



A G E N D A

REGULAR MEETING

LA PALMA CITY COUNCIL

June 4, 2024

Marshall Goodman
Mayor

Mark Waldman
Mayor Pro Tem

Debbie S. Baker
Council Member

Janet Keo Conklin
Council Member

Nitesh P. Patel
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 – EXISTING LITIGATION**

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

Name of Case: Janee L. Pacheco v. Anaheim Union High School District et al.
Case No. USDC 8:24-cv-00525-JFW-PVC

CS-2. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Consideration of whether to initiate litigation pursuant to Government Code Section 54956.9(d)(4): (1 case)

CS-3. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

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

Name of Case: Ross Byer v. City of La Palma
Orange County Superior Court Case No. 30-2024-01394359-CU-OE-CJC

CS-4. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
(Pursuant to paragraph (1) of subdivision (d) of Section 54956.9)

Name of Case: Torres vs. City of La Palma
Case No. OCSC TC24-3498

CS-5. **CONFERENCE WITH LABOR NEGOTIATORS**

Pursuant to Government Code section 54957.6.

Agency Designated Representatives: Conal McNamara, City Manager
Ryan Hallett, Assistant to the City Manager/
Administrative Services Director

Employee Organizations: La Palma General Employees Association
La Palma Police Association
La Palma Professional Employees
Association

Unrepresented Employees: Executive Management

CS-6. **CONFERENCE WITH LABOR NEGOTIATORS**

Pursuant to Government Code section 54957.6.

Agency Designated Representatives: Ajit Thind, City Attorney
Ryan Hallett, Assistant City Manager/
Administrative Services Director

Unrepresented Employee: City Manager

CS-7. **PERFORMANCE EVALUATION PURSUANT TO GOVERNMENT CODE SECTION
54957(B)(1):**

PUBLIC EMPLOYMENT

Position Title: City Manager

OPEN SESSION to Begin at 6:30 PM

PLEDGE OF ALLEGIANCE: Council Member Conklin

INVOCATION: Deacon Vernon Atwood, St. Irenaeus
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 (10 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 7, 2024, Regular Meeting of the City Council.

3. **Approval of Register of Demands**

Recommendation that the City Council adopt a Resolution approving the Register of Demands for May 21, 2024, and June 4, 2024.

4. **Resolution Amending the City Council's Regular Meeting Schedule**

Recommendation that the City Council adopt a Resolution amending the City's Council's Regular Meeting Schedule for July, November, and December, 2024.

5. **Annual Measure M2 Eligibility Submittal Package, Fiscal Year 2024-25**

Recommendation that the City Council take the following actions:

1. Adopt the Measure M (M2) seven-year Capital Improvement Program (Fiscal Year 2024-25 through Fiscal Year 2030-31);
 2. Adopt a Resolution updating the Pavement Management Plan for the Measure M2 Program; and
 3. Authorize the Public Works & Community Services Director to submit the City's Measure M2 Eligibility Package to the Orange County Transportation Authority (OCTA).
6. **Adopt a Resolution Identifying The Road Repair and Accountability Act List (SB 1) of Projects for Fiscal Year 2024-25**
- Recommendation that the City Council adopt a resolution identifying a list of projects to be funded by Senate Bill 1 (SB 1), The Road Repair and Accountability Act, for Fiscal Year 2024-25.
7. **2024 Annual Water Quality Report**
- Recommendation that the City Council receive and file the 2024 Annual Water Quality Report and direct staff to distribute the report to the City of La Palma residents.
8. **General Sewer Maintenance Repair Services Award of Contract**
- Recommendation that the City Council Award a contract and authorize the City Manager or designee to execute all documents with MJC Construction of Bonita, California for the General Sewer Maintenance Repair Services for a period of three (3) years with the option of two (2), one (1) year extensions adjusted to the annual Cost Price Index (CPI).
9. **General Sewer Cleaning Services Award of Contract**
- Recommendation that the City Council award a contract and authorize the City Manager or designee to execute all documents with Houston & Harris PCS, Inc. of San Bernardino, California, for the General Sewer Cleaning Services for a period of three (3) years with the option for two (2), one (1) year extensions adjusted to the annual Cost Price Index (CPI).
10. **Public Works Temporary Staffing Augmentation**
- Recommendation that the City Council take the following action:
- a) Award a contract and authorize the City Manager or designee to execute all documents with Water Work Force to provide water staffing augmentation services in an amount not to exceed \$70,000; and
 - b) Award a contract and authorize the City Manager or designee to execute all documents with Joe Indrawan for encroachment and construction permit coordination and inspection services in an amount not to exceed \$40,000.

PUBLIC HEARINGS (4 Items)

11. **Proposed Resolution Vacating a 20-foot Sidewalk Easement at 6951 Walker Street**

CEQA Exempt under CEQA Guidelines Section 15301(c), Existing Facilities (Class 1)

Recommendation that the City Council take the following actions:

- a) Open Public Hearing
- b) Receive Staff Report
- c) City Council Comments and Questions
- d) Receive Public Input
- e) Close Public Hearing
- f) Adopt a Resolution vacating a 20-foot wide sidewalk easement at 6951 Walker Street

CEQA: Exempt under CEQA Guidelines Section 15301(c), Existing Facilities (Class 1)

12. **Conditional Use Permit 392 to Establish a Retail Pharmacy Use (Phoenix Pharmacy) Located at 7872 Walker Street, Suite 106**

Recommendation that the City Council take the following actions:

- a) Open Public Hearing
- b) Receive Staff Report
- c) Council Member Comments and Questions
- d) Receive Public Input
- e) Close Public Hearing
- f) Adopt a Resolution approving Conditional Use Permit 392

CEQA exempt pursuant to Section 15301 Class 1 [Existing Facilities]

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

Recommendation that the City Council take the following actions:

- a) Open Public Hearing
- b) Receive Staff Report
- c) City Council Comments and Questions
- d) Receive Public Input

- e) Close Public Hearing
 - f) Adopt a Resolution Amending Fee Schedules 1, 2, 3, 4, and 5
14. **Adoption of the Fiscal Year 2024-25 Operating and Capital Improvement Program Budgets, Appropriations Limit, and Related Personnel Items**
- Recommendation that the City Council take the following actions:
- a) Open Public Hearing
 - b) Receive Staff Report
 - c) Committee Comments and Questions
 - d) Receive Public Input
 - e) Close Public Hearing
 - f) Adopt a Resolution approving the Fiscal Year 2024-25 Budget;
 - g) Adopt a Resolution approving the Annual Appropriations Limit for Fiscal Year 2024-25; and
 - h) Adopt a Resolution approving the Salary Schedule and Comprehensive Listing of Personnel Practices and Benefits for Executive Management Employees.

REGULAR ITEMS (5 Items)

15. **Annual Military Equipment Report, per 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.

16. **Body Worn Camera Program & In-Car Video System**

Recommendation that the City Council approve and authorize the City Manager or designee to execute an agreement between LensLock Inc. and the City of La Palma to provide Body-Worn Camera and In-Car video systems for a period of five years commencing July 1, 2024 through June 30, 2029.

17. **Second Amendment to Amended and Restated City Manager Employment Agreement**

Recommendation that the City Council approve the Second Amendment to Amended and Restated Employment Agreement between the City and City Manager Conal McNamara.

18. **Consideration of Citywide Branding and Street Median Monument Consultant Solicitations**

Recommendation that the City Council discuss and give staff direction on the following items:

- a) Citywide Branding Scope of Work;
- b) Street Median Monument Design Request for Proposals Solicitation;
- c) Street Banners Request for Proposals Solicitation; and
- d) Street Name Signage Request for Proposals Solicitation

19. **Notice of Holding of Municipal Election, Request for Consolidation of Municipal Election with the Statewide General Election, and Term Limits Ballot Measure**

Recommendation that the City Council take the following actions:

- 1) Adopt a Resolution calling and giving notice of the holding of a Municipal Election to be held on Tuesday, November 5, 2024, in conjunction with the General Municipal Election, putting forward a ballot measure to the voters and for the election of certain officers in three districts as required by the provisions of the laws of the State of California relating to general law cities; and
- 2) Adopt a Resolution requesting the Board of Supervisors of the County of Orange to consolidate a Municipal Election to be held on November 5, 2024, with the Statewide General Election to be held on the date pursuant to Section 10403 of the Elections Code; and
- 3) Adopt a Resolution that:
 - a) Submits to the voters a ballot measure to limit term limits of council members to four terms with a two-year cooling-off period in the General Election to be held on November 5, 2024;
 - b) Directs the City Attorney to prepare an impartial analysis to be filed with the City Clerk on or before June 17, 2024, by 4:30 p.m.;
 - c) Authorizes the City Manager to prepare a fiscal analysis to be filed with the City Clerk on or before June 17, 2024, by 4:30 p.m.;
 - d) Authorizes the Mayor and/or City Council member(s) to prepare and file written arguments in favor or against the ballot measure;
 - e) Establishes deadlines for direct arguments for and against the ballot measure to be filed with the City Clerk on or before June 18, 2024, by 4:30 p.m.; and

- f) Establishes deadlines for rebuttal arguments for and against the ballot measure to be filed with the City Clerk on or before June 28, 2024, by 4:30 p.m.
- 4) Direct staff to process all other documents required to proceed with the proposed ballot measure.

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 6:30 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.