

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

July 5, 2006

Mayor Barnes called the regular meeting of the La Palma City Council to Order at 7:00 p.m. on Wednesday, July 5, 2006 in the Council Chambers of La Palma City Hall, 7822 Walker Street, La Palma, California.

PLEDGE OF ALLEGIANCE: Councilmember Rodriguez

NATIONAL ANTHEM: Mariah Galé

INVOCATION: Pastor Tony Robles, La Palma Christian Center

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
Deborah Moreno, Director of Finance
Joel Kuperberg, City Attorney
Lynnae Sisemore, Minutes Clerk

PRESENTATION

1. Public Works Director Noorbaksh introduced newly appointed Public Works Secretary, Michelle Rusu.
2. Chief of Police Ethell introduced two new La Palma Police Officers, Andy Pividic and Jeffrey Beaty.

3. Mayor Barnes presented the proclamation of July as Parks and Recreation Month to the Recreation and Community Services Director Hobson.

ORAL COMMUNICATIONS

None

RECESS CITY COUNCIL AND CONVENE AS COMMUNITY DEVELOPMENT COMMISSION: 7:14 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 20, 2006 Community Development Commission Minutes and to adopt Resolution No. CDC 2006-16 of the July 5, 2006 Register of Demands.

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 COMMUNITY DEVELOPMENT COMMISSION AND CONVENE AS PLANNING COMMISSION: 7:15 p.m.

PL-1 Approval of Planning Commission Minutes

Mayor Pro Tem Waldman made a motion to approve the June 20, 2006 Planning Commission Minutes of the La Palma Planning Commission.

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

ADJOURN PLANNING COMMISSION AND RECONVENE AS CITY COUNCIL:
7:15 p.m.

CONSENT CALENDAR

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

June 20, 2006 Minutes of the Regular Meeting of the City Council.
5. Authorization for Councilmembers to Attend League of California Cities Annual Conference
 - a) Approve the attendance of the following Councilmembers at the League of California Cities Annual Conference, September 6-9, 2006 in San Diego: Mayor Chris Barnes, Mayor Pro Tem Mark Waldman, and Councilmembers Ken Blake and Ralph Rodriguez.
 - b) Designate Mayor Chris Barnes as the City of La Palma's Voting Delegate at the League's Annual Conference, and Mayor Pro Tem Mark Waldman as the Alternate Voting Delegate.

Councilmember Rodriguez made a motion to approve and authorize Item No.'s 1, 2, and 5.

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

3. Approval of Register of Demands

Councilmember Rodriguez requested to pull this item and inquired about check number 86246 for rubberized crack filler sealant; he asked if it was in the area that was proposed for the current slurry sealing project.

Public Works Director Noorbaksh answered affirmatively.

Councilmember Rodriguez asked if the crack sealant purchased was for the entire crack sealing job.

Public Works Director Noorbaksh answered affirmatively.

Councilmember Rodriguez asked if additional cracks were discovered would they be filled at the same time of the proposed project, or be sealed at a later date.

Public Works Director Noorbaksh answered that staff does not expect the slurry sealing company to return to fill additional cracks. He stated that the company would put the slurry sealing over cracked areas prior to the slurry sealing project to fill the cracks and avoid future damage.

Councilmember Rodriguez asked if the material used for crack sealing is the same thing used for the entire street slurry sealing project.

Public Works Director Noorbaksh answered that the material is the same, but the crack sealant is more liquefied than the slurry sealing material.

Councilmember Herman asked if the company has been used before in the City for crack sealing.

Public Works Director Noorbaksh answered no.

Councilmember Herman asked how the company selected for slurry sealing compares to other companies used in the City.

Public Works Director Noorbaksh answered that staff requests bids and checks the references of the lowest bidder before selecting a company.

Councilmember Rodriguez made a motion to adopt Resolution No. 2006-33 of the Register of Demands.

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

4. Award of Contract to American Asphalt South, Inc., for Rubberized Slurry Sealing on Various City Streets, City Project No. ST-274

Councilmember Rodriguez requested to pull this item and questioned the street maintenance of the slurry sealing project areas. He asked staff if Laurelwood at the Edison Right-of-Way was included in the slurry sealing project because it had a lot of street damage.

Public Works Director Noorbaksh stated that Laurelwood is not part of the slurry sealing project.

Councilmember Rodriguez asked for clarification of when curbs and gutters are repaired.

Public Works Director Noorbaksh answered that any cracks that are in hazardous conditions or called in by the public, are repaired either by staff or as part of the annual curb and gutter project to ensure public safety.

Councilmember Rodriguez asked staff why Janeen Street and Joan Street were not included in the slurry sealing project, as the curbs and gutters are in poor condition.

Councilmember Herman stated that he walked the project areas with slurry sealing concerns; he said that the streets of Birchwood and Ivywood need to be considered for repair.

Mayor Pro Tem Waldman asked for an estimation of costs for the refurbishing of all curbs, gutters, and sidewalks that are in need of repair.

Public Works Director Noorbaksh estimated that the total cost would be approximately \$700,000.

Mayor Pro Tem Waldman asked how repair choices are handled for curb, gutter, and street repairs.

Public Works Director Noorbaksh answered that the curb and gutter repair and slurry sealing can be interlinked into one project, however staff does not combine them because different contractors are involved.

Mayor Pro Tem Waldman asked if the \$60,000 that the City receives per year is enough to cover three different priorities for curb and gutter repairs; immediate hazards, water problems, and all other problems.

Public Works Director Noorbaksh answered affirmatively and indicated that the amount is budgeted annually.

Mayor Pro Tem Waldman asked, of the \$700,000 of unfunded needs, could there be another way of identifying the most pressing problems.

Public Works Director Noorbaksh answered yes it could be done.

Mayor Pro Tem Waldman asked if the City Manager receives calls about deteriorating streets.

City Manager Standiford answered that the Public Works Department handles all of the calls that are related to street problems, repairs, and inquiries; she generally does not receive any calls about streets.

Mayor Pro Tem Waldman asked for clarification on the purpose of slurry sealing streets, and if it was done to protect the underlying integrity of the street.

Public Works Director Noorbaksh answered that the purpose of slurry sealing is to prolong the life of a street.

Mayor Barnes asked if the proposed project would take care of all the street problems that are present.

Public Works Director Noorbaksh answered that there are sufficient funds to complete the slurry sealing project and repair the asphalt where needed.

Councilmember Herman asked staff for clarification on the \$700,000 cost to repair curbs and gutters.

Public Works Director Noorbaksh answered that due to budget preparation and funds, \$60,000 is set up annually for curb, gutter, and sidewalk and the City is on a seven-year program for both street maintenance and curb and gutter repairs.

Larry Cabalero, 5052 Pine, asked for staff and Council to consider approving the highest bidder for street projects, so that the streets would be resurfaced properly, last longer, and be more cost effective.

Marilyn Sweet, 8071 Janeen, wanted the street to be resurfaced with a best quality material and wanted something more permanent.

Keith Nelson, 5311 La Luna, asked if staff has done a proper study of alternative means for resurfacing streets, instead of doing it the same as previous years.

Mayor Pro Tem Waldman asked when problems are identified in the street how does staff determine whether to slurry seal or resurface the streets.

Public Works Director Noorbaksh answered that if the cracks in the street are 40% or greater, staff recommends resurfacing the entire street.

Keith Nelson, 5311 La Luna, suggested that staff look at different alternatives before deciding on an award of contract for a major project.

Councilmember Herman asked if it was possible to obtain a core sample of streets prior to repair, to test the structure of the street before resurfacing or slurry sealing.

Public Works Director Noorbaksh answered that staff performs deflection studies on arterial streets, and stated it could also be done for residential streets.

Councilmember Blake asked what the estimated cost would be for core sampling.

Public Works Director Noorbaksh answered the cost would be approximately \$10,000.

Mayor Barnes asked if the deflection studies and core sampling were the same type of assessment.

Public Works Director Noorbaksh answered no. He stated that there are two different types of tests, but core sampling can be done as part of the overall study.

Councilmember Blake made a motion to direct staff to conduct a deflection study of \$10,000 plus, for the entire project area.

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

Councilmember Rodriguez made a motion to continue this item until the results of the deflection studies are complete and to receive a recommendation from the Director of Public Works.

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

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

NOES: Mayor Barnes

Mayor Pro Tem Waldman made a motion to direct staff to review the curbs, gutters, and sidewalks in the project area, and to identify those streets that are in need of repair, but not budgeted.

Councilmember Rodriguez asked if streets are sometimes overlooked for repair because of lack of funds or from importance levels.

Public Works Director Noorbaksh answered that he would like to review the project area before providing Council with an answer.

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

6. Cancellation of July 18, 2006 Meeting

Councilmember Rodriguez requested to pull this item and requested to have a study session with residents on slurry sealing.

Councilmember Herman asked City Attorney Kuperberg if Council should direct staff to provide recommendations of street processes for a study session.

City Attorney Kuperberg answered that Council can direct staff to bring back a recommendation, process, or direct the matter to be placed on an agenda.

Public Works Director Noorbaksh asked Council to let him contact his Los Angeles County Rubber/Asphalt contacts and other experts in the field to confirm what day and time they could make a presentation.

Councilmember Herman made a motion to approve the cancellation of the July 18, 2006 City Council Meeting.

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

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

NOES: Councilmember Rodriguez

Councilmember Blake made a motion to direct staff to bring rubberized/asphalt experts to conduct a study session on the maintenance of streets, or provide the information at a

regular meeting, depending on their availability.

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

Mayor Barnes recessed the City Council meeting at 9:00 p.m. for a short break.

Mayor Barnes reconvened the City Council Meeting at 9:08 p.m. with all members present.

REGULAR ITEMS

8. City Hall Needs Assessment and Space Analysis

City Manager Standiford gave a brief history of the City Hall and aesthetic improvements made over time.

John Lumsden, A.J. Lumsden and Associates, gave a brief overview of the firm and initial layouts that the company has done.

Tony Lumsden, A.J. Lumsden and Associates, gave a brief summary of the various building options, and how the office spaces will function with all departments.

City Manager Standiford recommended that Council should receive and file the staff report and direct staff to establish a financial plan.

Councilmember Blake asked the City Manager about the types of funding available for the City Hall project.

City Manager Standiford answered that there are several different options for funding, and recommended that Council direct staff to look at various alternatives.

Councilmember Blake made a motion to receive and file the City Hall Needs Assessment and Space Analysis and to direct staff to illustrate

a financial plan for the City Hall renovation.

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

Mayor Barnes recessed the City Council Meeting at 10:05 p.m. for a short break.

Mayor Barnes reconvened the City Council Meeting at 10:08 p.m. with all members present

7. Oversized and Non-Motorized Vehicle Parking Restriction Update

Chief of Police Ethell gave the staff report.

Mayor Pro Tem Waldman asked how new residents are being informed of the RV parking enforcement.

Chief of Police Ethell answered that a citation is a form of notification to new residents.

Councilmember Rodriguez asked if residents are notified when they reach the total of 50 exemptions allotted for the year.

Chief of Police Ethell answered that the Police Department informs residents when they reach 40 exemptions to notify them of the upcoming expiration.

Councilmember Herman asked if most of the citations were on driveways versus City streets.

Chief of Police Ethell answered that there is not a way to determine the number of citations that are given for City streets versus driveway violations.

Councilmember Blake made a motion to receive and file the oversized and non-motorized vehicle parking restriction update.

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

Mayor Pro Tem Waldman attended the Orange County Sanitation District Board of Director's Meeting; the July 4 Run for Fun event; the fireworks show at the Joint Forces Base; and ethics AB1234 training. He asked Chief Ethell to look into spoke parking in cul-de-sacs and asked staff for a playground update.

Public Works Director Noorbaksh stated that the playground equipment has not come in yet, and that the contractors will be pouring the rubberized surfacing on Friday. Then the City have to wait two weeks to install the equipment. He stated that it is approximately a 60-day project.

City Manager Standiford stated there is a delay in installation of El Rancho Verde Park with Southern California Edison and that there is pine tree root damage in the Tiny Tot area for the Central Park component.

Councilmember Blake attended the Orange County Fire Authority Executive Committee meeting; Tim Nolan's Retirement Dinner; the July 4 Run for Fun event; and ride along with Orange County Fire Authority Division Chief, Jerry Hunter, to confiscate illegal fireworks in Buena Park and Stanton.

Councilmember Herman attended the Orange County Vector Control District meeting; the July 4 Run for Fun event; and the Relay for Life event. He asked staff if a concrete base needed to be poured before the resurfacing of the playground.

Public Works Director Noorbaksh answered affirmatively. He stated that the existing sand will be removed and then the concrete base will be installed.

Councilmember Rodriguez attended the July 4 Run for Fun event; the Relay for Life event; the Southern California Edison Big Creek Hydro Power demonstration; and visited the Sacramento AGG Center on environmental energy impacts.

Mayor Barnes attended AB1234 ethics training; the Relay for Life event; and July 4 Run for Fun event. She informed the Councilmembers about a SCAG meeting regarding RHNA concerns and issues.

CITY MANAGER REMARKS

None

CITY ATTORNEY REMARKS

None

ADJOURNMENT

Mayor Barnes adjourned the meeting at 10:47 p.m. to a regular City Council Meeting August 1, 2006.



Mayor

Attest:



City Clerk