

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

June 20, 2006

Mayor Barnes called the regular meeting of the La Palma City Council to Order at 7:00 p.m. on Tuesday, June 20, 2006, in the Council Chambers of La Palma City Hall, 7822 Walker Street, La Palma, California.

PLEDGE OF ALLEGIANCE: Councilmember Herman

INVOCATION: Father Patrick Moses of the St. Irenaeus Catholic Church

ROLL CALL: Council and 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, Assistant City Manager/Director of Community Development
Ed Ethell, Chief of Police
Jan Hobson, Director of Recreation & Community Services
Ismile Noorbaksh, Director of Public Works/City Engineer
Laurie Murray, Administrative Services Manager/City Clerk
Deborah Moreno, Director of Finance
Joel Kuperberg, City Attorney
Lynnae Sisemore, Minutes Clerk

PRESENTATION

1. Mayor Barnes presented a proclamation to Fred Bristow in recognition of thirty years of volunteer services to the Continental Little League.

ORAL COMMUNICATIONS

Lori Dinwiddie, 8191 Wickham, asked the City Council for a second crossing guard at the streets of La Palma and Redford for Luther Elementary School and asked for a radar detector sign to be installed.

Jonathon Dinwiddie, 8191 Wickham, spoke of an accident that occurred in the crosswalk at La Palma and Redford, and asked the City Council for a second crossing guard for safety purposes.

Mayor Barnes asked the City Manager if this request could be referred to the La Palma Police Department.

City Manager Standiford answered affirmatively. She stated that staff would look at the need and feasibility for another crossing guard at Luther Elementary School. She informed the speakers that a radar detector sign has been ordered, and will be installed at Luther Elementary School.

RECESS CITY COUNCIL AND CONVENE AS THE COMMUNITY DEVELOPMENT COMMISSION: 7:11 p.m.

CONSENT CALENDAR

- A. Approval of Community Development Commission Minutes
- B. Approval of Register of Demands

Councilmember Herman made a motion to approve the June 6, 2006 Community Development Commission Minutes and to adopt Resolution No. CDC 2006-14 of the June 20, 2006 Register of Demands.

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

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

NOES: None

RECONVENE THE CITY COUNCIL: 7:12 p.m.

- C. Approval of Schematic Designs for the Community Center

Rehabilitation Project

Assistant Executive Director/Director of Community Development Lazzaretto gave the staff report.

Chairman Pro Tem Waldman asked staff what the cost would be if Council approved the re-design of the Community Center and put off the installation of the trellis.

Assistant Executive Director/Director of Community Development Lazzaretto stated the trellis is a free standing structure that isn't attached to the building, so the \$308,400 is the cost to build the structure.

Chairman Pro Tem Waldman asked how much of the Equipment Pavilion is glass.

Michael Pinto, Osborn Architecture, answered the entire equipment check-out pavilion is glass (260 sq. ft.). He stated the entire structure is behind bollards, which protects its occupants from automobiles.

Commissionmember Blake asked if the stamped concrete in the patio area is included in the \$308,400 building costs for the trellis.

Michael Pinto, Osborn Architecture, answered that the stamped concrete is a separate cost and that it is not part of the \$308,400 trellis building costs.

Commissionmember Blake asked if supports for the trellis in the courtyard would be installed at the time of building the entire structure, or if it would be put in at a later date.

Michael Pinto, Osborn Architecture, answered that the installation of the trellis would require some destruction to the concrete and patio area. He stated it would be better to install the whole thing at one time, because if the trellis structure is put in at a later date, some parts of the patio would have to be re-done to accommodate the trellis.

Commissionmember Blake asked if lighting was connected to the installation of the trellis, or to the fixed portion of the roofing.

Leticia Ochoa, Osborn Architecture, stated there are two parts to the trellis, the structure itself and a light monitor for the light to shine through.

Commissionmember Herman asked what condition the current Recreation facility air conditioning units are in.

Leticia Ochoa, Osborn Architecture, stated the Recreation buildings were built at three different phases over the years, and the oldest unit is over 30 years old. She stated the oldest unit is not efficient and is on the verge of requiring replacement.

Commissionmember Rodriguez asked if any other components of this project were looked at in a phasing capacity.

Assistant Executive Director/Director of Community Development Lazzaretto answered that phasing of this project has not been individually identified, but could be looked into if directed.

Michael Pinto, Osborn Architecture, answered that any point in a project that approaches an over budget setback will sometimes show parts of the project that could be consolidated. He stated that in a fluctuating budget climate the scope of work is kept in the project, but are packaged as additive or deductive alternates.

Commissionmember Rodriguez asked if alternate ceiling material is being used for this project than what was originally proposed in March.

Assistant Executive Director/Director of Community Development Lazzaretto answered no, because the last direction was to explore the ceiling tile costs. He stated staff could look into low cost materials, but it would reduce the sophistication of the roof.

Commissionmember Rodriguez asked if staff could discuss with Southern California Edison on using part of the Edison right-of-way as an access point, since some of the parking will be impacted by the rehabilitation project.

Executive Director Standiford replied that staff has discussed this option of access points in the right-of-way with Edison in the past. She stated they have declined any additional hardscape in the right-of-way. She stated staff could ask Edison for permission again, but could not be overly optimistic in what their response might be.

Chairman Pro Tem Waldman asked what other landscape alternatives there were to the turf stone.

Leticia Ochoa, Osborn Architecture, answered that the turf stone is incorporated in the project to allow landscape to come through which gives the right compaction for a fire truck to come across. She stated the other alternative is a plastic grid that could be used with the same impact as turf stone.

Commissionmember Rodriguez asked when the project gets to the level of detail for the landscape installation could staff provide the costs of the turf stone, plastic grid, and/or asphalt to decipher what is best for the fire lane area.

Assistant Executive Director/Director of Community Development Lazzaretto answered the cost of the asphalt is already included. He stated most of it will be replaced with asphalt up to where the turf stone will be.

Commissionmember Rodriguez asked if there were any additional costs to moving the pavilion into the handicap area.

Assistant Executive Director/Director of Community Development answered the costs would be minor. He stated that the same amount of handicap spaces are required by the American Disabilities Act (ADA) as part of the rehabilitation project.

Commissionmember Herman asked why the costs of the additions were not broken down.

Leticia Ochoa, Osborn Architecture, answered the costs were based on the design of the building, square footage, and re-moderinzation.

Commissionmember Blake asked if new roofing will cover the entire areas of the redesign project to help eliminate leaks and past problems.

Assistant Executive Director/Director of Community Development Lazzaretto answered affirmatively.

Chairman Pro Tem Waldman made a motion to approve the schematic designs as written except for the trellis, and to direct staff to give Council instructions on certain additive and deductive choices on roofing and fire lane materials.

Commissionmember Herman made an amended motion to direct staff and Osborn Architecture to work together to keep the project within budget and to delay the trellis. The motion was seconded by

Commissionmember Rodriguez.

Mayor Pro Tem Waldman made a motion to amend his first read to approve the schematic design as it has been presented to incorporate additive and deductive choices to stay within the established budget.

Commissionmember Herman withdrew his amended motion and seconded Chairman Pro Tem Waldman's amended motion.

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

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

NOES: None

Councilmember Blake made a motion to move the pavilion west, out of the parking lot, to approximately where the Sycamore tree is currently standing.

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

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

NOES: None

RECESS THE CITY COUNCIL AND COMMUNITY DEVELOPMENT COMMISSION AND CONVENE AS THE PLANNING COMMISSION: 8:17 p.m.

PL-1 Approval of Planning Commission Minutes

Councilmember Herman made a motion to approve the June 6, 2006 Planning Commission Minutes of the La Palma Planning Commission.

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

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

NOES: None

PL-2 Initiation of the Revocation of Conditional Use Permit 287/Amendment of Conditional Use Permit 287 and Variance 2004-04, for the Nextel Telecommunications Facility at 6800 Walker Street

Chairman Barnes opened the public hearing at 8:19 p.m.

Assistant Executive Director/Director of Community Development Lazzaretto gave the staff report.

No public input was received.

City Attorney Kuperberg stated that he had a discussion with the Counsel of Sprint/Nextel regarding a representative being present at this meeting; he explained to Council that the letter submitted from the Sprint/Nextel Counsel will suffice as to any questions asked, since the representative is from Northern California.

Chairman Barnes closed the public hearing at 8:28 p.m.

Councilmember Herman made a motion to adopt Resolution No. PC 2006-05 initiating the revocation of Conditional Use Permit 287/Amendment to Conditional Use Permit 287 and setting the revocation public hearing for September 5, 2006.

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

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

NOES: None

ADJOURN PLANNING COMMISSION AND CONVENE AS THE CITY

COUNCIL: 8:34 p.m.

CONSENT CALENDAR

1. Waive the Reading of All Ordinances
2. Approval of Council Minutes

June 6, 2006 Minutes of the Regular Meeting of the City Council.

6. Approved the Submittal of the Fiscal Year 2006-07 Measure M Eligibility Packet to the Orange County Transportation Authority

Councilmember Blake made a motion to approve and authorize Item No.'s 1, 2, and 6.

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

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

NOES: None

3. Approval of Register of Demands

Councilmember Herman requested to pull this item and asked about check number 86004, regarding crossing guard uniforms, and wanted to know how many crossing guards the City has and where they are located.

Chief of Police Ethell answered that there are a total of five crossing guards in the areas of: La Palma and Bravo; Walker and Marview; Moody and La Palma; La Palma and Redford; and Crescent and Moody.

Councilmember Herman made a motion to adopt Resolution No. 2006-28 of the Register of Demands for June 20, 2006.

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

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

NOES: None

4. 2005 La Palma Days Coordinating Committee Five Year Evaluation Report

Councilmember Rodriguez requested to pull this item and asked staff if this committee evaluation has been conducted before.

Recreation and Community Services Director Hobson answered this is the first time this report has been implemented for staff to evaluate the structure of the La Palma Days events.

Councilmember Rodriguez made a motion to receive and file the 2005 La Palma Days Coordinating Committee Five Year Evaluation Report.

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

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

NOES: None

Mayor Barnes recessed the City Council meeting at 8:45 p.m. for a short break.

Mayor Barnes reconvened the City Council Meeting at 8:51 p.m. with all members present.

5. Award of Professional Engineering Services Proposal to RBF Consulting for Water System Master Plan Review Update, City Project No. 05-WTR-05

Councilmember Herman requested to pull this item and asked staff if consultants are interviewed in the bidding process.

Public Works Director Noorbaksh answered affirmatively, explaining that large proposals require interviewing due to specialized work.

Councilmember Herman asked staff to clarify the digitization of water plans.

Public Works Director Noorbaksh answered that the water system plans would be digitized so they could be accessed or modified more readily.

Councilmember Herman made a motion to approve and authorize the Award of Professional Engineering Services Proposal to RBF Consulting for Water System Master Plan Review Update, City Project No. 05-WTR-05.

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

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

NOES: None

7. Award of Contract to Belaire-West Landscape, Inc., for the Removal and Replacement of Curb, Gutter, and Sidewalk on Various Streets, City Project No. ST-276

Councilmember Herman requested to pull this item and asked if Belaire-West Landscape has done work in the City before.

Public Works Director Noorbaksh answered no.

Councilmember Herman made a motion to approve and authorize the Award of Contract to Belaire-West Landscape, Inc., for the Removal and Replacement of Curb, Gutter, and Sidewalk on Various Streets, City Project No. ST-276.

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

AYES: Mayor Barnes, Councilmember Blake, Councilmember

Herman, Councilmember Rodriguez, and Mayor Pro
Tem Waldman

NOES: None

8. Computer Support Services

Councilmember Rodriguez requested to pull this item and asked how many vendors were notified of the bid technology services in the City of La Palma.

Administrative Services Manager Murray stated that 10 vendors were notified by mail and 9 vendors were notified by e-mail, for a total of 19 vendors being notified of the request for proposed support.

Councilmember Rodriguez made a motion to approve the Mayor to enter into a Professional Services Agreement with the City of Brea's Information Technology Division for computing and technology services in the amount of \$81,225 for the period July 1, 2006 through June 30, 2007.

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

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

NOES: None

RECONVENE COMMUNITY DEVELOPMENT COMMISSION: 9:17 p.m.

PUBLIC HEARINGS

9. Adoption of Fiscal Year 2006-2007 Budget

Mayor Barnes opened the public hearing at 9:17 p.m.

City Manager Standiford gave the staff report.

No public input was received.

Mayor Barnes closed the public hearing at 9:37 p.m.

Councilmember Herman asked if staff is still optimistic regarding sales tax revenue.

City Manager Standiford stated that staff has not seen any changes in revenue.

Councilmember Herman asked if staff is still in contact with the State Board of Equalization.

Finance Director Moreno answered affirmatively and added that she is in contact with them on a regular basis but they have not reached a final decision yet.

Councilmember Blake made a motion to adopt Resolution No. 2006-29 approving the budget for fiscal year 2006-2007 and maintain the Utility User's Tax rate at 5% and to adopt Resolution No. 2006-30 approving the City's Appropriations Limit for FY 2006-2007.

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

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

NOES: None

Councilmember Blake made a motion to adopt Resolution No. CDC 2006-15 of the Community Development Commission approving a budget for the fiscal year 2006-2007.

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

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

NOES: None

ADJOURN COMMUNITY DEVELOPMENT COMISSION AND CONVENE AS
CITY COUNCIL: 9:57 p.m.

10. Adoption of User Fee Schedule

Mayor Barnes opened the public hearing at 9:57 p.m.

Finance Director Moreno gave the staff report.

No public input was received.

Mayor Barnes closed the public hearing at 10:01 p.m.

Councilmember Blake made a motion to adopt Resolution No. 2006-31 approving the User Fee Schedule.

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

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

NOES: None

11. Transfer of Cable Television Franchise from Comcast Cable of Cypress, LLC to an Entity Controlled by Time Warner Cable, Inc.

City Manager Standiford gave a brief overview of the cable transfer agreement.

Councilmember Herman made a motion to adopt Resolution No. 2006-32 approving the Transfer of Cable Television Franchise from Comcast Cable of Cypress, LLC to an Entity Controlled by Time Warner Cable, Inc.

The motion was seconded by Councilmember Rodriguez and carried on 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 Blake stated he had nothing to report.

Councilmember Herman attended the Orange County Vector Control Meeting and asked staff how many participants were registered for the July 4 Run for Fun.

Recreation Supervisor Cates answered about 100 participants.

Councilmember Herman commented on the men's restroom at the Recreation Department and stated it needed to be refurbished.

Councilmember Rodriguez attended the League of California Cities dinner; the Legislative Update breakfast; a briefing from a youth group focusing on cigarettes being sold to minors in the City of Los Angeles, Long Beach, and Cerritos.

Mayor Pro Tem Waldman attended the League of California Cities dinner; the Legislative Update breakfast; the La Palma Tiny Tots Graduation; the La Palma Civics Day for Miller Elementary school; and the Orange County Sanitation District Meeting.

Mayor Barnes attended the La Palma Civics Day for Miller Elementary school and the Southern California Association of Governments (SCAG) Regional Housing Needs Assessment (RHNA) committee meeting.

CITY MANAGER REMARKS

City Manager Standiford stated that the City hosted a Legislative breakfast in La Palma with Assemblyman Tom Harman about AB2987 and commended Council for being representatives at that meeting. She reminded the Mayor to adjourn the meeting to a regular meeting on July 5 due to the next Council Meeting falling on the July 4 holiday.

CITY ATTORNEY REMARKS

City Attorney Kuperberg stated he will not be attending the next Council

Meeting.

ADJOURNMENT

Mayor Barnes adjourned the meeting at 10:34 p.m. to an adjourned meeting on Wednesday, July 5, 2006 at 7:00 p.m.



Mayor

Attest:



City Clerk