MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

November 20, 2006

Mayor Barnes called the regular meeting of the La Palma City Council to order at 7:02 p.m. on Monday, November 20, 2006 in the Council Chambers of La Palma City Hall, Walker Street, La Palma, California.

PLEDGE OF ALLEGIANCE: Miss La Palma Gina Bartoli

INVOCATION: Councilmember Rodriguez

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: Dominic Lazzaretto Interim City Manager/Director of Community Development Ed Ethell, Chief of Police Ismile Noorbaksh, Director of Public Works/City Engineer Laurie Murray, Administrative Services Manager/City Clerk Deborah Moreno, Director of Finance Eric Nunez, Police Captain Jim Enright, Police Captain Joel Kuperberg, City Attorney Lynnae Sisemore, Minutes Clerk

PRESENTATIONS

1. Chief Ethell introduced Officer Julian Gonzales, the Red Ribbon Event Coordinator, who in turn recognized the Red Ribbon Week Participants and Challenge Winners.

2. Joan Lutz and Amy Payne introduced the La Palma Pageant Court and Miss La Palma Gina Bartoli.
ORAL COMMUNICATIONS

Matt Liffreing, Orange County District Supervisor Jim Silva's Field Representative, presented Councilmember Blake with a proclamation to commend him on his years of service to the City of La Palma.

Duane Schuster, 8272 El Pescador, invited Council to attend the Americana Award event on February 24, 2007, where La Palma residents, Cliff and Becky Ishii will be honored.

Keith Nelson, 5311 La Luna, thanked Council and staff for their participation in La Palma Days.

RECESS CITY COUNCIL AND CONVENE AS THE COMMUNITY DEVELOPMENT COMMISSION: 7:34 p.m.

CONSENT CALENDAR

A. Approval of Community Development Commission Minutes

October 17, 2006 Minutes of the Regular Meeting of the Community Development Commission.

B. Approval of Register of Demands

Resolution No. CDC 2006-25 and Resolution No. CDC 2006-26

C. Cash and Investment Report as of September 30, 2006

Mayor Pro Tem Waldman made a motion to approve Consent Calendar items A, B, and C.

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

CONVENE THE CITY COUNCIL:

REGULAR ITEMS
D. Approval of Plans & Specifications, and Authorization to Solicit Competitive Bids for the Construction of a Mobile Command Center Canopy Structure and for an Addition to the Police Department Evidence Storage Room at the City's Police Department Facility, City Project No. 04-BLDG-01

Public Works Director Noorbaksh gave the staff report.

Councilmember Herman asked if on the two sides of the canopy cover there will be the existing walls.

Public Works Director Noorbaksh answered one wall on the west side will remain and there will be no wall on the east side.

Councilmember Herman asked what the other side will be.

Public Works Director Noorbaksh replied that the north side will be open with a gate and the south side will be bordered by the evidence storage room.

Councilmember Rodriguez asked how this new canopy plan compares to the original plan.

Public Works Director Noorbaksh replied that, other than the canopy being added, there are no changes to the preliminary plans that were submitted to Council in 2005-06.

Mayor Pro Tem Waldman asked if staff is concerned that someone will break into the Police Department parking lot.

Police Chief Ethell replied the purpose of the gates is to allow for a secure area when Officers are transporting prisoners to the back entrance.

Mayor Pro Tem Waldman asked what the individual costs would be if these plans were constructed in two separate projects.

Public Works Director Noorbaksh replied that approximately two third's of the budget was for the evidence room and the remaining cost was for the canopy structure.

Mayor Barnes asked what material the canopy was made out of.

Public Works Director Noorbaksh answered that the canopy structure is an asphalt shingle roof held by the steel columns.
Mayor Pro Tem Waldman made a motion to approve and authorize the plans and specifications to solicit competitive bids for the construction of a Mobile Command Center Canopy Structure and for an Addition to the Police Department Evidence Storage Room at the City's Police Department Facility, City Project No. 04-BLDG-01.

Councilmember Herman asked if the length of storage time depends on the crime committed.

Police Chief Ethell answered affirmatively. He stated that some evidence is never destroyed whether a case goes to court or a case is convicted; some misdemeanor crimes can be destroyed after one year and some felonies after seven years.

Councilmember Herman asked if the Police Department has a records retention program for evidence.

Police Chief Ethell answered affirmatively.

Councilmember Rodriguez asked if there is off site storage for certain types of evidence.

Police Chief Ethell replied that the only offsite storage facility used by the City in the past is with the Orange County Sheriffs Department Crime Lab, who no longer has storage space available.

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

CONVENE PLANNING COMMISSION: 7:42 p.m.

PL-1 Precise Plan 266, Requesting Approval of the Community Center Rehabilitation Project at 7821 Walker Street

a) Chairman Barnes opened the public hearing at 7:42 p.m.

b) Interim Executive Director/Community Development Director Lazzaretto gave the staff report
Councilmember Herman asked if the Tiny Tot restroom is in as bad condition as the main park restrooms.

Interim City Manager/Community Development Director Lazzaretto replied the Tiny Tots restroom has missing tiles on the walls while the main park restrooms are still serviceable.

Councilmember Herman asked what it is meant by resurfacing the parking lot.

Interim City Manager/Community Development Director Lazzaretto replied that he would have to defer the resurfacing question to the architect. The question of resurfacing or slurry sealing depends on the status of existing damage and whether the ficus trees are removed.

Councilmember Herman asked if the ficus trees will be replaced with palm trees.

Interim City Manager/Community Development Director Lazzaretto replied that a variety of palm trees will be planted.

Councilmember Herman asked Public Works Director Noorbaksh for his recommendation on palm trees.

Public Works Director Noorbaksh recommended queen palms.

Councilmember Herman asked if $689,000 was the total fund in the Capital Outlay Reserves (COR) fund.

Interim City Manager/Community Development Director Lazzaretto replied that amount is what would be in the COR fund if every allocated dollar was spent for identified projects this year. He stated he was not certain what funds were available today, and would have to defer that question to the Finance Director.

Finance Director Moreno answered the $689,000 figure includes everything that is in the five year plan that has been identified to be funded.

Councilmember Herman asked if the City has the park in-lieu fund of $82,000.

Interim City Manager/Community Development Director Lazzaretto answered affirmatively.

Councilmember Herman asked what other things would that money be used for if it isn’t used for this project.

Interim City Manager/Community Development Director Lazzaretto replied that it could be used for other improvements at the park, softball fields, or pocket parks throughout the City.
Councilmember Herman asked if the reserve fund is at this level most of the time or if it fluctuates. Interim City Manager/Community Development Director Lazzaretto replied the amount is greater than the last couple of years because it grows significantly when there are residential developments.

Councilmember Herman asked if that was the only time it grows. Interim City Manager/Community Development Director Lazzaretto answered affirmatively.

Michael Pinto and Isabel Ulrich, Osborn Architecture, introduced plans and specifications and recapped the project history.

Mayor Barnes recessed the City Council meeting for a short break at 8:25 p.m.

Mayor Barnes reconvened the meeting with all members present at 8:36 p.m.

c) Receive Public Input

Keith Nelson, 5311 La Luna, spoke against starting the project at 20% over budget. He suggested cleaning up the restrooms in the park; taking care of the ficus tree problem; increasing the roof warranty; not eliminating the trellis; and reconsidering the proposed building colors.

Alta Duke, 7692 Tracy Lane, spoke in favor of proceeding with the project as proposed.

Councilmember Herman asked Mr. Pinto if different color schemes could be proposed for the building.

Mr. Pinto answered affirmatively.

Councilmember Herman asked Mr. Pinto to elaborate on proposed energy saving devices.

Mr. Pinto replied that new air conditioning units and lighting ballasts will be the two primary energy efficient features.

Councilmember Herman asked what plans or recommendations were in place for the new restrooms.

Mr. Pinto answered that Osborn Architecture is proposing porcelain wall mounted sinks and low flush toilets.
Isabel Ulrich stated that electric sensing fixtures are currently in the cost estimate.

Councilmember Herman asked if the sinks were automatic.

Ms. Ulrich stated that the only automatic fixtures were the low flush toilets, not the sinks.

Councilmember Herman asked what would be replacing the current monument sign for displaying upcoming events or messages.

Interim City Manager/Community Development Director Lazzaretto replied there was no perceived need for a changeable copy sign as the City Hall Facility will be designed with an electronic reader board. Another possibility would be to add panels or individual letters and to bring back the sign package for formal approval. He stated the architect did not include a changeable copy sign in the project.

Councilmember Herman asked for staff to provide options and costs including an electronic sign. He also asked if the parking lot will be slurry coated.

Mr. Pinto answered affirmatively.

Councilmember Rodriguez asked about the height of the northeast sign on Walker Street.

Mr. Pinto replied that it is six feet.

Councilmember Rodriguez stated the sign will create a barrier. He asked how many high-end functions the City has in a year.

Recreation Supervisor Cates answered that the public Community Center is mainly booked on weekends by residents. She stated the average usage for high-end events such as weddings or receptions is once a month.

Councilmember Rodriguez asked if the facility is going to be used primarily for programs.

Interim City Manager/Community Development Director Lazzaretto replied that the primary use would be for programs.

Councilmember Rodriguez asked if the lobby area will be accessible for anyone who is using that facility.

Interim City Manager/Community Development Director Lazzaretto answered affirmatively.
Councilmember Rodriguez asked for a description of the lighting plan.

Mr. Pinto explained that a lighting plan cannot be developed until a ceiling is chosen.

Councilmember Rodriguez asked if staff would decide on cost effective fixtures as the plan matures.

Interim City Manager/Community Development Director Lazzaretto answered affirmatively.

Councilmember Rodriguez asked if any of the wall covering materials are considered green materials.

Mr. Pinto replied that the linoleum and carpet are green materials. He stated when choosing green material, you should consider where it comes from, how it is made, and what happens to it when it is thrown away.

Councilmember Rodriguez asked why there is no natural lighting in the project.

Mr. Pinto answered that no natural lighting was proposed because of the location of the roof and the duct work and because controlling the light from skylights would be problematic.

Councilmember Rodriguez asked if the roof proposals were the same roof with different warranties or different roofs.

Mr. Pinto replied that it is the same roof with different warranty options.

Councilmember Rodriguez asked staff for a recommendation regarding the proposed roofing warranties.

Interim City Manager/Community Development Director Lazzaretto replied that it is basically an insurance policy of $17,000 for ten years of comfort.

Councilmember Rodriguez stated he thought it was a 20 year warranty.

Interim City Manager/Community Development Director Lazzaretto replied the policy starts at 10 years, 20 years, and then 30 years. Every ten years is another $17,000, which is not a big amount for a $3.2 million project. He stated that an annual maintenance plan will be implemented for all City facilities.

Councilmember Rodriguez asked who will perform the slurry sealing of the parking lot.
Mr. Pinto replied it is in the construction costs and that it would be part of the contracted work. He stated it could be deferred as a City maintenance project.

Councilmember Rodriguez asked staff if the City could do the slurry sealing project instead of it being part of the construction plan.

Interim City Manager/Community Development Lazzaretto replied it could easily be done as a separate project but it would be best to complete the slurry sealing in the existing contract.

Councilmember Rodriguez asked if it is staff's recommendation to keep the slurry sealing managed by Osborn Architecture.

Interim City Manager/Community Development Director Lazzaretto answered affirmatively.

Councilmember Rodriguez asked if any discussions were held with Southern California Edison about extended usage of their entrance via the right-of-way instead of maintaining the same access that is used today.

Interim City Manager/Community Development Director Lazzaretto replied that the right-of-way is not related to this project and is something that staff has not approached.

Councilmember Rodriguez stated asked if the power requirements were incorporated into the wiring design.

Interim City Manager/Community Development Director Lazzaretto answered there will be new transformers to serve the park, but the additional receptacles outside by the pavilion were removed from the project to keep costs around the building and staff did not ask Osborn Architecture to address this issue.

Councilmember Rodriguez asked when this need will be addressed.

Interim City Manager/Community Development Director Lazzaretto replied the need for additional receptacles will be put into the Capital Improvement Plan or the Park Maintenance Plan.

Councilmember Rodriguez asked if an upgrade item was to be added to one of the existing restrooms or would it go in that same plan.

Interim City Manager/Community Development Director Lazzaretto replied, depending on what was more important, it could be done sooner or later.

Mayor Pro Tem Waldman asked what were the pros and cons of the wood fiber and veneered metal ceilings.
Mr. Pinto stated the wood fiber has better acoustic performance and the metal ceiling reflects sound more strongly than wood.

Mayor Pro Tem Waldman asked for a timeline of construction.

Mr. Pinto replied that the project will go to bid in January and would likely be completed by November 2007 in time for La Palma Days.

Mayor Pro Tem Waldman asked if the hearing impaired jacks for headphones were put aside assuming that modern equipment will have that capability.

Interim City Manager/Community Development Director Lazzaretto replied that it does not seem to be a significant cost to have a sound system that has jacks for the hearing impaired; the system would not include individual headphones and remote systems but will be wired for them.

Mayor Barnes asked for different options for the building colors.

Mr. Pinto replied the options for the material Trex are limited with six colors which are in the earth tones.

Mayor Barnes asked if the ivy on the north sides of the building will be removed.

Mr. Pinto answered affirmatively.

Mayor Barnes asked how close the turfstone is to the basketball courts.

Mr. Pinto replied it is near the courts.

Mayor Barnes asked if there will be countertops in the restrooms, and if there will be baby changing tables.

Mr. Pinto replied baby changing tables are included; however, countertops are not included in the current design.

Mayor Barnes asked if all of the teal tile will be removed for the patio courtyard areas.

Mr. Pinto answered affirmatively.

Mayor Barnes asked if the stoves will remain in the kitchen.

Mr. Pinto answered affirmatively.

Mayor Barnes stated the monument sign is too high of a barrier.
Mr. Pinto agreed that the sign is too tall and that the height appears to be a mistake in the drawings. It should mirror the side of the building in terms of height.

Mayor Barnes asked if the cabinets in the equipment rooms have to be a shorter depth because of the reconfiguration of the rooms.

Interim City Manager/Community Development Director Lazzaretto answered that the existing equipment check-out room is being reconfigured into a four person office and the recommendation is to add built-in cabinets with built in desks.

Mayor Barnes asked if air conditioning will be included in the kiosk.

Mr. Pinto replied affirmatively.

Councilmember Blake asked if the 10% contingency is realistic.

Mr. Pinto replied the construction contingency is at 10% and it is realistic, but is hard to confirm until construction begins.

Councilmember Blake asked how soon staff would be notified of any potential issues.

Interim City Manager/Community Development Director Lazzaretto answered a change order would be submitted and if it was a minor situation staff would have the authority to make changes or decisions. If it was a major problem the work would stop, if necessary, and the matter would be brought forth to Council. He asked Mr. Pinto to elaborate on the rates of change orders.

Mr. Pinto replied that when contractors go to bid, an allowance for change orders will be addressed.

Councilmember Blake asked if the material cost is the current estimate or if costs are escalated over time.

Mr. Pinto replied the escalation cost applies a percentage from now until the midpoint of construction with the assumption that half the material will be purchased prior to construction. A 4.4% escalation rate will be applied from now until the midpoint of construction.

Councilmember Blake asked about union labor rate increases over the next eight month period.
Mr. Pinto replied the escalation accounts for generalized increases in labor and materials.
Councilmember Blake asked if the high option interior was included in the cost estimate.

Mr. Pinto answered affirmatively.

Councilmember Blake asked if it was possible to take the medium option and replace the ceiling with the high option.

Mr. Pinto answered affirmatively. He stated the materials are grouped in high, medium, and low.

Councilmember Blake asked who will give the guarantee on roofing materials.

Mr. Pinto answered that it is written into the specifications and any roofing contractor that bids for the work has to provide the warranty.

Councilmember Blake asked how there will be a guarantee the contractor will be in business 30 years from now.

Mr. Pinto replied there is no guarantee how long a contractor will stay in business, but they will search for pre-qualified and reputable contractors.

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Mr. Pinto replied there is no guarantee how long a contractor will stay in business, but they will search for pre-qualified and reputable contractors.

Councilmember Blake asked if the warranty is paid on an annual basis or if it is an upfront cost.

Mr. Pinto replied it is paid upfront.

Mayor Barnes asked if there is a better roofing material.

Mr. Pinto replied the current roof is parapet roofing that is drained internally, and there are limited materials for this type of built up roofing.

Councilmember Blake asked if the design contingency is also included in the 10%.

Mr. Pinto answered the design contingency is a different line item. It will cover from now until bid and will start at zero once a fixed cost is in place.

Councilmember Blake asked for clarifications on whether the additions were not included in the estimates.

Mr. Pinto answered affirmatively.
Councilmember Blake asked what the estimated savings might be on air conditioning and lighting.

Mr. Pinto replied he would have to confirm with the engineers on the estimated costs.

Councilmember Blake asked if a sprinkler system around the turfstone could be built in off to the side so vehicles will not be driving over them.

Mr. Pinto answered affirmatively.

Councilmember Herman asked if the turfstone area can have something on it or does it have to be kept clear for the turnaround.

Councilmember Blake replied it has to be kept clear for a vehicle to pass through.

Councilmember Herman asked if the roof can be put on a 10 year warranty and what the cost might be.

Mr. Pinto replied that the specifications include pre-qualified roofing contractors and the material is to last over a certain amount of time. He stated there would be additional costs to add a 20 to 30 year warranty.

Councilmember Herman asked if there is a track record on roofing over long periods of time.

Mr. Pinto replied he could not recall any complaint or issue with roofing installations throughout the years.

Councilmember Herman asked how big the ceiling material comes in.

Mr. Pinto replied the metal ceiling standard comes in 8 foot sections but can be ordered as long as 10 feet.

Councilmember Herman asked how wide the ceiling pieces are.

Mr. Pinto replied each piece is a strip and goes in independently.

Councilmember Herman asked what will happen to the vending machines that are currently in the patio area.

Interim City Manager/Community Development Director Lazzaretto replied they will be left where they are due to the alcove that they currently fit in.

Councilmember Herman asked if they are cost effective or just there for the patrons.
Recreation Supervisor Cates answered both.

Councilmember Herman asked which lighting gives off more illumination; the drop lighting or pendant lighting.

Mr. Pinto answered the pendants provide lighting upwards and downwards to illuminate all areas; while the down lighting illuminates one specific surface.

Councilmember Rodriguez asked how many vehicles will be utilizing the turfstone in the future.

Interim City Manager/Community Development Director Lazzaretto answered there will be less usage in that area in the future than currently because of the number of parking spaces available.

Councilmember Rodriguez asked if unfixed picnic tables are allowed on the turfstone.

Interim City Manager/Community Development Director Lazzaretto replied the picnic tables are not allowed on the turfstone and could be outside of where the bollards will be located, but the Fire Authority would require that location to be left open.

Councilmember Rodriguez asked where the bollards will be located and asked for staff to point them out on the map of the facility.

Interim City Manager/Community Development Director Lazzaretto demonstrated the areas of bollards on the map provided.

Councilmember Rodriguez asked if the walls can have any support for wall mountings.

Mr. Pinto replied it is a panelized system that can add tracks to enable support for wall hangings.

Councilmember Rodriguez asked if the wall coverings work vertically or horizontally.

Mr. Pinto replied horizontally.

Councilmember Rodriguez asked if there are any local agencies that have the proposed ceiling materials so Council could inspect them prior to making a decision on what type to install at the facility.
Mr. Pinto replied that Osborn Architecture has used the wood material in the Duarte High School Library and in a Santa Monica facility. He stated he could arrange for Council to tour either facility.

Councilmember Blake asked where the portables will be located.

Mr. Pinto replied there has not been a site confirmed for portables.

d)  Mayor Barnes closed the public hearing at 9:53 p.m.

Councilmember Blake made a motion to approve closing the public hearing.

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 Pro Tem Waldman made a motion to approve Precise Plan 266 requesting approval of the Community City Rehabilitation Center Project at 7821 Walker Street with the following changes: removal of the trellis, removal of the monument sign in the front, medium option for the ceiling, including the turfstone, using in-lieu park funds to pay for the difference of $144,000 and $55,000 from the COR fund to complete the project, not including soft costs.

Councilmember Herman asked Mayor Pro Tem Waldman if his motion stated that the trellis should be taken out completely.

Mayor Pro Tem Waldman answered affirmatively.

Councilmember Herman suggested keeping the trellis canopy between the Administration and Recreation building at a cost of $27,000.

Councilmember Blake suggested selecting the high grade option, eliminating all the canopy but on the trellis, eliminating the courtyard at $112,000, and the parking lot $12,021; the whole project could be done with the wood ceiling and would be short $81,000 which could funded from the In-Lieu Park Fund. He also suggested not cementing the courtyard in case the trellis is to be added later and to hold off on the parking lot resurfacing; including all interior upgrades; the canopy of the two buildings; and the turfstone.
Mayor Pro Tem Waldman asked if the courtyard was being traded for the ceiling.

Councilmember Rodriguez answered the parking lot is being traded for the ceiling.

Councilmember Herman seconded Mayor Pro Tem Waldman's motion.

Interim City Manager/Community Development Director Lazzaretto asked for clarification of Mayor Pro Tem Waldman's motion –if the amendment of keeping the canopy between the Recreation area or over the new lobby was accepted.

Councilmember Rodriguez asked if it would cover both areas.

Mr. Pinto replied that it covers both areas.

Mayor Pro Tem Waldman accepted the amendment to add both trellis canopies.

Mayor Barnes asked if Councilmembers could go on a tour to inspect other ceilings before making a decision.

Councilmember Rodriguez asked to set the budget line based on something all Council could agree to and after inspecting the other ceilings, if they believed if warrants the expenditure then, he would rather change the amount later.

Councilmember Herman agreed.

Councilmember Rodriguez asked how the building would be identified if the monument sign is eliminated and if there will be a planter or sidewalk in the bare area.

Mr. Pinto replied the small building has material cladding to link to the trellis and if the trellis is completely gone that might have to be reconsidered. The trees were intended to be behind the trellis but in front of the building to create some type of layer.

Councilmember Herman asked how tall the palm trees would get and how tall the building is.

Public Works Director Noorbaksh replied palm trees reach the height or grow higher than the building once they matured.

Mayor Barnes asked if the signage could be put on the parapet.

Mr. Pinto replied that he would have to inspect the infrastructure before answering.
Councilmember Herman asked who likes the lattice work.

All Councilmembers were in consensus that they did not like the lattice work.

Councilmember Rodriguez asked from a budget authorization perspective what would be looked for in staff's recommendation.

Interim City Manager/Community Development Director Lazzaretto replied that the proposal changes would put the architect in a difficult position. Technically, at this point the architect would have to take two steps back for a significant portion because of the trellis and so on. Staff is already asking the architect to do work that the Council had signed off on in March and June. Getting a budget set identifying some specific components in the project would be ideal to make modifications to the project; however, it would be fair to allow the architect time to properly make them before construction starts.

Mayor Barnes asked if it is possible to take off the trellis where the wording is but still tie it in with the kiosk and put part of the trellis in.

Mr. Pinto replied his concern is the vagueness of it, and that it will not meet the schedule.

Councilmember Blake asked if the kiosk trellis sign is eliminated could the monument sign say: "City of La Palma Community Center." He asked if it would be enough identification since the City has already gone 30 years without any identification on the building.

Mr. Pinto replied that at the time of the proposal of the project, Council wanted to enact a specific change to the building and asked for their current direction.

Councilmember Herman asked what the Equipment Check-Out Room looks like.

Mr. Pinto referred to the model. He recommended keeping the flat portion of the trellis.

Councilmember Herman asked Mr. Pinto what the other sign looks like to the north of the parking lot.

Mr. Pinto replied it is the same material.

Councilmember Herman asked Mayor Pro Tem Waldman what was stated in his motion in regards to the interior patio.

Mayor Pro Tem Waldman answered nothing.

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Councilmember Blake stated that in the existing plan there is currently $112,000 to redo the concrete.

Councilmember Herman asked Mayor Pro Tem Waldman if that was taken out of the existing plan.

Mayor Pro Tem Waldman replied that he is leaving that in.

Interim City Manager/Community Development Lazzaretto asked if it is possible to move forward with the consensus of the interior of the building with the creation of the structure for the pavilion and take a month or two to figure out what the face or main entrance focal point would be.

Mr. Pinto replied that there is no reason that can't be done, but the intent would be to finish all of the project in one phase.

Interim City Manager/Community Development Director stated that it would have to be acknowledged that if approval for the face occurred three months down the line, that it would be finished three months later than everything else.

Mr. Pinto replied the main problem would be additional construction costs and separate plans.

Councilmember Rodriguez asked if since the slat element is so prominent throughout the design and Council eliminated the majority of it should a different ceiling type be proposed.

Mr. Pinto answered the wood ceiling is a remarkably warm material and would be an appropriate solution.

Councilmember Herman asked staff for interpretation of their views of the signage with Osborn Architecture.

Interim City Manager/Community Development Director Lazzaretto replied that it is very clear that the signage needs to be redesigned.

Councilmember Blake asked how wide the driveway will be where the bollards are removable.

Mr. Pinto replied that he would have to research that.

Councilmember Herman called to move the question.

Mayor Barnes asked for the motion to be repeated.
Interim City Manager/Community Development Director Lazzaretto recited the motion to approve the project as recommended with the following modifications: remove the trellis in the central and southern courtyard and to maintain the solid portion on the north of the building, to remove the monument and building signs, go to the medium ceiling option but all other interior design finishes as proposed at the high level, add the turfstone to the southwest portion of driveway, and to use park in-lieu funds for additional funds and use COR funds for the balance, and an amendment to keep the canopy between the buildings.

Mayor Pro Tem Waldman agreed to the motion on the floor.

Councilmember Rodriguez asked if that would be subject to design changes with the canopies.

Mr. Pinto interpreted it as removing the canopies all together and if the goal is to redesign something there would be no way to reach the deadline of plan submission on December 21, 2006.

Councilmember Rodriguez stated that funds are being left in for the two louvered areas, but asked if that was not possible.

Interim City Manager/Community Development Director Lazzaretto replied the motion as stated, is to leave the light monitors in the project but remove the trellis and that would be possible to do by December.

Councilmember Rodriguez asked Mr. Pinto if he would recommend leaving in the light canopy.

Mr. Pinto answered affirmatively.

Mayor Barnes asked if there is a trellis between the kiosk and the main building – can any of it be left there.

Mr. Pinto replied it can but wouldn’t recommend the flat trellis without its face.

Councilmember Herman mentioned plaques that were to mention dairy people in some part of the project and asked where they were going to be.

Mr. Pinto replied they will be in the courtyard.

Councilmember Rodriguez asked to amend the motion on the floor to add removal of the Trex from the external portion of the equipment room kiosk facility and replace them with an acceptable material suited for a wood frame building.

Mayor Pro Tem Waldman agreed to the amendment.
Interim City Manager/Community Development Director Lazzaretto asked Mr. Pinto if he was okay with removing the Trex material and replacing it with an appropriate material for a wood building.

Mr. Pinto answered affirmatively. He stated that plaster seems to be the easiest and most direct that relates to the existing building.

Councilmember Herman asked if the exterior of the entire building will be painted.

Interim City Manager/Community Development Director Lazzaretto replied that portions would be painted and that the architect would return with options where the green is currently proposed.

Mayor Barnes asked if there will be no connectivity between the kiosk and the building.

Mr. Pinto answered affirmatively.

Interim City Manager/Community Development Director Lazzaretto asked if Councilmember Herman agreed to the amended motion. He also suggested to add to the motion to allow a portion of money for the design of the façade and signage.

Councilmember Herman agreed to the original motion.

Councilmember Rodriguez asked for clarification on the current number.

Interim City Manager/Community Development Director stated it was impossible to give a number with the exterior of the building, the second light monitor, and the other changes would cost approximately $273,512 for the construction portion; and add another 35% to that for contingency would be $3,069,250 which doesn't include Mayor Pro Tem Waldman's removals.

Mayor Pro Tem Waldman stated his number was close to $3 million dollars.

The motion was carried on the following vote:

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

NOES: Councilmember Blake

ADJOURN PLANNING COMMISSION AND COMMUNITY DEVELOPMENT COMISSION AND CONVENE AS THE CITY COUNCIL: 10:51
CONSENT CALENDAR

1. Waive the Reading of All Ordinances

2. Approval of Council Minutes

   October 17, 2006 Minutes of the Regular Meeting of the City Council

3. Approval of Register of Demands

   Resolution No. 2006-49 and Resolution 2006-50


   Councilmember Blake made a motion to approve Consent Calendar items 1 through 4.

   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

5. First Quarter Financial Report Fiscal Year 2006-07

   Councilmember Rodriguez requested to pull this item and asked which utility providers were not able to adjust their rates in time.

   Finance Director Moreno replied that all utility providers have indicated that they have implemented the change.

   Councilmember Rodriguez asked if a confirmation is received from utility providers when the rates change.

   Finance Director Moreno replied that a report is received of what the rate was, however, several of the utility providers indicated that they were still collecting at the lower rate. She stated that staff contacted them immediately to remind them of the change. She stated that it will take another month or two to be able to track the rates.

   Councilmember Rodriguez asked for Finance Director Moreno to explain the County pool portion of sales tax and how that has impacted the City.
Finance Director Moreno replied there is a portion of the revenue that the City receives that is driven off of the County pool; they are businesses that are permitted to report on a County wide basis. They do not have to remit based on each City, so based on each cities total portion of sales tax, they get a piece of the County pool. She stated the impact was something that was overlooked.

Councilmember Herman asked if there are any new developments on the major companies' sales tax.

Finance Director Moreno replied the State Board of Equalization indicated that they have not reached a final resolution and will check where they currently stand. She stated that she contacts them every two weeks to find out where they stand.

Councilmember Herman asked if there will be an answer by the end of the year.

Finance Director Moreno replied she was not certain that there would be an answer by the end of the year.

Councilmember Herman asked if another Quarter has been received of the sales tax revenue.

Finance Director Moreno replied no. She stated that the report will not be received until December.

Councilmember Herman asked if the revenue that comes in is at the same rate or close to it would it be acceptable.

Finance Director Moreno replied that means that businesses have gone back to reporting in the different way.

Councilmember Rodriguez made a motion to receive and file the first Quarter Financial Report for the Fiscal Year 2006-07.

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

6. Approval of Plans and Specifications, and Authorization to Solicit Competitive Bids for Traffic Signal Improvements on Walker Street at
Councilmember Herman requested to pull this item and asked how many school crossings are in the City.

Public Works Director Noorbaksh answered that the City has six school crossings.

Councilmember Herman stated that he would like to have a report on the Walker/Orangethorpe intersection three months after work is completed.

Mayor Barnes asked while doing comparisons of intersection functions would they all have to be done in the same amount of time.

Public Works Director Noorbaksh replied they can be prorated.

Councilmember Rodriguez asked when pedestrian heads with the digitized count down signs will be implemented.

Public Works Director Noorbaksh replied within 60 days after the contract is awarded.

Councilmember Rodriguez asked if it will be in early Spring.

Public Works Director Noorbaksh answered affirmatively.

Councilmember Herman made a motion to approve and authorize the plans and specifications to solicit competitive bids for Traffic Signal Improvements on Walker Street at Orangethorpe Avenue and at La Luna Drive and Installation of Count Down Type Pedestrian Heads at School Crossings, City Project No. ST-277.

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 Rodriguez attended the League of California Cities dinner; La Palma Days; and the Air Quality Management District (AQMD) Regional Workshop.

Mayor Pro Tem Waldman attended the League of California Cities meeting and the Orange County Sanitation District meeting.

Councilmember Blake attended Cal State Fullerton’s 2007 Economic Forecast; the Wings, Wheels, and Rotors event; Al Halstead’s retirement dinner; the League of California Cities dinner; La Palma Days; the Anaheim Band Spectacular; the Buena Park Prayer Breakfast; and the Orange County Fire Authority Board Meeting.

Councilmember Herman asked for a point of clarification on the approval of the Community Center on whether the only addition to the project was the turfstone and not the built in case for the two person office, warranty on the roofing or the automatic doors.

Mr. Pinto answered affirmatively.

Councilmember Herman asked Public Works Director Noorbaksh when trees will be planted on Houston Avenue.

Public Works Director Noorbaksh answered by January 2007. He stated that staff is having difficulty finding someone to saw cut the sidewalk for the tree wells.

Councilmember Herman asked what the hours of construction are for remodeling or home repairs on Sundays.

Interim City Manager/Community Development Director Lazzaretto replied that no construction is allowed on Sundays.

Councilmember Herman asked who to make violation reports to on Sunday.

Interim City Manager/Community Development Director Lazzaretto answered to the Police Department.

Councilmember Herman attended La Palma Days; the La Palma Pageant; the League of California Cities dinner; the Red Ribbon event; the Buena Park Prayer Breakfast; and the Orange County Vector Control District meeting.

Mayor Barnes asked for a point of clarification on the motion for the Community Center and if it include free standing sinks.
Interim City Manager/Community Development Director Lazzaretto replied that the motion did not include any of the sink materials. The self washing electronic sinks should be expected in the project, but adding the countertops is not proposed in the budget for the project.

Mayor Barnes asked if adding the countertops to the sinks would be a minor addition.

Interim City Manager/Community Development Director Lazzaretto replied that it could be a reasonable addition but if it is not, then the request will have to be brought back to Council as a specific addition.

Mayor Barnes asked if the project is required to have automatic doors to be in compliance with American Disabilities Act (ADA) requirements.

Interim City Manager/Community Development Director Lazzaretto replied that the project meets all ADA requirements.

Mayor Barnes attended the California Joint Powers Insurance Authority Risk Management conference; La Palma Days; a Southern California Association of Governments (SCAG) meeting; the Red Ribbon event; and the Wings, Wheels, and Rotors event.

Councilmember Blake asked Police Chief Ethell how the Police Department got the Placentia Motor Officers to attend the La Palma Days parade.

Police Chief Ethell replied that the La Palma Police Department lends its Command station to Placentia for their parades. In return they offered to attend the La Palma Days Parade.

CITY MANAGER REMARKS

Interim City Manager/Community Development Director Lazzaretto stated that La Palma had been on the news all day and asked Police Chief Ethell to comment on the situation.

Police Chief Ethell replied that there was a robbery in the McDonalds area which was unrelated to the area and City. A person was trying to sell two new Sony PS3 for $5,000 over the internet. The victim seller was pepper sprayed; Both suspects have been detained and the property has been returned.

Interim City Manager/Community Development Director Lazzaretto stated that he will be out of town after Thanksgiving and will return Wednesday, November 29. Police Chief Ethell will be Acting City Manager in his absence.

CITY ATTORNEY REMARKS
ADJOURNMENT

Mayor Barnes adjourned the meeting at 11:19 p.m. to a regular City Council meeting, December 5, 2006.

Mayor

Attest:

City Clerk