

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

August 6, 2019

CALL TO ORDER: Mayor Pro Tem 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 Mayor Goodman being absent.

PLEDGE OF ALLEGIANCE: Council Member Patel

INVOCATION: President Steve Jankovich, Church of Jesus Christ of Latter Day Saints

ROLL CALL: Council and Commission Members

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

Council Members absent: Mayor Goodman

City Officials present: Laurie Murray, City Manager
Ajit Thind, City Attorney
Mike Belknap, Community Services Director
Scott Hutter, Planning Manager
Terry Kim, Police Chief
Sea Shelton, Administrative Services Director
Ryan Hallett-Hinton, Assistant to the City Manager
Kimberly Kenney, Deputy City Clerk

PRESENTATIONS

1. Jennifer Lee, Partnership Specialist, with the U.S. Census Bureau, gave a presentation on the upcoming 2020 United States Census.

Discussion ensued regarding City Council appreciation for the presentation; the importance of the Census; that one or two Council Members can be appointed to the U.S. Census Complete Count Committee at the Council's pleasure; that the Complete Count Committee can be placed on the August 20th Agenda; and Ms. Lee's appreciation for the City Council's leadership.

2. Community Services Director Belknap introduced Interim Recreation Coordinator Ivan San Pedro who, along with Mayor Pro Tem Kim and the City Council, presented certificates of Recognition to the 2019 Volunteers.

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 7:23 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 of 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 July 16, 2019, Regular Meeting of the Successor Agency.

- B. Approval of Successor Agency Register of Demands

Resolution No. SA 2019-05 approving the Register of Demands for August 6, 2019.

- C. Successor Agency 4th Quarter Cash and Investment Report, Fiscal Year 2018-19, as of June 30, 2019

Receive and file the Cash and Investment Report for the fourth quarter of fiscal year 2018-19.

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

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

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

NOES: None

ABSENT: Mayor Goodman

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 7:24 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 July 16, 2019, Regular Meeting of the La Palma City Council.
3. Approval of Register of Demands
Resolution No. 2019-35 approving the Register of Demands for August 6, 2019.
Mayor Pro Tem Kim announced that he had a financial conflict of interest on Item 3. Mayor Pro Tem Kim did not participate in the vote on this item.
4. City of La Palma 4th Quarter Cash and Investment Report, Fiscal Year 2018-19, as of June 30, 2019
Receive and file the Cash and Investment Report for the fourth quarter of fiscal year 2018-19.
5. Destruction of Obsolete Departmental Records
Resolution No. 2019-36 authorizing the destruction of obsolete records pursuant to the California Government Code Section 34090.

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

Approve and authorize the Mayor to execute an Agreement between All City Management Services (ACMS), Inc. and the City of La Palma for providing school crossing guard services for a three-year period, commencing July 1, 2019, through June 30, 2022.

8. Amendment to Agreement with Priority Landscape Services, LLC.

Approve and authorize the Mayor to execute an amendment to the Agreement with Priority Landscape Services, LLC.

Council Member Goedhart made a motion to approve Consent Calendar Items 1 through 6, and Item 8.

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

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

ITEM PULLED FROM CONSENT CALENDAR:

7. City Manager Salary Resolution

Council Member Steggell requested to have the item pulled from the Consent Calendar in order to record a separate vote.

Resolution No. 2019-37 increasing the City Manager's annual salary from \$169,744 to \$178,231.

Council Member Goedhart made a motion to approve Consent Calendar Item 7.

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

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

ABSENT: Mayor Goodman

PUBLIC HEARINGS

9. CONTINUATION OF PUBLIC HEARING: REQUEST TO CONTINUE Consideration of Amendment No. 2 to Conditional Use Permit 35, A Request by the Applicant, The United Methodist Church of La Palma, to Allow for the Operation of an Adult Day Health Care (ADHC) Facility at 8111 Walker Street, La Palma, CA 90623 (APN 262-102-20) TO THE CITY COUNCIL MEETING ON SEPTEMBER 3, 2019.

a) Mayor Pro Tem Kim re-opened the Public Hearing at 7:25 p.m.

b) Planning Manager Hutter gave the Staff Report.

c) Council Member Comments and Questions:

None

d) Public Input:

Kathy Salazar, a La Palma resident, addressed the City Council by asking for more information; that another ADHC site visited was much smaller than the one being proposed; that shuttle vans were loud and noisy; concerned that 120 people on campus has not been studied sufficiently; opposed to having 120 people on site the entire week; opposition to the unattractive look of the building; opposition to this use; concerns about the company and length of time in business; how this will impact the high school traffic; and whether the Council Members have visited the church.

Planning Manager Hutter responded that he'll be able to return on September 3rd with a comprehensive analysis and response to all the questions that arise.

Rick Salazar, a La Palma resident, addressed the City Council regarding the 120 maximum capacity; who monitors the capacity levels; and how to regulate and enforce the rules for that business size.

Planning Manager Hutter responded that although he is not familiar with the State's mechanisms for monitoring this business, the applicant may be able to answer the concerns.

Mayor Pro Tem Kim added that if the project were approved and the applicant goes above the maximum allowed, the City has some recourse in terms of the approval the City has given. Planning Manager Hutter

concluded stating that the City's entitlement process could be revisited or revoked.

Mr. Salazar added that he wants his opposition to the project on the record and noted this organization applied for another site that was not approved by the City Council as a result of resident opposition.

Mayor Pro Tem Kim clarified that the previous project was not the same applicant; City Manager Murray also noted that the project was not approved because of the location's parking issues; and that Staff will contact the State on their compliance and enforcement mechanisms.

Dan Proctor, a La Palma resident, addressed the City Council regarding his opposition to the project; and requested that the City Council oppose the project.

Mary Paningsoro, a La Palma resident, addressed the City Council regarding the existing noise situation on one side of her property with Walmart and opposed adding to current noise issues that the adjacent residents already have to deal with.

Discussion ensued regarding the operators only operating on the first floor; that Staff is working with the applicant to have the shuttle location on the opposite side of property away from the residential area that was originally proposed; and that Staff is working to address the other concerns.

- e) Mayor Pro Tem Kim closed the Public Hearing at 7:43 p.m. and requested a motion to continue the item.
- f) APPROVE REQUEST TO CONTINUE PUBLIC HEARING ON Amendment No. 2 to Conditional Use Permit 35, for the Applicant, The United Methodist Church of La Palma, to allow for the operation of an Adult Day Health Care (ADHC) facility at 8111 Walker Street, La Palma, CA 90623 (APN 262-102-20) TO THE CITY COUNCIL MEETING ON SEPTEMBER 3, 2019.

Council Member Patel made a motion to approve the Request to Continue the Public Hearing on Amendment No. 2 to Conditional Use Permit 35, for the Applicant, The United Methodist Church of La Palma, to allow for the operation of an Adult Day Health Care (ADHC) facility at 8111 Walker Street, La Palma, CA 90623 (APN 262-102-20) TO THE CITY COUNCIL MEETING ON SEPTEMBER 3, 2019.

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

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

NOES: None

ABSENT: Mayor Goodman

10. Business Engagement Council Policy & North Orange County Chamber Membership

Assistant to the City Manager Hallett-Hinton gave the Staff Report.

Council Comments and Questions:

Discussion ensued regarding what the \$1,000 annual charge for membership to the North Orange County Chamber of Commerce (NOCCC) would cover.

Teresa Harvey, President and CEO of the NOCCC, responded to the City Council by detailing the annual fees cover all ribbon cuttings during the membership year; that the membership fee is based on the benefits received; that it's a tiered membership program customized to La Palma; the fees include a banner ad on their website; that La Palma businesses that choose to opt-in to their newsletter will become courtesy members in order to promote their activities; that the City will also be able to promote City events in the newsletter ; that they monitor State and Federal legislation that impact businesses and their ability to conduct business.

Discussion further ensued regarding the Chamber being responsible for promoting the ribbon cutting event to the board and business members, bring the red ribbon and scissors to the event, and brings a professional photographer that shares the photos with the business owner and City; that the Chamber is a 501(c)(6)non-profit organization with about 500 members; that in addition to paid subscribers, we have about 2,000 courtesy members who receive our communications; that a non-member could easily purchase a ribbon cutting event for \$150; and that Staff anticipates that the current members of the City Council Ad-Hoc Committee serve during this calendar year until the annual appointment process.

Public Input:

No members of the public wished to speak.

- a. Adopt Council Policy 8: Business Engagement; and
- b. Authorize the City's membership in the North Orange County Chamber with an annual membership fee of \$1,000.

Council Member Steggell made a motion to adopt Council Policy 8: Business Engagement; and authorize the City's membership in the North Orange County Chamber with an annual membership fee of \$1,000.

Council Member Goedhart requested a friendly amendment to be added to the Policy to state more specifically that "the Committee prepare a written report on an annual basis" instead of periodically, and add that "the City Council shall annually review in June" during the budget process.

Mayor Pro Tem Kim asked for clarification on membership being on a calendar year or year to date from time of membership. President Harvey responded that membership falls from the time membership starts.

The friendly amendment was accepted by the City Council.

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

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

NOES: None

ABSENT: Mayor Goodman

11. Study Session: Council Member Request - Term Limits

City Manager Murray announced that Mayor Goodman requested to have this item continued to August 20th until after his return so he may participate.

Public Input:

No members of the public wished to speak.

Council Member Patel made a motion to approve the continuation of the Study Session: Council Member Request - Term Limits to the August 20th Agenda.

Council Member Goedhart announced that he may have a conflict on August 20th and is working on a resolution.

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

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

NOES: None

ABSENT: Mayor Goodman

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

Council Member Goedhart attended the annual City Expo.

Council Member Patel attended the annual Civic Expo and Concert in the Park.

Council Member Steggell attended the Orange County Fire Authority (OCFA) meeting and the National Night Out event.

Mayor Pro Tem Kim attended the Orange County Sanitation District (OCSD) Administration Committee meeting; the OCSD Board meeting; the OCSD Centrifuge Unveiling; the OCSD 65th Anniversary/Open House event; and the annual Civic Expo.

CITY MANAGER REMARKS

City Manager Murray thanked the City Council for their support of the action taken on her salary amendment; announced that she will be out of town from August 7 - 16; and that Administrative Services Director Shelton will be the Acting City Manager in her absence.

CITY ATTORNEY REMARKS

City Attorney Thind had nothing to report.

ADJOURNMENT

Mayor Pro Tem Kim adjourned the Regular Meeting of the City Council at 8:01 p.m. in memory of Mike Brunelli, a member of the La Palma Volunteer in Policing (VIP) who lost his battle with cancer yesterday morning; that the City Council's heartfelt condolences go out to his wife Jean, and their children and grandchildren; and also adjourned in memory of those who lost their lives in the senseless mass shootings this past week and a half in Gilroy, El Paso, and Dayton. He closed by announcing the City Council's thoughts and prayers are with Mike's family and with all of those who lost loved ones in the three shootings.

Marshall Goodman
Mayor

Attest:

Kimberly Kenney, CMC
Deputy City Clerk