

## MINUTES

### CITY COUNCIL OF THE CITY OF LA HABRA REGULAR MEETING

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### REGULAR JOINT MEETING WITH THE LA HABRA CIVIC IMPROVEMENT AUTHORITY, LA HABRA HOUSING AUTHORITY, LA HABRA UTILITY AUTHORITY, AND SUCCESSOR AGENCY TO THE LA HABRA REDEVELOPMENT AGENCY Monday, March 05, 2018

**APPROVED:** These Minutes were approved on April 16, 2018.

**CALL TO ORDER:** Mayor Pro Tem/Director Blazey called the Regular Meeting of the City Council of the City of La Habra and the Regular Joint Meeting with the La Habra Civic Improvement Authority, La Habra Housing Authority, La Habra Utility Authority, and Successor Agency to the La Habra Redevelopment Agency to order at 6:30 p.m. in the Council Chamber, located at 100 East La Habra Boulevard in La Habra, California.

**INVOCATION:** Deputy City Attorney/Legal Counsel Collins

**PLEDGE OF ALLEGIANCE:** Girl Scouts of Orange County Service Unit  
102 Flag Patrol

**COUNCILMEMBERS/DIRECTORS PRESENT:** Mayor Pro Tem/Director Blazey  
Councilmember/Director Gomez  
Councilmember/Director Beamish

**COUNCILMEMBERS/DIRECTORS ABSENT:** Mayor/Director Shaw (excused absence)  
Councilmember/Director Espinoza (excused absence)

**OTHER OFFICIALS PRESENT:** City Manager/Executive Director Sadro  
Deputy City Attorney/Legal Counsel Collins  
(left at 8:22 p.m.)  
City Attorney/Legal Counsel Jones (arrived at  
8:19 p.m.)  
City Clerk/Secretary Mason  
Deputy City Clerk Swindell

**CLOSED SESSION ANNOUNCEMENT:** None

Prior to Proclamations/Presentations, Mayor Pro Tem/Director Blazey announced that the meeting is being broadcast on the television screen in the City Hall atrium for those in the audience who are standing and who may want to sit and still follow the meeting.

#### I. PROCLAMATIONS/PRESENTATIONS:

- a. Beautification Award to the Landin Family, 901 Linda Avenue.

Mayor Pro Tem/Director Blazey invited the La Habra Beautification Committee to the podium to assist with presenting the Beautification awards. The Landin Family accepted the Beautification award.

- b. Beautification Award to the Rochweg Family, 1000 Vernon Street.

Mayor Pro Tem/Director Blazey, assisted by the La Habra Beautification Committee, presented the Rochweg Family the Beautification award.

- c. Presentation by Sunburst Youth Academy.

Mayor Pro Tem/Director Blazey invited Specialist Jose Ramos to give a presentation regarding the Sunburst Youth Academy. Specialist Jose Ramos introduced Academy graduate Carballo who spoke regarding her experience as a student and employee at the Academy, her educational accomplishments, and her future in the United States Army.

- d. Presentation by California Domestic Water Company of their annual report.

Lynda Noriega, President of California Domestic Water Company (CDWC), presented the California Domestic Water Company Annual Review.

Councilmember/Director discussion included: clarification of the original timeline for the San Gabriel Water Basin contamination cleanup efforts; the need for additional contract negotiations to complete the project; and confirmation that the cost for the treatment facilities, for which CDWC is being reimbursed, will not be needed once the project is completed and should not impact water rates.

Prior to Public Comments, Councilmember/Director Gomez announced that wife of Bruce Martin, Sally Jo Martin, age 79, passed away peacefully at her home on Wednesday, February 14, 2018 (Valentine's Day) with her loving husband Bruce by her side. Sally and Bruce were married on August 20, 1960, they lived in La Habra for 46 years, and they were married for 57 1/2 years. Sally and Bruce had their daughter Patricia "Pepper" in 1969, but she tragically passed away in 2015. Sally taught school in La Habra, and she loved being a wife and mother. Sally had many passions; some of which were her love for animals, and her support for sight-related organizations. Sally and Bruce were premier organizers in establishing the Ruth B. Shannon Center for the Performing Arts at Whittier College. Sally's signature trait was that she always gave of herself to serve others. Sally Martin was a strong woman with impeccable character, and she will be missed.

Mayor Pro Tem/Director Blazey announced that the meeting will be adjourned in memory of Sally Martin.

## **II. PUBLIC COMMENTS:**

Mayor Pro Tem/Director Blazey opened the public comments at 6:58 p.m.

David Pillman, 301 E. Whittier Blvd., Unit 116, spoke regarding American Disability Act (ADA) concerns and expressed his vision for Whittier Boulevard.

Betty Price, 2531 Shady Valley Lane, asked about the status regarding a discount of garbage collection rates for seniors.

The following spoke in opposition to the potential Rancho La Habra Development by Lennar Homes and the loss of Westridge Golf Course:

- James "Jim" Lees, 2140 South Farrell Court
- Sue Ham, 1520 South Runyan Street
- Mendrei L. Leelin, 1400 South Runyan Street
- Tom Blaine, 1800 South Watson Street
- Joseph Jhung, 1641 West Nicklaus Avenue
- William "Bill" Sanders, 1821 South Hagen Street
- Don Lee, 1320 Harrison Avenue
- Darrell Chamness, 2021 South Sanders Court
- Sawkav Mukherjee, 1981 South Mangrum Court
- Jay Patel, 17-year resident of Westridge

Mayor Pro Tem/Director Blazey closed the public comments at 7:38 p.m.

Community and Economic Development Director Ho responded to Mayor Pro Tem/Director Blazey's request and outlined the timeline for the Environmental Impact Review (EIR) process regarding the Westridge Golf Course property. He noted that the owner of Westridge Golf Course and a developer approached the City indicating their desire to sell the golf course and develop it. He clarified that the City is obligated to process the application. He added that staff would be holding a workshop on March 22 to assist the community with the EIR document. He clarified that the Planning Commission is the recommending body and would forward their recommendation to the City Council, who must take action on the item.

Mayor Pro Tem/Director Blazey reiterated that the owner of Westridge Golf Course approached City.

**RECESS:** Mayor Pro Tem/Director Blazey called a recess at 7:48 p.m.

**RECONVENE:** City Council/Authorities reconvened at 7:51 p.m. All members were present; with the exception of Mayor/Director Shaw and Councilmember/Director Espinoza who had excused absences.

### **III. CONSENT CALENDAR:**

Moved by Councilmember/Director Gomez, seconded by Mayor Pro Tem/Director Beamish, and CARRIED UNANIMOUSLY (3-0) TO APPROVE CONSENT CALENDAR ITEMS III.A.1 THROUGH III.F.1.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Pro Tem/Director Blazey, Councilmember/Director Gomez,  
Councilmember/Director Beamish

NOES: NONE

ABSTAIN: NONE

ABSENT: Mayor/Director Shaw, Councilmember/Director Espinoza

**A. CONSENT CALENDAR - CITY COUNCIL:**

1. PROCEDURAL WAIVER: Waive reading in full of resolutions and ordinances and approval and adoption of same by reading title only.
2. APPROVE SECOND READING AND ADOPTION OF **ORDINANCE NO. 1790** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA AMENDING SECTION 10.20.220 OF CHAPTER 10.20 OF TITLE 10 OF THE CITY OF LA HABRA MUNICIPAL CODE RELATING TO THE STOPPING, STANDING AND PARKING OF VEHICLES ON CITY STREETS.
3. Approve City Council Minutes of:
  - a. January 16, 2018
  - b. February 5, 2018
  - c. February 20, 2018
4. Approve and authorize City Manager to execute agreement with California State University, Fullerton to allow their students to complete their practicum in the City of La Habra Child Development programs for a term of three years beginning June 10, 2018 through June 9, 2021.
5. Approve and authorize City Manager to execute consulting agreement with Rosa Santoyo for Mental Health services required for the students and families enrolled in the Early Head Start program for a period from January 24, 2018, through June 30, 2018, at a cost of \$65 per hour, not to exceed 25 hours per month.
6. Authorize City Manager to place the City's excess Workers' Compensation reinsurance with Safety National Casualty with a policy limit of \$25 million and a deductible of \$1,000,000 for all employees including police at an annual premium cost of \$115,363 for the period of March 20, 2018, through March 20, 2019.
7. Receive and file the Treasurer's Investment Report for the quarter ending December 31, 2017.
8. Approve denial of claim for Mercury Insurance for Property Damage.
9. Approve denial of claim for Santiago Communities, Inc. for Personal Injury.
10. WARRANTS: Approve Nos. 00114959 through 00115388 totaling \$3,178,241.42; and WIRE TRANSFER: Approve Wire Date 2/21/2018 and 2/28/2018 for a total of \$412,334.45.

**B. CONSENT CALENDAR - CIVIC IMPROVEMENT AUTHORITY**

1. Approve Civic Improvement Authority Minutes of:
  - a. December 4, 2017
  - b. December 18, 2017
  - c. January 2, 2018
  - d. January 16, 2018
  - e. February 5, 2018
  - f. February 20, 2018

**C. CONSENT CALENDAR - HOUSING AUTHORITY:**

1. Approve Housing Authority Minutes of:
  - a. February 5, 2018
  - b. February 20, 2018

**D. CONSENT CALENDAR - SUCCESSOR AGENCY TO THE LA HABRA REDEVELOPMENT AUTHORITY:**

1. Approve Successor Agency Minutes of:
  - a. January 16, 2018
  - b. February 5, 2018
  - c. February 20, 2018

**E. CONSENT CALENDAR - UTILITY AUTHORITY:**

1. Approve Utility Authority Minutes of:
  - a. January 16, 2018
  - b. February 5, 2018
  - c. February 20, 2018

**F. CONSENT CALENDAR - CITY COUNCIL, CIVIC IMPROVEMENT AUTHORITY, HOUSING AUTHORITY, SUCCESSOR AGENCY TO THE LA HABRA REDEVELOPMENT AUTHORITY, AND UTILITY AUTHORITY**

1. Receive and file the Comprehensive Annual Financial Report of the City of La Habra for the Fiscal Year ending June 30, 2017; receive and file the Annual Financial Report of the La Habra Utility Authority for the Fiscal Year ending June 30, 2017; and receive and file the Single Audit report for the Fiscal Year ending June 30, 2017.

**IV. CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION: None**

**V. PUBLIC HEARINGS: None at this time.**

**VI. CONSIDERATION ITEMS:**

**A. CITY COUNCIL:**

1. Consider a resolution supporting the "Reducing Crime and Keeping California Safe Act of 2018" ballot initiative.

In response to Councilmember Beamish's inquiry, Deputy City Attorney Collins confirmed the required votes needed with the limited Council in attendance.

Police Chief Price presented the staff report. He stated staff was recommending adopting the resolution supporting the ballot initiative.

Council discussion included: clarification regarding crimes that are not currently on the violent felonies list, but as part of the ballot initiative would be added to the list of violent felonies thereby eliminating an early release option.

Mayor Pro Tem Blazey invited the public to testify at 7:58 p.m. There was no public testimony.

Moved by Councilmember Beamish, seconded by Mayor Pro Tem Blazey, and CARRIED UNANIMOUSLY (3-0) TO APPROVE AND ADOPT **RESOLUTION NO. 5833** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA SUPPORTING THE REDUCING CRIME AND KEEPING CALIFORNIA SAFE ACT OF 2018.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Pro Tem Blazey, Councilmember Gomez, Councilmember Beamish  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: Mayor Shaw, Councilmember Espinoza

2. Consider appointment of one Councilmember to the La Habra Emergency Preparedness Council to serve as Vice Chair according to La Habra Municipal Code Section 2.52.030.B "One additional member of the City Council, appointed by the Mayor, who shall be the Vice Chair."

Police Chief Price presented the staff report.

Councilmember Gomez read an email from Mayor Shaw stating that he would like to appoint Mayor Pro Tem Blazey as Vice Chair of the La Habra Emergency Preparedness Council.

Mayor Pro Tem Blazey invited the public to testify at 8:00 p.m. There was no public testimony.

Moved by Councilmember Gomez, seconded by Councilmember Beamish, and CARRIED UNANIMOUSLY (3-0) TO APPROVE TO APPOINT MAYOR PRO TEM BLAZEY TO THE LA HABRA EMERGENCY PREPAREDNESS COUNCIL TO SERVE AS VICE CHAIR ACCORDING TO LA HABRA MUNICIPAL CODE SECTION 2.52.030.B "ONE ADDITIONAL MEMBER OF THE CITY COUNCIL, APPOINTED BY THE MAYOR, WHO SHALL BE THE VICE CHAIR."

Said motion CARRIED by the following roll call vote:

AYES: Mayor Pro Tem Blazey, Councilmember Gomez, Councilmember Beamish  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: Mayor Shaw, Councilmember Espinoza

**B. CITY COUNCIL AND ALL AUTHORITIES/AGENCY:**

1. Consider Fiscal Year 2017-2018 Mid-Year Budget update.

Finance Director Shannon presented the Fiscal Year 2017-2018 Mid-Year Budget PowerPoint presentation. He identified staff's recommendations as follows:

- a. Receive and file the Fiscal Year 2017-2018 Mid-Year Budget Update.
- b. Appropriate \$100,000 from the Risk Management Fund balance to cover unanticipated and unbudgeted legal expenditures.
- c. Approve the upgrade of a part-time Clerk position to full-time at pay range C-20/1.

- d. Approve the upgrade of part-time Recreation Specialist position to full-time at pay range T-05/1.

Finance Director Shannon reported that the General Fund is projected to end Fiscal Year 2017-2018 with revenues over expenditures of approximately \$2,700,000, mainly due to staff vacancies and significant one-time revenues. He stated that staff estimates General Fund revenues will close approximately \$1,365,000 more than the adopted budget, attributing a majority to the receipt of greater than expected permit fees and certain one-time receipts. He reviewed the General Fund one-time revenues. He stated that staff anticipates the General Fund expenses to end the fiscal year approximately \$843,000 below the amended expenditure budget due in most part to unfilled vacancies. He noted that staff expects Non-General Fund operating budgets to end the fiscal year at or below their approved expenditure budgets, with revenues tracking to budget projections. He briefly reviewed the 10 year forecast, various capital projects with their funding, staffing levels, and the General Fund support for special events and facilities leases.

Finance Manager Ponvanit explained the California Public Employees Retirement Fund (CalPERS) Unfunded Liability numbers, Contribution Rates as a percentage of payroll, and explanation of a 115 trust account to fund CalPERS expenses.

Council/Authority discussion included: confirmation that a large portion of the one-time revenues was from the Successor Agency to the La Habra Redevelopment Agency to the General Fund for accrued interest on the 1998 B&C Bond Debt Service principal payment advances previously made by the City, and for legal fees associated with the successful litigation against the California Department of Finance; clarification of the Harbor/Arbolita Signal Modification Capital Projects; directed staff to report back to Council regarding programs and fees that are less than 100% recovery and describe the process to increase fees to 100% recovery; identified the increase in Community Services special events; desire to have the special events fully funded within two years; review of funded and unfunded CalPERS liability and pension problems; clarification of a PARS trust account and 115 trust account; Police Department current recruitment and vacancies status; and review the need to upgrade a part-time Clerk to full-time status at pay range C-20/1 and upgrade a part-time Recreation Specialist to full-time status at pay range T-05/1 in the Community Services Department.

**RECESS:** Mayor Pro Tem/Director Blazey called a recess at 9:01 p.m.

**RECONVENE:** City Council/Authorities/Agency reconvened at 9:04 p.m. All members were present; with the exception of Mayor/Director Shaw and Councilmember/Director Espinoza who had excuses absences.

Mayor Pro Tem/Director Blazey invited the public to testify at 9:06 p.m. There was no public testimony.

- a. Moved by Councilmember/Director Beamish, seconded by Mayor Pro Tem/Director Blazey, and CARRIED TO APPROVE (2-1) TO RECEIVE AND FILE THE FISCAL YEAR 2017-2018 MID-YEAR BUDGET UPDATE.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Pro Tem/Director Blazey, Councilmember/Director Beamish  
NOES: Councilmember/Director Gomez

ABSTAIN: NONE  
ABSENT: Mayor/Director Shaw, Councilmember/Director Espinoza

- b. Moved by Councilmember/Director Beamish, seconded by Mayor Pro Tem/Director Blazey, and CARRIED UNANIMOUSLY (3-0) TO APPROVE TO APPROPRIATE \$100,000 FROM THE RISK MANAGEMENT FUND BALANCE TO COVER UNANTICIPATED AND UNBUDGETED LEGAL EXPENDITURES.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Pro Tem/Director Blazey, Councilmember/Director Gomez,  
Councilmember/Director Beamish  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: Mayor/Director Shaw, Councilmember/Director Espinoza

- c. Moved by Councilmember/Director Beamish, seconded by Mayor Pro Tem/Director Blazey, and CARRIED (2-1) TO APPROVE THE UPGRADE OF A PART-TIME CLERK POSITION TO FULL-TIME AT PAY RANGE C-20/1.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Pro Tem/Director Blazey, Councilmember/Director Beamish  
NOES: Councilmember/Director Gomez  
ABSTAIN: NONE  
ABSENT: Mayor/Director Shaw, Councilmember/Director Espinoza

- d. Moved by Councilmember/Director Beamish, seconded by Mayor Pro Tem/Director Blazey, and CARRIED (2-1) TO APPROVE THE UPGRADE OF PART-TIME RECREATION SPECIALIST POSITION TO FULL-TIME AT PAY RANGE T-05/1.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Pro Tem/Director Blazey, Councilmember/Director Beamish  
NOES: Councilmember/Director Gomez  
ABSTAIN: NONE  
ABSENT: Mayor/Director Shaw, Councilmember/Director Espinoza

2. Consider City of La Habra Goals and Objectives for Fiscal Year 2018-2019.

Assistant to the City Manager Ferrier presented the staff report.

Council/Director discussion included: confirmation that staff has received direction to add the 115 Public Employee Retirement Savings (PERS) Account and making City special events financially self-sustaining within two years into the goals.

Mayor Pro Tem/Director Blazey invited the public to testify at 9:11 p.m. There was no public testimony.



Moved by Councilmember/Director Beamish, seconded by Councilmember/Director Gomez, and CARRIED UNANIMOUSLY (3-0) TO APPROVE CITY OF LA HABRA GOALS AND OBJECTIVES FOR FISCAL YEAR 2018-2019.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Pro Tem/Director Blazey, Councilmember/Director Gomez,  
Councilmember/Director Beamish

NOES: NONE

ABSTAIN: NONE

ABSENT: Mayor/Director Shaw, Councilmember/Director Espinoza

#### **VII. MAYOR'S COMMUNITY CALENDAR:**

Mayor Pro Tem/Director Blazey made the following announcements:

- 2018 La Habra Races! – Saturday, March 10, at 8:00 a.m. at the Marketplace Shopping Center. 5K Run/Walk, a 1K Kids run for younger runners, and a 50-yard diaper dash for the youngest in the crowd.
- 17<sup>th</sup> Annual Spring Family “Eggstravaganza.” - Saturday, March 31, at La Bonita Park. There will be egg drops for different age groups, including a helicopter egg drop, games/crafts, entertainment, and much more.
- La Habra Community Development Department's Open House - Saturday, April 14, from 9:00 a.m. – 12:00 p.m. at City Hall
- “Love La Habra Block Party,” - Saturday, April 28, from 8:00 a.m. – 12:00 p.m. at Corona Park. Volunteer and show everyone exactly why La Habra is known far and wide as “A Caring Community.”

#### **VIII. COMMENTS FROM STAFF: None**

#### **IX. COMMENTS FROM COUNCILMEMBERS/DIRECTORS:**

Councilmember/Director Gomez reported that he attended the City of La Habra State of the Community event. He congratulated the La Habra Area Chamber of Commerce and President/CEO Mark Sturdevant on organizing the State of the Community event. He mentioned the impressive cooking skills of the culinary chefs from La Habra High School. He congratulated Mayor/Director Shaw on the video shown at the event. He extended his deepest sympathy to Bruce Martin and his family on the passing of his wife Sally Martin.

Councilmember/Director Beamish reported that he attended the City of La Habra State of the Community event. He extended condolences to Bruce Martin on the passing of his wife Sally Martin and apologized for not being able to attend the memorial service. He received confirmation that a letter received regarding request for a letter of support for the national priorities listed in the North Orange County Groundwater Basin site is being addressed. He announced that he is participating in the La Habra 5K Walk/Run event.

Mayor Pro Tem/Director Blazey reported he attended the Association of California Cities Orange County (ACCOC) Chapter Homeless Summit in Irvine, the Public Safety Collaborative Press Conference hosted by State Senator Josh Newman in Buena Park, and the honoring of Police Officer Rocha as the City Officer of the Year. He expressed condolences to Bruce Martin and his family on the passing of his wife Sally Martin.

- X. ADJOURNMENT:** Mayor Pro Tem/Director Blazey adjourned the City Council Meeting in memory of Sally Martin and Steve Fleet at 9:18 p.m. to Monday, March 19, 2018 at 5:30 p.m. in the Council Closed Session Room 112c, 100 E. La Habra Boulevard, followed by the Regular Meeting at 6:30 p.m. in the City Council Chamber. All other meetings were adjourned at 9:18 p.m.

Respectfully submitted,

Tamara D. Mason, MMC  
City Clerk/Secretary