



AGENDA

REGULAR MEETING

LA PALMA CITY COUNCIL

May 2, 2023

Debbie S. Baker
Mayor

Marshall Goodman
Mayor Pro Tem

Janet Keo Conklin
Council Member

Nitesh P. Patel
Council Member

Mark I. Waldman
Council Member

5:30 p.m. Closed Session

6:30 p.m. Open Session

La Palma City Hall

Council Chambers

7822 Walker Street, La Palma

CALL TO ORDER

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: One potential case, possible hostile work environment claim.

CS-2. **CS-1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Pursuant to Government Code Section 54956.9 paragraph (2) of subdivision (d) Significant exposure to litigation: One potential case related to Crown Castle license agreement.

CS-3. **CONFERENCE WITH REAL PROPERTY NEGOTIATIONS PURSUANT TO GOVERNMENT CODE SECTION 54956.8**

Property: 5062 La Palma Avenue, La Palma, California
APN: 262-081-04

Agency negotiator: Conal McNamara, City Manager
Ajit Thind, City Attorney

Negotiating parties: Esoteric Homes, Inc

Under negotiations: Price and terms of payment

CS-4. **CONFERENCE WITH LABOR NEGOTIATORS**

Pursuant to Government Code section 54957.6.

Agency Designated Representatives: Conal McNamara, City Manager
Ryan Hallett, Administrative Services Director
Steve Filarsky, Labor Attorney

Employee Organizations: La Palma General Employees Association
La Palma Professional Employees
Association
La Palma Police Association

Unrepresented Employees: Executive Management

CS-5. **CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6.**

Agency Designated Representatives: Ajit Thind, City Attorney
Ryan Hallett, Administrative Services
Director

Unrepresented Employee: City Manager

CS-6. **THE CITY COUNCIL WILL MEET IN CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54957(B)(1):**

PUBLIC EMPLOYMENT

Position Title: City Manager

OPEN SESSION to Begin at 6:30 PM

PLEDGE OF ALLEGIANCE: Council Member Conklin

INVOCATION: Pastor Steve Bland, La Palma Christian Church
Mayor Pro Tem Goodman

ROLL CALL:

Council Members

PRESENTATIONS

1. Proclamation in Recognition of May through August as Drowning Prevention
2. Proclamation in Recognition of May 21-27, 2023, as Public Works Recognition Week
3. Presentation by City of Hope, Orange County

ORAL COMMUNICATIONS (Time Limit: 5 Minutes Each)

Time has been reserved at this point in the Agenda for persons wishing to speak on any item that is not listed on the Agenda. By law, the City Council is prohibited from taking action on such oral comments. The matter will be automatically referred to staff for appropriate response or action or will be placed on the Agenda of a future meeting. Matters listed on the Agenda may be addressed either at this time or at the time they are before the City Council for discussion.

CONSENT CALENDAR (12 Items)

All matters listed under Consent Calendar will be acted upon by one motion affirming the action recommended on the Agenda. There will be no separate discussion on these items prior to voting unless members of the City Council, Staff, or the public request that specific items be removed from the Consent Calendar for separate action. Any member of the public who wishes to discuss a Consent Calendar item should come forward to the microphone and, upon recognition by the Mayor, state his or her name, address, and the item number.

1. **Waive the Reading of All Ordinances**

Recommendation that the City Council waive the reading of all Ordinances in their entirety and read by title only.

2. **Approval of Council Minutes**

Recommendation that the City Council approve the Minutes of the April 4, 2023, Regular Meeting of the City Council.

3. **Approval of Register of Demands**

Recommendation that the City Council adopt a Resolution approving the Registers of Demands for April 18, 2023, and May 2, 2023.

4. **Third Quarter Operating Report, Fiscal Year 2022-23**

Recommendation that the City Council receive and file the Third Quarter Operating Report, Fiscal Year 2022-23.

5. **City of La Palma Third Quarter Cash and Investment Report, Fiscal Year 2022-23, as of March 31, 2023**

Recommendation that the City Council receive and file the Cash and Investment Report for the third quarter of Fiscal Year 2022-23.

6. **Resolution Amending the City Council's Regular Meeting Schedule**

Recommendation that the City Council adopt a Resolution amending the City's Council's Regular Meeting Schedule.

7. **Agreement for Prosecution Services by the District Attorney of Orange County**

Recommendation that the City Council approve and authorize the Mayor to execute the Agreement for Prosecution Services between the City of La Palma and the County of Orange

8. **Resolution Identifying The Road Repair and Accountability Act List (SB 1) of Projects for Fiscal Year 2023-24**

Recommendation that the City Council adopt a resolution to identify a list of projects to be funded by Senate Bill 1 (SB 1), The Road Repair and Accountability Act, for Fiscal Year 2023-24.

9. **Notification of Rate Adjustment for Sanitation Services**

Recommendation that the City Council receive and file the report regarding the rate adjustment for residential and commercial sanitation services effective July 1, 2023.

10. **Award of Contract to Golden Meter Service, Inc. for Water Meter MIU (Meter Interface Unit) Conversion Program**

Recommendation that the City Council award a Contract to Golden Meter Service Inc, in an amount not to exceed \$37,500 for Water Meter Interface Unit (MIU) conversions.

11. **Approve the Purchase of OpenGov Procurement Software Services for online bidding and contract management**

Recommendation that the City Council take the following actions:

1. Approve the purchase of OpenGov Procurement software services for online bidding and contract management for a total first-year cost of \$24,999;
2. Authorize the City Manager to add this service for subsequent years to the annual software subscriptions budget, for a cost of \$13,529 with a not to exceed 5% increase per Fiscal Year;
3. Authorize the City Manager or designee to execute all necessary documents and implementation of the software platform.

12. **Award of Contract to Precision Concrete Cutting for Sidewalk Condition Repairs**

Recommendation that the City Council take the following actions:

1. Award a Five-Year Maintenance Contract to Precision Concrete Cutting for sidewalk condition repairs for Fiscal Years 2023-28 for as-needed work not to exceed the Capital Improvement Plan Curb, Gutter, and Sidewalk Fund;
2. Authorize \$28,900 in needed repairs for Fiscal Year 22/23; and
3. Authorize the City Manager or their designee to execute the agreement and necessary documents.

PUBLIC HEARINGS (1 Item)

13. **Review And Consideration Of Precise Plan 289 (PP289), A Request By The Applicant, Anaheim Union High School District, To Construct A New Monument Sign That Features A Double-Sided Electronic Marquee Located In Front Of Walker Junior High School Located At 8132 Walker Street, La Palma, CA 90623 (APN 262-121-02).**

CEQA: California Environmental Quality Act (CEQA) Exempt Pursuant To Section §15311(a) Accessory Structures (Class 11) On-Premise Signs

Recommendation that the City Council take the following actions:

- a) Open Public Hearing
- b) Receive Staff Report
- c) Council Member Comments and Questions
- d) Receive Public Input
- e) Close Public Hearing
- f) Adopt a Resolution of the City Council approving and authorizing the Applicant's request for Precise Plan 289 (PP 289), a request by the Applicant, Anaheim Union High School District, to construct a new monument sign that features a double-sided electronic marquee located in front of Walker Junior High School located at 8132 Walker Street, La Palma, CA 90623.

CEQA Exempt Pursuant to Section §15311(a) Accessory Structures (Class 11) On-Premise Signs

REGULAR ITEMS (5 Items)

14. **Long-Term Fiscal Status and Draft Fiscal Year 2023-24 Budget**

Recommendation that the City Council take the following actions:

1. Receive the staff presentation on the Long-Term Fiscal Status Update;
2. Receive an overview of the Draft Fiscal Year 2023-24 Budget and provide direction for additional materials or information needed for the final budget to be presented on June 6, 2023; and
3. Transfer \$3 million from General Fund Unreserved Fund Balance to Emergency Reserve (\$1.5 million) and General Fund Budget Reserve (\$1.5 million) funds.

15. **Approval to rescind the Citywide Stage 2 Water Alert and Water Shortage Contingency Plan restrictions and Adopt Stage 1 Conservation**

Recommendation that the City Council take the following actions:

1. Rescind the Citywide Stage 2 Water Alert and Water Shortage Contingency Plan Level 2 restrictions; and
2. Adopt the Stage 1 Water Watch Conservation Stage in accordance with Chapter 42 Article VII of the City of La Palma Municipal Code.

16. **Presentation of Pickleball Courts Design**

Recommendation that the City Council take the following actions:

1. Provide direction on the proposed Central Park Pickleball Courts design options by NUVIS Landscape Architecture; and
2. Direct staff to finalize construction documents, conduct public bidding, and return to City Council to award a contract.

17. **Councilmember Request – Discussion on Changing Council Policy Regarding Use of the City Seal**

Recommendation that the City Council consider Mayor Baker’s request to change the Council policy on use of the City Seal and provide direction to staff as needed.

18. **Councilmember Request – Discussion on Outdoor Dining Standards**

Recommendation that the City Council consider Mayor Baker’s request to discuss developing consistent standards that address outdoor dining.

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

CITY MANAGER REMARKS

CITY ATTORNEY REMARKS

ADJOURNMENT

NOTE: As a general rule, staff reports or other written documentation have been prepared or organized with respect to each item of business listed on the agenda. Copies of these materials and other disclosable public records distributed to all or a majority of the members of the City Council in connection with an open session item on the agenda are on file and available for inspection with the Office of the City Clerk, City Hall, 7822 Walker Street, during regular business hours 7:30 A.M. to 6:00 P.M., Monday through Thursday. If such writings are distributed to members of the Council on the day of a City Council meeting, the writings will be available at the entrance to the City Council Chambers. If you have any questions regarding any item of business on the agenda for this meeting, any of the staff reports, or other documentation relating to any agenda item, please contact the City Clerk at (714) 690-3334.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, you should contact the City Clerk at (714) 690-3334. Notification 48 hours prior to the meeting will enable the City to make reasonable accommodations to ensure accessibility to this meeting.