Chambers of La Palma City Hall, 7822 Walker Street, La Palma, California.

PLEDGE OF ALLEGIANCE: Councilmember Herman

INVOCATION: Pastor Sandra Heer, A Fountain of Living Water Methodist Church

ROLL CALL: Council & Commission Members

ROLL CALL:

Councilmembers present: Mayor Barnes, Councilmember Blake, Councilmember Herman, Councilmember Rodriguez, and Mayor Pro Tem Waldman.

Councilmembers absent: None

City Officials present: Catherine Standiford, City Manager  
Dominic Lazzaretto, Assitant City  
Manager/Director of Community Development  
Eric Nunez, Captain Nunez  
Jan Hobson, Director of Recreation &  
Community Services  
Ismile Noorbaksh, Director of Public  
Works/City Enigneer  
Laurie Murray, Administrative Services  
Manager/City Clerk  
Deborah Moreno, Director of Finance  
Joel Kuperberg, City Attorney  
Lynnae Sisemore, Minutes Clerk

PRESENTATIONS

1. Proclamation presented to Beverly DeBoer recognizing April as "National Donate Life Month".

Mayor Barnes presented the "National Donate Life Month" proclamation to Beverly DeBoer.

2. Proclamation presented to the City's Public Works Department

recognizing the week of May 21 - 27, 2006 as "National Public Works Week" in the City of La Palma.

Mayor Barnes presented the proclamation to Public Works Director Ismile Noorbaksh.

3. Introduction of the new Water Supervisor, Carlo Nafarrete.

Public Works Director Noorbaksh introduced the City's new Water Supervisor, Carlo Nafarrete to the City Council.

ORAL COMMUNICATIONS

None

RECESS CITY COUNCIL AND CONVENE AS

COMMUNITY DEVELOPMENT COMMISSION: 7:17 p.m.

CONSENT CALENDAR

A. Approval of Community Development Commission Minutes

B. Approval of Register of Demands

Councilmember Blake made a motion to approve the April 4, 2006 Community Development Commission Minutes and to adopt Resolution No. 2006-09 of the April 18, 2006 Register of Demands..

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

AYES: Mayor Barnes, Councilmember Blake, Councilmember Herman, Councilmember Rodriguez, and Mayor Pro Tem Waldman

NOES: None

C. Authorization and Payment of the Educational Revenue Augmentation Fund (ERAF) Obligation for Fiscal Year 2005-06

Councilmember Herman pulled this item.

Councilmember Herman made a motion to approve and authorize the payment of the Educational Revenue Augmentation Fund (ERAF) Obligation for Fiscal Year 2005-06. .

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

AYES: Mayor Barnes, Councilmember Blake, Councilmember Herman, Councilmember Rodriguez, and Mayor Pro Tem Waldman

NOES: None

ADJOURN COMMUNITY DEVELOPMENT COMMISSION AND CONVENE AS: 7:19 p.m.

CITY COUNCIL: 7:20 p.m.

CONSENT CALENDAR

1. Approval of Council Minutes

Councilmember Herman pulled this item.

Councilmember Herman requested amendments to the April 4, 2006 City Council Minutes on pages 8, 9, and 10.

Councilmember Rodriguez requested an amendment to the April 4, 2006 City Council Minutes on page 10 regarding the design charrette.

Councilmember Rodriguez asked for clarification on the April 11, 2006 Minutes regarding the motions and asked that they be amended.

City Manager Standiford recommended pulling the April 11, 2006 Minutes to further research the motions to bring back to the next meeting.

Councilmember Rodriguez made a motion to approve the April 4, 2006 Minutes of the Regular Meeting of the La Palma City Council as amended and to pull the April 11, 2006 Minutes of the Joint Meeting of the Community Activities and Beautification and City Council for amendments. .

The motion was seconded by Councilmember Herman and carried the following vote:

AYES: Mayor Barnes, Councilmember Blake, Councilmember Herman, Councilmember Rodriguez, and Mayor Pro Tem Waldman

NOES: None

2. Approval of Register of Demands

Councilmember Herman pulled this item to ask questions and express concerns on a few items. Councilmember Herman asked if Brea City was the City's technical support and asked which month staff would be going out to bid for IT services.

City Manager Standiford answered that staff is in the process of finalizing the RFP.

Councilmember Herman referred to page 3 of the Register of Demands, and inquired which gas station was Conoco Phillips.

City Manager Standiford answered it was a 76 station.

Councilmember Herman asked about item# 85583 Hartzog and Crabill, in regards to striping, and asked when the striping would be completed.

Public Works Director Ismile Noorbaksh answered that the City has to work with the City of Buena Park prior to formalizing a plan.

Councilmember Rodriguez asked about item# 85509, - Summit Event Productions, and if this payment was half the cost of the State of the City luncheon and if the funds were allocated from CDC expenditures or from some other general funds.

City Manager Standiford stated that all CDC expenditures appear on both warrant registers.

Councilmember Rodriguez asked about item# 85575, - Filarsky & Watt LLP, and if it was in connection with the cable initiatives.

City Manager Standiford stated that Steve Filarsky was the City's personnel attorney.

Councilmember Herman asked about item# 85576, - Fleming Environmental, and if they did consulting work for the City.

Public Works Director Noorbaksh answered no. He stated that Fleming Environmental is a contractor who finished an addition to the water division building.

Councilmember Herman made a motion to adopt Resolution No. 2006-17 of the Register of Demands for April 18, 2006 .

The motion was seconded by Councilmember Blake and carried the

following vote:

AYES: Mayor Barnes, Councilmember Blake, Councilmember Herman, Councilmember Rodriguez, and Mayor Pro Tem Waldman

NOES: None

### REGULAR ITEMS

3. Consideration of Request from League of Women Voters to Hang a Street Banner on City Poles

City Manager Standiford gave the staff report on this item.

Kay Bruce, 602 East Twin Peaks, Anaheim, the representative from League of Women Voters spoke on behalf of hanging street banners on city poles.

Councilmember Blake made a motion to consider the League of Women Voters as a non-profit organization and to grant an exemption to City Council Policy 20 to allow the LOWV to hang banners in the city in the future as long as there are no conflicts with City sponsored events. .

The motion was seconded by Councilmember Herman and carried the following vote:

AYES: Councilmember Blake, Councilmember Herman, Councilmember Rodriguez, and Mayor Pro Tem Waldman

NOES: Mayor Barnes

4. Authorization for the Purchase and Installation of a Dispatch Ergonomically Correcting Console and 911 Computer Aided Dispatch System

Captain Eric Nunez gave the staff report.

Councilmember Herman made a motion to approve and authorize the purchase and installation of a Dispatch Ergonomically Correcting Console and 911 Computer Aided Dispatch System. .

The motion was seconded by Councilmember Blake and carried the following vote:

AYES: Mayor Barnes, Councilmember Blake, Councilmember Herman, Councilmember Rodriguez, and Mayor Pro Tem Waldman

NOES: None

5. Consideration of Taking an Official Position of Opposition to AB 2987, the "Statewide Franchising Act"

City Manager Standiford gave the staff report.

City Council took a short recess at 8:12 p.m.

City Council reconvened at 8:14 p.m.

Mayor Pro Tem Waldman made a motion to authorize taking an Official Position of Opposition to AB 2987, the "Statewide Franchising Act," and direct the Mayor to send the letter as written by Mr. Marticorena. .

The motion was seconded by Councilmember Blake and carried the following vote:

AYES: Mayor Barnes, Councilmember Blake, and Mayor Pro Tem Waldman

NOES: Councilmember Herman, and Councilmember Rodriguez

6. City Council Policy Subcommittee Recommendation: Communication on Official City Positions

City Manager Standiford deferred the discussion to the City Council Policy Sub-committee.

Councilmember Herman stated that he and Councilmember Blake met on this issue and came up with the recommendations in the staff report.

Councilmember Blake stated that he and Councilmember Herman sought to be fair to each individual Councilmember and that the policy recommendations were purely their suggestions.

Mayor Barnes requested to change proposed Item #3 to the following; "staff will provide information about the proposed legislation/and or request for a City position and provide a sample letter to the City Councilmembers, who

may respond individually if they so choose."

Councilmember Herman asked if a Councilmember decides to write an individual letter, will the other Councilmembers be allowed to view the letter.

Councilmember Blake recommended that when a letter is written by an individual Councilmember, that a copy be presented to the other Councilmembers.

City Manager Standiford suggested adding Item #4 or adding a sentence to the end of Item #3 that Councilmembers should share copies of individual correspondence with the rest of the Council for information purposes.

Councilmember Blake suggested adding the sentence to Item #3 since it relates to that particular issue.

Councilmember Blake made a motion to adopt City Council Policy #33 as amended, for Item #3, stating communications on official City positions. .

The motion was seconded by Councilmember Herman and carried the following vote:

AYES: Mayor Barnes, Councilmember Blake, Councilmember Herman, Councilmember Rodriguez, and Mayor Pro Tem Waldman

NOES: None

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

Councilmember Rodriguez attended the Orange County League of California City (OCLOCC) dinner. He also attended the annual Orange County Business Council (OCBC) dinner. Councilmember Rodriguez inquired how long the count-down crosswalk has been at the intersection of Valley View and Orangethorpe.

Public Works Director Noorbaksh answered that it was installed in December 2005.

Councilmember Rodriguez stated that the crosswalk "don't walk" light at Redford and La Palma, going southbound in front of Luther Elementary, is out. He also asked when the resurfacing projects will take place this Spring.

Public Works Director Noorbaksh answered that letters will be sent to residents by the end of the week informing them of the crack sealing and the work will commence in the next 60 days as weather permits.

Councilmember Waldman attended the OCLOCC dinner. He also attended the Orange County Sanitation District Meeting and the Finance Administration and Human Resources Sub-Committee Meeting.

Councilmember Blake attended the OCFA promotions event. He attended the State of the City luncheon. He attended the John F. Kennedy High School Choir dinner and show at La Palma's Central Park. He attended the ribbon cutting of the Partridge Homes. He attended the Communities Activities and Beautification Committee Meeting. He attended the OCLOCC dinner on the update of Measure M. He attended the La Palma Park/Buena Park Ministerial Association Good Friday service along with Mayor Barnes at Fountain of Water Methodist Church.

Councilmember Herman attended the State of the City luncheon. He stated that he had a conversation with a representative from the Orange County Water District and asked Public Works Director Noorbaksh about the City's water pumping rights.

Public Works Director Noorbaksh answered that annually the Orange County Water District discusses the production capacity and it is based on the amount of rainfall and amount of water the City has underground. He stated that no official statements have been released and that the City may hear the results by June 30, 2006.

Councilmember Herman asked if there was a color standard for painting houses or on roofing materials.

Assistant City Manager/Community Development Director Lazzaretto answered that the City does not have a color standard for painting houses, but does have a general staff policy for roof colors. He stated that there is a list of about twenty different colors to choose from, typically in earth tones, blues, or grays.

City Attorney Kuperberg stated that it is difficult to enforce aesthetic issues on the color of a building or roof, and that it is easier to identify colors for historical or tourist areas with themes to a community. He stated that the courts would be reticent to this topic because of free speech issues.

Councilmember Herman reported an open metal controller box that contained trash on Moody/Shirley Street and asked that Public Works Director Noorbaksh if it had been repaired.

Public Works Director Noorbaksh answered that he did not know, but that he would investigate.

Councilmember Herman stated he has an upcoming Orange County Vector Control meeting. He stated he had conversations with the previous City Clerk on a needle collection program and asked the City Manager if she had heard anything on a waste collection company called Sharp, based out of Arizona.

City Manager Standiford replied that she was unaware of this waste collection



program.

Councilmember Blake stated that Gail Reavis, a representative on Waste Management District 5, got elected based on this issue. He stated that Sharp delivers to hospitals and pharmacies but will not work with the general public.

Mayor Barnes attended the OCLOCC dinner. She attended the Communities Activities and Beautification meeting and the first P.I.Y. graduating class at Luther Elementary School. She attended Westminster's State of the City Event. She attended a MAG LEV meeting. She stated that SCAG will have two workshops on April 24, 2006 and May 1, 2006 from 9 a.m. to 12 p.m. She stated that the General Assembly Meeting will be held in May and registration is available online, at [www.scag.ca.gov.com](http://www.scag.ca.gov.com). She mentioned that General Combs has come to the Joint Forces Training Base and is trying to involve more cities in the Military's Affairs Committee, and on June 3, 2006 there will be a Day Of The Solider parade, USO show, and employment health fair for the soliders.

Councilmember Herman asked about the Traffic Safety Committee's meeting on April 11, 2006, and how the signal installation was taken care of at Valley View and Orangethorpe.

Public Works Director Noorbaksh answered that the item was continued and that staff was opposed to the no right turn sign and have been asked to look into alternatives.

Councilmember Herman asked about the traffic impact study on a proposed Starbucks on Moody and Orangethorpe.

Public Works Director Noorbaksh stated he viewed the report and informed the Traffic Safety Committee that there was no impact, in essence of the intersection of Moody Street and Orangethorpe Avenue, and recommended a median be installed.

Councilmember Herman mentioned a prior discussion regarding a stop sign on Amberwood and asked about the status.

Public Works Director Noorbaksh answered that the item was continued because staff was asked to conduct a radar speed study in the Spring.

Councilmember Herman asked if the legislative breakfast with Tom Harman is on May 12, 2006.

City Manager Standiford answered affirmatively. She stated an invitation was faxed to City Hall from the League of California Cities inviting Council to the event.

Councilmember Rodriguez asked Mayor Barnes who will be presenting the MAG LEV presentations.

Mayor Barnes answered I.B.I. Group, the engineering company who was awarded the contract.

Mayor Barnes commended Assitant City Manager/Director of Community Development Lazzaretto on rectifying the code enforcement issue on Elben Street and asked if Drug Emporium has done something different to eliminate the loud noises in the late evening.

Assistant City Manager/Community Development Director Lazzaretto stated the noise issue turned out to be a refrigeration unit and that Drug Emporium had it serviced.

CITY MANAGER REMARKS

None

CITY ATTORNEY REMARKS

None

Mayor Barnes adjourned the meeting at 8:55 p.m. on April 18, 2006.

  
\_\_\_\_\_  
Mayor

Attest:

  
\_\_\_\_\_  
City Clerk