

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

June 20, 2017

CALL TO ORDER: Mayor Steggell called the Regular Meeting of the La Palma City Council to order at 7:01 p.m. in the Council Chambers of La Palma City Hall, 7822 Walker Street, La Palma, California.

PLEDGE OF ALLEGIANCE: Council Member Kim

INVOCATION: Council Member Goedhart

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
Emily Webb, Assistant City Attorney
Terry Kim, Police Chief
Scott Hutter, Planning Manager
Carlo Nafarette, Water/Maintenance Supervisor
Sea Shelton, Administrative Services Director
Kimberly Kenney, Deputy City Clerk

City Manager Murray requested to move the Closed Session Item up in the agenda to follow the presentations as the reportable actions will be of interest to the public. By consensus, the City Council agreed to move into Closed Session right after presentations are made.

PRESENTATIONS

1. Mayor Steggell presented proclamations to Madison Camp & Miyuki Pugrad in recognition of winning the National Ladies Wrestling championships and recognized their Wrestling Coach, Mike Kim, for his efforts.

Christopher Aguilera, representing Assemblywoman Sharon Quirk-Silva, presented Recognition Certificates to Madison Camp and Miyuki Pugrad in recognition of winning the National Ladies Wrestling championships.

CLOSED SESSION

CS-1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: 1 potential case

Mayor Steggell recessed to Closed Session at 7:15 p.m.

The Mayor reconvened the City Council in Open Session at 7:24 p.m. and asked for a report.

City Manager Murray reported that in order to resolve threatened litigation, the City Council authorized the City Attorney and City Manager by unanimous vote to negotiate with SMG Property Management LLC, the owners of 5062 La Palma Avenue, a settlement of the potential dispute regarding the proposed apartment project. The settlement would include the City acquiring the proposed site. She also announced that it is highly likely that the scheduled July 5, 2017, Public Hearing will be continued until a final settlement can be reached.

ORAL COMMUNICATIONS

Christopher Aguilera, representing Assemblywoman Sharon Quirk-Silva, announced the upcoming public Breakfast Club on June 23, 2017, at the Cypress Community Center with Mack Taylor, California legislative Analyst, who will provide insight and perspective.

Terryl Weber, a La Palma resident, addressed the City Council regarding Item 6 on the Consent Calendar, the Crossing Guard Services agreement; inquiry into whether adults and seniors are included in crossing guard services; requested a monthly report listing the performance frequency provided to all ages; and that the report should be available to the public.

Mr. Weber added that he recognized and thanked the residents of La Palma who came forward with their concerns regarding the 11-Unit proposed Apartment Complex on La Palma Avenue, and thanked the Development and Circulation Committee for listening to their concerns.

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 June 6, 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, Mayor Pro Tem Hwangbo, Council Member Kim, and Mayor Steggell

NOES: None

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

RECONVENE THE CITY COUNCIL FOR A JOINT MEETING WITH THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE DISSOLVED COMMUNITY DEVELOPMENT COMMISSION AT 7:22 P.M.

REGULAR ITEMS

1. Update to Statement of Investment Policy

Administrative Services Director Shelton introduced Sarah Meacham, Managing Director for PFM Investment, gave a Staff Presentation.

Council discussion ensued regarding clarification on benchmarks; that PFM works with Staff to set the Benchmarks; that the contract with PFM has no termination date, but rather a 30 day clause; details on the diversified investment portfolio; that negotiable CD's are determined based on credit-worthiness; term of Corporate Notes; and PFM's strategy for Corporate Notes.

Sarah Meacham continued the presentation.

Council Comments and Questions:

None.

Approve a Joint Successor Agency and City Council Resolution updating the Statement of Investment Policy to reflect changes to the California Government Code.

Council Member Goedhart made a motion to adopt Joint Resolution No. CC 2017-37 and SA 2017-05 updating the Statement of Investment Policy to reflect changes to the California Government Code.

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

ADJOURN THE CITY OF LA PALM AS SUCCESSOR AGENCY at 7:32 p.m.

CONSENT CALENDAR

2. Waive the Reading of All Ordinances

Waive the reading of all Ordinances in their entirety and read by title only.

3. Approval of Council Minutes

Minutes of the June 6, 2017, Regular Meeting, and June 14, 2017, Special Meeting of the City Council.

4. Approval of Register of Demands

Resolution No. 2017-38 approving the Register of demands for June 20, 2017.

5. Fiscal Year 2017-18 Amendment to Agreement with the Southeast Area Animal Control Authority for Animal Care Services

Approve and authorize the Mayor to execute an amendment to the Agreement with the Southeast Area Animal Control Authority (SEAACA) for the delivery of animal care services for the 2017-18 Fiscal Year.

7. Annual Measure M2 Eligibility Submittal Package, Fiscal Year 2017-18

- a) Adopt the Measure M2 Seven-Year Capital Improvement Program (Fiscal Year 2017-18 through Fiscal Year 2023-24);
- b) Approve the City's Resolution for the Circulation Element, Local Signal Synchronization Plan, and Mitigation Fee Program; and
- c) Authorize the Community Services Director to submit the City's Measure M2 eligibility package to the Orange County Transportation Authority.

Council Member Goedhart made a motion to approve Consent Calendar Items 2 through 5 and 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

ITEMS PULLED FROM CONSENT CALENDAR

6. Amendment to Agreement with All City Management Services, Inc., for Providing School Crossing Guard Services

Mayor Pro Tem Hwangbo requested to have Item 6 pulled from the Consent Calendar to allow Mr. Weber's Oral Comments to be addressed by Staff.

Police Chief Kim responded that All City Management Services (ACMS) does provide all pedestrians - adults and children - street crossing services and added that detailed service reports will be requested.

Council Member Goedhart added that he can confirm that during his routine city-wide walks, ACMS does provide all age crossing services to members of the public.

Approve and authorize the Mayor to execute an amendment to the Agreement between All City Management Services, Inc., and the City of La Palma for providing School Crossing Guard Services for a one-year period, commencing July 1, 2017, through June 30, 2018.

Mayor Pro Tem Hwangbo made a motion to approve the amendment to Agreement with All City Management Services, Inc., for Providing School Crossing Guard Services

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. Award of Contract to STL Landscape, Inc. in the Amount of \$142,000 for STATE ROUTE 91 FREEWAY TREE REPLACEMENT – (City Project SR 91 Tree Replacement 2017-01)

City Manager Murray gave the Staff Report.

Mayor Pro Tem Hwangbo made a motion to approve the award of Contract to STL Landscape, Inc. in the Amount of \$142,000 for STATE ROUTE 91 FREEWAY TREE REPLACEMENT – (City Project SR 91 Tree Replacement 2017-01)

The motion was seconded by Council Member Goodman 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

9. Council Member Request: R3 Building Moratorium

City Manager Murray introduced the item and reported that the City received two letters from the Building Industry Association (BIA) and California Apartment Association (CAA) in opposition to the proposed moratorium in R-3 Zoned property.

Council Member Goedhart introduced his request; that he supports reviewing the standards in the R-3 Zones and Overlay Zones; that this could involve rezoning the designated properties; possibly reviewing other alternatives for meeting the affordable housing requirements by the State along Orangethorpe Avenue instead of in the middle of the City; support for a 45 day moratorium to conduct a full review in order to take La Palma's concerns into consideration; and possibly putting this on the July 5 Agenda.

Council Comments and Questions:

Discussion ensued regarding support for this item unless there are other options; and that the moratorium is in the City's best interest until a full review can be completed.

Assistant City Attorney Web noted due to noticing and legal requirements, the matter may not make the time frame for the July 5 City Council Agenda. City Manager Murray responded that Staff will do their best to meet that time frame, but may possibly not make it until the July 18th Agenda.

Public Comment:

Terryl Weber, a La Palma resident, addressed the City Council in support of reviewing the City's density related to Land Uses; opposition to a moratorium as it is a business deterrent; that a review should be done as part of due diligence, not making a moratorium.

Further discussion ensued regarding the proposal for only R-3 and Commercial zones; appreciation for BIA and CAA concerns; and that this proposal is only for a temporary moratorium.

Council Member Kim made a motion to direct staff to pursue the Council Member Request for an R-3 and Commercial Zone Building Moratorium.

Further discussion ensued regarding the clarification that the moratorium allows time for a full review of zoning densities; that Staff will work aggressively during the moratorium; that higher density areas will be focused along Orangethorpe as opposed to the middle of the City; that Assistant City Attorney Webb clarified that the moratorium would not prevent the processing of applications, just approval of development in the designated zones; that the action going forward is for a temporary moratorium; that by law, a moratorium is only for 45 days; and that a moratorium could be extended or concluded early.

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

10. Council Member Request: Public Notification for Proposed Apartment Complex

City Manager Murray gave a brief introduction on the Council Member request; that notification for the proposed Apartment Complex are already printed and at the mail house to be mailed to everyone in the City including businesses; that people within a 1000 feet may get double notices; that the cost is a little under \$2,300; and that in the future, if there is a project that warrants it, that the City will notice citywide.

Council Member Goedhart made a motion to receive and file the Council Member Request for citywide public notification for the Proposed Apartment Complex.

The motion was seconded by Council Member Goodman 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

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

Council Member Kim attended the Orange County Sanitation District (OCSD) Board meeting; the OCSD Legislative and Public Affairs Committee meeting; the OCSD Administrative Committee meeting; and the Special City Council meeting.

Mayor Pro Tem Hwangbo attended the Orange County Council of Governments (OCCOG) Board meeting; the Southern California Association of Governments (SCAG) committee meeting; the SCAG Regional Council meeting; and the League of California Cities (LOCC) - Orange County Board meeting.

Council Member Goodman attended the LOCC Housing Community and Economic Development Policy Committee meeting; the Special City Council meeting; the Orange County Vector Control District (OCVCD) Board of Trustees meeting; and the Young Leaders of Orange County (YLOC) 6th Annual Awards ceremony.

Council Member Goedhart had nothing to report.

Mayor Steggell attended the Special City Council meeting.

CITY MANAGER REMARKS

City Manager Murray reminded everyone about the City's upcoming July 4th Run for Fun; and that due to the Independence Day holiday, the next City Council meeting will fall on Wednesday, July 5, 2017.

CITY ATTORNEY REMARKS

Assistant City Attorney Webb had nothing to report.

ADJOURNMENT

Mayor Steggell adjourned the Regular Meeting of the La Palma City Council at 8:01 p.m.

Michele Steggell
Mayor

Attest:

Kimberly Kenney
Deputy City Clerk