

MINUTES OF THE REGULAR MEETING  
OF THE LA PALMA CITY COUNCIL

July 15, 2008

CALL TO ORDER: Mayor Charoen called the Regular Meeting of the La Palma City Council to order at 7:00 p.m. on Tuesday, July 15, 2008, in the Council Chambers of La Palma City Hall, 7822 Walker Street, La Palma, California.

PLEDGE OF ALLEGIANCE: Councilmember Rodriguez

INVOCATION: Councilmember Waldman

ROLL CALL: Council and Commission Members

Councilmembers present: Mayor Charoen, Councilmember Herman,  
Councilmember Rodriguez, and Councilmember  
Waldman

Councilmembers absent: Mayor Pro Tem Barnes

City Officials present: Dominic Lazzaretto, City Manager/ Executive  
Director  
Joel Kuperberg, City Attorney  
John Di Mario, Community Development Director  
Ed Ethell, Chief of Police  
Jan Hobson, Recreation & Community Services  
Director  
Keith Neves, Finance Director  
Ismile Noorbaksh, Public Works Director/ City  
Engineer  
Laurie Murray, Administrative Services Manager/  
City Clerk  
Kimberly Kenney, Minutes Clerk

PRESENTATIONS

1. American Cancer Society Relay for Life Co-Chairs Sylvia Woodside and Peter Chow reported the results of the June 2008 Relay for Life fundraising event and thanked the City for its support.

ORAL COMMUNICATIONS

No members of the public wished to speak.

CITY COUNCIL AND CONVENE AS COMMUNITY DEVELOPMENT  
COMMISSION AT 7:06 p.m.

CONSENT CALENDAR

A. Approval of Community Development Commission Minutes

July 1, 2008, Minutes of the Regular Meeting of the Community Development Commission.

B. Approval of Register of Demands

Resolution No. CDC 2008-18 approving the Register of Demands for July 15, 2008.

Commission Member Rodriguez made a motion to approve Consent Calendar Items A and B.

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

AYES: Chairperson Charoen, Commission Member Herman,  
Commission Member Rodriguez, and Commission  
Member Waldman

NOES: None

ABSENT: Vice Chairperson Barnes

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

ADJOURN COMMUNITY DEVELOPMENT COMMISSION, AND CONVENE AS  
PLANNING COMMISSION at 7:06 p.m.

CONSENT CALENDAR

PL-1. Approval of Planning Commission Minutes

July 1, 2008, Minutes of the Regular Meeting of the Planning Commission.

Commission Member Herman made a motion to approve Consent Calendar Item PL-1.

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

AYES: Chairperson Charoen, Commission Member Herman,  
Commission Member Rodriguez, and Commission  
Member Waldman

NOES: None

ABSENT: Vice Chairperson Barnes

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

PL-2. Study Session: Regulations for the Establishment and Operation of Medical Marijuana Dispensaries within the City.

Community Development Director Di Mario gave the staff report.

Public Input:

Abe Waheed, 5271 Ivywood Drive, addressed the City Council regarding his support of Medical Marijuana and of allowing a Medical Marijuana Use Facility in the City.

Commission comments and questions:

Discussion ensued regarding the response from the public; the Police Department's role in enforcing federal law, which prohibits the use of medical marijuana; the lack of medical marijuana dispensaries in Orange County; specific legal language needed in the City's Ordinances, Municipal Codes, licenses, and permits that would require licensees to comply with both federal and state law; the number of cities that have created ordinances and municipal codes supporting the prohibition of dispensaries versus the number that have allowed them; the outcome of voting for prohibition and how it could be precedence setting for the city; the Council's support of having specific language prohibiting these dispensaries in La Palma; and concern over the City taking a position of coming between doctor and patient.

The Planning Commission directed staff to bring back regulations to the Commission that would require business licensees to comply with both federal and state laws.

ADJOURN PLANNING COMMISSION AND CONVENE CITY COUNCIL AT 7:36 p.m.

CONSENT CALENDAR

1. Waive the Reading of All Ordinances

Approve recommendation that the City Council waive the reading of all Ordinances in their entirety and read by title only.

2. Approval of Council Minutes

July 1, 2008, Minutes of the Regular Meeting of the La Palma City Council.

Councilmember Waldman made a motion to approve Consent Calendar Items 1 and 2.

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

AYES: Mayor Charoen, Councilmember Herman,  
Councilmember Rodriguez, and Councilmember  
Waldman

NOES: None

ABSENT: Mayor Pro Tem Barnes

### ITEMS PULLED FROM CONSENT CALENDAR

#### 3. Approval of Register of Demands

Resolution No. 2008-32 approving the Register of Demands for July 15, 2008.

Councilmember Herman made a motion to approve Consent Calendar Item 3, the Register of Demands for July 1, 2008.

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

AYES: Mayor Charoen, Councilmember Herman,  
Councilmember Rodriguez, and Councilmember  
Waldman

NOES: None

ABSENT: Mayor Pro Tem Barnes

### REGULAR ITEMS

#### 4. Adding Youth Representatives to the Community Activities and Beautification (CAB) Committee

Recreation and Community Services Director Hobson gave the staff report.

Public Input:

Abe Waheed, 5271 Ivywood Drive, addressed the City Council in regards to his support for adding youth representatives on the CAB Committee on an advisory basis.

Noella Lew, 5347 Andrew Drive, addressed the City Council in regards to her support for adding youth representatives to the CAB Committee with full voting rights.

Linda Houston, 7051 Walker Street, Unit #1109, addressed the City Council in regards to her support of adding youth representatives to the CAB Committee on an advisory basis.

Sharon Gutjar, 5489 Dirk Circle, addressed the City Council in regards to her support of adding youth representatives to the CAB Committee with full voting rights.

Jane Rippee, 7322 Aspen Circle, addressed the City Council regarding her support of adding youth representatives to the CAB Committee with full voting rights.

Steve Shanahan, 7821 Barbi Lane, addressed the City Council regarding his support of adding youth representatives to the CAB Committee.

Mayor Charoen called for a short recess at 8:03 p.m.

Mayor Charoen reconvened the City Council at 8:07 p.m. with Mayor Pro Tem Barnes being absent.

Council comments and Questions:

Discussion ensued regarding the large influx of potential applications, the outreach being done to recruit candidates, the process for applicants wishing to apply, how to protect the City and committee members when both adults and minors serve on the same advisory committee from a risk management perspective, voting rights for youth members, and the staggering of available appointments on the CAB Committee.

Councilmember Herman made a motion to amend Council Policy 10, as identified in Staff Report Attachment B, Adding Youth Representatives to the Community Activities and Beautification (CAB) Committee.

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

AYES: Mayor Charoen, Councilmember Herman,  
Councilmember Rodriguez, and Councilmember  
Waldman

NOES: None

ABSENT: Mayor Pro Tem Barnes

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

**Councilmember Waldman** attended the Orange County Sanitation District (OCSD) meeting and the Orange County League of California Cities (OCLOCC) meeting.

**Councilmember Rodriguez** attended the 4th of July Run for Fun event; the Kiwani's pancake breakfast; and the Library Advisory Board Task Force meeting. He commented on the difficulty of searching for previous events on the City's website and noted that he would like to see information on the website regarding the upcoming workshop on housing colors.

**Councilmember Herman** attended the 4th of July Run for Fun event; the Kiwani's pancake breakfast; and the OCLOCC meeting. He reported that he plans to attend the upcoming Orange County Vector Control District meeting and that he will be out of town through Sunday, July 20. He commented that he enjoyed the Concert in the Park and asked how many were in attendance. He thanked staff for putting up temporary signs on Houston reminding pet owners to be responsible. He also reported on an article regarding artificial turf and asked what the City Code says in that regard. He closed by reporting on the installation of solar lights in Iraq and the need for City residents to conserve water.

**Mayor Charoen** attended the 4th of July Run for Fun event and the OCLOCC meeting. He reported that he would attend the California Joint Power Insurance Authority (CJPIA) Annual Meeting on July 16, where the City will receive an award for "Best Overall Performance General Liability Program." This is the second year in a row the City has received this award.

CITY MANAGER REMARKS

City Manager Lazzaretto reminded Council that the semi-annual campaign disclosure statements are due at the end of July and of the upcoming Concert in the Park. He closed by reporting that the candidate nomination period for the November 4 Election will be open until August 8.

Councilmember Herman asked if the filing deadline is extended if one or both of the eligible incumbents does not file. Administrative Services Manager Murray replied that the period would be extended for five days, making the new date August 13, if either of the incumbents does not file.

CITY ATTORNEY REMARKS

City Attorney Kuperberg had nothing to report.

ADJOURNMENT

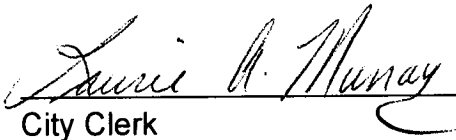
Mayor Charoen adjourned the meeting of the City Council at 8:40 p.m.



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Mayor

Attest:



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City Clerk