

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

December 20, 2016

CALL TO ORDER: Mayor Steggell 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.

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Hwangbo

INVOCATION: Pastor Jerry Bennett, Faith Fellowship

ROLL CALL: Council Members

Council Members present: Council Member Goedhart, Council Member Goodman, Mayor Pro Tem Hwangbo, Council Member Kim, and Mayor Steggell

Council Members absent: None

City Officials present: Laurie Murray, City Manager
Joel Kuperberg, City Attorney
Michael Belknap, Community Services Director
Chet Corbin, Support Services Manager
Douglas Dumhart, Community Development Director
Sea Shelton, Administrative Services Director
Michael McCrary, Police Chief
Kimberly Kenney, Deputy City Clerk

PRESENTATIONS

1. Mayor Steggell presented a proclamation to outgoing Senator Robert Huff in recognition of his dedicated service.
2. Mayor Steggell presented a proclamation to outgoing Assembly Member Young Kim in recognition of her dedicated service.
3. Mayor Steggell presented a proclamation and cash award to Danita Hernandez, in recognition of being named the 2016 Employee of the Year.

4. Mayor Steggell presented a proclamation and cash award to Joe Guerrero, in recognition of being named the 2016 Supervisor/Professional Employee of the Year.

ORAL COMMUNICATIONS

Bill Meil, Ted Reina, Kris Moskowitz, and Abe Waheed, La Palma residents and members of Volunteers in Policing, and Gail Poan, a La Palma resident and Neighborhood Watch member presented Interim Police Chief McCrary with tokens of their appreciation for all he did for the La Palma Police Department, the Volunteers, and the community during his tenure.

RECESS THE CITY COUNCIL AND CONVENE AS THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE DISSOLVED COMMUNITY DEVELOPMENT COMMISSION AT 7:21 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. Members of the La Palma City Council receive no compensation or stipend as a result of convening or participating in the Successor Agency or otherwise as serving as members of the Successor Agency."

CONSENT CALENDAR

- A. Approval of Successor Agency Minutes

Minutes of the December 6, 2016, Regular Meeting of the Successor Agency.

- B. Successor Agency First Quarter Cash and Investment Report, Fiscal Year 2016-17, as of September 30, 2016

Receive and file the Cash and Investment Report for the first quarter of Fiscal Year 2016-17.

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

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

AYES: Council Member Goedhart, Council Member Goodman, Mayor Pro Tem Hwangbo, Council Member Kim, and Mayor 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 RECONVENE AS THE CITY COUNCIL AT 7:22 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 6, 2016, Regular Meeting of the City Council.
3. Approval of Register of Demands
Resolution No. 2016-77 approving the Registers of Demands for December 20, 2016.
4. City of La Palma First Quarter Cash and Investment Report, Fiscal Year 2016-17, as of September 30, 2016
Receive and file the Cash and Investment Report for the first quarter of Fiscal Year 2016-17.
5. First Quarter Operating Report, Fiscal Year 2016-17
Receive and file the First Quarter Operating Report.
6. Comprehensive Annual Financial Report (CAFR) for the Fiscal Year Ending June 30, 2016

Receive and file the Comprehensive Annual Financial Report (CAFR) of the City of La Palma for the Fiscal Year ended June 30, 2016.

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

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

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

NOES: None

ITEMS PULLED FROM THE CONSENT CALENDAR

7. Award of Contract for Tree Maintenance Services

Mayor Pro Tem Hwangbo requested to have the Item pulled from the Consent Calendar in an effort to have the item explained to the public.

City Manager Murray explained that Item 7 is the City-wide tree trimming and maintenance contract and that this provider also serves neighboring cities.

Mayor Pro Tem Hwangbo noted that he supports negotiating with vendors who serve neighboring cities and taking advantage of opportunities to collaborate with those cities.

Award a contract in the amount of \$72,000 to West Coast Arborists, Inc. (WCA) of Anaheim, California for Annual Tree Maintenance Services for three (3) years, with an option to extend the contract for two (2) additional one-year terms with a maximum contract length of five years; and authorize the Mayor to execute the Agreement.

Mayor Pro Tem Hwangbo made a motion to approve Consent Calendar Item 7.

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

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

NOES: None

REGULAR ITEMS

8. Resolution Adopting a Part-time Salary Schedule

Administrative Services Director Shelton gave the Staff Report.

Council Comments and Questions:

Discussion ensued regarding that because the State passed the legislation regarding the minimum wage, cities are obligated to respond; what the ramifications and/or penalties are if the City does not approve the item; that the Federal Minimum wage is only \$7 per hour; and whether there are any cities or businesses who have implemented their own minimum wage.

City Attorney Kuperberg responded that if the City chooses not to comply, it will be in violation of State law; that the penalties would be to pay each employee grieved including interest, having to pay for attorney fees if there is a lawsuit, and whatever the result or reward of the lawsuit; and that some cities have supported what is called a 'living wage' that certain contractors have to pay, but that he is not aware of cities enacting their own municipal wage.

Further discussion ensued regarding the impact to local businesses in the City; opposition to the State forcing cities to comply; and that Mayor Pro Tem Hwangbo will be casting a dissenting vote on the matter.

Adopt a Resolution of the City Council of the City of La Palma amending the salary schedule for part-time employees.

Council Member Goedhart made a motion to adopt Resolution No. 2016-78 approving a Part-time Salary Schedule.

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

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

NOES: Mayor Pro Tem Hwangbo

9. Authorize a Full-Time Police Records Clerk Position

Mayor Pro Tem Hwangbo requested to move up Item 12 as the Police Department Assessment item is directly related to Item 9 and needs to be heard prior to taking any action.

City Manager Murray responded that the order in which Items are heard is up to the members of the City Council and added that this item would have been brought forward because of a vacancy that needs to be filled regardless of whether or not the Police Chief's report in Item 12 was being reviewed.

By Consensus, the City Council agreed to keep the order of Agenda items as is.

Support Services Manager Corbin gave the Staff Report.

Interim Police Chief McCrary added that when he came on board six months ago, it was clear that the part-time position was inadequate to accomplish the workload; with reporting and crime increasing, it becomes a burden on dispatchers; and it is apparent that this position needs to be reinstated to a full-time position.

Council Comments and Questions:

Discussion ensued regarding the new position having the ability to cross-train with dispatch in order to provide dispatch coverage when needed; that traditionally, this position has been a stepping stone for the dispatcher position; whether a gradual increase from part-time to full-time has been reviewed; that recruiting for anything less than a full-time position has proven to be deficient; that the workload requires a full-time position; support for the item if this is hindering productivity; that Staff had to make major budget cuts and in order to do that, the reductions were made even though it impacted service levels; that a proper analysis needs to be done before any service cuts are made; that the Police Department was doing the best job they could at the time because they decided to not cut patrol officers; support for Staff's efforts in cutting that position as a response to addressing financial issues; that volunteers are currently being used to help out as much as possible; that the Police Department is also looking at having Volunteers assist with Schools projects and other Police items that need attention; and that for a small community, there is an abundance of Volunteer resources.

Public Comment:

No members of the public wished to speak.

Authorize a full-time Police Records Clerk position and approve a Resolution adding the Police Records Clerk salary to the current La Palma Police Association (LPPA) Memorandum of Understanding (MOU).

Council Member Goedhart made a motion to adopt Resolution No. 2016-79 approving a Full-Time Police Records Clerk Position and adding the Police Records Clerk salary to the current La Palma Police Association (LPPA) Memorandum of Understanding (MOU).

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

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

NOES: None

10. Appointments to External Committees and Internal Subcommittees

City Manager Murray introduced the Item and opened up the discussion for appointments.

By consensus, the City Council agreed to appoint Marshall Goodman as the City's representative to the California Joint Powers Insurance Authority (CJPIA) representative and Council Member Goedhart as the Alternate.

By consensus, the City Council agreed to appoint Mayor Steggell as the City's representative to the Orange County Fire Authority.

By consensus, the City Council agreed to appoint Council Member Kim as the City's representative to the Orange County Sanitation District (OCSD) Goedhart as the Alternate.

Mayor Pro Tem Hwangbo announced that he would like to tender his resignation from the Orange County Vector Control District (OCVCD) during this last year of his term as he has other commitments.

By consensus, the City Council agreed to appoint Council Member Goodman as the City's representative to the OCVCD to complete the term vacated by Mayor Pro Tem Hwangbo.

By consensus the City Council agreed to appoint Council Member Kim as the City's representative to the Municipal Water District of Orange County (MWDOC) and Mayor Steggell as the Alternate.

By consensus, the City Council agreed to appoint Mayor Steggell as the City's representative to the Orange County Library Advisory Board (OCLAB) and Council Member Goodman as the Alternate.

As Mayor Pro Tem Hwangbo is the District 18 Regional Council appointee, no action was necessary on the Southern California Association of Governments (SCAG) item.

By consensus, the City Council agreed to appoint Mayor Steggell and Mayor Pro Tem Hwangbo as representatives to the City's Business Task Force.

By consensus, the City Council agreed to keep current appointments, Council Member Goedhart and Council Member Kim as the City's Public School Liaison.

Discussion ensued regarding support for having the entire City Council conduct the Citizen Committee interviews and participate in the appointments for the Citizen Committees; that previously, the City Council decided to designate individuals to conduct the selection instead of the entire Council; and that if the decision is to have all members involved in the selection process, it would require an amendment to the City Council Policies.

By consensus, the City Council agreed to have all City Council members involved in the Citizen Committee selection. City Manager Murray indicated that staff would bring back an update to the Council Policy to reflect this change at a future meeting.

City Manager Murray stated that the Student Recognition Awards budget has been eliminated for the past two fiscal years, but was left as an alternative in case the City Council decided to reinstate it.

- a) Appoint Representatives and Alternates, where appropriate, to the various External and Internal Committees.
- b) Adopt a Resolution designating and appointing a Representative to the Orange County Fire Authority's Board of Directors.

Mayor Pro Tem Hwangbo made a motion to appoint Representatives and Alternatives as discussed and adopt Resolution No. 2016-80 designating and appointing Mayor Steggell as the City's Representative to the Orange County Fire Authority's Board of Directors.

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

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

NOES: None

- 11. Council Member Request: Support of SB 52 (Newman) Pupil Attendance: Interdistrict Transfers

Council Member Goedhart introduced the Item; discussed that the City introduced legislation to the state to allow consideration of becoming a district of choice through Assembly Bill 523; the history behind AB 523; that newly elected Senator Josh Newman introduced SB52 to extend the district of choice issue to June 2022; and suggested support for this bill.

Consider the Council Member's request and adopt a Resolution in Support of Senate Bill 52.

Council Member Goedhart made a motion to adopt Resolution No. 2016-81 approving support of SB 52 (Newman) Pupil Attendance: Interdistrict Transfers

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

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

NOES: None

Mayor Steggell requested to take a short recess at 8:01 p.m.

Mayor Steggell reconvened the City Council at 8:09 p.m.

12. Police Department Assessment

Interim Police Chief McCrary gave the Staff Report.

Discussion ensued regarding the inquiry into why there was division in such a small police department; that the lack of leadership when staff was leaving the organization and unfunding programs was part of the problem; that Staff did not have the tools to deal with the discord; and that there were basically two individuals that were trying to keep the organization operational and doing most of the work.

Interim Police Chief McCrary continued with the Staff Report.

Discussion ensued regarding that low morale in the Police Department went undetected; that City Manager Murray had detected the morale issue and was making efforts to address it when Chief McCrary came on board; that the Police Department is a paramilitary branch of public service that tends to not address issues and just work on safety; that Police Departments can function with working subgroups as teams to keep the operations going; that the issue was

identified when proper leadership came in; that Police Departments usually try to resolve their own issues; that the Spillman project was time sensitive and Staff was directed to rush the project instead of taking enough time to fully research, implement, and train for the software; and that investing in proper technology is crucial to running a smooth police organization.

Interim Chief McCrary continued with the Staff Report.

Discussion ensued regarding whether there is a need for new community minor crime report filing software; that communities that have this see a reduction in calls and a reduction in having an officer ordered out to a site to take a minor crime report; and that further evaluation needs to be conducted.

Interim Police Chief McCrary continued with the Staff Report.

Discussion ensued regarding bicycle officers versus motor officers in a small community; that motor officers are used for a traffic control and bicycles are used for direct enforcement; that the bicycle and motor officers could be used for supplementing the two patrol officer minimum requirement; support for the use of camera technology to address crime; that dispatchers can monitor the camera systems; that camera technology has an increased risk of litigation from civil liberty groups; and that the technology is still being developed and should be considered.

Interim Police Chief McCrary continued with the Staff Report.

Discussion ensued regarding the West-Comm study that was done; that Staff was unaware that the Dispatch Review Report was completed until research was conducted; and that Council would like to get a copy of that report.

Interim Police Chief McCrary continued with the Staff Report.

City Manager Murray closed the presentation and announced that prior to the Goal Setting Session at the end of this month, she would be scheduling a Special Meeting on this topic, which would allow time to digest this report and provide the City Council an opportunity to have a more in-depth discussion or ask additional questions.

Council Comments and Questions:

Discussion ensued regarding anticipation of the upcoming Special Meeting; needing more information regarding Spillman and what is still required; that Police compensation needs to be addressed and research needs to be conducted; that this is a long term subject; whether compensation can be discussed at Goal Setting meeting; support for a School Resource Officer; that it is the City's responsibility to adequately fund and support the Police Department (PD); support for contacting the School District to find out their interest level in a School

Resource Officer; support for looking into a Motor Officer; support to not contract out Dispatch to West-Comm; support for the City's outstanding Management Team; appreciation of Chief McCrary's report; that time is needed to cost out the Police Department's needs and discuss them further at the Goal Setting session; that some of these concerns may be discussed during the budget process; request to get a cost for the online minor crime reporting software; support for other police resources to multitask efforts in the Police Department; request for historical data on the City's previous Motor Officer; the ability to have a more substantive discussion when the budget is being discussed; and support to the development of positions that can cover multiple duties in the Police Department.

City Manager Murray thanked Interim Police Chief McCrary for all he's done in and for the City, the Police Department, the Organization, and community.

Mayor Steggell presented Interim Police Chief Michael McCrary with a plaque in recognition of all he's done and his dedicated service to the City.

City Manager Murray announced that as a result of a long vetting process, the City has appointed Captain Terry Kim as the City's new Police Chief and announced Sergeant Ron Wilkerson's promotion to Police Captain. She closed by reporting a formal Badge Ceremony will be scheduled after the first of the year.

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

Council Member Kim attended the Holiday Tree Lighting ceremony; the annual Employee Recognition Luncheon; the OCSB Board meeting; congratulated new Police Chief Terry Kim and Police Captain Ron Wilkerson on their promotions; thanked Interim Chief McCrary for his dedicated service; and closed by wishing everyone a Merry Christmas and a Happy New Year.

Mayor Pro Tem Hwangbo attended the Holiday Tree Lighting ceremony; a meeting with Assemblywoman Sharon Quirk-Silva; congratulated new Police Chief Terry Kim and Police Captain Ron Wilkerson on their promotions; thanked Interim Chief McCrary for his dedicated service; and closed by wishing everyone a Merry Christmas and a Happy New Year.

Council Member Goodman attended the Holiday Tree Lighting ceremony; attended the Employee Recognition Luncheon; the Los Coyotes New Playground Ribbon Cutting Ceremony; conducted a ride along with Officer Josh Garcia; thanked Interim Chief McCrary for his dedicated service; congratulated Police Chief Terry Kim and Police Captain Ron Wilkerson on their promotions; and wished everyone a Merry Christmas and Happy New Year.

Council Member Goedhart attended the Holiday Tree Lighting ceremony; the annual Employee Recognition Luncheon; thanked Interim Chief McCrary for his dedicated service; congratulated new Police Chief Terry Kim and Police Captain Ron Wilkerson on their promotions; and closed by wishing everyone a Merry Christmas and a Happy New Year.

Mayor Steggell attended the Holiday Tree Lighting ceremony; the annual Employee Recognition Luncheon; a meeting with Assemblywoman Sharon Quirk-Silva; the Los Coyotes New Playground Ribbon Cutting Ceremony; thanked Interim Chief McCrary for his dedicated service; congratulated Police Chief Terry Kim and Police Captain Ron Wilkerson on their promotions; and wished everyone a Merry Christmas and Happy New Year.

CITY MANAGER REMARKS

City Manager Murray reminded everyone that City Administrative Offices will be closed from December 22, 2016, through January 2, 2017; that she will be out of the country over the break and that Community Services Director Belknap will be the Acting City Manager in her absence; and wished everyone a Merry Christmas and a Happy New Year.

CITY ATTORNEY REMARKS

City Attorney Kuperberg announced that due to a scheduling conflict, Assistant City Attorney Emily Webb will be attending the January 3 meeting on his behalf; congratulated Police Chief Terry Kim and Police Captain Ron Wilkerson on their promotions; and wished everyone a Merry Christmas, Happy Holidays, and a Happy New Year.

CLOSED SESSION

CS-1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Government Code Section 54957

Position Title: City Manager

Mayor Steggell recessed to Close Session at 9:44 p.m.

Mayor Steggell reconvened the City Council in Open Session at 10:08 p.m. and announced that there were no reportable actions.

ADJOURNMENT

Mayor Steggell adjourned the Regular Meeting of the La Palma City Council at 10:08 p.m.

Michele Steggell
Mayor

Attest:

Kimberly Kenney
Deputy City Clerk