

# MINUTES

**CITY COUNCIL OF THE CITY OF LA HABRA  
ADJOURNED REGULAR MEETING  
&  
REGULAR MEETING  
APRIL 1, 2013**

**APPROVED:** These Minutes were approved on April 15, 2013.

**ADJOURNED REGULAR MEETING:**

The Adjourned Regular Meeting was cancelled due to no Closed Session items.

**REGULAR MEETING:**

**CALL TO ORDER:**

Mayor Espinoza called the Regular Meeting of the City Council of the City of La Habra to order at 6:31 p.m. in the City Council Chambers, located at 201 E. La Habra Boulevard, La Habra, California.

**COUNCILMEMBERS PRESENT:** SHAW, BLAZEY, GOMEZ, BEAMISH, ESPINOZA

**COUNCILMEMBERS ABSENT:** NONE

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

**INVOCATION:** City Attorney Jones

**PLEDGE OF ALLEGIANCE:** Councilmember Shaw

**I. PROCLAMATIONS/PRESENTATIONS:**

- a. Proclamation recognizing Childhood Cancer Awareness Week in La Habra from April 7 through 13, 2013.

Isaac Aldana and his mother, Stephanie Aldana, both residents of La Habra, accepted the proclamation. Stephanie and Isaac, a 12 year old youth and survivor of cancer, described his journey through cancer.

- b. Proclamation in recognition of National Donate Life Month proclaiming the month of April 2013, as "DMV/Donate Life California Month" in La Habra.

Mayor Espinoza presented the proclamation to Mrs. Jennifer Choe and her son Caleb Choe, representative of Donate Life. Caleb Choe remembered his sister Erin and her passing, and spoke in regard to the importance of organ and tissue donations.

## II. PUBLIC COMMENTS:

Mr. Jason Andrews, 1421 Lorella Avenue, spoke in opposition to the temporary moratorium on the establishment and operation of medical marijuana dispensaries within the City of La Habra, describing his physical ailments and his need for medical marijuana.

## III. CONSENT CALENDAR:

Mayor Pro Tem Beamish abstained on item III.6; noting that he had been employed by Southern California Edison before his retirement.

MOVED by Mayor Pro Tem Beamish, seconded by Councilmember Gomez, and CARRIED UNANIMOUSLY 5-0 TO APPROVE CONSENT CALENDAR ITEMS III.1 THROUGH III.10, WITH THE EXCEPTION OF ITEM III.6 WHICH WAS A VOTE OF 4-0.

Said motion CARRIED by the following roll call vote:

AYES: COUNCILMEMBERS: BEAMISH, GOMEZ, SHAW, BLAZEY, ESPINOZA  
NOES: COUNCILMEMBERS: NONE  
ABSTAIN: COUNCILMEMBERS: BEAMISH (item III.6 only)  
ABSENT: COUNCILMEMBERS: 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 Community Services Commission Minutes of:
  - a. February 13, 2013
  - b. February 20, 2013
3. Approve second reading and adoption of **ORDINANCE NO. 1743** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA REPEALING CHAPTER 8.18 TO TITLE 8 OF THE LA HABRA MUNICIPAL CODE, RELATING TO SOLICITATION OF EMPLOYMENT OR BUSINESS FROM PUBLIC STREETS AND HIGHWAYS.
4. Receive and file the Treasurer's Investment Report for the quarter ending December 31, 2012.
5. Approve Project No. 2-R-12 Plans and Specifications for the Idaho Street Rehabilitation from Lambert Road to Imperial Highway and award to R.J. Noble Company in the amount of \$392,932.50 and reject all other bids; authorize City Manager to execute agreement with R.J. Noble Company; and authorize staff to issue a purchase order in the amount of \$432,225.75 that includes a 10% contingency.
6. Approve granting of underground utility easements across the southernmost portion of Brio Park at 300 South Euclid Street to Southern California Edison and Time Warner, per the submitted Easement Deeds.
7. Approve and authorize City Manager to enter into agreement with Nichols Consulting Engineers, Chtd. in the amount of \$35,100 to provide professional engineering services

for the 2013 Update of the Pavement Management Program; and authorize staff to issue a purchase order in the amount of \$38,610 that includes a 10% Contingency.

8. Approve a resolution of the City Council of the City of La Habra waiving the requirements for competitive bidding under contract for the rehabilitation of the Town Center parking lot and authorize the work to be done by qualified persons under contract with the Town Center Office, L.L.C. in compliance with applicable laws, including, but not limited to, prevailing wage.

APPROVE AND ADOPT **RESOLUTION NO. 5567** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA WAIVING THE REQUIREMENTS FOR COMPETITIVE BIDDING UNDER CONTRACT FOR THE REHABILITATION OF THE PARKING LOT LOCATED AT 107 EAST FIRST AVENUE AND AUTHORIZE THE WORK TO BE DONE BY QUALIFIED PERSONS UNDER CONTRACT WITH THE TOWN CENTER OFFICE L.L.C. IN COMPLIANCE WITH APPLICABLE LAWS, INCLUDING, BUT NOT LIMITED TO, PREVAILING WAGE.

9. Approve Tract Map No. 16863 as submitted and accept dedication on Walnut Street and Greenwood Avenue as made thereon and authorize recordation of map for 605 North Walnut Street.
10. WARRANTS: Approve Nos. 00090510 through 00090681 totaling \$1,220,093.41.

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

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

**VI. CONSIDERATION ITEMS:**

1. Consider appointment of a new representative to fill a vacant "at-large community resident" seat on the General Plan Advisory Committee (GPAC).

Assistant to the City Manager Ferrier reported that with the formation of the General Plan Advisory Committee, each Council member appointed an individual to serve as an "at-large community resident" GPAC member. He stated that Councilmember Blazey's current appointee, Philip Pellkofer, had resigned and that Councilmember Blazey has the option of appointing a new GPAC member.

Councilmember Blazey expressed his desire to appoint Maria Arreola, stating that she had applied but not been appointed to the Community Services Commission. He stated that the three Community Services Commissioners were reappointed and this would give Maria an opportunity to begin serving the community. He stated that he was looking forward to working with her.

Mayor Espinoza invited the public to testify at 6:54 p.m. There was no public testimony.

MOVED by Councilmember Blazey, seconded by Councilmember Gomez, and CARRIED UNANIMOUSLY 5-0 TO APPOINT MARIA ARREOLA AS AN AT-LARGE RESIDENT TO REPLACE PHILIP PELLKOFER ON THE GENERAL PLAN ADVISORY COMMITTEE.

Said motion CARRIED by the following roll call vote:

AYES: COUNCILMEMBERS: BLAZEY, GOMEZ, SHAW, BEAMISH, ESPINOZA  
NOES: COUNCILMEMBERS: NONE  
ABSTAIN: COUNCILMEMBERS: NONE  
ABSENT: COUNCILMEMBERS: NONE

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

Mayor Espinoza made the following announcements:

- Mayor's Community Hours will be held - Friday, April 5th at the Starbucks located on La Habra Boulevard at Harbor and on Saturday, April 6th at Northgate Market located at 580 West La Habra Boulevard. The Mayor is also available by appointment.
- Imperial Middle School is hosting an American Red Cross Blood Drive - Thursday, April 4th from 2:00 p.m. until 8:00 p.m. at Imperial Middle School located 1450 Schoolwood Drive.
- Children's Museum Target Free Saturday - Saturday, April 6th from 10:00 a.m. to 5:00 p.m. The theme is "Reduce, reuse, recycle."
- The 2013 Spring Citrus Fair kick-off - Thursday, April 18th with the Bubble Parade at 5:30 p.m. followed by the Citrus Fair "Teen Dance" from 6:00 p.m. till 8:00 p.m. Fair hours will be 5 p.m. to 10 p.m. Thursday, 5 p.m. to midnight on Friday, 2 p.m. to midnight on Saturday, and 2 p.m. to 9 p.m. on Sunday.
- Community Services Kids' night out - Friday April 26th and May 24th from 6:00 p.m. until 10:30 p.m. at the La Habra Community Center. Reservations are required.
- Children's Museum's annual fundraising Golf Tournament - Monday, April 22nd at Hacienda Golf Club.
- Earth Arbor Day Celebration - Saturday, April 27th from 8:00 a.m. to noon at El Centro-Lions Park.
- Donate Life Run/Walk - Saturday, April 27th at 7:00 a.m. held at Cal State Fullerton.
- Mayor's Prayer Breakfast - Thursday, May 2nd at the La Habra Community Center. Breakfast will be served from 6:15 a.m. to 6:50 a.m. followed by the program at 7:00 a.m. featuring keynote speaker former Congressman Bob McEwen.
- Children's Museum's annual Family Arts Festival Day - Saturday, May 18th from 10 a.m. to 4 p.m.
- Smartphone users can now report problems or concerns, make information requests, attach photos and receive status updates through the City's new "Contact La Habra" phone app which is available for both Android and iPhone users.
- The City Council will meet again on Monday, April 1st and Monday, April 15th at 6:30 p.m. here in the City Council Chambers.

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

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

Mayor Espinoza noted that Council would be adjourning in memory of Mr. Albert Serna Frausto, father of employee Raymond Frausto, who passed away on Sunday, March 10<sup>th</sup> after a brief illness.

Councilmember Shaw stated he attended the Eggstravaganza event and commented on the attendance. He stated he attended the Miss La Habra contest and commended those who organized the event. He congratulated Princesses Marcelle Occomore, Gigi Gradillas, Ashley

Aguirre of Sonora High School, and Princess Karen Chestnut of Troy High School, who also was named Miss Congeniality. He congratulated Kelsey Farrell, a junior at Biola University, who was named Miss La Habra.

Councilmember Blazey congratulated all those serving as princesses in the coming year and noted that Kelsey was also a graduate of Sonora High School. He commended the La Habra Host Lion's Club and the Community Services Department on the successful Eggstravaganza event. He stated that he was glad to see the approval of Item III.4 on the agenda, the Idaho Street Rehabilitation Project. He stated that he was pleased to see Sully-Miller moving quickly on the Residential Street Rehabilitation Fiscal Year 2013-2013 and to see Carmella Street was given higher priority

Councilmember Gomez commended the La Habra Host Lion's Club on the successful Eggstravaganza event. He expressed appreciation to Planning Manager Roy Ramsland for his hard work serving pancakes at the event and representing the La Habra Host Lion's Club. He commented regarding the many volunteers and an anonymous donor of 1,000 meals to the event. He congratulated Dorrie Cooley, a former Youth Committee member, who made the Dean's List at the University of Montana. He noted the many Easter Services that he attended. He wish Mayor Pro Tem Beamish and City Attorney Jones happy birthday. He congratulated City Attorney Jones for becoming the interim City Attorney for the City of Irvine.

Mayor Pro Tem Beamish recognized Frank and Kathy Felix of the La Habra Host Lion's Club for chairing the pancake breakfast at the Eggstravaganza event. He commended Community Services Director Sal Failla and Recreation Manager David DeLeon for a successful Eggstravaganza event. He commented on the efficiency of the 5K/10K Run/Walk event and expressed his appreciation to Community Services Director Sal Failla for his proficiency.

Mayor Espinoza concurred with her colleagues and commended the City staff on organizing the events. She applauded Mayor Pro Tem Beamish for winning a medal at the 5K/10K Run/Walk event.

**X. ADJOURNMENT:** Mayor Espinoza adjourned the meeting at 7:10 p.m. in memory of Mr. Albert Serna Frausto, father of employee Raymond Frausto, at to Monday, April 15, 2013, at 5:30 p.m. in the Administrative Conference Room 106, followed by the Regular Meeting at 6:30 p.m. in the City Council Chambers.

Respectfully submitted,

Tamara D. Mason, MMC  
City Clerk