

MINUTES

CITY COUNCIL OF THE CITY OF LA HABRA ADJOURNED REGULAR MEETING

& REGULAR MEETING

Monday, April 17, 2017

APPROVED: These Minutes were approved on June 5, 2017.

ADJOURNED REGULAR MEETING: Cancelled

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 Council Chambers, located at 100 East La Habra Boulevard in La Habra, California.

INVOCATION: City Attorney Jones

PLEDGE OF ALLEGIANCE: Mayor Espinoza

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

COUNCILMEMBERS ABSENT: None

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

CLOSED SESSION ANNOUNCEMENT:

City Attorney Jones reported concerning a payment on the warrant list regarding Jeong Ko versus City of La Habra that has been settled and \$45,706.90 had been paid as listed in the warrant. He stated that City Council's vote on the warrant list is stating approval of the settlement.

I. PROCLAMATIONS/PRESENTATIONS:

- a. Proclaim April 22, 2017, as "Earth Day/Arbor Day" in the City of La Habra.

Mayor Espinoza invited Council to the podium to participate in the presentations. Mayor Espinoza invited Public Works Director Saykali to the podium to accept the proclamation. Public Works Director Saykali announced that pre-packaged mulch, donated by CR&R, will be given to the community from 8:00 a.m. to 12:00 p.m., tree seedlings have been donated by

West Coast Arborists, Inc., and per tradition S.C. Yamamoto will be planting ten cherry trees at Vista del Valle Park.

- b. Recognition of Cynthia Gulley, La Habra Police Communications Supervisor, for 37 years of service.

Mayor Espinoza invited Police Chief Price to the podium to assist with the presentation. Police Chief Price described Cynthia Gulley's career with the City of La Habra and the La Habra Police Department, and on behalf of the Mayor and City Council presented her with a recognition plaque.

II. PUBLIC COMMENTS:

Craig Sheets, Brea, spoke regarding his sister, mother, electronic transmitting viral eyes, embalming fluid, public school teachers and nurses, radioactive fluid, animal urine, silicone for skin, and conspiracy.

III. CONSENT CALENDAR:

Mayor Pro Tem Shaw stated that he will be voting no on Item III.2.

A member of the audience requested that Item III.6 be removed for separate discussion.

Moved by Councilmember Beamish, seconded by Mayor Pro Tem Shaw, and CARRIED UNANIMOUSLY 5-0 TO APPROVE CONSENT CALENDAR ITEMS III.1 THROUGH III.8; WITH THE EXCEPTION OF ITEM III.6 WHICH WAS REMOVED FOR SEPARATE DISCUSSION AND APPROVE ITEM III.2 (4-1).

Said motion CARRIED by the following roll call vote:

AYES: Mayor Espinoza, Mayor Pro Tem Shaw, Councilmember Gomez,
Councilmember Beamish, Councilmember Blazey
NOES: Mayor Pro Tem Shaw (Item III.2 only)
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 SECOND READING AND ADOPTION OF **ORDINANCE NO. 1778** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA AMENDING CHAPTER 9.22 OF TITLE 9 OF THE CITY OF LA HABRA MUNICIPAL CODE RELATING TO FIREWORK USE, DISCHARGE, POSSESSION, STORAGE AND SALE ON PRIVATE PROPERTY. (APPROVED 4-1)
3. Approve denial of claims filed by:
 - a. Lily Medina for Bodily Injury.
 - b. Victor Medina for Bodily Injury.

- c. Javier Valdivia for Property Damage.
4. Authorize City Manager to execute a one year contract extension with Keolis S.A. to provide the La Habra Shuttle program from May 1, 2017, through April 30, 2018, in an amount not to exceed \$175,000 per year.
5. Approve staff's recommendations regarding a request for "No Stopping" Restrictions at 601 East Whittier Boulevard; and
 - a. APPROVE AND ADOPT **RESOLUTION NO. 5796** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA PROHIBITING STOPPING, STANDING AND PARKING AT ALL TIMES AT 601 EAST WHITTIER BOULEVARD.
6. REMOVED FOR SEPARATE DISCUSSION. SEE SECTION IV. BELOW.
7. Approve City Council Minutes of March 6, 2017.
8. WARRANTS: Approve Nos. 00110865 through 00111069 totaling \$1,065,565.79.

IV. CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION:

- III.6 Approve staff's recommendations regarding a request for "No Stopping" Restrictions on West First Avenue at 201 S. Chinchilla Street.

City Engineer Johansen presented the staff report.

Mayor Espinoza opened the public testimony. There was no public testimony; however, Mayor Pro Tem Shaw verified that the audience member who had requested that the item be removed for discussion, agreed with the proposed "No Stopping" restrictions at 201 South Chinchilla Street.

Moved by Councilmember Gomez, seconded by Councilmember Beamish, and CARRIED UNANIMOUSLY (5-0) TO APPROVE STAFF'S RECOMMENDATIONS REGARDING A REQUEST FOR "NO STOPPING" RESTRICTIONS ON WEST FIRST AVENUE AT 201 S. CHINCHILLA STREET; AND APPROVE AND ADOPT **RESOLUTION NO. 5797** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA PROHIBITING STOPPING, STANDING AND PARKING AT ALL TIMES ON WEST FIRST AVENUE AT 201 SOUTH CHINCHILLA STREET.

Said motion CARRIED by the following roll call vote:

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

V. PUBLIC HEARINGS:

1. Duly noticed public hearing to consider a Planned Unit Development Precise Plan 16-02 to upgrade an existing residential unit and to construct a second residential unit and detached garage at 306 West Electric Avenue.

Senior Planner Schaefer presented the staff report.

Mayor Espinoza opened the public hearing at 6:46 p.m. There was no testimony.

There were no Council questions or discussion.

Moved by Councilmember Beamish, seconded by Councilmember Gomez, and CARRIED UNANIMOUSLY (5-0) TO APPROVE FIRST READING OF **ORDINANCE NO. 1779** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA APPROVING PLANNED UNIT DEVELOPMENT PRECISE PLAN 16-02 TO UPGRADE AN EXISTING RESIDENTIAL UNIT AND CONSTRUCT A SECOND RESIDENTIAL UNIT AND DETACHED GARAGE AT 306 WEST ELECTRIC AVENUE, MAKING THE APPROPRIATE FINDINGS, AS PER THE APPROVED PLANS AND SUBJECT TO CONDITIONS.

Said motion CARRIED by the following roll call vote:

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

2. Duly noticed public hearing to consider a Planned Unit Development 16-03 for the construction of a two unit apartment complex at 218 West Mountain View Avenue.

Assistant Planner Lopez presented the staff report.

Mayor Espinoza opened the public hearing at 6:49 p.m. There was no testimony.

There were no Council questions or discussion.

Moved by Councilmember Gomez, seconded by Councilmember Beamish, and CARRIED UNANIMOUSLY (5-0) TO APPROVE FIRST READING OF **ORDINANCE NO. 1780** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA APPROVING PLANNED UNIT DEVELOPMENT PRECISE PLAN 16-03 FOR THE CONSTRUCTION OF A TWO UNIT APARTMENT COMPLEX AT 218 WEST MOUNTAIN VIEW AVENUE, MAKING THE APPROPRIATE FINDINGS, AS PER THE APPROVED PLANS AND SUBJECT TO CONDITIONS.

Said motion CARRIED by the following roll call vote:

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

3. Duly noticed public hearing to receive comments on the Fiscal Year 2017-2018 Annual Action Plan and authorize staff to submit the Annual Action Plan to HUD for approval.

Housing Specialist Perez presented the staff report.

Council discussion included: potential elimination of the Community Development Block Grant (CDBG) program funding by President Trump; and alternate alley improvement program funding from the passing of Senate Bill 1.

Mayor Espinoza opened the public hearing at 6:51 p.m. There was no testimony.

Moved by Councilmember Gomez, seconded by Mayor Pro Tem Shaw, and CARRIED UNANIMOUSLY (5-0) TO APPROVE THE FISCAL YEAR 2017-2018 ACTION PLAN AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE CITY OF LA HABRA'S ANNUAL APPLICATION TO HUD FOR ITS CDBG GRANT FUNDING APPROVAL/AGREEMENT IN THE AMOUNT OF \$760,000 FOR FISCAL YEAR 2017-2018.

Said motion CARRIED by the following roll call vote:

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

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 by ordering 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.
- La Habra's "Movie in the Park" series - Friday, April 21, at 6:00 p.m. at El Cerrito School for a screening of the first movie in the series "BFG" or "The Big Friendly Giant.
- "Love La Habra Block Party" - Saturday, April 29 at 8:00 a.m. at Washington Middle School. Help your community through a day of public service.
- La Habra Chamber of Commerce "La Habra Citrus Fair" - Friday, May 5, through Sunday, May 7 in downtown La Habra.

VIII. COMMENTS FROM STAFF: None

IX. COMMENTS FROM COUNCILMEMBERS:

Mayor Pro Tem Shaw discussed the effective date of Senate Bill 1, which increases the gasoline tax, and when the City of La Habra would be receiving funds to pay for roadway improvements. City Manager Sadro confirmed that roadway improvement funding will be discussed during the budget report that is to be given in the near future.

Councilmember Blazey thanked the La Habra Host Lions Club for serving over 900 people at the Annual La Habra Lions Club Easter Breakfast held at El Centro Park. He announced that he has been appointed to the Executive and Finance Committee of the Orange County Public Library Advisory Board where it was reported out that the Fiscal Year 2017-2018 budget should be adopted as presented by staff. He stated that he attended the La Habra Eggstravaganza event. He thanked and congratulated City staff for their work on organizing the event. He thanked Public Works Director Saykali for the installation of the City seal in front of the main entrance to City Hall.

Councilmember Gomez congratulated City staff for their work on the La Habra Eggstravaganza event. He congratulated Mayor Espinoza for the State of the Community event. He commended the new Superintendent of Schools Joanne Culverhouse for involvement in the community.

Mayor Espinoza thanked Councilmember Gomez for his assistance on the video for the State of the Community event. She stated that she attended the La Habra Top 100 Award Banquet at Westridge Golf Club where students were recognized for grade point averages (GPA's) over 4.0. She congratulated the Soroptomist recipients; including Sandi Baltes for her program that guides young single mothers in gaining the skills needed to enter the work force, for parenting, and to further their education. She stated that she attended the Art Walk held at the La Habra Community Center, the La Habra Eggstravaganza, and the La Habra Host Lions Club Easter Pancake Breakfast events. She thanked Councilmember Beamish, on behalf of the children he gave tickets to, for their attendance at the La Habra Host Lions Club Pancake Breakfast.

Councilmember Beamish suggested that City staff use caution regarding the amount of potential funding the City will receive from Senate Bill 1 for future pavement improvement projects.

X. ADJOURNMENT: Mayor Espinoza adjourned the Regular Meeting of the City Council at 7:03 p.m. to Monday, May 1, 2017, at 5:30 p.m. in the Closed Session Room 112c, 100 E. La Habra Boulevard, followed by the Regular Meeting at 6:30 p.m. in the City Council Chambers.

Respectfully submitted,

Tamara D. Mason, MMC
City Clerk