

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

March 16, 2010

CALL TO ORDER: Mayor Shanahan 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 Rodriguez

INVOCATION: Pastor Matthew Mitchell, Faith Fellowship Church

ROLL CALL: Council and Commission Members

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

Councilmembers absent: None

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

PRESENTATIONS

None Scheduled.

ORAL COMMUNICATIONS

Joseph Pak, Acacia Adult Day Service Board of Directors member, addressed the City Council regarding the variety of services offered to those adults with medical needs and offered the City Council a tour of their facilities.

Joseph Pak, Acacia Adult Day Services Board of Directors member and Garden Grove resident, addressed the City Council regarding the details of the Korea-US Free Trade Agreement. He closed by asking the City Council to adopt a resolution of support for the Korean-US Free Trade Agreement by encouraging the United States Congress to ratify the Agreement.

Councilmember Herman noted that the City Council is familiar with and supportive of Acacia Adult Day Services as they provide great services to La Palma residents.

RECESS THE CITY COUNCIL AND CONVENE AS THE COMMUNITY DEVELOPMENT COMMISSION AT 7:08 P.M.

CONSENT CALENDAR

A. Approval of Community Development Commission Minutes

Minutes of the March 2, 2010, Regular Meeting of the La Palma Community Development Commission

B. Approval of Register of Demands

Resolution No. CDC 2010-15 approving a Register of Demands for March 16, 2010.

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, Vice Chairperson Rodriguez, Chairperson Shanahan, and Commission Member Waldman

NOES: None

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

ADJOURN THE COMMUNITY DEVELOPMENT COMMISSION, AND
CONVENE AS THE PLANNING COMMISSION AT 7:09 P.M.

CONSENT CALENDAR

PL-1. Approval of Planning Commission Minutes

Minutes of the March 2, 2010, Regular Meeting of the La Palma Planning Commission.

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

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

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

NOES: None

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

ADJOURN THE PLANNING COMMISSION AND RECONVENE AS THE CITY COUNCIL AT 7:10 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 March 2, 2010, Regular Meeting of the La Palma City Council.

3. Approval of Register of Demands

Resolution No. 2010-15 approving the Register of Demands for March 16, 2010.

Mayor Pro Tem Rodriguez made a motion to approve Consent Calendar Items 1 through 3.

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

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

NOES: None

ITEMS PULLED FROM CONSENT CALENDAR

4. General Sewer Repair Services, City Project No. 03-SWR-01 (Phase 2)

Mayor Pro Tem Rodriguez asked to have Agenda Item 4 pulled to ask why the project was stopped prior to completion when the City could have declared an emergency to finish the repairs.

City Manager Lazzaretto reported that the sewer pipes were not a health and safety risk at the time the project was stopped and it can now be completed now with sufficient funding and resources.

Councilmember Herman asked if the funds requested are for new repairs on the pipes or completion of the original project.

City Manager Lazzaretto responded that the conditions in the pipes are worse than expected and the City is replacing problem sections first with PVC pipe.

Appropriate \$57,200 from the Sewer Fund to complete the necessary sewer repairs along Houston Avenue, from Moody Street to Walker Street. General Sewer Repair Services Project, City Project No. 03-SWR-01 (Phase 2).

Mayor Pro Tem Rodriguez made a motion to appropriate \$57,200 from the Sewer Fund to complete the necessary sewer repairs along Houston Avenue, from Moody Street to Walker Street. General Sewer Repair Services Project, City Project No. 03-SWR-01 (Phase 2).

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

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

NOES: None

PUBLIC HEARINGS

5. Water Efficient Landscape Ordinance to Add Chapter 26A (Water Efficient Landscape Code) to the La Palma City Code to Comply with State Assembly Bill 1881 (AB 1881)

a) Mayor Shanahan opened the Public Hearing at 7:16 p.m.

b) City Manager Lazzaretto gave the Staff Report

c) Public Input

No members of the public wished to speak.

d) Mayor Shanahan closed the Public Hearing at 7:19 p.m.

e) City Council Comments and Questions

Discussion ensued regarding the history of the Ordinance; the Orange County model; and that the City needs to follow these guidelines.

- f) Introduce for first reading a Water Efficient Landscape Ordinance to add Chapter 26A (Water Efficient Landscape Code) to comply with State Assembly Bill 1881 (AB 1881).

Councilmember Herman made a motion to introduce for first reading a Water Efficient Landscape Ordinance to add Chapter 26A (Water Efficient Landscape Code) to comply with State Assembly Bill 1881 (AB 1881).

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

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

NOES: None

REGULAR ITEMS

6. Adoption of the Parks and Recreation Master Plan

City Manager Lazzaretto introduced the item.

Recreation and Community Services Director Hobson gave the Staff Report.

Jim Pickel, Moore Iacofanco Goltsman (MIG) Principal, gave a detailed presentation on the final overview of the comprehensive Park Master Plan.

Ron Hagan, Senior Financial Consultant for MIG, gave a detailed presentation on the final financial overview of the comprehensive Park Master Plan and closed by reporting that his staff has submitted an application on behalf of La Palma for Assembly Bill 31 Park Grant Funds.

Recreation and Community Services Director Hobson closed the presentation by reporting on Staff's conclusions and recommendations.

Public Input:

Kevin Sequeira, 7791 Inwood Lane, addressed the City Council regarding keeping the existing trees; the location of the playground being too close to the parking lot; the enhanced sidewalk in front of the parking lot not being conducive for bike riding; concern about the proximity of the volleyball courts to the neighboring housing tract; opening up the southern

driveway to exiting traffic; and not having a smoking section near where children play.

Chris Barnes, 4971 Berton Circle, addressed the City Council regarding her support for the Park Master Plan and having a cooperative use agreement with local schools; disliking the enhanced sidewalk in front of the parking lot; and the location of the barbeques and seating not being adjacent for a picnic or party.

Ron Hagan, MIG, responded that the picnic tables are suitable for both small and large parties and are adjacent to the children's play area. He added that there is protective fencing around the play area.

Ron MacIver, 5171 Del Sol, addressed the City Council regarding the need to incorporate energy efficient lighting by using solar panels and his desire to see water conservation in the Park Master Plan.

Sally Alvis, 7902 Birchwood Circle, addressed the City Council regarding her support of having a smoke free park and requested that the walkways be uneven so as to promote balance.

City Manager Lazaretto read a letter from Nitesh Patel in support of adopting the Park Master Plan.

John Alvis, 7902 Birchwood Circle, addressed the City Council regarding pursuing public art in public places; imbedding the walkways between shrubbery instead of plain walkways; and his support of the Park Master Plan.

Jim Pickel, MIG, responded to public comments that the Park Master Plan saves and retains as many existing trees as possible; the play area being designed as a family area with sufficient amounts of picnic tables; the wet plaza being used as a play structure without water; the walkway surfaces needing to be ADA compliant; the volleyball courts being fenced in to keep residents away from Nelson Lane; new ingress and egress of the parking lot being completed during Phase Three; City Councilmembers being the decision making body as to whether the park will be smoke free; MIG's incorporation of energy and water efficient products; and using public art during the design development of the Park Master Plan.

Ron Hagan, MIG, commented that the Pavilion and picnic areas were designed based on the resident's desires for accommodating family themed events. He closed by noting the topography changes to the walkways and having the public involved with the art placement in the park.

Kevin Sequeira, 7791 Inwood Lane, addressed the City Council regarding the exit way from the volleyball courts onto Nelson Lane and adding tot basketball hoops for smaller children. He asked that ample shading and seating be provided at the picnic and Pavilion areas.

Jim Pickel, MIG, responded that all the resident's issues will be addressed.

Council Comments and Questions:

Discussion ensued regarding the actual width of the walkway; the variety of erosion tolerant products on the walkways; every improvement to the Park Master Plan needing to meet the requirements of the new Water Efficiency Landscape Ordinance; that other cities are in competition for funds from the park grant; the possibility of adding Wi-Fi into the master plan for outdoor seating areas; sidewalk material choices; the amount of public complaints regarding the enhanced sidewalk; installing solar panels on park buildings to provide enough energy for the entire park; using the Library's Wi-Fi network to control costs while still delivering the service; recommendations that the City ban smoking in the park; the Park Master Plan utilizing all aspects of Central Park; starting small optimal projects at school sites when the joint use agreements are complete; MIG needing a civil engineer to conduct a hydrology study before answering questions regarding the bioswails; the eight foot width of the walkway being large enough to accommodate public safety vehicles; opening up the south driveway during the design development of the Park Master Plan; finalizing the design plans; creating additional parking takes away green space; alternatives for additional parking spaces; MIG being skilled in working with school districts; options for turf block parking spaces; other cities that are using mobile exercise equipment in parks; incorporating party equipment rentals for residents; school sites needing only certain upgrades; staff updating the City Council on the status of the joint use agreements with local schools; the proposed new entryway; and having a traffic engineer study done prior to opening up the south driveway.

- a) Adopt the Parks and Recreation Master Plan;
- b) Approve and authorize the Mayor to execute an agreement with Moore Iacofano Goltsman (MIG) Inc. to prepare the design plans and construction documents for Phases One and Two of the Conceptual Site Plan for Central Park as submitted to the State of California, Department of Parks and Recreation, Office of Grants and Local Services; and
- c) Appropriate \$284,160 from the General Fund Reserve to fund the design drawings and construction documents to complete Phases One and Two of the Master Plan.

Councilmember Waldman made a motion to adopt the Parks and Recreation Master Plan; approve and authorize the Mayor to execute an agreement with Moore Iacofano Goltsman (MIG) Inc. to prepare the design plans and construction documents for Phases One and Two of the Conceptual Site Plan for Central Park as submitted to the State of California, Department of Parks and Recreation, Office of Grants and Local Services; and appropriate \$284,160 from the General Fund Reserve to fund the design drawings and construction documents to complete Phases One and Two of the Master Plan.

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

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

NOES: None

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

Councilmember Waldman attended the Orange County Sanitation District (OCSD) Administration Committee meeting.

Councilmember Charoen attended the League of California Cities (LOCC) meeting and the Orange County Fire Authority (OCFA) meeting. He reported that he gave a tour of City Hall to a group of Cub Scouts.

Councilmember Herman attended the City of Cerritos Mayoral Transition. He announced that he plans to attend the upcoming Orange County Vector Control District (OCVCD) meeting; the Dignity Memorial Vietnam Wall Grand Opening at Rose Hills Mortuary; and the upcoming Joint City Council/Community Activities and Beautification Committee meeting.

Mayor Pro Tem Rodriguez asked Staff to research and follow up on the request for a resolution in support of the Korean-US Free Trade agreement. He attended the anniversary of Faith Fellowship Church; the City of Cerritos Mayoral Transition; the LOCC meeting with Councilmember Charoen; a Walker Junior High School PTA meeting; a Luther Elementary School PTA meeting; and announced the upcoming Miller Elementary "Spring Fling" event. He reported on the recent communications he received from the South East Area Animal Control Agency (SEAACA) and suggested that dog licenses be paid online. He commented on the City of Brea's solar power project that will provide enough

energy to power all their municipal buildings and requested that Staff obtain Brea's Staff Report and cost analysis for that project. He closed by reporting that the Southern California Association of Governments (SCAG) has kicked off a multimillion dollar mass transit program on the former Pacific Electric right-of-way.

Mayor Shanahan announced that he plans to attend the upcoming joint City Council/Community Activities and Beautification Committee meeting.

CITY MANAGER REMARKS

City Manager Lazzaretto reported that upcoming Agenda Items include the Water Rate and Utility User Tax Initiative Studies. He announced that La Palma won a California Parks and Recreation Society (CPRS) award for the *Mosaic* newsletter. He reported that Staff has received some calls from residents regarding the 2010 Census referencing the City of Buena Park and noted that the residents have been advised as to how to rectify any discrepancies. He closed by announcing that La Palma was named the Best Affordable Suburb in California by *Bloomberg Business Week*. He closed by reporting on the California Joint Powers Insurance Authority's (CJPIA) modification of the finance structure leading to long term fiscal solvency of the association.

CITY ATTORNEY REMARKS

City Attorney Kuperberg had nothing to report.

Councilmember Herman asked about the status of the upcoming Central Park Restroom Renovation Project and the remodeling of the City Property at the Ralph's Shopping Center.

City Manager Lazzaretto responded that City Council will award a contract at the April 6 City Council Meeting for the restroom renovation. He added that a contract was awarded on March 15, 2010, for remodeling the newly acquired City property in the Ralph's Shopping Center and that construction should commence soon.

Councilmember Herman reminded the City Council of the upcoming 13th Annual John F. Kennedy High School Scholarship Dinner on May 15, 2010, at the Knott's Berry Farm Hotel.

ADJOURNMENT

Mayor Shanahan wished everyone a happy St. Patrick's Day and adjourned the Regular Meeting of the La Palma City Council at 9:35 p.m.

/s/

Steve Shanahan, Mayor

Attest:

/s/

Laurie A. Murray, City Clerk