

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

September 3, 2019

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: Council Member Goedhart

INVOCATION: Pastor Matthew Agosto, City Church

ROLL CALL: Council 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
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

None Scheduled.

ORAL COMMUNICATIONS

Robert Carruth, a La Palma resident, addressed the City Council regarding the La Palma Community Foundation and their lack of response to his public records requests.

Taylor Quan, representing Senator Ling Ling Chang's office, addressed the City Council regarding upcoming events, including mobile office hours tomorrow at the City's Sago Palm Room and the upcoming "Age Well - Drive Smart" event designed for senior citizens and new driving laws on September 25 in Cypress.

RECESS THE CITY COUNCIL AND CONVENE AS THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE DISSOLVED COMMUNITY DEVELOPMENT COMMISSION AT 7:08 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 August 20, 2019, Regular Meeting of the Successor Agency.

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

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

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

NOES: None

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

ADJOURN THE SUCCESSOR AGENCY AND RECONVENE AS RECONVENE AS THE CITY COUNCIL AT 7:09 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 August 20, 2019, Regular Meeting.

3. Approval of Register of Demands

Resolution No. 2019-39 approving the Register of Demands for September 3, 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.

Council Member Steggell made a motion to approve Consent Calendar Items 1 through 3.

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

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

NOES: None

PUBLIC HEARINGS

4. 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 17, 2019.

City Manager Murray announced that the Agenda Staff Report is accurate; however, the title of the item need to be corrected to reflect that this item will be continued to October 1, 2019.

- a) Mayor Goodman Re-Opened the Public Hearing at 7:11 p.m.
- b) Planning Manager Hutter gave the Staff Report
- c) Council Member Comments and Questions:
None.
- d) Public Input:
No members of the public wished to speak.
- e) Mayor Goodman closed the Public Hearing at 7:12 p.m.
- 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 OCTOBER 1, 2019.

Mayor Pro Tem Kim made a motion to approve THE 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 OCTOBER 1, 2019.

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

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

NOES: None

REGULAR ITEMS

5. Walmart Shopping Center Code Enforcement Update

City Manager Murray gave the Staff Report.

Receive and File the Walmart Shopping Center Code Enforcement Update.

By consensus, the City Council agreed to receive and file the report.

6. Second Reading and Adoption of Ordinance No. 2019-XX, an Ordinance of the City Council of the City of La Palma, California, Amending Article 6 of Chapter 22 of the La Palma Municipal Code Relating to the Taxi Administration Program

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

Council Member Comments and Questions:

None.

Public Input:

No members of the public wished to speak.

Conduct a second reading and adopt Ordinance No. 2019-02 amending Article 6 of Chapter 22 of the La Palma Municipal Code pertaining to the Taxi Administration Program.

Mayor Pro Tem Kim made a motion to conduct the second reading and adopt Ordinance No. 2019-02, an Ordinance of the City Council of the City of La Palma, California, Amending Article 6 of Chapter 22 of the La Palma Municipal Code Relating to the Taxi Administration Program.

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

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

NOES: None

7. Resolution Proposing and Submitting to the Voters at the Municipal Election to be Held on March 3, 2020, a Proposal to Amend Municipal Code Section 2-8 to Increase the Term Limits Applicable to the Offices of the Members of the City Council from Two to Three Consecutive Terns and to Decrease the Cooling Off Period from Four to Two Years; Directing the City Attorney to Prepare an Impartial Analysis, and Authorizing and Setting Deadlines for the Filing of Arguments For or Against the Ballot Measure

City Manager Murray gave the Staff Report.

Council Member Comments and Questions:

None.

Public Input:

Wendy Moonier, a La Palma resident, addressed the City Council regarding her opposition to the proposal's cost to the tax payer.

Sharon Nix, a La Palma resident, addressed the City Council regarding her opposition to perceived lack of transparency; opposition to the City's reasoning for extending term limits; and support for keeping the current term limits.

Larry Herman, a La Palma resident, addressed the City Council regarding his opposition to extending term limits; opposition to the cost of this proposal; and his history serving on the City Council.

Linda Decarvalho, a La Palma resident, addressed the City Council regarding opposition to the City's reasoning for extending term limits; and support for more public outreach to potential candidates.

Alta Duke, a La Palma resident, addressed the City Council regarding how this affects the currently seated Council Members terms; and support for more information in order to make an informed decision.

Keith Nelson, a La Palma resident, addressed the City Council regarding his opposition to the City's reasoning for extending term limits; his history serving on the City Council; opposition to previous City Council decisions; and support for keeping existing term limits.

Jerry Lomeli, a La Palma resident, addressed the City Council regarding support for more information in order to make an informed decision; and support for keeping existing term limits.

Robert Carruth, a La Palma resident, addressed the City Council regarding his opposition to extending term limits; support for keeping existing term limits; that incumbents deter the ability for new candidates to serve; and a request to table the item permanently.

Mr. Carruth read a letter by resident and former Council Member Steve Hwangbo who addressed the City Council regarding his opposition to extending term limits; that two terms is enough to make an impact; that incumbents deter the ability for new candidates to serve; and support for keeping existing term limits.

Jennifer Carruth, a La Palma resident, read a letter by Steve Maikoski who addressed the City Council regarding his support for every opportunity provided to residents interested in serving on the City Council; support for more information in order to make an informed decision; and support for keeping existing term limits.

Lisa Walker, a La Palma resident, addressed the City Council regarding her opposition to the cost of this proposal; and that if the City decides to move forward, support for putting the measure on the General Election Ballot to alleviate false perceptions and curb costs.

Council Member Patel thanked the residents for speaking; explained that his abstention was to allow an opportunity to hear from the public; and that he could not make a decision until the rest of the information was gathered and a good response from the public was received.

Mayor Pro Tem Kim thanked the residents for their response; and that he has full confidence that as a result of the outspoken residents, the City will have great candidates at the next election; and that he does not support this proposal, but hopes it is tabled indefinitely.

Council Member Goedhart noted his support for increasing term limits, although he is not running again; that the discussion was about the future of the City; that there are pros in support of two and three terms, however tonight is not the time to move forward with this; support for experience at the dais; that the facts are that previous elections have not been contested; support for a good upcoming election with so many potential candidates that appeared tonight; that there is not nefarious intent with the City Council's desire to bring forward this proposal; support for the public's feedback; and support for tabling the item.

Council Member Steggell thanked the residents that came forward; that this meeting is not the first meeting that the City Council has been discussing this matter; that this item has been published on the Agenda several times; that the City Council has been very transparent; that any members of the public who have any concerns are free to contact her by phone, although none have; and supportive of having this discussion.

Mayor Goodman thanked the public for their feedback; that he hopes residents stay involved and not just on controversial items; that the job of the City Council is to discuss these matters and that they are doing their due diligence; as a previous Community Activities and Beautification (CAB) Committee, he noted a decrease in community involvement in civic activities; that he was encouraged to run for City Council; that he in turn has encouraged residents to run for openings on the City Council and Citizen Committees, but continue to get responses that they don't want to be involved or don't have time; encouraged those present to consider

a position on the City Council and get involved; and support to table this matter indefinitely.

Resolution No. 2019-40 proposing and submitting to the voters at the Municipal Election to be held on March 3, 2020, a proposal to amend Municipal Code Section 2-8 to increase the term limits applicable to the Offices of the Members of the City Council from two to three consecutive terms and to decrease the cooling off period from four to two years, directing the City Attorney to prepare an impartial analysis, and authorizing and setting deadlines for the filing of arguments for or against the ballot measure.

Mayor Goodman made a motion to table the matter indefinitely.

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

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

NOES: None

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

Council Member Goedhart had nothing to report.

Council Member Steggell attended the Orange County Fire Authority (OCFA) Meeting and announced that Garden Grove has now joined the Authority.

Mayor Pro Tem Kim had nothing to report and congratulated Officer Kim on his appointment.

Council Member Patel had nothing to report.

Mayor Goodman attended the California Joint Powers Insurance Authority (CJPIA) Executive Committee meeting.

CITY MANAGER REMARKS

City Manager Murray had nothing to report.

CITY ATTORNEY REMARKS

City Attorney Thind had nothing to report.

CLOSED SESSION

CS-1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Consideration of whether to initiate litigation pursuant to Government Code Section 54956.9(d)(4): (1 case)

Mayor Goodman announced that he will be adjourning in memory of long time La Palma Neighborhood Watch and VIP volunteer, Rosemary Scichilone, who passed away a little over a week ago. Rosemary was the 2009 Americana Award recipients along with Kitty Mallett. He closed by adding that the City Council and Staff's thoughts and prayers are with Rosemary's family at this time.

Mayor Goodman recessed to Closed Session at 8:16 p.m.

Mayor Goodman reconvened in Open Session at 9:06 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 City Council at 9:07 p.m.

Marshall Goodman
Mayor

Attest:

Kimberly Kenney, CMC
Deputy City Clerk