

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

April 18, 2017

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, with Mayor Pro Tem Hwangbo being absent.

PLEDGE OF ALLEGIANCE: Council Member Kim

INVOCATION: President Rick Nitta, Church of Jesus Christ of Latter Day Saints

ROLL CALL: Council Members

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

Council Members absent: Mayor Pro Tem Hwangbo

City Officials present: Laurie Murray, City Manager
Joel Kuperberg, City Attorney
Michael Belknap, Community Services Director
Douglas Dumhart, Community Development Director
Terry Kim, Police Chief
Sea Shelton, Administrative Services Director
Scott Hutter, Associate Planner
Cindy Robinson, Management Analyst
Kimberly Kenney, Deputy City Clerk

PRESENTATIONS:

1. Mayor Steggell presented a proclamation to Donate Life/One Legacy Ambassador Rita Jackson in recognition of Donate Life Month

ORAL COMMUNICATIONS:

No members of the public wished to speak.

RECESS THE CITY COUNCIL AND CONVENE AS THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE DISSOLVED COMMUNITY DEVELOPMENT COMMISSION AT 7:05 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 April 4, 2017, Regular Meeting of the Successor Agency.

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

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

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

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 7:06 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 28, 2017, Special Meeting and April 4, 2017, Regular Meeting of the City Council.
3. Approval of Register of Demands
Resolution No. 2017-20 approving the Register of Demands for April 18, 2017.
4. Award of Professional Services Agreement with IDS Group for Design Engineering Services of the Civic Center Electrical Project, City Project No. 17-BLDG-01
Award a Professional Services Agreement to IDS Group for Design Engineering Services of the Civic Center Electrical Project, City Project No. 17-BLDG-01.

Council Member Goedhart made a motion to approve Consent Calendar Items 1 through 4.

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:	None
ABSENT:	Mayor Pro Tem Hwangbo

PUBLIC HEARING:

5. Consideration of Cost of Living Adjustment to Fee Schedules
 - a) Mayor Steggell opened the Public Hearing at 7:18 p.m.
 - b) Administrative Services Director Shelton gave the Staff Report
Community Development Director Dumhart gave an overview of the price adjustments to the Building and Safety fees.
City Manager Murray added that the COLA increases have been included into the Fiscal Year 2017-18 Budget and financial forecasts.

c) Council Comments and Questions:

Discussion ensued regarding the details of the 2010 Comprehensive Fee Study; that the City Council chose not to consider a fee adjustment at the conclusion of the 2010 Comprehensive Fee Study; that Staff brought the item back in 2013 after BP Arco left La Palma; that in 2013, the discussion was to allow for direct cost to be incorporated into fee increases; that in 2013, cost adjustments were made based on what fees were being undercharged and not a straight percentage increase; that the 2010 fee study had an in-depth analysis of actual costs in every department; that in 2013, staff took the burdened rate out of the cost equation and went straight to the direct cost; that adjacent cities' fees are higher than our fees with the COLA; that Los Alamitos and Cypress are currently conducting a fee study as their fee structure is from 2009; that surrounding cities are going to be fairly close in rates; that the most used permit fee is the water heater replacement and HVAC systems; that these fee increases are minimal; that the Police Department traditionally does not have a lot of fees except for police reports; and that the 2.7% COLA increase is to meet actual costs.

d) Public Input:

No members of the public wished to speak.

e) Mayor Steggell closed the Public Hearing at 7:23 p.m.

Council Member Kim asked for clarification on the Valuation Table and Community Development Director Dumhart explained that the building permit fee would be based on the valuation of the project.

f) Adopt a Resolution Amending and Establishing Certain Development Project Fees and Service Charges.

g) Adopt a Resolution Establishing an Updated User Fee Schedule for Various Municipal Activities and Services.

Council Member Goedhart made a motion to adopt Resolution No. 2017-21 amending and establishing certain Development Project Fees and Service Charges and adopt Resolution No. 2017-22 establishing an updated User Fee Schedule for Various Municipal Activities and Services.

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

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

NOES: None

ABSENT: Mayor Pro Tem Hwangbo

6. Consideration of Conditional Use Permit No. 374 to Permit Commercial Mixed-Use for the Two-Story Building Located at 7002 Moody Street, La Palma, CA 90623 (APN's 263-011-07, 09, 10 & 13)

a) Mayor Steggell opened the Public Hearing at 7:24.m.

b) Associate Planner Hutter gave the Staff Report.

c) Council Comments and Questions:

Discussion ensued regarding support for this zoning change; that a commercial mixed-use zone for this situation is more realistic; that the retail building next to the Burger King location has the same zoning and may have problems in the future; support to have this apply equally in all Planned Neighborhood Development (PND) zones and simplify the process for every business; and request to make this same effort to help other local businesses fill their space.

d) Public Input:

Chris Lamm, Diamond Star Associates Principal representing the Property Owners, thanked the City for the great customer service from the Community Development Department; support for the speed and efficiency of the process; that the property owner is allowing for mixed uses in an effort to fill vacant second floor space; that the property owner is maintaining his property very well; and that the property owner is trying to simply fill his vacancies and appreciates the City's effort.

e) Mayor Stegell closed the Public Hearing at 7:37 p.m.

f) Adopt a Resolution approving Conditional Use Permit (CUP) No. 374 to permit commercial mixed-use for the two-story building located at 7002 Moody Street, La Palma, CA 90623 (APN's 263-011-07, 09, 10 & 13)

Council Member Goedhart made a motion to adopt Resolution No. 2017-23 approving Conditional Use Permit (CUP) No. 374 to permit commercial mixed-use for the two-story building located at 7002 Moody Street, La Palma, CA 90623 (APN's 263-011-07, 09, 10 & 13)

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: None

ABSENT: Mayor Pro Tem Hwangbo

Council Member Goedhart closed his comments by asking Staff to bring any future commercial situations as these forward to the City Council in an effort to help City business owners.

REGULAR ITEMS:

7. Legislation Briefing

City Manager Murray introduced the item and clarified that Staff is withdrawing AB 252 from consideration.

Management Analyst Robinson gave the Staff Report.

a) Direct staff and authorize the Mayor to send communications indicating the City's opposition for the following bills:

(1) AB 252 (Ridley-Thomas) – Taxation: prohibition: video streaming services

(2) AB 1087 (Irwin) – School attendance: interdistrict transfers

b) Direct staff and authorize the Mayor to send communications indicating the City's support for the following bills:

(1) AB 346 (Daly) – Redevelopment: housing successor: Low and Moderate Income Housing Asset Fund

(2) AB 396 (Chen) – Pupil attendance: interdistrict transfers

(3) SB 52 (Newman) – Pupil attendance: interdistrict transfers

Council Comments and Questions:

Discussion ensued regarding AB 346 and what that would allow the City to do; that AB 346 will allow the relaxation of what restricted dollars for low income housing can be used for; that AB 346 gives cities an avenue to use these funds for homelessness instead of State Mandated low income or affordable housing; that changes have been made to allow cities to pool

their monies for a joint homeless shelter as well; that AB 346 allows for funding of homeless shelters, facility improvements, ongoing operations, and personnel costs related to the shelter; that AB 346 has been referred to the Committees on Housing and Development; that AB 396 and SB 52 has referred to Appropriations where it has been placed on suspense; that the City Council is in support of Senator Newman's bill SB 52; the importance and full support of AB 396 and SB 52; support for Staff's recommendation to oppose AB 1087; and that Staff will send letters of support to the Appropriations Committee in support of SB 52.

Council Member Kim made a motion to approve and authorize to send communications indicating the City's opposition to AB 1087 (Irwin) – School attendance: interdistrict transfers; send communication indicating the City's support for AB 346 (Daly) – Redevelopment: housing successor: Low and Moderate Income Housing Asset Fund; and send communication indicating the City's support for AB 396 (Chen) and SB 52 (Newman) - Pupil Attendance: interdistrict transfers.

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

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

NOES: None

ABSENT: Mayor Pro Tem Hwangbo

8. Long Term Fiscal Status and Fiscal Year 2017-18 Budget and Capital Improvement Program (CIP).

Administrative Services Director Shelton gave the Staff Report.

Council Comments and Questions:

Discussion ensued regarding support for the FY 2017-18 Budget and reclassifications; that the RRAA Gas Tax would give the City additional revenue; whether the City could use the RRAA Gas Tax for CIP projects; that any potential pipeline replacement would be projected to happen concurrently with a street rehabilitation project; status for plans to do a pipeline replacement pending on the timeline of receiving additional gas tax dollars; that a study is currently being done to review the City's pipeline life expectancy; that the current pilot study for a water treatment plant will determine its necessity; that additional repairs to the Walker water well will be addressed; that the budget workshop will happen next week with much more detail; support to provide a fund balance sheet with details; overall

support for the recommendations on personnel changes as a better organizational plan for the agency; that options will be discussed at the Budget Workshop about the City's future; and clarification of the Internal Service Fund balance being the result of a large claim a couple of years ago.

City Manager Murray added that a specific motion would be required to support personnel changes in order to proceed with recruitment.

Public Comment:

Larry Herman, a La Palma resident, inquired about the tree replacement budget; details of where tree maintenance is placed in the Budget; and the status of the trees along Houston Avenue that need to be addressed.

Community Services Director Belknap responded that there is money in the CIP for tree replacement as part of the Street Median projects; that because of the drought, the City was not able to conduct a study on citywide trees, but have plans to as the City moves forward; that tree maintenance is found budgeted in the Parks and Medians section of the Budget; and that the FY 2017-18 Budget shows increased tree maintenance costs as a result of the Arborist's cost increases.

Further discussion ensued regarding whether Staff is adding additional projects into the CIP knowing the City will be receiving additional RRAA Gas Tax funds; that Staff is waiting to see how much funding is received from the RRAA Gas Tax before any project plans are made; that Staff is looking at City Hall's roof replacement, but do not have a cost readily available; that City Hall's Air Conditioning rehabilitation will need to be planned; and that there are no additional City infrastructure projects planned at this time except for what projects are listed in the FY 2017-18 Budget.

Jerry Lomeli, a La Palma resident, addressed the City Council regarding the long term revenue and expenditures paralleling; and whether those numbers reflect the City's contractors, personnel advancements, and employment changes.

City Manager Murray responded that the Proposed FY 2017-18 Budget includes all personnel modifications.

Gregory Jackson, a new La Palma resident, addressed the City Council regarding the Police Department newsletter; the update on the possibility of having to reduce services in our Police Department; and commented on his concerns with the home intrusions in his area.

Mayor Steggell responded that there will be no reduction in Police Services as Measure JJ was approved by the voters; and City Manager Murray added she

would be happy to arrange a time with Mr. Jackson to review the process and current status of Measure JJ, its outcome, and impact to the La Palma community.

Council Member Kim made a motion to approve Staff recommendations supporting personnel changes, the Long Term Fiscal Status, and the Fiscal Year 2017-18 Budget and Capital Improvement Program.

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

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

NOES: None

ABSENT: Mayor Pro Tem Hwangbo

City Manager Murray closed the presentation by announcing that the City Council has scheduled a Budget Workshop on April 25th at 7:00 p.m. which the public is invited to attend and where more detailed departmental budgets will be presented.

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

Council Member Kim attended the American Cancer Society Relay for Life opening ceremony; the Orange County Sanitation District (OCSD) Admin Committee meeting; the annual La Palma Volunteer Recognition event; voiced his appreciation for the response to a water emergency by Water/Maintenance Supervisor Chavira; and reported that in January, Staff presented a Police Department study and asked for an update on the Dispatch Center.

Chief Kim responded that in the upcoming FY 2017-18 Budget, Staff has funds set aside to address Dispatch's GIS needs and additional training; that it is currently being planned out; and that the work will start in 2017-18.

City Manager Murray also noted the process to address Dispatch's concerns requires planning and preparation, acquiring quotes, and other time consuming project requirements that will have the project commencing next Fiscal Year.

Council Member Goodman attended the annual La Palma Volunteer Recognition event.

Council Member Goedhart attended the American Cancer Society Relay for Life event and the annual La Palma Volunteer Recognition event.

Mayor Steggell attended the annual La Palma Volunteer Recognition event.

CITY MANAGER REMARKS

City Manager Murray had nothing further to report and asked Community Services Director Belknap to announce his event and Police Chief Kim to report on recent police activity.

Community Services Director Belknap announced the upcoming Arbor Day celebration on April 25th in Central Park at 4:30 p.m. and invited the City Council and public to attend.

Police Chief Kim reported on the increase in home invasion robberies; that the City's Dispatch Center received a call from an extremely worried resident who reported that his home security cameras were catching a robbery in progress; and that La Palma Police Officers responded to within a couple of minutes and apprehended and arrested the burglary suspects involved.

CITY ATTORNEY REMARKS

City Attorney Kuperberg had nothing to report but noted that he will be out of town next month and that Assistant City Attorney Webb will be taking his place during his absence.

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
Sea Shelton, Administrative Services Director
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 Steggell recessed to Closed Session at 8:18 p.m.

Mayor Steggell reconvened in Open Session at 9:28 and asked for a report.

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

ADJOURNMENT:

Mayor Steggell adjourned the Regular Meeting of the La Palma City Council at 9:29 p.m.

Michele Steggell
Mayor

Attest:

Kimberly Kenney
Deputy City Clerk