

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

**Monday, December 15, 2014**

**APPROVED:** These Minutes were approved on January 20, 2015.

**ADJOURNED REGULAR MEETING:**

**CALL TO ORDER:**

Mayor Blazey called to order the Adjourned Regular Meeting of the City Council at 5:30 p.m. in the Administrative Conference Room 106, located at 201 East La Habra Boulevard, La Habra, California.

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

**COUNCILMEMBERS ABSENT:** None

**OTHER OFFICIALS PRESENT:** City Manager Sadro  
City Clerk Mason

**I. ORAL COMMUNICATIONS FROM THE PUBLIC FOR CLOSED SESSION MATTERS:**

None

**II. CLOSED SESSION:**

- a. Conference with Legal Counsel Initiation of Litigation per Government Code Section 54956.9(d)(4) (1 case).

Attorney Christi Hogin, with Jenkins & Hogin, LLP, was present for this item.

**III. ADJOURNED:** Council reconvened from Closed Session at 6:14 p.m. There were no announcements. Mayor Blazey adjourned the Adjourned Regular meeting at 6:14 p.m.

**REGULAR MEETING:**

**CALL TO ORDER:**

Mayor Blazey 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 Chambers, located at 201 East La Habra Boulevard, La Habra, California.

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

**COUNCILMEMBERS ABSENT:** None

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

**INVOCATION:** City Attorney Jones

**PLEDGE OF ALLEGIANCE:** Councilmember Shaw

**CLOSED SESSION ANNOUNCEMENT:**

Attorney Christi Hogin, with Jenkins & Hogin, LLP reported, for the record, that Jenkins & Hogin, LLP was retained by the City of La Habra regarding potential litigation per Government Code Section 54956.9(d)(4). She reported that City Council met in Closed Session, held discussion regarding the item, and took no reportable action.

**I. PROCLAMATIONS/PRESENTATIONS:**

- a. Recognition of Southern California University of Health Sciences for their support of the La Habra Veterans Day Ceremony.

Community Services Director Failla and Recreation Manager DeLeon assisted Mayor Blazey with the presentation. Southern California University of Health Sciences President Dr. John Scaringe and Associate Vice President of Communications and Brand Management Jackie Silverman accepted the certificate.

- b. Recognition of Annual Holiday Home Decorating Contest Winners 2014:
- Grand Prize Winner – The Sarancik Family, 2210 Branford Lane
  - Best Use of Lights – Ray Fernandez, 1400 N. Hidden Lane
  - Best Use of Theme – Michael Robles, 1820 Arbolita Drive
  - Best Use of Animation – Jesus and Jennifer Arellano, 931 Kirby Drive

Mayor Blazey invited Liz Steves Kim Praster, and Dawn Holthouser, with the Beautification Committee, and La Habra Children’s Museum Manager Qureshi to the podium to assist with the presentations.

**II. PUBLIC COMMENTS:**

The following La Habra Heights residents spoke in support of the La Habra Heights Healthy City initiative regarding fracking:

- Roy Francis, Former La Habra Heights Councilmember/Mayor;
- Bruce Douglas, Former La Habra Heights Councilmember/Mayor;

- Jessie LoVerme, PhD, one of the drafters of the La Habra Heights Healthy City initiative and a member of the Heights Oil Watch group; and
- Judy Hathaway-Francis, Former La Habra Heights Councilmember/Mayor.

La Habra Host Lions Club President Liz Steves and member Dawn Holthouser spoke regarding the collection of used eyeglasses to benefit families in need. Councilmember Beamish inquired about the process after the glasses are collected.

### III. CONSENT CALENDAR:

City Manager Sadro pulled Item III.9 from the agenda to be brought back at a future Council meeting date unknown.

City Attorney Jones reported that on the warrant list is an item involving the case of Robin Lyn Grajeda vs. City of La Habra, U.S. District Court-Central District Case No. SACV 13-00171 DOC (ANx). He stated that in Closed Session on October 20, 2014 the City Council approved negotiations, and the matter is now being brought back to Council for a formal public approval in the amount of \$50,000 on the warrant list. He noted that by voting to approve the warrant list, it is public acknowledgment and approval of that settlement.

Moved by Councilmember Beamish, seconded by Councilmember Espinoza, and CARRIED UNANIMOUSLY 5-0 TO APPROVE CONSENT CALENDAR ITEMS III.1 THROUGH III.11; WITH THE EXCEPTION OF ITEM III.9 WHICH WAS REMOVED FROM THE AGENDA FOR A FUTURE COUNCIL MEETING DATE UNKNOWN.

Said motion CARRIED by the following roll call vote:

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

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 a resolution allowing for a Live Entertainment Permit at 370 East Whittier Boulevard, subject to conditions.
  - a. APPROVE AND ADOPT **RESOLUTION NO. 5663** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA COUNCIL APPROVING A LIVE ENTERTAINMENT PERMIT FOR 370 EAST WHITTIER BOULEVARD FOR A ONE YEAR PERIOD, SUBJECT TO CONDITIONS.
3. Review and adopt the City's Annual Investment Policy for implementation on January 1, 2015.

4. Receive and file the Treasurer's Investment Report for the quarter ending September 30, 2014.
5. Approve and adopt a resolution concerning Measure M2 Expenditure Report from July 1, 2013, to June 30, 2014, pursuant to Ordinance No. 3 of the Orange County Transportation Authority's Renewed Measure M Fair Share and Competitive Program Funds.
  - a. APPROVE AND ADOPT **RESOLUTION NO. 5664** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA CONCERNING THE MEASURE M2 EXPENDITURE REPORT FOR THE CITY OF LA HABRA.
6. Approve and adopt the attached resolutions and authorize the City Manager to sign the CCTR-4158 Contract Amendment 01 and CSPP-4311 Contract Amendment 01 with the California Department of Education, Child Development Division for Fiscal Year 2014-2015.
  - a. APPROVE AND ADOPT **RESOLUTION NO. 5665** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA CERTIFYING THE APPROVAL AND AUTHORIZING THE EXECUTION OF LOCAL AGREEMENTS NO.CCTR-4158, AMENDMENT 01 WITH THE CALIFORNIA STATE DEPARTMENT OF EDUCATION.
  - b. APPROVE AND ADOPT **RESOLUTION NO. 5666** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA CERTIFYING THE APPROVAL AND AUTHORIZING THE EXECUTION OF LOCAL AGREEMENT NO. CSPP-4311, AMENDMENT 01 WITH THE CALIFORNIA STATE DEPARTMENT OF EDUCATION.
7. Approve Parcel Map No. 2013-134 and accept the dedication for streets and public utility purposes for Whittier Boulevard and Hacienda Road as shown on the map; and authorize sending the Map to the County for further processing and recordation.
8. Approve staff's recommendation regarding the Notice of Completion for the FY 2012-2013 Residential Street Rehabilitation Project (1-R-12) and the FY 2012-2013 Water Main Replacement Project (1-W-12) and Change Orders 5 and 6 as follows:
  - a. Approve change orders 5 and 6 for additional work for the FY 2012-2013 Residential Street Rehabilitation Project (1-R-12) and the FY 2012-2013 Annual Water Main Replacement Project (1-W-12), and;
  - b. Appropriate \$352,300.00 from Gas Tax Fund Balance to be allocated to the FY 2012 - 2013 Residential Street Rehabilitation project, and;
  - c. Appropriate \$292,218.85 from the Water Fund to be allocated to the Water Main Replacement Project; and,
  - d. Approve the Notice of Completion for the FY 2012-2013 Residential Street Rehabilitation Project (1-R-12) and the FY 2012-2013 Water Main Replacement Project (1-W-12).

9. Authorize City Manager to enter into professional service agreement with CelPlan Technologies, Inc./Wi4Net (CelPlan) and issue a purchase order in the amount of \$169,963.46.
10. WARRANTS: Approve Nos. 00099259 through 00099473 totaling \$814,536.77.
11. Approve City Council Minutes of December 1, 2014.

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

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

**VI. CONSIDERATION ITEMS:**

1. [Consider the Neighborhood Traffic Management Plans O and G.](#)

City Engineer Johansen introduced Steve Brown with Fehr & Peers who presented the staff report. He noted a correction on slide number 5 in Neighborhood G that shows additional signage, striping, and target enforcement on Francis Street, but is meant to be on Florence Avenue.

Council discussion included: size, design, and effectiveness of speed lumps, thanked Traffic Manager Wong for the survey outreach; confirmation that funding for Neighborhood Traffic Management Plans are through the Capital fund; confirmation that Neighborhoods O, G, and H are to be completed Fiscal Year 2014-2015 and three additional neighborhoods will be addressed in the future.

Mayor Blazey invited the public to testify at 7:12 p.m. There was no public testimony.

Moved by Mayor Pro Tem Gomez, seconded by Councilmember Shaw, and CARRIED UNANIMOUSLY 5-0 TO APPROVE NEIGHBORHOODS "O" AND "G" TRAFFIC MANAGEMENT PLANS; AND DIRECT STAFF TO PROCEED WITH THE DESIGN AND CONSTRUCTION OF TRAFFIC CALMING DEVICES AS INDICATED ON THE NEIGHBORHOODS "O" AND "G" TRAFFIC MANAGEMENT PLANS.

Said motion CARRIED by the following roll call vote:

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

2. [Consider the report and direct staff to begin efforts to re-establish the La Habra Disaster Council.](#)

Emergency Services Coordinator John Rees presented the staff report.

Council discussion included: clarification of the Good Samaritan Law; and confirmation that there are sixteen different categories of volunteer training.

Mayor Blazey invited the public to testify at 7:19 p.m. There was no public testimony.

Councilmember Beamish asked for clarification regarding potential Disaster Council members.

Mayor Blazey clarified that the ordinance specifies members of the Disaster Council to include the Mayor, the City Manager, the Chief of Police, and the Disaster Preparedness Coordinator. He added that it may be wise to add one more City Council member to provide continuity year to year and broaden the responsibility, and one additional member of the community who has expertise that could help the Disaster Council. He added that the City Council may make suggestions to staff regarding possible Disaster Council members; however, City Council does not need to come to the next Council meeting with suggestions.

City Manager Sadro clarified that currently the Disaster Council is comprised of five individuals named in the ordinance. He added that the last membership section of the ordinance indicates, "that such representative of civic, business, labor, veterans, professional, or other organizations having an official emergency responsibility as may be appointed by the Chairman with the advice and consent of City Council." He stated it may be a good idea to have an additional Councilmember assigned to the Disaster Council along with the Mayor, and one to three additional members at large of the community.

Moved by Mayor Blazey, seconded by Councilmember Beamish, and CARRIED UNANIMOUSLY 5-0 TO APPROVE TO RESEARCH THE CITY'S CURRENT DISASTER ORDINANCE TO ENSURE IT IS COMPLIANT WITH CURRENT CALIFORNIA LAW; CONDUCT ADDITIONAL RESEARCH AND PROVIDE RECOMMENDATIONS FOR CITY COUNCIL APPROVAL REGARDING THE DUTIES AND STRUCTURE ASSOCIATED WITH SUCCESSFUL DISASTER COUNCILS OR OTHER SIMILAR EMERGENCY RESPONSE GROUPS IN OTHER ORGANIZATIONS; DEVELOP A BUDGET, FUNDING PLAN, AND OTHER DOCUMENTATION NECESSARY TO ESTABLISH AN APPROVED VOLUNTEERS DISASTER SERVICE WORKER PROGRAM AS SPECIFIED WITHIN THE CALIFORNIA GOVERNMENT CODE; AND RETURN TO COUNCIL WITH FURTHER INFORMATION IN JANUARY 2015, AT WHICH TIME THE CITY COUNCIL WILL PROVIDE THE NAMES OF ADDITIONAL POTENTIAL DISASTER COUNCIL MEMBERS FOR THE MAYOR'S CONSIDERATION.

Said motion CARRIED by the following roll call vote:

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

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

Mayor Blazey made the following announcements:

- Mayor's office hours are available by appointment.

- La Habra Chamber of Commerce “Shop local, shop La Habra!” contest. Present shopping receipts for purchases made in La Habra through December 19 to the Chamber office located at 321 East La Habra Boulevard to be entered into a drawing for a chance to win \$1,000 and other prizes.
- Operation Santa will hold its distribution event on Saturday, December 20, at the La Habra Community Center.
- “Support Charlie Company” campaign - Show your support for our men and women in the military by donating to Charlie Company, 426<sup>th</sup> Brigade Support Battalion, 101<sup>st</sup> Airborne Division, with phone cards, soap, deodorant, shampoo, toothpaste, sunscreen, razors/shaving gel, and of course, cards and handwritten letters.
- Habitat for Humanity home building project under construction at the southwest corner of La Habra Boulevard and McPherson Avenue, across the street from Washington Middle School.
- Ride the La Habra Express! Each trip is just \$1; OCTA pass holders ride for free. For more information on routes and schedules, please visit our website at [www.goplacesseefaces.com](http://www.goplacesseefaces.com).
- Upcoming City Council meeting – Tuesday, January 20, 2015, at 6:30 p.m. in the Council Chambers.
- Visit the City’s website at [www.lahabraca.gov](http://www.lahabraca.gov), for more information about what is happening in La Habra, at the Children’s Museum, and at the La Habra Chamber of Commerce. Also, follow us on Twitter and like us on Facebook.

**VIII. COMMENTS FROM STAFF:** None

**IX. COMMENTS FROM COUNCILMEMBERS:**

Councilmember Beamish confirmed that staff is keeping informed regarding Matrix Oil in the City of La Habra Heights, the environmental impact report, and the initiative to communicate in the future. He confirmed that staff would bring any concerns they may have before Council regarding the effects that the initiative may have on La Habra. He wished everyone Happy Holidays and to have a very Merry Christmas.

City Manager Sadro stated the City of La Habra has responded to the City of La Habra Heights initial request for responses to their environmental documents and outlined concerns regarding the project, are aware of their initiative, are monitoring the issue, and will follow up with the City of La Habra Heights. He noted that staff will report to Council once the environmental documents are released.

Council Espinoza wished Mayor Pro Tem Gomez a happy birthday. She wished everyone a wonderful holiday. She thanked City staff for their work. She asked everyone to be safe and that we will have a prosperous 2015.

Councilmember Shaw wished Mayor Pro Tem Gomez and happy birthday. He stated that he attended the Police Officer’s Association Christmas party where former Dodger baseball player Tommy Lasorda was the special guest speaker, and expressed gratitude for him attending the event.

Mayor Pro Tem Gomez gave thanks for the birthday wishes. He stated Mayor Blazey will have a birthday on January 5, 2015. He stated that he attended the Police Officer’s Association

Christmas party. He congratulated Captain Swaim, Lieutenant Ruiz, and Sergeant Rocha on their promotions. He stated that he attended the "Coffee with a Cop" event. He wished everyone a Merry Christmas. He thanked City staff for their hard work during the year. He thanked his Council colleagues and expressed appreciation for working with them this past year. He wished everyone a Happy New Year.

Mayor Blazey thanked the Police Officer's Association for the Christmas party event. He stated he will not be able to attend the Operation Santa event, has asked Mayor Pro Tem Gomez to attend in his place, knows he will represent Council well, and asked that his regrets be expressed. He stated that City Manager Sadro has requested the meeting be adjourned in memory of Angie Estrella, Social Worker II in the City of La Habra Child Development Division who passed away Friday, December 12, 2014. He stated Angie began her service to La Habra's children in January 1990 and retired in October 2014. He stated she worked closely with families enrolled in the Head Start program to ensure their children would be able to learn effectively. He added that Angie was a Head Start parent and saw the effect of the program on her own family's lives which is why she was such a passionate worker with other families. He noted she was always optimistic and upbeat when working with the parents and was an advocate for parents up to the day that she retired, and she will be sorely missed.

**X. ADJOURNMENT:**

Respectfully submitted,

Tamara D. Mason, MMC  
City Clerk