

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

March 17, 2015

CALL TO ORDER: Mayor Kim called the Regular Meeting of the La Palma City Council to order at 6:45 p.m. in the Council Chambers of La Palma City Hall, 7822 Walker Street, La Palma, California, with all members present.

CLOSED SESSION

CS-1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Government Code Section 54957

Position Title: City Manager

Mayor Kim recessed to Closed Session at 6:46 p.m.

Mayor Kim reconvened in Open Session at 7:00 p.m. and asked for a report.

Administrative Services Director/City Clerk Murray responded that there were no reportable actions from the Closed Session.

PLEDGE OF ALLEGIANCE: Council Member Hwangbo

INVOCATION: Dr. Paul Kim, United Methodist Church

ROLL CALL: Council and Commission Members

Council/Commission Members present: Mayor Pro Tem/Vice Chairperson Goedhart, Council/Commission Member Hwangbo, Mayor/Chairperson Kim, Council/Commission Member Shanahan, and Council/Commission Member Steggell

Council/Commission Members absent: None

City Officials present:

Ellen Volmert, City Manager
Michelle Molko, Assistant City Attorney
Michael Belknap, Community Services
Director
Douglas Dumhart, Community Development
Director
Laurie Murray, Administrative Services
Director/City Clerk
Eric Nuñez, Police Chief
Kimberly Kenney, Minutes Clerk

PRESENTATIONS

1. Mayor Kim presented a plaque to outgoing Traffic Safety Committee Member Allen Goya in recognition of his service.

ORAL COMMUNICATIONS

Larry Herman, 5122 Andrew Drive, addressed the City Council regarding his appreciation for the removal of the dead tree on Houston; request to address the blind spots in areas north of Houston Avenue that have 90 degree turns; and offered his and his wife's services to paint the curbs in front of fire hydrants as they have done in the past.

Robert Carruth, 7201 Monterey Lane, addressed the City Council regarding the previous Memorandums of Understanding (MOU) agreements and the history of that process; that employees now pay their full retirement portion; the current status of CalPERS increasing rates; the negotiation tactics and recent demise of the previous La Palma Police Association's representative, Lackie, Dammeier, and McGill; that Tier 1 employees drive the costs; and support to not repeat past mistakes during the upcoming negotiation process.

RECESS THE CITY COUNCIL AND CONVENE AS THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE DISSOLVED COMMUNITY DEVELOPMENT COMMISSION AT 7:17 P.M.

Administrative Services Director/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 March 3, 2015, Regular Meeting of the Successor Agency.

Council Member Hwangbo made a motion to approve Consent Calendar Item A.

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

AYES: Mayor Pro Tem Goedhart, Council Member Hwangbo, Mayor Kim, Council Member Shanahan, and Council Member Steggell

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 7:18 P.M.

CONSENT CALENDAR

PL-1. Approval of Planning Commission Minutes

Minutes of the March 3, 2015, Regular Meeting of the Planning Commission.

Vice Chairperson Goedhart made a motion to approve Consent Calendar Item PL-1.

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

AYES: Vice Chairperson Goedhart, Commission Member Hwangbo, Chairperson Kim, Commission Member Shanahan, and Commission Member Steggell

NOES: None

PUBLIC HEARINGS

PL-2. Consideration of Amendment to Precise Plan 62 United Methodist Church Phase II Expansion at 8111 Walker Street, La Palma, CA

- a) Chairperson Kim opened the Public Hearing at 7:19 p.m.
- b) Community Development Director Dumhart gave the Staff Report.

c) Public Input:

No members of the public wished to speak.

- d) Chairperson Kim closed the Public Hearing at 7:26 p.m.

e) Commission Comments and Questions:

Discussion ensued regarding support for the proposed improvements; support for seeing the congregation grow; and that United Methodist Church will allow this facility to be opened up to other members of the community.

- f) Adopt a Resolution No. PC 2015-06 approving an Amendment to Precise Plan 62 for the United Methodist Church Phase II Expansion.

Commission Member Hwangbo made a motion to adopt Resolution No. PC 2015-06 approving an Amendment to Precise Plan 62 for the United Methodist Church Phase II Expansion.

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

AYES: Vice Chairperson Goedhart, Commission Member Hwangbo, Chairperson Kim, Commission Member Shanahan, and Commission Member Steggell

NOES: None

PL-3. Consideration of Conditional Use Permit (CUP) 366 to Allow a General Warehouse and Distribution Land Use with Ancillary Office Space (Prompt Apparel/Prompt Warehousing Inc.) at 14000-14030 183rd Street, La Palma

- a) Chairperson Kim opened the Public Hearing at 7:28 p.m.
- b) Community Development Director Dumhart gave the Staff Report.
- c) Public Input:

No members of the public wished to speak.
- d) Chairperson Kim closed the Public Hearing at 7:37 p.m.
- e) Commission Comments and Questions:

None.
- f) Adopt a Resolution No. PC 2015-07 Approving Conditional Use Permit (CUP) 366 to allow a general warehouse and distribution land use with ancillary office space (Prompt Apparel/Prompt Warehousing Inc.) to occupy approximately 170,692 square feet of an existing industrial building located at 14000-14030 183rd Street, La Palma, CA 90623 (APNs 276-051-30/31/32).

Commission Member Hwangbo made a motion to adopt Resolution No. PC 2015-07 Approving Conditional Use Permit (CUP) 366 to allow a general warehouse and distribution land use with ancillary office space (Prompt Apparel/Prompt Warehousing Inc.) to occupy approximately 170,692 square feet of an existing industrial building located at 14000-14030 183rd Street, La Palma, CA 90623 (APNs 276-051-30/31/32).

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

AYES: Vice Chairperson Goedhart, Commission Member Hwangbo, Chairperson Kim, Commission Member Shanahan, and Commission Member Steggell

NOES: None

REGULAR ITEMS

None Scheduled.

ADJOURN THE PLANNING COMMISSION AND RECONVENE AS THE CITY COUNCIL
AT 7:38 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 March 3, 2015, Regular Meeting of the City Council.

3. Approval of Register of Demands

Adopt Resolution No. 2015-11 approving the Register of Demands for March 17, 2015.

4. Economic Development Action Plan Activity Report for 2014

Receive and file the Economic Development Action Plan activity report for 2014.

Mayor Pro Tem Goedhart made a motion to approve Consent Calendar Items 1 through 4.

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

AYES: Mayor Pro Tem Goedhart, Council Member Hwangbo, Mayor Kim, Council Member Shanahan, and Council Member Steggell

NOES: None

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

5. Employment Agreement Extension: City Manager

City Manager Volmert gave the Staff Report.

Approve and authorize the Mayor to execute an Extension to the City Manager Employment Agreement between the City of La Palma and Ellen Volmert for City Manager Services.

Council Member Shanahan made a motion to approve and authorize the Mayor to execute an Extension to the City Manager Employment Agreement between the City of La Palma and Ellen Volmert for City Manager Services.

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

AYES: Council Member Hwangbo, Mayor Kim, Council Member Shanahan, and Council Member Steggell

NOES: Mayor Pro Tem Goedhart

6. Resolution Adopting a Business License Type and Fee Schedule for the City of La Palma

Community Development Director Dumhart gave the Staff Report.

Public Input:

Jim Johnson, 7511 Mark Circle, addressed the City Council questioning why the business license tax has not been changed in 31 years, especially under the current financial climate of the City.

Council Comments and Questions:

Discussion ensued regarding disappointment with the error that was made, creating the need for this Agenda Item and a request to not make the error again.

Approve Resolution No. 2015-12 adopting the Business License Type and Fee Schedule for the City of La Palma.

Council Member Hwangbo made a motion to approve Resolution No. 2015-12 adopting a Business License Type and Fee Schedule for the City of La Palma.

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

AYES: Mayor Pro Tem Goedhart, Council Member Hwangbo, Mayor Kim, Council Member Shanahan, and Council Member Steggell

NOES: None

7. Legislative Advocacy: Support AB 523 La Palma High School Choice; Oppose unless Amended Governor's Budget Proposal Affecting Redevelopment Dissolution; Support AB 266 Medical Marijuana Regulation

City Manager Volmert gave the Staff Report.

Council Comments and Questions:

Discussion ensued regarding the School District north of Houston Avenue being founded around 1893 and 1897; that the history of those school district borders is not available; and that Mayor Pro Tem Goedhart would like that information for the trip to the State Capitol next week.

Support AB 523 regarding La Palma High School Choice; oppose unless amended Governor's Budget Proposal Affecting Redevelopment Dissolution; support AB 266 Medical Marijuana Regulation; and, authorize the Mayor to communicate these positions to legislators, local Boards of Trustees, city organizations and other appropriate bodies as well as provide other support and advocacy as appropriate for AB 523.

Mayor Pro Tem Goedhart made a motion to address Legislative Advocacy as follows; support for AB 523 La Palma High School Choice; oppose unless Amended Governor's Budget Proposal Affecting Redevelopment Dissolution; and support AB 266 Medical Marijuana Regulation.

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

AYES: Mayor Pro Tem Goedhart, Council Member Hwangbo, Mayor Kim, Council Member Shanahan, and Council Member Steggell

NOES: None

8. Second Quarter Operating Report, City Council Goals Update, and Mid-Year Budget Adjustments, Fiscal Year 2014-15 (Continued from February 17, 2015)
 - a) Administrative Services Director Murray gave the presentation on the Second Quarter Operating Report and City Council Goals Update;

Discussion ensued regarding clarification on the tree trimming cost reduction; that some trees in the project area do not need to be trimmed this

year and can be added to the following year's trimming schedule; and that the tree trimming is on a five year schedule based on project areas within the City.

Administrative Services Director Murray continued with the presentation.

Council Comments and Questions:

Discussion ensued regarding the street median redesign costs being just for the design plans and construction costs; that the median redesign is to accommodate upcoming water conservation measures and restrictions; that the City has received three bid proposals to date; that in order to implement the design, Staff estimates the median redesign project would cost \$800,000 to \$1 million; that in order to move the project forward, the City would need to apply for grants or make changes to the Capital Improvement Projects (CIP); and that surrounding cities are in the beginning phases of redesigning their street medians in conjunction with upcoming water conservation mandates.

- b) Approve the transfer of Fiscal Year 2013-14 General Fund excess funds; and
- c) Approve Resolution No. 2015-13 amending the Fiscal Year 2014-15 Budget to adjust certain Department and Program budgets.

Council Member Hwangbo made a motion to receive the presentation; approve the transfer of Fiscal Year 2013-14 General Fund excess funds; and approve Resolution No. 2015-13 amending the Fiscal Year 2014-15 Budget to adjust certain Department and Program budgets. The motion was seconded by Council Member Shanahan.

Further discussion ensued regarding the State's upcoming mandates for water rationing; that details of the new mandates would limiting watering to two days a week and no watering within 48 hours after a rain; concerns for the limited amount of water that California has available; that the City needs to prepare to inform the public about the upcoming rationing; that having a balanced budget is only an accounting maneuver, not a sustainable financial plan; the City's deficit increase; the impact of decreased oil prices to the City's sales tax revenue; that Mayor Pro Tem Goedhart supports the overall motion, but opposes the continuation of the Association of California Cities - Orange County (ACC-OC) membership; that ACC-OC's website has not updated any reports or information on their website and has poor transparency; and thanks to Staff for all the work involved.

The motion carried on the following vote:

AYES: Mayor Pro Tem Goedhart, Council Member Hwangbo, Mayor Kim, Council Member Shanahan, and Council Member Steggell

NOES: None

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

Council Member Shanahan had nothing to report.

Council Member Steggell attended the Cub Scout Pack 673 Arrow of Light award ceremony and wished Council Member Shanahan a belated happy birthday.

Council Member Hwangbo attended the Southern California Association of Governments (SCAG) meeting; joined City Staff for the employee lunch catered by local restaurant, Hwang So Go Jip; and wished everyone a happy St. Patrick's Day.

Mayor Pro Tem Goedhart had nothing to report.

Mayor Kim attended a meeting with the Anaheim Union High School District regarding AB523; the Orange County Sanitation District (OCSD) Administration Committee meeting; and the Los Coyotes Elementary School Talent Show in memoriam to Dr. Lorraine Test.

CITY MANAGER REMARKS

City Manager Volmert had nothing to report.

CITY ATTORNEY REMARKS

Assistant City Attorney Molko had nothing to report.

ADJOURNMENT

Mayor Kim adjourned the Regular Meeting of the La Palma City Council at 8:31 p.m.

Peter L. Kim
Mayor

Attest:

Laurie A. Murray, CMC
City Clerk