

MINUTES OF THE REGULAR MEETING  
OF THE LA PALMA CITY COUNCIL

December 3, 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.

PLEDGE OF ALLEGIANCE: Council Member Charoen

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: Ellen Volmert, City Manager/Executive Director  
Michelle Molko, Assistant City Attorney  
Michael Belknap, Community Services Director  
Douglas Dumhart, Community Development Director  
Eric Nuñez, Police Chief  
Laurie Murray, Administrative Services Manager/City Clerk  
Don Pruyn, Interim Finance Director

PRESENTATIONS

None Scheduled.

## ORAL COMMUNICATIONS

Sandra Dunkin, Orange County Grand Jury Member, addressed the City Council regarding the upcoming Orange County Grand Jury recruitment, explained the responsibility of being a member, and encouraged the residents of La Palma to apply.

## RECESS THE CITY COUNCIL AND CONVENE AS THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE DISSOLVED COMMUNITY DEVELOPMENT COMMISSION AT 7:05 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 November 19, 2013, Regular Meeting of the La Palma Successor Agency.

### B. Approval of Register of Demands

Resolution No. SA 2013-15 approving the Successor Agency Register of Demands for December 3, 2013.

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

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

None Scheduled.

ADJOURN THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE  
DISSOLVED COMMUNITY DEVELOPMENT COMMISSION AND CONVENE AS THE  
PLANNING COMMISSION AT 7:06 P.M.

CONSENT CALENDAR

PL-1. Approval of Planning Commission Minutes

Minutes of the November 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 Vice Chairperson Shanahan 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 7:07 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  
  
Minutes of the November 19, 2013, Regular Meeting of the La Palma City Council.
3. Approval of Register of Demands  
  
Resolution No. 2013-51 approving the Register of Demands for December 3, 2013.

Council Member Charoen made a motion to approve Consent Calendar Items 1, 2, and 3.

The motion was seconded by Council Member Kim 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

ITEMS PULLED FROM CONSENT CALENDAR

4. Award of Contract to IDS Group Inc. for a Seismic Evaluation of the Civic Center, City Project No. 13-BLDG-02

Council Member Goedhart requested to have the item pulled in order to clarify the project details, cost of the study, and funding for necessary upgrades.

Community Services Director Belknap gave a brief introduction of the project; the existing safety concerns of City structures; and that any repairs needed as a result of the study would need to be budgeted in the City's Capital Improvement Plan (CIP).

Award a contract in the amount of \$37,900 for IDG Group Inc. for the Seismic Evaluation of the Civic Center Complex.

Council Member Goedhart made a motion to award of Contract to IDS Group Inc. for a Seismic Evaluation of the Civic Center, City Project No. 13-BLDG-02.

Mayor Hwangbo asked what triggered the study.

Discussion ensued regarding the funding for the study being in the adopted budget; that Staff is trying to address safety factors within City facilities; that upgrades are potentially large CIP projects; and that the results will be discussed so that the City Council can make budget allocations in the upcoming CIP.

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

5. Ordinance of the City Council of the City of La Palma Amending and Recodifying, and Adopting by Reference, the La Palma City Code (2013 Edition) as the Code of Ordinances for the City of La Palma
  - a) Mayor Hwangbo opened the Public Hearing at 7:14 p.m.
  - b) Administrative Services Manager Murray gave the Staff Report
  - c) Public Input  
No members of the public wished to speak.
  - d) Mayor Hwangbo closed the Public Hearing at 7:16 p.m.
  - e) Council Comments and Questions  
None.
  - f) Adopt Ordinance No. 2013-06 of the City Council of the City of La Palma amending and recodifying, and adopting by reference, the La Palma City Code (2013 Edition) as the Code of Ordinances for the City of La Palma; and
  - g) Adopt Resolution No. 2013-52 approving and adopting the Fee and

Penalty Schedule for each of the fees and penalties that were removed throughout the Municipal Code and included in the Code by reference.

Council Member Goedhart made a motion to adopt Ordinance No. 2013-06 of the City Council of the City of La Palma amending and recodifying, and adopting by reference, the La Palma City Code (2013 Edition) as the Code of Ordinances for the City of La Palma; and adopt Resolution No. 2013-52 approving and adopting the Fee and Penalty Schedule for each of the fees and penalties that were removed throughout the Municipal Code and included in the Code by reference.

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

## REGULAR ITEMS

6. First Quarter Financial Operating Report and City Council Goals Update - Fiscal Year 2013-14

Interim Finance Director Pruyn gave the Staff Report.

Council Comments and Questions:

Discussion ensued regarding direction on next year's budget planning in February, 2014; how Staff plans to address methodology and policy regarding Tesoro revenues; that Police Department overtime is historically over budget; addressing Police Department overtime pay expenditures; status of the Long Range Property Management Plan for the City's assets; the City's plan to lease the HUB for future revenue generation; status of the study to contract dispatching; that several other north Orange County cities are looking at Police Department consolidation; that Staff is consistently reviewing its finances and compliance with the Reserve Policy; the timeline for next fiscal year's budget discussions; explanation of fund discrepancies being partly due to the California Joint Insurance Power Authority (CJPIA) methodology of deposit premiums and worker's compensation formulas; minor cost savings in the Police Department; and future discussion of upgrading the Finance Department's technology.

By consensus, the City Council agreed to receive and file the report.

7. Council Member Request: Contacting State Legislators to Promote Defined Contribution Pension Plans as a CalPERS Option

Mayor Hwangbo gave a report on his request.

Council Comments and Questions:

Discussion ensued regarding getting support from the League of California Cities (LOCC) prior to presenting the matter to the California Legislature; the benefits of the proposal; the variety of strategic plans to submit the proposal; and whether the Mayor can send the letter on City letterhead without consent from the City Council.

Assistant City Attorney Molko responded that according to Council Policy 23, the use of official stationary can only be used by the Mayor or other City Council members with approval from the entire City Council.

Further discussion ensued regarding Mayor Hwangbo's intent being to start the discussion of defined contributions; that there is an upcoming City Council Policy review in the near future; and that City Council members can send individual letters of support for legislation, but the letters cannot be on City letterhead.

Mayor Hwangbo made a motion to approve and authorize use of the City's letterhead to promote Defined Contribution Pension Plans as a CalPERS Option to the State Legislature, clarifying that the letter is from the Mayor only, and not the entire City Council.

Council Member Kim seconded the motion.

Council Member Goedhart made a substitute motion to authorize the Mayor to use the City's letterhead to promote Defined Contribution Pension Plans as a CalPERS Option to the smaller delegation of Orange County State Legislators, clarifying that the letter is from the Mayor only, and not the entire City Council.

The motion died for lack of a second.

The original motion made carried on the following vote:

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

NOES: Council Member Goedhart and Mayor Pro Tem  
Shanahan

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

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

**Council Member Goedhart** attended an Orange County Fire Authority (OCFA) meeting; announced that he plans to attend the upcoming OCFA meeting regarding the Operation evaluation and Improvement Plan; and asked for a financial report on La Palma Days in an upcoming future agenda.

Community Services Director Belknap responded that the La Palma Days financial numbers will be detailed in the Second Quarter Financial Report.

**Council Member Kim** attended an Orange County Sanitation District (OCSD) monthly meeting; the Buena Park Mayor's Prayer Breakfast; and the Water Infrastructure Town Hall Forum by Assemblywoman Sharon Quirk-Silva.

**Mayor Pro Tem Shanahan** had nothing to report.

**Mayor Hwangbo** attended the General Plan Environment Impact scoping meeting; the Buena Park Mayor's Prayer Breakfast; the Orange County Vector Control District (OCVCD) meeting; and asked the Police Chief to report on the notice regarding theft during the holiday season.

Police Chief Nuñez reported a reduction in overall crime in La Palma; however, he commented that the notice was a reminder to the public who have packages delivered to be aware of thieves if the packages are left out.

CITY MANAGER REMARKS

**City Manager Volmert** announced a new 'Public Records' feature on the City's website, which enhances the City Council goal of transparency.

CITY ATTORNEY REMARKS

**Assistant City Attorney Molko** had nothing to report.

Mayor Hwangbo reminded everyone of the upcoming Holiday Tree Lighting Ceremony at Central Park on Wednesday, December 4, 2013.

CLOSED SESSION

CS-1. The City Council will meet in Closed Session pursuant to Government Code



Section 54957.6: CONFERENCE WITH LABOR NEGOTIATORS

Agency Designated Representatives: Ellen Volmert, City Manager  
Laurie Murray, Administrative Services  
Manager  
Steve Filarsky, Agency Labor Counsel

Employee Organization: La Palma Police Association

CS-2. Public Employee Performance Evaluation

Government Code Section 54957  
Position Title: City Manager

Mayor Hwangbo recessed to Closed Session at 8:26 p.m.

OPEN SESSION

Mayor Hwangbo reconvened in Open Session at 9:29 p.m. and requested a report.

Administrative Services Manager Murray responded that on Item CS-1, the City Council voted unanimously to authorize the overhire of one sworn Police Officer and any subsequent Reserve Police Officer.

Mayor Hwangbo reported that on item CS-2, feedback was given to City Manager Volmert.

ADJOURNMENT

Mayor Hwangbo adjourned the Regular Meeting of the La Palma City Council at 9:30 p.m.

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Steve ~~Hwangbo~~ Shanahan  
Mayor

Attest:

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Laurie A. Murray, CMC  
City Clerk