

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

October 20, 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: Council Member Charoen

INVOCATION: Pastor Matthew Mitchell, Faith Fellowship 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
Jeff Moneda, Public Works Director/City Engineer
Laurie Murray, Administrative Services Manager/ City Clerk
Kimberly Kenney, Minutes Clerk

PRESENTATIONS

1. In recognition of the La Palma Days Silver Jubilee Celebration, Mayor Waldman gave a presentation of the evolution, history, and community support of La Palma Days.

Margaret Chang, Executive Assistant for Orange County Supervisor John Moorlach, presented Mayor Waldman with a Resolution recognizing the La Palma Days Parade as the official Orange County Veterans Day Parade.

Gary Yearick, Vice President of Parade Adjudication for the Southern California Band and Orchestra Association, presented a Proclamation to Mayor Waldman, Parade Chairperson Ric Maurice, and Keith Nelson in honor of the 25th anniversary of the La Palma Days Parade.

Recreation and Community Services Director Hobson gave a presentation on community support and citizen involvement during the past 25 years for La Palma Days.

Mayor Waldman, Mayor Pro Tem Shanahan, Councilmember Charoen, Councilmember Herman, Councilmember Rodriguez, City Manager Lazzaretto, and Recreation and Community Services Director Hobson presented framed commemorative posters to Eva Miner-Bradford, Alta Duke, Zig Kanstul, Joan Lutz, Art May, Keith Nelson, Rich Polis, Kitty Rudometkin, and Irene Yamanishi in honor of their 25 years of support, dedication, and volunteer service to the La Palma Days Parade.

2. La Palma Pageant Director Alta Duke introduced the current Miss La Palma, Tina Estrada, who presented the 2010 La Palma contestants: Lindsay Cruz, Charlene Griffis, Danielle Jones, Emily Kulassia, Sheraiah Lucena, Amanda Manley, Mylene Montoya, Chelsey Wegener, and Judy Yoo.
3. Mayor Waldman presented a Proclamation to Sergeant Raul Morales, declaring the week of October 25 through October 31, 2009, as Red Ribbon Week.

ORAL COMMUNICATIONS

No members of the public wished to speak.

RECESS THE CITY COUNCIL AND CONVENE AS THE COMMUNITY DEVELOPMENT COMMISSION AT 7:39 P.M.

CONSENT CALENDAR

- A. Approval of Community Development Commission Minutes

Minutes of the October 6, 2009, Regular Meeting of the La Palma Community Development Commission.

B. Approval of Register of Demands

Resolution No. CDC 2009-22 approving the Register of Demands for October 20, 2009.

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

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

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

NOES: None

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

ADJOURN THE COMMUNITY DEVELOPMENT COMMISSION, AND CONVENE AS THE PLANNING COMMISSION AT 7:40 P.M.

CONSENT CALENDAR

PL-1. Approval of Planning Commission Minutes

Minutes of the October 6, 2009, Regular Meeting of the La Palma Planning Commission.

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

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, Chairperson Waldman

NOES: None

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

ADJOURN THE PLANNING COMMISSION, AND RECONVENE AS THE CITY COUNCIL AT 7:41 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 October 6, 2009, Regular Meeting of the La Palma City Council.
3. Approval of Register of Demands
Resolution No. 2009-53 approving the Register of Demands for October 20, 2009.
4. Agreement for Animal Care Services with the Southeast Area Animal Control Authority (SEAACA), and Adoption of Animal Licensing Fees.
 - a) Authorize the Mayor to execute an Agreement with Southeast Area Animal Control Authority (SEAACA) in the amount of \$79,653 for a

six month term commencing January 1, 2010; and

- b) Resolution No. 2009-54 adopting animal licensing fees.
5. Award of Contract for the Replacement of the Existing Variable Frequency Drive (VFD) Motor Controller at the City Yard and Walker Street Booster Stations, City Project No. 09-WTR-01

Award a contract in the amount of \$37,548.90 to JDL Designs, LLC of Huntington Beach, California, and execute the agreement for replacement of the existing Variable Frequency Drive (VFD) motor controller at the City Yard Booster Stations.

6. Approval of Plans and Specifications and Authorization to Solicit Competitive Bids for the Pedestrian Traffic Signal Modification, Walker Street at John F. Kennedy High School, City Project No. ST-293

Approve the Plans and Specifications, and authorize the Public Works Director to solicit competitive bids for the pedestrian signal modification, Walker Street at John F. Kennedy High School, City Project No. ST-293.

7. Approval of a Cooperative Agreement with the City of Cypress for Storm Drain Improvements Project on Walker Street

a) Approve the Cooperative Agreement with the City of Cypress for the relocation of City of La Palma waterline improvements associated with the City of Cypress' Storm Drain Improvements Project on Walker Street; and

b) Appropriate funds in the amount of \$41,250 from the Water Capital Reserve Fund.

Councilmember Rodriguez made a motion to approve Consent Calendar Items 1 through 7.

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

8. Public Hearing to Ascertain Whether a Public Nuisance Exists at 8182 Santa Margarita Lane.
 - a) Mayor Waldman opened the Public Hearing at 7:41 p.m.
 - b) Community Development Director Di Mario gave the staff report.
 - c) Public Input:

No members of the public wished to speak.
 - d) Council Comments and Questions:
Discussion ensued regarding if the Orange County Vector Control District (OCVCD) has been contacted to inspect the property; whether the homeowner will comply with the deadline; the property owner being encouraged by BP Arco's involvement to make improvements to the site; and City Staff, Committee Members, and community volunteers helping to work on the project.

Councilmember Rodriguez made a motion to continue the public hearing to the December 1, 2009, City Council meeting.

The motion was seconded by Mayor Pro Tem Shanahan and carried on the following vote:

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

NOES: None

REGULAR ITEMS

9. National League of Cities Membership and Prescription Discount Card Program

Administrative Services Manager Murray gave the staff report.

Discussion ensued regarding the percentage of discount that Walgreens allows; that an applicant cannot be enrolled in any version of Medicare to qualify for the discount; how the Orange County Health Care Agency would respond to residents who are referred to them; and putting the

National League of Cities membership on a future agenda to discuss its value to the City.

Councilmember Charoen made a motion to receive and file the report.

The motion was seconded by Mayor Pro Tem Shanahan and carried on the following vote:

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

NOES: None

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

Mayor Pro Tem Shanahan had nothing to report.

Councilmember Rodriguez attended a Cypress School District School Closure meeting; the La Palma Pageant contestant training session; the La Palma Days Parade coordinating meetings; and the La Palma Chamber of Commerce Casino night. He reported that he will be the announcer for the La Palma Days Parade and commented on the upcoming November 21, 2009, HOPE food bank Fall Dinner and Dance. He closed by announcing that Toastmasters International will host a demonstration meeting on October 27, 2009, at 7:00 p.m. in the Fan Palm Room at the Community Center.

Councilmember Charoen attended the 26th annual Orange County Korean Festival.

Councilmember Herman attended the OCVCD meeting and the La Palma Chamber of Commerce Casino Night. He closed by reporting that he planned to attend an upcoming OCVCD meeting on October 21, 2009.

Mayor Waldman attended the celebration of the Foundation of Living Water and Korean Methodist Church merger; the Ground Water Replenishment System meeting; the Orange County Sanitation District Administrative Committee meeting; the La Palma Chamber of Commerce Casino night; and several meetings of the Cypress School District regarding school closures.

CITY MANAGER REMARKS

City Manager Lazzaretto announced that the November 3 City Council meeting will start at 5:30 p.m. and the agenda would include the preliminary findings for the Park Master Plan, the User Fee Study, and a Five Year Financial Forecast. He reported that there are upcoming positions open on the Development Committee and the Community Activities and Beautification Committee, including a vacant youth position. He noted that the La Palma Chamber of Commerce will host an upcoming Tri-City Event on October 22 at EDCO Disposal Company.

Councilmember Herman inquired as to the status of the rusty water at the end of Robin Drive.

City Manager Lazzaretto responded that the City is working to resolve the rusty water.

Councilmember Herman asked when the LED lighting at Denni Street Park will be installed.

Public Works Director Moneda replied that the LED lighting will be installed by the last week of October.

Councilmember Herman asked when a smoke free park ordinance will be discussed by the City Council.

City Manager Lazzaretto responded that the discussion will take place as part of the Park Master Plan discussion.

CITY ATTORNEY REMARKS

City Attorney Kuperberg reported that the City of La Palma has been named in a lawsuit by a subcontractor who provided equipment for the Civic Center Parking Lot Landscape project.

ADJOURNMENT

Mayor Waldman adjourned the Regular Meeting of the La Palma City Council at 8:13 p.m.

/ S /

Mark I. Waldman, Mayor

Attest:

/ S /

Laurie A. Murray, City Clerk