

MINUTES OF THE REGULAR MEETING
OF THE LA PALMA CITY COUNCIL

March 15, 2016

CALL TO ORDER: Mayor Goedhart called the Regular Meeting of the La Palma City Council to order at 7:00 p.m. in the Council Chambers of La Palma City Hall, 7822 Walker Street, La Palma, California, with Mayor Pro Tem Steggell being absent.

PLEDGE OF ALLEGIANCE: Council Member Kim

INVOCATION: Pastor Jerry Bennett, Faith Fellowship Church

ROLL CALL: Council and Commission Members

Council/Commission Members present: Mayor/Chairperson Goedhart, Council/Commission Member Hwangbo, Council/Commission Member Kim, and Council/Commission Member Shanahan

Council/Commission Members absent: Mayor Pro Tem/Vice Chairperson Steggell

City Officials present: Laurie A. Murray, City Manager
Michelle Molko, Assistant City Attorney
Michael Belknap, Community Services Director
Douglas Dumhart, Community Development Director
Mike McCrary, Interim Police Chief
Mike Matsumoto, Financial Services Consultant
Kimberly Kenney, Deputy City Clerk

Mayor Goedhart recognized visiting students from Biola University.

PRESENTATIONS

1. Community Services Director Belknap introduced Jake Chavira as the City's new Water Service Worker II.

ORAL COMMUNICATIONS

Michael Seastrunk, a Cerritos resident living in the neighborhood across the street from McDonalds, inquired about whether the traffic safety issues have been addressed for project PP279.

Mayor Goedhart reported that the matter is not on the City Council Agenda and asked that Community Development Director to respond to his concerns.

Community Development Director responded that what was heard at last night's Development Committee meeting was only an amendment to the original project that was approved at the February 3, 2015, City Council meeting; that Staff will look to address his concerns with the Traffic Safety Committee; and that he would be notified about the next hearing on the project.

Council Member Shanahan asked for clarification on Mr. Seastrunk's concerns.

Mr. Seastruck noted his concerns with getting out onto Orangethorpe Avenue from the residential housing tract across from McDonalds; that with the additional McDonald's vehicle traffic, it will cause an additional traffic safety impact; and that it poses a hazard to those trying to get out of the tract to go eastbound on Orangethorpe Avenue.

Mayor Goedhart noted that the item will be heard at the upcoming April 5 Planning Commission meeting.

Mohan Ganapathy, a Cerritos resident, addressed the City Council regarding his concern for traffic safety at Alexander and Orangethorpe Avenue, and asked that the City take into consideration the public's safety concerns when making decisions about the development.

RECESS THE CITY COUNCIL AND CONVENE AS THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE DISSOLVED COMMUNITY DEVELOPMENT COMMISSION AT 7:07 P.M.

Deputy City Clerk Kenney stated, "The City Council will now recess and convene as the Successor Agency to the Dissolved Community Development Commission of the City La Palma, and then recess and convene as the Planning Commission. Members of the La Palma City Council receive no compensation or stipend as a result of convening or participating in either the Successor Agency or Planning Commission meetings, or otherwise as serving as members of the Successor Agency or Planning Commission."

CONSENT CALENDAR

- A. Approval of Successor Agency Minutes

Minutes of the March 1, 2016, Regular Meeting of the Successor Agency.

Council Member Kim made a motion to approve Consent Calendar Item A.

The motion was seconded by Council Member Shanahan and carried on the following vote:

AYES:	Mayor Goedhart, Council Member Hwangbo, Council Member Kim, and Council Member Shanahan
NOES:	None
ABSENT:	Mayor Pro Tem Steggell

Mayor Goedhart reported that he discussed with City Manager Murray the need to reduce or eliminate the Successor Agency meetings as there are only minutes that need to be approved and no longer have the Redevelopment Agency.

City Manager Murray stated that the Recognized Obligation Payment Schedules (ROPS) are only brought forward about once a year now and there are random agency payments as well; that she will look at whether they can meet once a quarter or twice year based on when the payments fall; and that she will be reviewing the matter with the City Attorney in detail to find a resolution.

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

None Scheduled.

RECESS THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE DISSOLVED 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 1, 2016, Regular Meeting of the Planning Commission.

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

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

AYES:	Chairperson Goedhart, Commission Member Hwangbo, Commission Member Kim, and Commission Member Shanahan
NOES:	None
ABSENT:	Vice Chairperson Steggell

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 1, 2016, Regular Meeting of the City Council.
3. Approval of Register of Demands
Resolution No. 2016-16 approving the Register of Demands for March 15, 2016.

Council Member Kim made a motion to approve Consent Calendar Items 1 through 3.

The motion was seconded by Council Member Shanahan and carried on the following vote:

AYES: Mayor Goedhart, Council Member Hwangbo,
Council Member Kim, and Council Member
Shanahan

NOES: None

ABSENT: Mayor Pro Tem Steggell

PUBLIC HEARINGS

None Scheduled.

REGULAR ITEMS

4. Second Quarter Operating Report and Mid-Year Budget Adjustments, Fiscal Year 2015-16

- a) Receive the presentation on the Second Quarter Operating Report; and
City Manager Murray gave the Staff Report.

Council Comments and Questions:

Discussion ensued regarding support for the League of California Cities (LOCC) membership; that the total amended bill for the entire LOCC yearly membership is \$6500; that the LOCC will allow the City to pay for half up front and the other half over time; that the LOCC membership is necessary and very useful to current and new City Council members as well as Staff; that the mid-year budget adjustments are somewhat expected; support for Staff's control over the expenditures; that the revenue side is out of the City's control and estimating is always not on target; and a request to be more conservative with the annual budget revenue projections.

- b) Approve a Resolution amending the Fiscal Year 2015-16 Budget to adjust certain Department and Program budgets.

Council Member Hwangbo made a motion to adopt Resolution No. 2016-17 amending the Fiscal Year 2015-16 budget to adjust certain Department and Program budgets.

Public Input:

No members of the public wished to speak.

The motion was seconded by Council Member Kim and carried on the following vote:

AYES: Mayor Goedhart, Council Member Hwangbo,
Council Member Kim, and Council Member
Shanahan

NOES: None

ABSENT: Mayor Pro Tem Steggell

5. Fiscal Sustainability and Engagement/Communications Consulting Agreement

Receive the Staff presentation on the Long Term Fiscal Status Update and provide direction for additional materials or information needed for the Budget Workshop scheduled for March 22.

City Manager Murray gave the Staff Report.

Council Comments and Questions:

Discussion ensued regarding support for translating the communications into Korean; that the extra three direct mailings after the City Council decides on a revenue measure is not advisable; and that other cities do campaign for 'getting out the vote', but it is not encouraged by City Staff or Attorney.

Assistant City Attorney Molko responded that there is guidance in State law for this issue, but there is no black and white direction on the matter; that it is okay to provide information, but there is a very fine line that the City has to walk; that if the Council would decide to move forward with a revenue measure, the City Attorney would work close with the City to work on achieving election code compliance; and that any mailings after City Council decision that could be misinterpreted are strictly advised against.

City Manager Murray reminded the City Council that not having the additional three mailings does not mean the City would stop continuing to educate the community on the City's fiscal condition; and that Staff would be working closely with the consultant and City Attorney on the details of the communications.

Further discussion ensued regarding the abundance of election literature; that the City Council 'could' do with their own private endeavor to encourage the public to vote with their own monies; and that the Consultant would be working with

everyone to get information to those interested in an effort to communicate the message properly; that the City Attorney will give the City Council detailed direction on how to address communications; that City Manager Murray supports the recommendation as presented, except a third additional mailing to be done at the beginning of July before the City Council makes their decision; that Staff and Council can always make changes to the plans; that after the agreement is approved, Staff will start working with the consultant to formulate a strategic plan; that help from an expert on this matter is highly encouraged; that adjustments to the plan will be made accordingly; support for the survey; opposition to having any mailings done after the City Council makes a decision; support for a third mailing noticing the community of the upcoming City Council decision in July; support to strike out any additional mailings after July 5th from the contract; that two mailers should be sufficient; that the survey results could be included in one of the direct mailings; that the City will still have information disseminated in the *MOSIAC* and *THE SOURCE*; support for a third mailer to allow the plans to be more palpable and understandable by the public; that the project can be modified based on the process and results of the survey; that the City Council could make a decision to have another mailing in the future at their discretion; and what could happen if the City decides to send out a detailed mailer after the July 5th date.

Assistant City Attorney Molko responded that there are criminal penalties associated with expenditure of public funds on campaigning.

Further discussion ensued regarding the proposal includes five mailings; that the City Council direction is for two, maybe three mailings prior to the July 5th deadline; and support for only two mailings and having Staff come back to the City Council with a request to add one more if needed prior to the July cut-off.

Public Input:

No members of the public wished to speak.

Mayor Goedhart made a motion to approve the Fiscal Sustainability and Engagement/Communications Consulting Agreement with The Lew Edwards Group and strike out the additional \$19,500 for three additional mailings from the contract.

Discussion ensued regarding the Korean translation being part of the contract cost; and that the translation should be done by professional translators of the consultant.

The motion was seconded by Council Member Shanahan and carried on the following vote:

AYES: Mayor Goedhart, Council Member Hwangbo,
Council Member Kim, and Council Member
Shanahan

NOES: None

ABSENT: Mayor Pro Tem Steggell

Mayor Goedhart requested to take a short break at 7:57 p.m.

Mayor Goedhart reconvened the City Council at 8:00 p.m.

RECONVENE THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE
DISSOLVED COMMUNITY DEVELOPMENT DEPARTMENT FOR A JOINT MEETING
WITH THE CITY COUNCIL AT 8:01 P.M.

6. Study Session: Long Term Financial Plan Update/Fiscal Status/Fiscal Year 2016-17 Budget Planning

City Manager Murray gave the Staff Report.

Public Input:

Wally Zimmerman, a La Palma resident, addressed the City Council by asking for clarification on the term "Transfer Out" and what that means when used for a surplus and deficit.

City Manager Murray responded that the "Transfer Out" means that 6.4% of the General Fund Revenues transfers out first to the Capital Outlay Reserve for capital improvements like streets and facilities; that when there is a surplus, that surplus is transferred out to one time projects like unfunded liability payments, improvements, addressing the deficit, and other one-time expenditures; and that the City Council authorizes Staff on how to spend that surplus.

Mayor Goedhart announced the upcoming Budget Workshop on March 22; that the actions the City has taken to date is still not enough to balance the budget and decrease the deficit; that the City needs to educate the public and make a decision on whether to approve a revenue measure; and welcomed the public to attend the workshop.

Council Member Kim made a motion to receive and file the Long Term Financial Plan Update/Fiscal Status/Fiscal Year 2016-17 Budget Planning report.

The motion was seconded by Council Member Shanahan and carried on the following vote:

AYES: Mayor Goedhart, Council Member Hwangbo,
Council Member Kim, and Council Member
Shanahan

NOES: None

ABSENT: Mayor Pro Tem Steggell

ADJOURN THE CITY OF LA PALMA AS SUCCESSOR AGENCY TO THE DISSOLVED
COMMUNITY DEVELOPMENT COMMISSION AT 8:14 P.M.

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

Council Member Shanahan attended the Grand Opening of Pokippoki restaurant.

Council Member Hwangbo attended the Southern California Association of Governments (SCAG) Regional Council meeting; and recognized the students from Biola University in attendance.

Council Member Kim attended the Orange County Sanitation District (OCSD) Administration Committee Meeting; and the Grand Opening of Pokippoki restaurant.

Mayor Goedhart attended the Grand Opening of Pokippoki restaurant.

Mayor Goedhart reported on the status of the City's endeavor to allow open enrollment with High School Districts; that during a meeting with Assemblywoman Ling Ling Chang, she informed the City about a 'District of Choice' law that allows a school district, if approved, to accept applications from any students from outside school districts, without the students having to get approval from their home school district. He added that the City Council will be meeting with the Anaheim Union High School District (AUHSD) who would have to approve this - by resolution - and noted that now the City has some solution for residents north of Houston Avenue. He closed by adding that the City Council will be putting on the next agenda a resolution in support of AUHSD becoming a district of choice and would ask the AUHSD to put it on their board agenda.

Council Member Kim noted his support to agendize the matter; that this is such a simple solution; and that he hopes the AUHSD Board members pass their resolution.

Mayor Goehart announced that the City Council will be meeting with the AUHSD to educate and solicit their support; reported on the Orange County Fire Authority

(OCFA) news article regarding the ruling against the OCFA equity adjustment with the City of Irvine; that Irvine may not stay with the OCFA after this ruling; that the City needs to monitor the situation regarding the future of the Fire Authority; and that the City needs to look at any other alternatives as this could impact the City. He closed by announcing the upcoming Budget Workshop on March 22 at 7:00 p.m. in the Council Chambers.

CITY MANAGER REMARKS

City Manager Murray wished Council Member Shanahan a happy birthday and announced that *OC Parenting* magazine named La Palma as one of the best higher priced cities in Orange County to raise children and families.

CITY ATTORNEY REMARKS

Assistant City Attorney Molko had nothing to report.

ADJOURNMENT

Mayor Goedhart adjourned the Regular Meeting of the La Palma City Council at 8:23 p.m.

Gerard Goedhart
Mayor

Attest:

Kimberly Kenney
Deputy City Clerk