



AGENDA

REGULAR MEETING

LA PALMA CITY COUNCIL

June 6, 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. **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: South of Orangethorpe Avenue, 42 feet east of the centerline of Alexander Avenue

Agency negotiator: Conal McNamara, City Manager
Ajit Thind, City Attorney
Joe Cisneros, Assistant to the City Manager

Negotiating parties: Crown Castle Fiber, LLC

Under negotiations: Price and terms of payment

CS-4. **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-5. **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-6. **PERFORMANCE EVALUATION PURSUANT TO GOVERNMENT CODE SECTION 54957(B)(1):**

Position Title: City Attorney

CS-7. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

(Pursuant to paragraph (1) of subdivision (d) of Section 54956.9)

Rodriguez Claim No. 3046907, regarding traffic collision.

CS-8. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

(Pursuant to paragraph (1) of subdivision (d) of Section 54956.9)

Name of Case: Tartarian vs. City of La Palma
Case No. OCSC 30-2022-01294374-CU-WM-CJC

OPEN SESSION to Begin at 6:30 PM

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Goodman

INVOCATION: Pastor Steve Bland, La Palma Christian Church
Council Member Patel

ROLL CALL: Council Members

PRESENTATIONS

1. Proclamation in Recognition of Juneteenth

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 May 2, 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 May 16, 2023, and June 6, 2023.

4. **Consent to Assignment and Assumption Agreement with Marathon Petroleum Company**

Recommendation that the City Council authorize the Mayor to sign the Consent to Assignment and Assumption Agreement between the City and Marathon Petroleum Company.

5. **Agreement for Property Tax Consulting/Audit Services**

Recommendation that the City Council approve an Agreement for Property Tax Consulting/Audit Services with HdL Coren & Cone and authorize the Mayor to execute the agreement

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

Recommendation that the City Council approve and authorize the City Manager, or designee, to execute an Agreement with All City Management Services (ACMS), Inc. to provide school crossing guard services for one year, commencing July 1, 2023, through June 30, 2024.

7. **Cooperation Agreement with the County of Orange for the Community Development Block Grant Program**

Recommendation that the City Council authorize the City Manager or designee to execute an amendment to the Cooperation Agreement with the County of Orange related to the Community Development Block Grant program.

8. **2023 Annual Water Quality Report**

Recommendation that the City Council receive and file the 2023 Annual Water Quality Report and direct staff to distribute the report to the residents of the City of La Palma.

9. **Purchase of City Yard Furnishings**

Recommendation that the City Council take the following actions:

1. Authorize the purchase of new interior furnishings for the City Yard for an amount not to exceed \$50,000 with Tangram Interiors (Tangram), per the terms outlined in the University of California/Steelcase, Inc. Office Furniture Purchasing Agreement through OMNIA Partners.

2. Appropriate \$15,000 from the Sewer Fund to cover 30% of the total cost.

10. **Award of Contract to Roy Allan Slurry Seal Inc. for the Valley View St., Fresca Dr. & Marlin Cir., and Zone 6 Slurry Seal Improvements.**

Recommendation that the City Council approve the Award of Contract in the amount of \$418,237.07, of the base bid items and all bid alternate items to the low bidder, Roy Allan Slurry Seal, Inc. for the Valley View City Project No. ST-368; Fresca Dr & Marlin Cir, City Project No. ST-369; and Zone 6, ST-370 Slurry Seal Improvements.

11. **Award of Contract to Water Main Interconnect Project (Houston Ave. & Moody St.)**

Recommendation that the City Council take the following actions:

1. Award a Contract in the amount of \$453,942.00, of the base bid items to the low bidder, Valverde Construction, Inc. for the Water Main Interconnect Project (Houston Ave and Moody St), City Project No. 22-WTR-02; and
2. Appropriate additional project funding from the Water Capital Reserve Funds in the amount of \$236,639 that includes a five percent contingency to complete the project.

12. **Annual Measure M2 Eligibility Submittal Package, Fiscal Year 2023-24**

Recommendation that the City Council take the following actions:

1. Adopt the Measure M (M2) Seven-year Capital Improvement Program (Fiscal Year 2023-24 through Fiscal Year 2029-30); and
2. Approve the City's Resolution for the Circulation Element, and Mitigation Fee Program for the Measure M (M2) Program; and
3. Adopt a Resolution Updating the Local Signal Synchronization Plan for the Measure M2 Program; and
4. Authorize the Public Works & Community Services Director to submit the City's Measure M2 Eligibility Package to the Orange County Transportation Authority.

PUBLIC HEARINGS (2 Items)

13. **Consideration of Amending Service Fees Schedules**

Recommendation that the City Council take the following actions:

1. Open Public Hearing
2. Receive Staff Report
3. City Council Comments and Questions
4. Receive Public Input

5. Close Public Hearing
6. Adopt a Resolution Amending Fee Schedules 1, 2, 3, 4, and 5
14. **Adoption of the Fiscal Year 2023-24 Operating and Capital Improvement Program Budgets, Appropriations Limit, and Related Personnel Items**

Recommendation that the City Council take the following actions:

1. Open Public Hearing
2. Receive Staff Report
3. Receive Public Input
4. City Council Comments and Questions
5. Close the Public Hearing
6. Adopt a Resolution approving the Fiscal Year 2023-24 Budget;
7. Adopt a Resolution approving the Annual Appropriations Limit for Fiscal Year 2023-24;
8. Adopt a Resolution amending the Memorandum of Understanding between the City of La Palma and La Palma General Employees Association;
9. Adopt a Resolution amending the Memorandum of Understanding between the City of La Palma and La Palma Professional Employees Association;
10. Adopt a Resolution amending the Memorandum of Understanding between the City of La Palma and La Palma Police Association;
11. Adopt a Resolution approving the Salary Schedule and Comprehensive Listing of Personnel Practices and Benefits for Executive Management Employees; and
12. Authorize staff the ability to pre-order vehicles that are within two years of replacement based on the City's internal vehicle replacement tracking system.

REGULAR ITEMS (6 Items)

15. **Amended and Restated City Manager Employment Agreement**

Recommendation that the City Council approve the Amended and Restated Employment Agreement between the City and City Manager.

16. **Request to Over-Hire for One Position**

Recommendation that the City Council that the City Council authorize the City Manager

to proceed with the over-hire of a Water/Maintenance Supervisor, as necessary, for a period not to exceed two months.

17. **Annual Military Equipment Report, Pursuant to Assembly Bill (AB) 481**

Recommendation that the City Council receive and file the staff report and adopt a Resolution approving the continuance of the La Palma Police Department Policy 709 as required pursuant to AB 481.

18. **Award of Contract to Central Park Basketball & Tennis Court Resurfacing, Project No. 23-PRK-01**

Recommendation that the City Council take the following actions:

- a) Award a Contract in the amount of \$84,323.80 to Trueline Construction and Surfacing for the Central Park Basketball & Tennis Court Resurfacing, Project No. 23-PRK-01;
- b) Provide direction to staff regarding the bid alternative to stripe the basketball courts for pickleball including, if so desired, the appropriation of additional funds for the bid alternative; and
- c) Appropriate an additional \$43,450 from the Capital Outlay Reserve Fund (COR), which includes a five percent contingency, to complete the project.

19. **New Design of Business Cards and Stationery Using the City Seal**

Recommendation that the City Council confirm the new design of business cards and stationery using the City Seal and provide any direction to staff as needed.

20. **Council Member Request - Discuss Water Quality from City Wells and Water Treatment from City Wells**

Recommendation that the City Council receive and file this report, and provide direction as needed to Staff.

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.