

MINUTES
CITY COUNCIL OF THE CITY OF LA HABRA
ADJOURNED REGULAR MEETING
&
REGULAR MEETING

Monday, August 07, 2017

APPROVED: These Minutes were approved on August 21, 2017.

ADJOURNED REGULAR MEETING:

CALL TO ORDER: Mayor Espinoza called the Adjourned Regular Meeting of the La Habra City Council to order at 5:30 p.m. in the Council Chamber, Closed Session Room 112c, located at 100 East La Habra Boulevard in La Habra, California.

COUNCILMEMBERS PRESENT: Mayor Espinoza
Mayor Pro Tem Shaw
Councilmember Beamish
Councilmember Blazey
Councilmember Gomez

COUNCILMEMBERS ABSENT: None

OTHER OFFICIALS PRESENT: City Manager Sadro
City Attorney Jones
Deputy City Clerk Swindell

I. ORAL COMMUNICATIONS FROM THE PUBLIC FOR CLOSED SESSION MATTERS:
None

II. CLOSED SESSION:

- a. Conference with Real Property Negotiator Per Government Code Section 54956.8 - Property: 106 E. First Avenue (APN 022-174-17); City Negotiator: Jim Sadro, City Manager; Negotiating Parties: Alicia M. Bryant and Mark E. Bryant; Under Negotiation: Property Negotiations.

Housing and Economic Development Manager Cole-Corona was present for this item.

- b. Conference With Real Property Negotiator Per Government Code Section 54956.8- Northeast corner of Second Avenue and Euclid Street (APN 022-174-08); City negotiator: Jim Sadro, City Manager; Negotiating Parties; Patel Vishnu A; Under Negotiation: Property Negotiations.

Housing and Economic Development Manager Cole-Corona was present for this item.

III. ADJOURNMENT: City Council reconvened from Closed Session at 5:48 p.m. There were no Closed Session announcements. Mayor Espinoza adjourned the Adjourned Regular Meeting of the City Council at 5:48 p.m.

REGULAR MEETING:

CALL TO ORDER: Mayor Espinoza called the Regular Meeting of the City Council of the City of La Habra to order at 6:30 p.m. in the City Council Chamber, located at 100 East La Habra Boulevard in La Habra, California.

INVOCATION: City Attorney Jones

PLEDGE OF ALLEGIANCE: Councilmember Blazey

COUNCILMEMBERS PRESENT: Mayor Espinoza
Mayor Pro Tem Shaw
Councilmember Beamish
Councilmember Blazey
Councilmember Gomez

COUNCILMEMBERS ABSENT: None

OTHER OFFICIALS PRESENT: City Manager Sadro
City Attorney Jones
Deputy City Clerk Swindell

CLOSED SESSION ANNOUNCEMENT: None

I. PROCLAMATIONS/PRESENTATIONS: None at this time.

II. PUBLIC COMMENTS:

Craig Sheets, Brea, spoke regarding beliefs, methamphetamine laboratories, cocaine, heroin, formaldehyde, vulcanism, and his family.

III. CONSENT CALENDAR:

Moved by Councilmember Beamish, seconded by Councilmember Gomez, and CARRIED UNANIMOUSLY (5-0) TO APPROVE CONSENT CALENDAR ITEMS III.1 THROUGH III.13.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Espinoza, Mayor Pro Tem Shaw, Councilmember Beamish,
Councilmember Blazey, Councilmember Gomez

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

A. PROPOSED ITEMS:

1. **PROCEDURAL WAIVER:** Waive reading in full of resolutions and ordinances and approval and adoption of same by reading title only.

2. Approve City Council Minutes of:

a. July 3, 2017

b. July 17, 2017

3. APPROVE SECOND READING AND ADOPTION OF **ORDINANCE NO. 1781** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA AMENDING TITLE 15 "BUILDINGS AND CONSTRUCTION" OF THE LA HABRA MUNICIPAL CODE, CHAPTERS 15.04, 15.05, 15.06, 15.08, 15.12, 15.16, 15.18, 15.28, 15.32, AND 15.68, BY ADOPTING THE 2016 EDITIONS OF THE CALIFORNIA BUILDING, RESIDENTIAL, ELECTRICAL, PLUMBING, MECHANICAL, EXISTING BUILDING, GREEN BUILDING STANDARDS AND ENERGY CODES, AND THE 2015 INTERNATIONAL PROPERTY MAINTENANCE CODE, WITH APPENDICES AND AMENDMENTS.
4. APPROVE SECOND READING AND ADOPTION OF **ORDINANCE NO. 1782** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA APPROVING AMENDMENTS TO SECTION 2.04.010.A, 2.06.010 OF TITLE 2 "ADMINISTRATION AND ORGANIZATION" AND SECTION 15.64.070 OF TITLE 15 "BUILDINGS AND CONSTRUCTION" OF THE LA HABRA MUNICIPAL CODE, AS PER EXHIBIT "A".
5. Approve and authorize City Manager to execute agreement between the City of La Habra and the Fullerton Joint Union High School District to participate in the School Resource Officer (SRO) program at La Habra High School and Sonora High School for Fiscal Year 2017-2018.
6. Approve and authorize City Manager to execute the Memorandum of Understanding between the Orange County Development Board (OCDB) and the City of La Habra as a partner of the America's Job Center Network of California.
7. Approve and authorize City Manager to execute the California Cultural and Historical Endowment Museum Grant program application, in the amount of \$75,000, for Children's Museum facility renovations under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 (Proposition 40); and
 - a. APPROVE AND ADOPT **RESOLUTION NO. 5810** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA CERTIFYING THE APPROVAL AND AUTHORIZING THE APPLICATION FOR GRANT FUNDS FOR THE CALIFORNIA CULTURAL AND HISTORICAL ENDOWMENT'S MUSEUM GRANT PROGRAM UNDER THE CALIFORNIA CLEAN WATER, CLEAN AIR, SAFE NEIGHBORHOOD PARKS, AND COASTAL PROTECTION ACT OF 2002 (PROPOSITION 40)
8. Approve staff's recommendations for the annual fuel purchases for Fiscal Year 2017-2018 as follows:
 - a. Waive formal bid requirements per La Habra Municipal Code Section 4.20.070 (C) and authorize staff to issue a fuel Purchase Order to Merrimac Energy Group of Long Beach in the amount of \$295,000 for Fiscal Year 2017-2018.
 - b. Waive formal bid requirements per La Habra Municipal Code Section 4.20.070 (D) and authorize staff to obtain quotes as needed for the purchase of fuel through various fuel supply vendors. In the event a vendor's fuel purchase price is found to

- be lower than the cooperative bid contract with the City of Burbank (Agreement Bid # RFQ 2016-040 PA 2104 - Unleaded & Diesel Fuel) through Merrimac Energy Group, authorize fuel purchases in an amount not to exceed \$295,000 for Fiscal Year 2017-2018.
9. Approve staff's recommendations regarding a request for "No Stopping" restrictions on the west side of South Euclid Street, southerly of First Avenue; and approve plans for the signing and striping modifications to South Euclid Street to create northbound and southbound left-turn lanes at First Avenue; and
 - a. APPROVE AND ADOPT **RESOLUTION NO. 5811** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA PROHIBITING STOPPING, STANDING AND PARKING AT ALL TIMES ON THE WEST SIDE OF SOUTH EUCLID STREET, SOUTHERLY OF FIRST AVENUE.
 10. Approve Notice of Completion for the Euclid Street Rehabilitation from Imperial Highway to South City Limits and Harbor Boulevard Rehabilitation from Imperial Highway to South City Limits, City Project Nos. 3-R-16 and 4-R-16; and authorize recordation.
 11. Approve Notice of Completion for the Hazel Street Bulb-Out Improvements; Project No. 7-R-16; and authorize recordation.
 12. Waive formal bidding requirements per LMC 4.20.080 (B) and authorize the City Manager to execute a three (3) year agreement including two (2) additional one-year options with ES Engineering Services, LLC. to conduct SCAQMD Rule 1150.1 testing compliance and routine monthly monitoring and reporting services at Vista Grande Park in the annual amount of \$63,024.45; and authorize staff to issue a purchase order to ES Engineering Services, LLC for the first year from July 1, 2017 to June 30, 2018 in the amount of \$80,000 to cover routine monthly monitoring costs and any unanticipated extra repair costs that may be required.
 13. WARRANTS: Approve Nos. GN00112329 through GN00112612 totaling \$3,268,817.93.

IV. CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION: None

V. PUBLIC HEARINGS:

1. Duly noticed public hearing to consider an ordinance to approve Planned Unit Development Precise Plan 16-04 for a school master plan at 501 North Beach Boulevard, subject to findings and conditions. (Continued from July 17, 2017.)

Community and Economic Development Deputy Director Jaramillo presented the staff report.

Council discussion included: thanking Mark Johnson for working with City staff on a compromise; appreciation regarding achieving a flat roof design, for aesthetic reasons; and utilizing narrow, vertical, insulated metal wall panels.

Mayor Espinoza opened the public hearing at 6:39 p.m.

Mark Johnson, Whittier Christian High School, 501 North Whittier Boulevard, stated that a compromise had been agreed upon. He thanked City staff for working towards the compromise.

Mayor Espinoza closed the public hearing at 6:40 p.m.

Moved by Councilmember Beamish, seconded by Councilmember Blazey, and CARRIED UNANIMOUSLY (5-0) TO APPROVE FIRST READING OF **ORDINANCE NO. 1783** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA APPROVING PLANNED UNIT DEVELOPMENT PRECISE PLAN 16-04 FOR A SCHOOL MASTER PLAN AT 501 NORTH BEACH BOULEVARD MAKING THE APPROPRIATE FINDINGS, AS PER THE APPROVED PLANS AND SUBJECT TO CONDITIONS; UTILIZING ALTERNATIVE "C."

Said motion CARRIED by the following roll call vote:

AYES: Mayor Espinoza, Mayor Pro Tem Shaw, Councilmember Beamish,
Councilmember Blazey, Councilmember Gomez

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

2. Duly noticed public hearing to consider an ordinance to approve the First Amendment to Disposition and Development Agreement No. 14-02 between the City of La Habra and City Ventures Homebuilding, LLC to remove Exhibit H of the Disposition and Development Agreement in relation to a Pedestrian Access Easement and cause a Declaration of Covenants, Conditions and Restrictions, and Reservation of Easements for Portola to be recorded and include a provision creating a Nonexclusive Ingress Easement over the street and sidewalks of corporation property; authorize City Manager to execute all documents associated with the amendment; and

Housing and Economic Development Manager Cole-Corona presented the staff report.

Council discussion included: confirmation with City Attorney Jones that the first amendment to Disposition and Development Agreement No. 14-02 had been evaluated.

Mayor Espinoza opened the public hearing at 6:43 p.m. There being no testimony, the public hearing was closed at 6:44 p.m.

Moved by Councilmember Blazey, seconded by Councilmember Beamish, and CARRIED UNANIMOUSLY (5-0) TO APPROVE FIRST READING OF **ORDINANCE NO. 1784** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA APPROVING THE FIRST AMENDMENT TO A DISPOSITION AND DEVELOPMENT AGREEMENT NO. 14-02 BETWEEN THE CITY OF LA HABRA AND CITY VENTURES HOMEBUILDING, LLC TO REMOVE EXHIBIT H OF THE DISPOSITION AND DEVELOPMENT AGREEMENT IN RELATION TO A PEDESTRIAN ACCESS EASEMENT AND CAUSE A DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS, AND RESERVATIONS OF EASEMENT FOR PORTOLA TO BE RECORDED AND INCLUDE A PROVISION CREATING A NONEXCLUSIVE INGRESS EASEMENT OVER THE STREET AND SIDEWALKS OF CORPORATION PROPERTY.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Espinoza, Mayor Pro Tem Shaw, Councilmember Beamish,
Councilmember Blazey, Councilmember Gomez

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

VI. CONSIDERATION ITEMS: None at this time.

VII. MAYOR'S COMMUNITY CALENDAR:

Mayor Espinoza made the following announcements:

- Be a part of history! Order a personalized tile paver at the new La Habra City Hall and celebrate your family, honor a loved one, or highlight your business or organization.
- "City of La Habra Day." at the Orange County Fair - Friday, August 11, at 12:30 p.m. for the official flag-raising ceremony and then enjoy a day of fun.
- "Mother/Daughter Par-Tea," - Saturday, August 26, from 1:00 p.m. to 3:00 p.m. at the La Habra Community Center with a petite lunch, sweet treats, tea, games, and fun activities.

VIII. COMMENTS FROM STAFF:

City Manager Sadro introduced new Human Resources Director Elvie Balderrama. City Manager Sadro stated that Elvie Balderrama had been with the City for eight year in the Human Resources Department, and then left to work at two other cities; most recently as a Human Resources Director. City Manager Sadro and Mayor Espinoza welcomed her back to the City of La Habra.

IX. COMMENTS FROM COUNCILMEMBERS:

Councilmember Beamish stated that he attended the La Habra Host Lions Club 69th Annual Corn Festival. He expressed appreciation to City staff, with special thanks to Public Works and Parks staff.

Mayor Pro Tem Shaw stated he attended the La Habra Host Lions Club 69th Annual Corn Festival. He expressed appreciation to everyone for the hard work that went into making the event successful.

Councilmember Blazey stated that he attended the La Habra Host Lions Club 69th Annual Corn Festival. He noted that he heard compliments towards the La Habra Host Lions Club and the City stating that nobody does special events like the City of La Habra. He expressed pride for the La Habra Host Lions Club and City staff. He stated that retired Disney Imagineer Tony Baxter, designer of the Splash Mountain and the Indiana Jones rides, attended the Corn Festival, and that he was complimentary of and will endorse the event.

Mayor Espinoza stated that she attended the La Habra Host Lions Club 69th Annual Corn Festival. She expressed that she was grateful to the Lions Club and City staff for their hard work to make the event successful and for giving back to the community. She stated that she attended the Family Bible Church, for their Backpack Sunday event, and the Girl Scouts of

America Award ceremony at California State University Fullerton Titan Union Center where 53 Girl Scouts received gold, silver, and bronze awards; which included some Girl Scouts from La Habra.

- X. **ADJOURNMENT:** Mayor Espinoza adjourned the Regular Meeting at 6:52 p.m. to Monday, August 21, 2017, at 5:30 p.m. in the Council Closed Session Room 112c, 100 East La Habra Boulevard, followed by the Regular Meeting at 6:30 p.m. in the City Council Chamber.

Respectfully submitted,

Laurie Swindell, CMC
Deputy City Clerk