

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

December 18, 2018

CALL TO ORDER: Mayor Goodman 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: Mirriele Lacad, Walker Junior High School Civics Core Program

INVOCATION: Dr. Paul Kim, Pastor, La Palma United Methodist Church

ROLL CALL: Council and Commission Members

Council Members Present: Council Member Goedhart, Mayor Goodman, Mayor Pro Tem Kim, Council Member Patel, and Council Member Steggell

Council Members Absent: None

City Officials present: Laurie Murray, City Manager
Joel Kuperberg, City Attorney
Mike Belknap, Community Services Director
Scott Hutter, Planning Manager
Terry Kim, Police Chief
Sea Shelton, Administrative Services Director
Ron Wilkerson, Police Captain
Kimberly Kenney, Deputy City Clerk

PRESENTATIONS

1. City Manager Murray introduced Police Officer Hong Sing Phou as the 2018 Employee of the Year. Mayor Goodman presented a proclamation and cash award to Officer Phou in recognition of being named 2018 Employee of the Year.
2. City Manager Murray introduced Water/Maintenance Supervisor Jake Chavira as the 2018 Supervisor/Professional Employee of the Year. Mayor Goodman presented a proclamation and cash award to Supervisor Chavira in recognition of being named 2018 Supervisor/Professional Employee of the Year.

3. City Manager Murray gave an overview of Joel Kuperberg's service as the City's Attorney for over three decades. Mayor Goodman presented a plaque and proclamation to Joel Kuperberg in recognition of his 31 years of Dedicated Service to the City of La Palma, and presented a certificate of Recognition from Congresswoman Linda Sanchez.

Taylor Quan, representing Senator Chang's office, presented Joel Kuperberg with a certificate of recognition for his 31 years of service to the City of La Palma.

Christopher Aguilera, representing Assemblywoman Sharon-Quirk Silva, presented Joel Kuperberg with a certificate of recognition for his 3 years of service to the City of La Palma.

City Attorney Joel Kuperberg thanked members of the City Council, City Staff, and residents for their support and appreciation of his service and thanked everyone for giving him the opportunity to serve.

ORAL COMMUNICATIONS

Christopher Aguilera, representing Assemblywoman Quirk-Silva's office, addressed the City Council regarding the annual Christmas Toy Drive at Assemblywoman Quirk-Silva's local office in Buena Park and invited all to attend.

Larry Herman, a La Palma resident, addressed the City Council regarding his appreciation for Joel Kuperberg's 31 years of dedicated service to La Palma; and wished him well on his retirement.

RECESS THE CITY COUNCIL AND CONVENE AS THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE DISSOLVED COMMUNITY DEVELOPMENT COMMISSION AT 7:35 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 either the Successor Agency or otherwise as serving as members of the Successor Agency."

CONSENT CALENDAR

- A. Approval of Successor Agency Minutes

Minutes of the November 20, 2018, and the December 4, 2018, Regular Meetings of the Successor Agency.

Council Member Patel did not participate in Consent Calendar A as he was not on Council during that time period.

Mayor Pro Tem Kim made a motion to approve Consent Calendar Item A.

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

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

NOES: None

ABSTAINED: Council Member Patel

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 THE CITY COUNCIL AT 7:36 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 November 20, 2018, and the December 4, 2018, Regular Meetings of the City Council.

3. Approval of Register of Demands

Resolution No. 2018-57 approving the Register of Demands for December 18, 2018.

Council Member Kim announced that he had a financial conflict of interest on Item 3. Council Member Kim did not participate in the vote on this item.

4. Comprehensive Annual Financial Report (CAFR) for the Fiscal Year Ending June 30, 2017

Accept and receive and file the Comprehensive Annual Financial Report (CAFR) of the City of La Palma for the Fiscal Year ended June 30, 2018.

6. Citizen Committee Appointments

a) Reappoint Alta Duke to the Community Activities and Beautification (CAB) Committee with a four-year term expiring December 31, 2022, and keep the vacant seat held by Jonathan Dhauw open until filled; and

b) Reappoint Jan Jensen, Vincent Luu, and Guillermo "Willy" Ortega to the Development and Circulation Committee with four-year terms expiring December 31, 2022.

7. Cooperative Agreement for the Administration of the Orange County Taxi Administration Program (OCTAP)

Authorize the City Manager to execute the Cooperative Agreement with the Orange County Transportation Authority for the administration of the Orange County Taxi Administration Program, effective January 1, 2019, through December 31, 2020.

8. Approve Purchase of Replacement of Police Vehicle Mobile Data Computers from DuraTech USA, Inc.

Approve the purchase and installation of replacement police vehicle mobile data computers (MDC's) in an amount not to exceed \$52,000 from DuraTech USA, Inc.

9. Award of Contract to JDL Design, LLC for the for the Phase 2 City Yard Water Production and Distribution SCADA Improvements

Approve and authorize the Mayor to execute an Agreement with JDL Design, LLC, for the Phase 2 City Yard Water Production and Distribution Supervisory Control and Data Acquisition (SCADA) System Improvements, City Project No. 18-WTR-02.

10. Award of Contract to Jeff Jenkins Service Technician for the Replacement of Two Water Reservoir Tank Mixers

Approve and authorize the Mayor to execute an Agreement with Jeff Jenkins Service Technician for the purchase and replacement of two water reservoir tank mixers, City Project No. 18-WTR-05.

11. Submittal of La Palma Avenue Corridor Regional Traffic Signal Synchronization Program (RTSSP) Project P to the Orange County Transportation Authority for Funding Under the 2019 Comprehensive Transportation Funding Program (CTFP) Call for Projects

Resolution No. 2018-59 approving the submittal of La Palma Avenue Corridor Regional Traffic Signal Synchronization Program (RTSSP) Project to the Orange County Transportation Authority (OCTA) for Funding under the Comprehensive Transportation Program (CTFP).

13. Cancellation of January 2, 2019, City Council and Successor Agency Meetings

Cancel the January 2, 2019, City Council and Successor Agency regular meetings.

Council Member Steggell made a motion to approve Consent Calendar Items 1 through 4, 6 through 11, and Item 13.

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

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

NOES: None

ITEMS PULLED FROM CONSENT CALENDAR

5. Appointment of Emily Webb as the new City Attorney

Council Member Goedhart requested to have Consent Calendar Item 5 pulled to take separate action since the City has not selected a City Attorney in 31 years.

Resolution No. 2018-58 appointing Emily Webb of Rutan & Tucker as the new City Attorney.

Council Member Goedhart made a motion to approve Resolution No. 2018-58 appointing Emily Webb of Rutan & Tucker as the new City Attorney

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

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

NOES: None

Mayor Goodman and the City Council congratulated Emily Webb on her new appointment and welcomed her as the new City Attorney.

12. Time Extension for Precise Plan 285, for Starbucks to Construct a new Starbucks Coffee Shop with Drive-Through at 5014 Orangethorpe Avenue (APN 263-011-01).

City Manager Murray noted that this Item was pulled to allow for public comment.

Helen Singer, Development Director for McDonald's Corporation, addressed the City Council regarding opposition to the extension for Starbuck's Precise Plan 285 because of the conflict with the easement on their property.

Peter Horner, partners with Bryan Carmack, the McDonald's Franchise owner, addressed the City Council regarding his opposition to the extension for Starbucks Precise Plan 285 because of the conflict with the easement on their property.

Bryan Carmack, franchise owner of McDonald's, addressed the City Council regarding his opposition to the extension for Starbuck's Precise Plan 285 because of the conflict with the easement on their property.

Clay Toombs, Moody Street Partners Development Manager representing the property owners of Starbucks, addressed the City Council regarding the lack of response by McDonalds during the several previous Public Hearings on the project; and that this approval will provide an amendment to the entitlement, allowing for an alternate site plan that results in resolution to McDonald's concerns; that a denial of this extension would force Starbuck's to apply for a Conditional Use Permit and start the entire project over; and requested City Council support for the extension. .

A La Palma resident, addressed the City Council regarding her opposition to getting a Starbucks due to traffic concerns and amount of existing coffee shops in La Palma.

City Attorney Kuperberg noted that the City Council had already approved the Starbucks Precise Plan 285 about two years ago; that City Staff have worked with both property owners and made some substantial progress to allow both uses to exist and resolve some disputes; the issue now is that if Starbucks has to start all over again, the additional costs and entitlements are substantial; and support to approve the extension that will allow Starbucks to submit an amendment.

Council Comments and Questions:

Discussion ensued regarding the extension being allowed for one year per the City's Municipal Code; whether the City has the authority to change the extension to six months; that the Starbucks project has been going on for a while; that City Attorney Kuperberg responded that the City Council can authorize the extension for any term they choose; that the amount of work involved by the applicant to resubmit alternative site plans will take significant time because it includes submitting a traffic study as well; that if the extension was only approved for six months, it would be likely that Starbucks would need to request an additional extension; that the proposed amendment for the project includes a decrease in the size of the facility, and a separate entrance on Orangethorpe specifically for Starbucks that would alleviate McDonald's concerns; that there will be another traffic study that will need to be completed as part of the amendment; that placing a wall between the property would defeat the purpose for an easement; and that a wall would limit emergency access.

Resolution No. 2018-60 granting the second one-year time extension for Precise Plan (PP) 285.

Mayor Pro Tem Kim made a motion to approve the Time Extension for Precise Plan 285, for Starbucks to Construct a new Starbucks Coffee Shop with Drive-Through at 5014 Orangethorpe Avenue (APN 263-011-01).

Council Member Goedhart requested a friendly amendment to offer the extension to only a six month period.

Seeing there was no second for the friendly amendment, the motion to amend the extension to six months failed.

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

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

NOES: None

PUBLIC HEARINGS

14. Consideration of Amendment No. 5 to Precise Plan 67, Amendment No. 2 to Precise Plan 139, Amendment No. 3 to Conditional Use Permit 38, Amendment No. 2 to Conditional Use Permit 162, Amendment No. 2 to Conditional Use Permit 164, Amendment No. 2 to Conditional Use Permit 169, a request by the Applicant, Prime Healthcare for site improvements at the La Palma Intercommunity Hospital comprised of an emergency generator, outdoor storage containers, and a cardboard compactor located at 7901 Walker Street, La Palma, CA (APNs 263-281-04, 263-281-12, 263-634-21).

- a) Mayor Goodman opened the Public Hearing at 8:10 p.m.
- b) Planning Manager Hutter gave the Staff Report
- c) Council Member Comments and Questions:

Discussion ensued regarding the last minute changes to the block wall.

Gigi Bainbridge, Managing Director for LPA Architects and representing La Palma Intercommunity Hospital, responded that the ability to replicate the existing wall was challenging without additional work to keep it uniform; and respectfully requested some flexibility to make the wall aesthetically pleasing.

- d) Public Input:

Jan Jensen, a La Palma resident, addressed the City Council regarding support for a block wall versus a wrought iron fence that one could see through.

- e) Mayor Goodman closed the Public Hearing at 8:13 p.m.

Council Member Steggell inquired as to whether the cardboard compactor is going to be on and used all day, or just when it's needed.

Raymond Lubbers, Director of Plant Operations at La Palma Intercommunity Hospital, responded that the cardboard compactor is typically only used during the afternoon.

Mayor Goodman reopened the Public Hearing at 8:14 p.m.

Discussion ensued regarding whether noise testing has been conducted for the proposed cardboard compactor; that there are many homes adjacent to the location of the cardboard compactor; concern that there could be future noise issues; how long the existing cardboard compactor has been in use; and whether the compactor will be in a similar enclosure.

Mr. Lubbers noted that there is an existing cardboard compactor that has been in use for six years; that the noise level for the existing and proposed cardboard compactor is not going to be any different; and that the cardboard compactor is going to be inside an enclosure; and that the machine would be used when there is a sufficient amount of cardboard stored up and not kept running when not in use.

Ms. Bainbridge added that the cardboard compactor is a baler that only compresses the cardboard into bales so they can be easily tied together and removed from the hospital facilities.

Further discussion ensued as to whether the City has received any noise complaints from the adjacent residents; that Staff has only received one inquiry about the cardboard compactor; that the resident who inquired was informed that the equipment must comply with the City's noise ordinance and was notified that the hospital is going to fully enclose the equipment in order to resolve any noise issues; that in the seven years the Hospital has had a cardboard compactor, the City has never received a noise complaint; and a description of the pass-through area from the hospital parking lot to Central Park.

Mayor Goodman closed the Public Hearing at 8:19 p.m.

- f) Adopt a Resolution of the City Council of the City of La Palma Approving Amendment No. 5 to Precise Plan 67, Amendment No. 2 to Precise Plan 139, Amendment No. 3 to Conditional Use Permit 38, Amendment No. 2 to Conditional Use Permit 162, Amendment No. 2 to Conditional Use Permit 164, Amendment No. 2 to Conditional Use Permit 169, a request by the Applicant, Prime Healthcare for site improvements at the La Palma Intercommunity Hospital comprised of an emergency generator, outdoor storage containers, and a cardboard compactor located at 7901 Walker Street, La Palma, CA (APNs 263-281-04, 263-281-12, 263-634-21).

Mayor Pro Tem Kim made a motion to adopt Resolution No. 2018-61 of the City Council of the City of La Palma Approving Amendment No. 5 to Precise Plan 67, Amendment No. 2 to Precise Plan 139, Amendment No. 3 to Conditional Use Permit 38, Amendment No. 2 to Conditional Use Permit 162, Amendment No. 2 to Conditional Use Permit 164, Amendment No. 2

to Conditional Use Permit 169, a request by the Applicant, Prime Healthcare for site improvements at the La Palma Intercommunity Hospital comprised of an emergency generator, outdoor storage containers, and a cardboard compactor located at 7901 Walker Street, La Palma, CA (APNs 263-281-04, 263-281-12, 263-634-21).

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

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

NOES: None

15. Consideration of Amendment No. 4 to Precise Plan 203 and Conditional Use Permit 380, a request by the Applicant, Isla Restaurant, Inc. to serve alcohol with a Type 47 Liquor License (On-Sale General for Bona Fide Public Eating Place) from the State of California Department of Alcohol Beverage Control (ABC); provide live entertainment as an accessory use; and to construct an outdoor patio dining area with trellis along the storefront of the Isla Cuban and Mexican Kitchen restaurant located in Suites 12 and 13 of the commercial building at 30 Centerpointe Drive, La Palma, CA (APN 276-081-38).

a) Mayor Goodman opened the Public Hearing at 8:20 p.m.

b) Planning Manager Hutter gave the Staff Report

c) Council Member Comments and Questions:

Discussion ensued regarding support for the applicants and this project; appreciation to the applicants for choosing La Palma; support for Cuban cuisine; and excitement for this venue to be in full operation.

Maricio Diaz, owner and operator of Isla Restaurant, addressed the City Council regarding the stressful process involved; commended Planning Manager Hutter for his help through the application which made the process easier; and that they are looking forward to opening in March.

d) Public Input:

No members of the public wished to speak.

e) Close Public Hearing for Amendment No. 4 to Precise Plan 203 at 8:28 p.m.

- f) Adopt a Resolution of the City Council of the City of La Palma Approving Amendment No. 4 to Precise Plan 203, a request by the Applicant, Isla Restaurant, Inc. to construct an outdoor patio dining area with trellis along the storefront of the Isla Cuban and Mexican Kitchen restaurant located in Suites 12 and 13 of the commercial building at 30 Centerpointe Drive, La Palma, CA (APN 276-081-38).
- g) Continue the Public Hearing for Conditional Use Permit 380 to the January 15, 2019, City Council Meeting.

Council Member Goedhart made a motion to adopt Resolution No. 2018-62 of the City Council of the City of La Palma Approving Amendment No. 4 to Precise Plan 203, a request by the Applicant, Isla Restaurant, Inc. to construct an outdoor patio dining area with trellis along the storefront of the Isla Cuban and Mexican Kitchen restaurant located in Suites 12 and 13 of the commercial building at 30 Centerpointe Drive, La Palma, CA (APN 276-081-38); and continue the Public Hearing for Conditional Use Permit 380 to the January 15, 2019, City Council meeting.

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

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

NOES: None

- 16. Introduction And First Reading Of Zone Text Amendment No. 2018-XX, An Ordinance Amending City Zoning Code (Chapter 44 Of The La Palma Municipal Code) Section 44-76 Pertaining To The Development Standards Applicable To Properties Within The Multiple-Family Residential (R-3) Zoned Properties To Which The Village Residential Overlay (VRO) Has Been Applied.

- a) Mayor Goodman opened the Public Hearing at 8:29 p.m.
- b) Planning Manager Hutter gave the Staff Report

City Manager Murray added that with this amendment to the City's Zoning Code, the most units that could be built at 5052 and 5062 La Palma Avenue will not be more than 3.4 units per lot; and that staff intends to come forward with a funding request for and update to the City's Housing Element.

c) Council Comments and Questions:

Discussion ensued regarding the value of the land being impacted by decreasing the amount of units allowed; City Attorney Kuperberg's clarification that unfortunately, the Village Residential Overlay (VRO) was not worded clearly as discovered with the former apartment project at 5062 La Palma Avenue; that with a small addition in this amendment, that sentence can clear up the misunderstanding; that the City paid \$1.5 million for 5062 La Palma Avenue; that the adjacent property owner had no issues with this Zoning Amendment; that Staff will be bringing forward a report to the City Council having them decide on a use or provide authority to work with developer or dispose of the property; that City Attorney Kuperberg noted that the law requires that before a property gets deemed as surplus, the property must be made available to certain government entities causing a lag in when the City can dispose of the property; that with this adoption the maximum number of units that are allowed on this piece of property is 3.4 units; support for providing an extremely clear Staff report at adoption that details the exact number of units allowed on this piece of property; and that this Ordinance will correct the missing standards and require the development standards to adhere to a Multiple-Family Residential (R-3) Zone.

d) Public Input:

No members of the public wished to speak.

e) Mayor Goodman closed the Public Hearing at 8:47 p.m.

f) Introduce Zone Text Amendment No. 2018-XX, an Ordinance Amending City Zoning Code (Chapter 44 Of The La Palma Municipal Code) Section 44-76 Pertaining To The Development Standards Applicable To Properties Within The Multiple-Family Residential (R-3) Zoned Properties To Which The Village Residential Overlay (VRO) Has Been Applied.

Mayor Pro Tem Kim made a motion to Introduce Zone Text Amendment No. 2019-01, an Ordinance Amending City Zoning Code (Chapter 44 Of The La Palma Municipal Code) Section 44-76 Pertaining To The Development Standards Applicable To Properties Within The Multiple-Family Residential (R-3) Zoned Properties To Which The Village Residential Overlay (VRO) Has Been Applied.

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

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

NOES: None

REGULAR ITEMS

17. Orange County Fire Authority's (OCFA) Fourth Amendment to the Joint Powers Authority (JPA) Agreement

City Manager Murray introduced Lori Zeller, Deputy Chief/Administration and Support at the OCFA, who gave the Staff Report.

Council Comments and Questions:

Discussion ensued regarding the number of cities that have ratified the agreement; that seven cities that have been presented with this agreement have all unanimously approved it including Aliso Viejo, Laguna Hills, Mission Viejo, Stanton, Tustin, Villa park, and Yorba Linda; that the numbers in the agreement are based on the OCFA's overall finances regardless of whether the City of Irvine is participating or not; that the endeavor is to change the OCFA's financial outlook without impacting service levels; appreciation for the OCFA's presentation; whether Irvine's desire to have the OCFA commit to pension stability played a role in this agreement; that Irvine's request created discussions at the OCFA for sound pension policy; that Council Member Goedhart will not be supporting this because it's not necessary since the OCFA Board adopted this policy in February 2013, and that this action is being proposed to pacify Irvine; that the OCFA's actions are premature until Irvine commits to stay in the JPA; recommendation to withhold Council approval until there is action from Irvine on their position; that the OCFA is committed to pay down the pensions; and Council support for this amendment.

Council Member Steggell made a motion to approve the Orange County Fire Authority's (OCFA) Fourth Amendment to the Joint Powers Authority (JPA) Agreement.

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

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

NOES: Council Member Goedhart

18. Award of Contract to Placeworks for the Creation of a Local Hazard Mitigation Plan Funded Through a Grant From the California Office of Emergency Services.

Police Captain Wilkerson gave the Staff report

Council Comments and Questions:

None.

Public Comment:

Jan Jensen, a La Palma resident, addressed the City Council regarding explanation of what a Local Hazard Mitigation Plan actually is.

Captain Wilkerson responded that a Local Hazard Mitigation Plan (LHMP) is a complex plan that the City can use to identify hazards within the community and how to address those hazards in the event of a natural disaster. City Manager Murray explained that the LHMP helps the City to know how to respond during a disaster, and is required by the Federal Government to have in place in case we declare a State of Emergency, we would then be eligible for Federal Emergency Management Agency (FEMA) Reimbursement.

Council Member Goedhart inquired as to how this will be coordinated with the OCFA.

Aaron Pfannenstiel, Placeworks Senior Associate, responded that they bring the OCFA to the table along with other key stakeholders that will be part of the discussions to ensure we collect the right data to cover La Palma specifically.

Mayor Pro Tem Kim made a motion to approve and Award a Contract to Placeworks for the Creation of a Local Hazard Mitigation Plan Funded Through a Grant From the California Office of Emergency Services.

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

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

NOES: None

Mayor Goodman requested a short recess at 9:07 p.m.

Mayor Goodman reconvened the City Council at 9:13 p.m.

19. Appointments to External Committees and Internal Subcommittees

City Manager Murray introduced the item and gave a brief overview of the appointment process.

- a) Appoint Representatives and Alternates, where appropriate, to the various External and Internal Committees.

Mayor Goodman discussed his recommendations to the following appointments to external committees: Mayor Goodman as the primary representative and Council Member Goedhart as the alternate to the California Joint Powers Insurance Authority (CJPIA); Mayor Pro Tem Kim as the primary representative and Mayor Goodman as the alternate to the Orange County Sanitation District (OCSD); Mayor Pro Tem Kim as the primary representative and Council Member Steggell as the alternate to the Municipal Water District of Orange County (MWDOC); Council Member Patel as the only representative to the Orange County Library Advisory Board; Council Member Patel as the primary representative and Council Member Steggell as the alternate to the Southern California Association of Governments (SCAG) General Assembly; and Mayor Goodman to remain the City's representative to the Orange County Vector Control District (OCVCD).

Mayor Goodman discussed his recommendations to the following appointments to internal subcommittees: Mayor Goodman as the primary representative and Mayor Pro Tem Kim to the Business Task Force Committee; Council Member Patel and Council Member Steggell to the Public School Liaison Subcommittee; and that the positions are to be kept vacant for the Council Policy Subcommittee and to be appointed as an ad-hoc committee when the need arises.

Mayor Goodman made a motion to appoint the Representatives and Alternates, as recommended by consensus, to the various External and Internal Committees.

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

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

NOES: None

- b) Adopt a Resolution designating and appointing a Representative to the Orange County Fire Authority's Board of Directors.

By consensus, the City Council agreed to keep the appointment of Council Member Steggell as the City's representative to the OCFA.

Mayor Goodman made a motion to Resolution 2018-63 designating and appointing Council Member Steggell as the City's Representative to the Orange County Fire Authority's Board of Directors.

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

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

NOES: None

20. Council Member Request: Body Worn Camera Program

Police Chief Kim gave a Staff Report.

Council Comments and Questions:

Discussion ensued regarding appreciation for the Staff Report; that the need to protect our Police Officers was the reason for the request; that the Police Department would need Body Worn Cameras (BWC) for 21 full time sworn active officers and 5 reserve officers; that Buena Park has one staff member managing the BWC and the process; opposition to needing a full time body to manage the program; support to budget for a better, in-depth study for the use of BWC; that La Palma Police Department (LPPD) having BWC's would not impact public safety any more than without having them; that BWC technology is good and would enhance the LPPD officers accountability, it would incur significant costs and need to be prioritized in the budget; that funding for the School Resource Officer (SRO) is not secured in the future and monies would be better served supporting that position over BWC's; support for five years of law enforcement data; that having more time for a more detailed report would allow staff to consult more vendors and have discussions with other agencies who have deployed the BWC technology; that possibly discussing the matter further at the upcoming Strategic Planning Meeting may be a more useful setting; that the data does not support the need for

BWC; that the only agency similar in size that is using BWC is the Cal-State Fullerton University Police Department with 30 sworn officers; that the youth on campus with current SRO Phou is of concern; support to conduct more research on the matter and report out at the Strategic Planning meeting; support to bring forward other methods besides BWC's to protect SRO Phou in his position; that Staff will have sufficient time by the end of January to bring the matter forward to include feedback from SRO Phou; support to not just survey SRO Phou, but all LPPD Officers; that Council Member Goedhart noted a lack of justification for needing this type of technology; and that surveying LPPD would require meet and confer, as it would require with the Police Association; and a consensus to report back at Strategic Planning on when a better timeline would be acceptable to return to the City Council with a full detailed report on the acquisition and use of BWC's for the LPPD.

Public Input:

Mr. Martin, a Buena Park resident who grew up in La Palma, addressed the City Council regarding the negative cost impact of BWC's as a result of staffing and technology needs; that recent State Law that now requires a 45 day turnaround for public requests; privacy concerns with private property on film; and the lack of data that would support the need for BWC's for LPPD Officers.

By consensus, the City Council agreed to receive and file the report, with Council Member Goedhart noting his opposition.

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

Council Member Goedhart attended the annual Employee Recognition Luncheon; the VIP Holiday Dinner; congratulated City Attorney Kuperberg on his well-deserved retirement; and closed by wishing all present a Merry Christmas, Happy Holidays, and a happy New Year.

Council Member Patel attended the annual Employee Recognition Luncheon; congratulated City Attorney Kuperberg on his well-deserved retirement; and closed by wishing all present a Merry Christmas and Happy Holidays.

Council Member Steggell attended the annual Employee Recognition Luncheon; the VIP Holiday Dinner; the Winter Wishes event at Walker Junior High School; congratulated City Attorney Kuperberg on his well-deserved retirement; and closed by wishing all present a Merry Christmas and a happy New Year.

Mayor Pro Tem Kim attended the OCSD Legislative and Public Affairs Committee meeting; the OCSD Administration Committee meeting; the annual Employee

Recognition Luncheon and congratulated the Employee and Supervisor of the Year; the VIP Holiday Dinner; congratulated City Attorney Kuperberg on his well-deserved retirement; and closed by wishing all present a Merry Christmas, Happy Holidays, and a happy New Year.

Mayor Goodman attended the annual Employee Recognition Luncheon and congratulated the Employee and Supervisor of the Year; the VIP Holiday Dinner; the Los Coyotes Tree Lighting Performance; congratulated City Attorney Kuperberg on his well-deserved retirement; and closed by wishing all present a Merry Christmas, a Happy Holidays, and a happy New Year.

CITY MANAGER REMARKS

City Manager Murray reminded everyone that City Administrative Offices will be closed from Friday, December 21, 2018 - January 1, 2019, as a result of the holiday closure; congratulated City Attorney Kuperberg on his well-deserved retirement; congratulated City Attorney Webb on her appointment; and wished everyone a Merry Christmas and a joyous New Year.

CITY ATTORNEY REMARKS

City Attorney Kuperberg announced his appreciation for the congratulatory remarks; noted that he will make himself available over the next few months during the transition to newly appointed City Attorney Webb; and requested that City Attorney Webb be the one to attend the Closed Session as the matter before the City Council is her skill set and will be the individual to implement the action in his absence; thanked Staff and the City Council for the opportunity to serve the La Palma community; and wished everyone a Merry Christmas, and a very safe Holiday season.

CLOSED SESSION

CS-1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, SIGNIFICANT EXPOSURE TO LITIGATION

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): (1 case)

Mayor Goodman recessed to Closed Session at 10:03 p.m.

Mayor Goodman reconvened in Open Session at 10:22 p.m. and asked for a report.

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

ADJOURNMENT

Mayor Goodman adjourned the Regular Meeting of the La Palma City Council at 10:23 p.m.

Marshall Goodman
Mayor

Attest:

Kimberly Kenney, CMC
Deputy City Clerk