

MINUTES OF THE REGULAR MEETING  
OF THE LA PALMA CITY COUNCIL

October 6, 2009

CALL TO ORDER: Mayor Waldman called the Regular Meeting of the La Palma City Council to order at 7:00 p.m. in the Council Chambers at La Palma City Hall, 7822 Walker Street, La Palma, California.

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Shanahan

INVOCATION: Pastor Jose "Paddy" Padilla Jr., La Palma United Methodist Church

ROLL CALL: Council and Commission Members

Councilmembers present: Councilmember Charoen, Councilmember Herman, Councilmember Rodriguez, Mayor Pro Tem Shanahan, and Mayor Waldman

Councilmembers absent: None

City Officials present: Dominic Lazzaretto, City Manager/Executive Director  
Joel Kuperberg, City Attorney  
John Di Mario, Community Development Director  
Ed Ethell, Chief of Police  
Jan Hobson, Recreation & Community Services Director  
Keith Neves, Finance Director  
Laurie Murray, Administrative Services Manager/ City Clerk  
Kimberly Kenney, Minutes Clerk

PRESENTATIONS

1. Mayor Waldman presented a Proclamation to Battalion Chief Dave Phillips of the Orange County Fire Authority in recognition of the week of October 3 through 10, 2009, as Fire Prevention Week.

### ORAL COMMUNICATIONS

Helmut Simon, 4282 Robin Drive, addressed the City Council regarding the condition of the water in his house, stating that it is rusty. He requested that the City address this issue.

Ric Maurice, 8172 Bellhaven Street, addressed the City Council announcing that the La Palma Chamber of Commerce is hosting a Toastmaster's kickoff event on October 27, 2009, at 6:30 p.m. in the Fan Palm Room at the La Palma Community Center.

Ron MacIver, 5171 Del Sol, addressed the City Council giving a presentation regarding his recent visit to the City's Sister City, Hanam, South Korea.

### RECESS THE CITY COUNCIL AND CONVENE AS THE COMMUNITY DEVELOPMENT COMMISSION AT 7:17 P.M.

### CONSENT CALENDAR

A. Approval of Community Development Commission Minutes

Minutes of the September 15, 2009, Regular Meeting of the La Palma Community Development Commission.

B. Approval of Register of Demands

Resolution No. CDC 2009-21 approving the Register of Demands for September 15, 2009.

Commission Member Herman made a motion to approve Consent Calendar Items A and B.

The motion was seconded by Commission Member Charoen and carried on the following vote:

AYES: Commission Member Charoen, Commission Member Herman, Commission Member Rodriguez, Vice Chairperson Shanahan, and Waldman

NOES: None

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

C. Agreement with the La Palma Chamber of Commerce

Community Development Director Di Mario gave the staff report.

Discussion ensued regarding the simplicity of the agreement; that the agreement is more of a partnership with the Chamber; the amount budgeted for payment to the Chamber; the contract termination procedure; and additional items to be considered at a later date.

Ric Maurice, La Palma Chamber of Commerce President, addressed the City Council regarding staff's helpfulness in coordinating this process and creative ways the Chamber is using to maintain membership during these difficult economic times.

Further discussion ensued regarding the long-term future goals of the Chamber; the quarterly meetings between the Community Development Commission subcommittee and the Chamber of Commerce; the Chamber playing a big part in La Palma's business retention plan; and the length of the Chamber's current lease.

- a) Approve and authorize the Chairperson to execute an Agreement with the La Palma Chamber of Commerce.

Commission Member Herman made a motion to approve and authorize the Chairperson to execute and Agreement with the La Palma Chamber of Commerce.

The motion was seconded by Vice Chairperson Shanahan and carried on the following vote:

AYES: Commission Member Charoen, Commission Member Herman, Commission Member Rodriguez, Vice Chairperson Shanahan, and Chairperson Waldman

NOES: None

- b) Appoint Chairperson Waldman and Commission Member Rodriguez to a standing subcommittee to meet on a quarterly basis with the La Palma Chamber of Commerce.

Mayor Pro Tem Shanahan made a motion to approve the appointment of Chairperson Waldman and Commission Member Rodriguez to a standing subcommittee to meet on a quarterly basis with the La Palma Chamber of Commerce.

The motion was seconded by Commission Member Charoen and carried on the following vote:

AYES: Commission Member Charoen, Commission Member Herman, Commission Member Rodriguez, Vice Chairperson Shanahan, and Chairperson Waldman

NOES: None

ADJOURN COMMUNITY DEVELOPMENT COMMISSION, AND CONVENE AS THE PLANNING COMMISSION AT 7:32 P.M.

CONSENT CALENDAR

PL-1. Approval of Planning Commission Minutes

Minutes of the September 15, 2009, Regular Meeting of the Planning Commission.

Commission Member Charoen made a motion to approve Consent Calendar Item PL-1.

The motion was seconded by Commission Member Rodriguez and carried on the following vote:

AYES: Commission Member Charoen, Commission Member Herman, Commission Member Rodriguez, Vice Chairperson Shanahan, Chairperson Waldman

NOES: None

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

ADJOURN PLANNING COMMISSION, AND CONVENE AS THE CITY COUNCIL AT 7:33 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 September 15, 2009, Regular Meeting of the City Council.

3. Approval of Register of Demands

Resolution No. 2009-49 approving the Register of Demands for September 15, 2009.

4. Resolution Approving Program Supplement No. 010-N to Administer the Agency-State Agreement for Federally Funded Project No. 12-5319R for the Rehabilitation of Orangethorpe Avenue from Moody Street to Valley View Street, City Project No. ST-294

Resolution No. 2009-50 approving Program Supplement No. 010-N to administer the Agency-State agreement for federally funded project no. 12-5319R for the rehabilitation of Orangethorpe Avenue from Moody Street to Valley View Street, City Project No. ST-294.

5. Purchase of Two (2) Replacement Public Works Vehicles

Resolution No. 2009-51 approving the purchase of two (2) replacement Public Works vehicles.

Councilmember Rodriguez made a motion to approve Consent Calendar Items 1 through 5.

The motion was seconded by Councilmember Herman and carried on the following vote:

AYES: Councilmember Charoen, Councilmember Herman, Councilmember Rodriguez, Mayor Pro Tem Shanahan, and Mayor Waldman

NOES: None

### PUBLIC HEARINGS

None Scheduled.

### REGULAR ITEMS

6. Detachment of Territory from the Cypress Recreation and Park District.

Community Development Director Di Mario gave the staff report.

Discussion ensued regarding the City's discussions with Cypress regarding this matter and the feasibility of collecting past tax revenues from the City of Cypress.

Councilmember Rodriguez made a motion to adopt Resolution No. 2009-52 approving the detachment of territory from the Cypress Recreation and Park District.

The motion was seconded by Councilmember Charoen and carried on the following vote:

AYES: Councilmember Charoen, Councilmember Herman, Councilmember Rodriguez, Mayor Pro Tem Shanahan, and Mayor Waldman

NOES: None

7. 2008 Update of the City's Housing Element

a) John Douglas, Consultant from Conexus, gave a detailed presentation and overview.

Discussion ensued regarding the City's role in transitional housing; the number of ways to implement transitional housing in the City; that transitional housing is usually found in areas with a large

homeless population; Senate Bill 2 (SB2) and how it handles profit and non-profit agencies; group home laws being different than those for SB2 facilities; and La Palma having limited space to place a transitional housing facility.

Community Development Director Di Mario gave a brief report on the Village Overlay District.

b) Public Input:

No members of the public wished to speak.

c) Council Comments and Questions:

Discussion ensued regarding the possibility of La Palma sites that could be utilized to meet the State's Regional Housing Needs Assessment (RHNA) requirements; that La Palma is not obligated to purchase the proposed properties; that La Palma needs 3/4 of an acre to accommodate a 15-unit project in order to comply with its RHNA requirement; the maximum height allowed for a 15-unit project; the differences between transitional housing and emergency shelters; the residential requirements that would apply to transitional housing; and that SB2 addresses emergency shelter facilities not homeless encampments.

d) Authorize Staff to resubmit the updated 2008 Draft Housing Element to the California Department of Housing and Community Development for review.

Councilmember Rodriguez made a motion to approve and authorize Staff to resubmit the updated 2008 Draft Housing Element to the California Department of Housing and Community Development for review.

The motion was seconded by Councilmember Herman and carried on the following vote:

AYES: Councilmember Charoen, Councilmember Herman, Councilmember Rodriguez, Mayor Pro Tem Shanahan, and Mayor Waldman

NOES: None

**Mayor Pro Tem Shanahan** reported that he met with Town Councils while on vacation in Ireland and that Councilmembers and City Officials expressed an interest in building a Sister-City relationship with La Palma. He noted that he attended the grand opening ribbon cutting at Soy Tofu; the open house at the new Russell Estates; and a Luther Elementary School meeting regarding the school's potential closure.

**Councilmember Rodriguez** attended the Walker Junior High School "Back to School" event; the Luther Elementary School Camp Out where the Kiwani's served breakfast; the American Cancer Society's Summit; the Toastmaster Training Session for La Palma Pageant contestants; and the Cypress School District school closures meeting. He reminded the City Council and staff of the upcoming Toastmaster demonstration meeting on October 27 at the La Palma Community Center. He closed by stating he attended the Orange County Vector Control District (OCVCD) meeting in Councilmember Herman's absence and the Orange County Fire Authority (OCFA) meeting in Councilmember Charoen's absence.

**Councilmember Herman** thanked Councilmember Rodriguez for attending the Orange County Vector Control District meeting and reported that he attended the Mahatma Ghandi celebration event.

**Councilmember Charoen** attended the trip to Hanam, South Korea, for the La Palma Sister City program and noted that Hanam's representatives will visit the City for the La Palma Days event in November.

**Mayor Waldman** attended the grand opening ribbon cutting at Soy Tofu; the Mahatma Ghandi celebration event; several Cypress School District school closure meeting and reminded staff and announced future meeting dates; and the trip to Hanam, South Korea, for the La Palma Sister City program. He closed by commenting that local historian, Ron MacIver, was present in Hanam, South Korea, and was honored by their dignitaries for his efforts in the Korean War.

#### CITY MANAGER REMARKS

**City Manager Lazzaretto** announced that there will be a La Palma Days reception at 6:00 p.m. prior to the October 20 City Council meeting. He announced that the October 20 agenda would include the National League of Cities discount pharmacy program and a public hearing for 8182 Santa Margarita Lane. He also reported that the Civic Academy will start on October 7, 2009. He closed by making a presentation regarding his trip to Australia as part of the League of California Cities City Manager Exchange.



CITY ATTORNEY REMARKS

**City Attorney Kuperberg** reported that the City remains in good shape legally and had nothing more to report.

ADJOURNMENT

Mayor Waldman adjourned the Regular Meeting of the La Palma City Council at 8:42 p.m.

/ s /

Mark I. Waldman, Mayor

Attest:

/ s /

Laurie A. Murray, City Clerk