

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

December 15, 2015

CALL TO ORDER: Mayor Kim called the Regular Meeting of the La Palma City Council to order at 7:00 p.m. in the Council Chambers of La Palma City Hall, 7822 Walker Street, La Palma, California, with Council Member Shanahan being absent.

PLEDGE OF ALLEGIANCE: Council Member Steggell

INVOCATION: Pastor Jerry Bennett, Faith Fellowship Church

ROLL CALL: Council and Commission Members

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

Council/Commission Members absent: Council/Commission Member Shanahan

City Officials present: Laurie Murray, City Manager
Michelle Molko, Assistant City Attorney
Michael Belknap, Community Services Director
Douglas Dumhart, Community Development Director
Eric Nuñez, Police Chief
Kimberly Kenney, Deputy City Clerk

PRESENTATIONS

1. Mayor Kim presented a proclamation and cash award to Laura Bradburn, in recognition of being named the 2015 Employee of the Year.

Andrew Awad, representing Assemblywoman Young Kim, presented a Certificate of Recognition to Laura Bradburn for being named 2015 Employee of the Year.

2. Mayor Kim presented a proclamation and cash award to Ron Wilkerson, in recognition of being named the 2015 Supervisor/Professional Employee of the Year.

Andrew Awad, representing Assemblywoman Young Kim, presented a Certificate of Recognition to Ron Wilkerson in recognition of being named the 2015 Supervisor/Professional Employee of the Year.

PI-1. City Council Reorganization

- a) Conduct its annual reorganization by selecting the positions of Mayor and Mayor Pro Tem; and

City Manager Murray entertained nominations for Mayor and Mayor Pro Tem.

Mayor Kim nominated Mayor Pro Tem Goedhart as Mayor.

Council Member Hwangbo made a motion to close the nominations for Mayor and appoint Mayor Pro Tem Goedhart as Mayor.

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

AYES:	Mayor Pro Tem Goedhart, Council Member Hwangbo, Mayor Kim, and Council Member Steggell
NOES:	None
ABSENT:	Council Member Shanahan

Mayor Goedhart introduced and thanked his family for their support; recognized outgoing Mayor Kim for his contributions and accomplishments during his 2015 tenure; acknowledged the challenges facing the City; and announced his hope that the City Council can solve the City's financial issues. He closed his comments by entertaining nominations for Mayor Pro Tem.

Council Member Hwangbo made a motion to nominate Council Member Steggell as Mayor Pro Tem.

Council Member Hwangbo made a motion to close the nominations for Mayor Pro Tem and appoint Council Member Steggell as Mayor Pro Tem.

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

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

NOES: None

ABSENT: Council Member Shanahan

Mayor Pro Tem Steggell announced that she looks forward to working to solve the City's future challenges.

- b) Make a presentation to outgoing Mayor Peter Kim.

Mayor Goedhart presented outgoing Mayor Kim a Certificate of Recognition from Congresswoman Linda Sanchez for his Mayoral service to the community.

Andrew Awad, representing Assemblywoman Young Kim, presented a Certificate of Recognition to outgoing Mayor Kim for his dedicated service over the past year.

Jeremy Tran, representing Orange County Supervisor Michelle Steel, presented outgoing Mayor Kim with a Certificate of Recognition for his dedicated service over the past year.

Mayor Goedhart and the City Council presented a plaque to outgoing Mayor Kim for his outstanding service and dedication as Mayor in 2015.

Outgoing Mayor Kim congratulated Mayor Goedhart and Mayor Pro Tem Steggell on their appointments; thanked the residents of the community for their support; commented on the difficult challenges ahead and his optimism that the City Council will overcome them; and wished everyone a Merry Christmas.

RECESS

Mayor Goedhart recessed the City Council at 7:22 p.m.

Mayor Goedhart reconvened the City Council at 7:40 p.m.

ORAL COMMUNICATIONS

Larry Herman, a La Palma resident, thanked outgoing Mayor Kim for his service last year; and congratulated Mayor Goedhart and Mayor Pro Tem Steggell on their appointments.

RECESS CITY COUNCIL AND CONVENE AS THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE DISSOLVED COMMUNITY DEVELOPMENT COMMISSION AT 7:42 P.M.

Deputy City Clerk Kenney 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 December 1, 2015, Regular Meeting of the Successor Agency.

B. Successor Agency 4th Quarter Cash and Investment Report, Fiscal Year 2014-15, as of June 30, 2015

Receive and file the Cash and Investment Report for the fourth quarter of Fiscal Year 2014-15.

C. Successor Agency 1st Quarter Cash and Investment Report, Fiscal Year 2015-16, as of September 30, 2015

Receive and file the Cash and Investment Report for the first quarter of Fiscal Year 2015-16.

Council Member Kim made a motion to approve Consent Calendar Items A, B, and C.

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

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

NOES: None
ABSENT: Council Member Shanahan

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 7:43 P.M.

CONSENT CALENDAR

PL-1. Approval of Planning Commission Minutes

Minutes of the December 1, 2015, Regular Meeting of the Planning Commission.

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

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

AYES: Chairperson Goedhart, Commission Member Hwangbo, Commission Member Kim, and Vice Chairperson Steggell
NOES: None
ABSENT: Commission Member Shanahan

PUBLIC HEARINGS

PL-2. Consideration of a Resolution Approving Conditional Use Permit (CUP) 369 to allow for the operation of a Wholesale Plumbing Supply Warehouse and distribution facility with ancillary office space (Mega Western Sales, Inc.) in an

existing 29,831 square foot industrial building located at 6861 Walker Street, La Palma, CA 90623 (Assessor's Parcel Number: 276-071-14).

- a) Chairperson Goedhart opened the Public Hearing at 7:44 p.m.
- b) Community Development Director Dumhart gave the Staff Report
- c) Public Input:

Marty Hayes, Mega Western Sales Principal, addressed the City Council by thanking the Community Development Department Staff for their work on the project; noted his compliance with all the Conditions of Approval; that that he looks forward to working with La Palma in its partnership in the future.

Charles Bell, representing property owner Chuck Bell, addressed the City Council noting his availability regarding issues involved with property improvement should there be any questions or concerns.

- d) Chairperson Goedhart closed the Public Hearing at 7:48 p.m.
- e) Commission Comments and Questions:
- f) Adopt Resolution No. PC 2015-13 approving Conditional Use Permit 369 for the operation of a Wholesale Plumbing Supply Warehouse and Distribution facility with ancillary office space (Mega Western Sales) at 6861 Walker Street, La Palma, CA 90623.

Chairperson Kim made a motion to adopt Resolution No. PC 2015-13 approving Conditional Use Permit 369 for the operation of a Wholesale Plumbing Supply Warehouse and Distribution facility with ancillary office space (Mega Western Sales) at 6861 Walker Street, La Palma, CA 90623. The motion was seconded by Commission Member Hwangbo.

Chairperson Goedhart reopened the public hearing at 7:49 p.m.

Commission Member Hwangbo noted that last year when the City Council approved the General Plan, they approved a higher density for the property at 6861 Walker Street; and inquired as to why the property owner was not interested in redeveloping the existing property.

Charles Bell responded that at this time, they felt the site was not mature enough for a high density development project and decided to keep the industrial use plan.

Discussion ensued regarding the City welcoming the applicant to La Palma; welcomed new jobs into the City; encouraged the business to use local accommodations; and looks forward to working together in the future.

Chairperson Goedhart closed the public hearing at 7:51 p.m.

The motion carried on the following vote:

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

NOES: None

ABSENT: Commission Member Shanahan

PL-3. Development Code Amendments - Consideration of Various Ordinances Amending Certain Provisions within Chapter 44 of the La Palma Municipal Code pertaining to Floodplain Management, Cannabis Prohibition, and State Model Water Efficient Landscaping

- a) Chairperson Goedhart opened the Public Hearing at 7:52 p.m.
- b) Community Development Director Dumhart gave the Staff Report.
- c) Public Input:
No members of the public wished to speak.
- d) Chairperson Goedhart closed the Public Hearing at 7:58 p.m.
- e) Commission Comments and Questions:
None.
- f) Adopt Resolution No. PC 2015-14 recommending that the City Council approve Ordinance 2016-01 amending and adding provisions to the La Palma Municipal Code Chapter 44 (Zoning) concerning Floodplain Management.
- g) Adopt Resolution No. PC 2015-15 recommending that the City Council approve Ordinance 2016-02 amending and adding provisions to the La Palma Municipal Code Chapter 44 (Zoning) to prohibit "Cannabis Related Businesses" as a land use in all zones.

- h) Adopt Resolution No. PC 2015-16 recommending that the City Council approve Ordinance 2016-03 amending and adding provisions to the La Palma Municipal Code Chapter 44 (Zoning) to update Model Water Efficient Landscape Standards in compliance with State codes.

Commission Member Hwangbo made a motion to approve Items PL-3 (f), (g), and (h), as Staff recommended.

Assistant City Attorney Molko requested that the subject matter to the Ordinances be clarified in the motion. The motion was modified to "Adopt Resolutions recommending approval of Ordinance 2016-01 amending and adding provisions to the La Palma Municipal Code Chapter 44 (Zoning) concerning Floodplain Management; recommending approval of Ordinance 2016-02 amending and adding provisions to the La Palma Municipal Code Chapter 44 (Zoning) to prohibit "Cannabis Related Businesses" as a land use in all zones; and recommending approval of Ordinance 2016-03 amending and adding provisions to the La Palma Municipal Code Chapter 44 (Zoning) to update Model Water Efficient Landscape Standards in compliance with State codes."

The clarification for the motion was accepted by Commission Member Hwangbo and seconded by Commission Member Kim.

The motion carried on the following vote:

AYES:	Chairperson Goedhart, Commission Member Hwangbo, Commission Member Kim, and Vice Chairperson Steggell
NOES:	None
ABSENT:	Commission Member Shanahan

REGULAR ITEMS

None Scheduled.

ADJOURN THE PLANNING COMMISSION AND RECONVENE AS THE CITY COUNCIL AT 8:01 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 December 1, 2015, Regular Meeting of the City Council.

3. Approval of Register of Demands

Resolution No. 2015-49 approving the Register of Demands for December 15, 2015.

4. City of La Palma 4th Quarter Cash and Investment Report, Fiscal Year 2014-15, as of June 30, 2015

Receive and file the Cash and Investment Report for the fourth quarter of Fiscal Year 2014-15.

5. City of La Palma 1st Quarter Cash and Investment Report, Fiscal Year 2015-16, as of September 30, 2015

Receive and file the Cash and Investment Report for the first quarter of Fiscal Year 2015-16.

6. Resolution Adopting the June 30, 2015, Measure M2 Expenditure Report

Resolution No. 2015-50 adopting the June 30, 2015, Measure M2 expenditure report.

Council Member Kim made a motion to Consent Calendar Items 1 through 6.

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

AYES:	Mayor Goedhart, Council Member Hwangbo, Council Member Kim, and Mayor Pro Tem Steggell
NOES:	None
ABSENT:	Council Member Shanahan

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

7. Community Development Block Grant Request

Community Services Director Belknap gave the Staff Report.

Council Comments and Questions:

Discussion ensued regarding this grant being one that the City of Stanton did not apply for; that Blais & Associates has been a positive experience for Staff; that Blais & Associates has been successful in getting La Palma a few grants; that Staff discusses grant opportunities with Blais on a monthly basis; and that they keep us informed on what grants are available to the City.

Authorize staff to utilize Blais & Associates to develop and submit a grant for Community Development Block Grant (CDBG) funds for Public Facilities and Improvements (PF&I).

Council Member Hwangbo made a motion to authorize staff to utilize Blais & Associates to develop and submit a grant for Community Development Block Grant (CDBG) funds for Public Facilities and Improvements (PF&I). The motion was seconded by Mayor Pro Tem Steggell

Discussion ensued regarding the percentage of ADA Ramps that would be completed with the previous and this grant, if approved; that Staff estimates around 50-60% ADA Ramps are completed City-wide; that CDBG funding is difficult to receive; and that Staff makes every effort to utilize as much of the funding as possible towards the project.

The motion was carried on the following vote:

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

NOES: None

ABSENT: Council Member Shanahan

8. Council Member Request: Arterial Block Wall Appearance

Community Services Director Belknap gave the Staff Report.

Public Input:

Ed Byrne, a La Palma resident, addressed the City Council regarding the expense to paint the City's arterial Block Walls; support for the 'Totally Tan' paint color by Behr; opposition to the paint contrast being seen now throughout the City; concern that there is a paint failure or quality issue; whether the City could acquire ownership of the paint on the Block Walls; suggestion to contact Behr to meet with a paint technologist; and noted that he is available if the City Council would like to discuss the matter further.

Larry Herman, a La Palma resident, addressed the City Council regarding opposition to placing more vines on the City's Block Walls; support for the improving the appearance of the City's Block Walls; aware that the beautification project is costly; and to keep the property values and City appearance into consideration.

Provide direction to staff on how to proceed and whether to include in future budget.

Council comments and questions:

Discussion ensued regarding how often homeowners ask for paint from the City; that Staff's experience has been that residents don't ask for the actual paint, but ask for the color used; the inconsistent wall color was not part of Staff's Block Wall Painting Project and most likely repainted by homeowners who did not match the paint color; that there is nothing in the City's Municipal Code regulating Block Wall paint color; that homeowners are responsible for the maintenance of block walls as the walls belong to them; and clarification on whether the City could take ownership of the paint on the Block Walls.

Assistant City Attorney Molko responded that Mr. Byrne inquired as to whether the City could take ownership of the paint thickness on the Block Walls; that the walls would remain under the property owner's responsibility; that notice would have to be provided to the property owners and should include an 'opt-out' option; but the paint would not change the ownership of the wall itself.

Discussion ensued regarding the previous City Council's intent was to only paint the walls one time; whether the City wants to keep paying for the maintenance of the walls; that a current assessment of the condition of the walls needs to be done; that Staff suggested to repaint all the City's arterial Block Walls at one time so the aging happens consistently; that there is no guarantee that there will be 100% consistency in paint color; that finding the right quality paint is important; that residents can always paint over the City's selected paint color and that needs to be addressed; that the Block Walls are not the City's property.

Council Member Kim made a motion to add this project to the FY 2016-17 Capital Improvement Plan (CIP) budget as a placeholder and direct staff to conduct more research on the matter before the City Council makes its final decision.

Further discussion ensued regarding concern as to whether this is an activity the City wants to undertake; the community benefit to having the City maintain the Block Walls; support for Staff to contact paint companies and conduct sampling to ensure the paint is uniform; support for the motion made, but creating a special fund so the City can commit to the project annually; support for an opt-out alternative; that the Block Walls are owned by the property owner but that the City should control or mandate the wall color to alleviate any inconsistency; that if the project were to be included in the upcoming CIP, clarification that the project would not commence immediately as that is only approval of the funding mechanism; and whether the maker of the motion wanted to include an Ordinance regulating Block Wall color as an amendment.

Council Member Kim agreed to the friendly amendment to include an Ordinance regarding Block Wall color when the matter comes back to the City Council in the future. The amended motion was seconded by Mayor Pro Tem Steggell.

The motion carried on the following vote:

AYES:	Mayor Goedhart, Council Member Hwangbo, Council Member Kim, and Mayor Pro Tem Steggell
NOES:	None
ABSENT:	Council Member Shanahan

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

Council Member Hwangbo attended the League of California Cities - Orange County meeting; the annual Employee Recognition Luncheon; Susan Baker's retirement luncheon; and congratulated outgoing Mayor Kim on his service last year and newly appointed Mayor Goedhart and Mayor Pro Tem Steggell. He closed his comments by thanking City Manager Murray on her communication efforts of late and noted his appreciation for making that a part of normal operations. He wished everyone a Merry Christmas, Happy Holidays, and Happy New Year.

Council Member Kim congratulated newly appointed Mayor Goedhart and Mayor Pro Tem Steggell; attended the Holiday Tree Lighting ceremony; the Korean-American Chamber of Commerce of Orange County Installation Banquet; the annual Employee Recognition Luncheon and thanked Staff for all their efforts; the Orange County Sanitation District (OCSD) Administration Committee meeting; and the OCSD Legislative and Public Affairs meeting.

Mayor Pro Tem Steggell congratulated Mayor Goedhart on his appointment and acknowledged outgoing Mayor Kim for his service; attended the Holiday Tree Lighting ceremony; the annual Employee Recognition luncheon; and wished everyone a Merry Christmas and Happy New Year.

Mayor Goedhart attended the Holiday Tree Lighting ceremony; the annual Employee Recognition Luncheon and thanked Staff for all their efforts; and wished everyone a Merry Christmas, Happy Holidays, and Happy New Year.

CITY MANAGER REMARKS

City Manager Murray reminded the City Council and Public about the upcoming annual Holiday Office Closure from December 25, 2015, through January 3, 2016; that the Closure is a cost saving effort requiring Staff to use their Floating Holidays or Vacation time; and wished everyone a Merry Christmas, Happy Chanukah, Happy Holidays, and Happy New Year.

CITY ATTORNEY REMARKS

Assistant City Attorney Molko wished everyone a Happy Holidays and Happy New Year.

CLOSED SESSION

CS-1. The City Council will meet in Closed Session pursuant to Government Code Section 54957.6: CONFERENCE WITH LABOR NEGOTIATORS

Agency Designated Representatives: Laurie Murray, City Manager
Steve Filarsky, Agency Labor Counsel

Employee Organizations: La Palma General Employees Association
La Palma Police Association
La Palma Professional Employees Association

Unrepresented Employees: Executive Management

Mayor Goedhart recessed to Closed Session at 8:41 p.m.

Mayor Goedhart reconvened the City Council in Open Session and asked for a report.

City Manager Murray announced that there were no reportable actions out of Closed Session.

ADJOURNMENT

Mayor Goedhart adjourned the Regular Meeting of the La Palma City Council at 8:58 p.m.

Gerard Goedhart
Mayor

Attest:

Kimberly Kenney
Deputy City Clerk