

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

**Monday, October 07, 2019**

**APPROVED:** These Minutes were approved on October 21, 2019.

**ADJOURNED REGULAR MEETING 5:30 P.M.:** Cancelled

**REGULAR MEETING 6:30 P.M.:**

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

<b>INVOCATION:</b>	City Attorney Jones
<b>PLEDGE OF ALLEGIANCE:</b>	Mayor Gomez
<b>COUNCILMEMBERS/DIRECTORS PRESENT:</b>	Mayor Gomez Mayor Pro Tem Beamish Councilmember Espinoza Councilmember Shaw Councilmember Medrano
<b>COUNCILMEMBERS/DIRECTORS ABSENT:</b>	None
<b>OTHER OFFICIALS PRESENT:</b>	Acting City Manager Ho City Attorney Jones City Clerk Swindell Assistant City Clerk Barone

**CLOSED SESSION ANNOUNCEMENT:** None

**I. PROCLAMATIONS/PRESENTATIONS:**

Mayor Gomez invited La Habra Beautification Committee Chair Grace Garcia and Erika Flores with Congressman Gilbert Cisnero's Office to the front of the dais to assist with presenting the awards.

- a. Beautification Committee recognition of the Bunye Family, 221 East Rosecrest Avenue.

The Bunye Family accepted the awards.

- b. Beautification Committee recognition of the Alatorre Family, 316 South College Street.

The Alatorre Family accepted the awards.

- c. Presentation by the Southern California Association of Governments (SCAG) regarding La Habra demographics and local profile.

Mayor Gomez invited Jonathan Hughes, SCAG Orange County Regional Affairs Officer, to the front of the dais. Mr. Hughes thanked Councilmember Espinoza for her service on the Community, Economic, and Human Development Committee. Mr. Hughes gave a brief PowerPoint presentation regarding La Habra's demographics and local profile.

Council discussion included: City population and housing growth; clarification of the Regional Housing Needs Assessment (RHNA) determination process and methodologies; verification of Housing Element zoning requirements and consequences if cities declined them; clarification that the City would not be penalized if the Housing Element zoning requirements were accepted, but were not met; confirmation that zoning requirements do not fluctuate based upon political leadership.

Mayor Gomez introduced Acting City Manager Ho.

**II. PUBLIC COMMENTS:** None

**III. CONSENT CALENDAR:**

Moved by Mayor Pro Tem Beamish, seconded by Councilmember Medrano, and CARRIED UNANIMOUSLY (5-0) TO APPROVE CONSENT CALENDAR ITEMS III.A.1 THROUGH III.15.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Gomez, Mayor Pro Tem Beamish, Councilmember Espinoza,  
Councilmember Shaw, Councilmember Medrano  
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 September 16, 2019.
3. Approve denial of claim for Irene Moreno for Property Damage.
4. Approve denial of claim for Enrique Graciano for Property Damage.
5. Approve denial of claim for Mercury Insurance for Property Damage.

6. APPROVE SECOND READING AND ADOPTION OF **ORDINANCE NO. 1810** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA AMENDING SECTION 5.36.090 OF CHAPTER 5.36 (ALARM SYSTEMS) OF TITLE 5 (BUSINESS TAXES, LICENSES, AND REGULATIONS) OF THE CITY OF LA HABRA MUNICIPAL CODE RELATING TO FALSE ALARM PREVENTION FEES.
7. Approve Notice of Completion for the Alley Nos 8, 30, 31, 59, 70, and 97 Improvement, Fiscal Year 2018-2019; Project No. 6-R-18; and authorize staff to send for recordation.
8. Approve and authorize City Manager to execute an agreement with South Coast Air Quality Management District (SCAQMD) for a Mobile Source Air Pollution Reduction Review Committee – Local Government Partnership Program \$80,700 grant; and approve appropriation of \$26,300 from General Fund to the General Capital Projects Fund, as local matching funds for the City Hall Charging Stations Project.
9. Approve and accept the offer of dedication for additional right-of-way Grant Deed and a 12-month Temporary Construction Easement for a portion of certain property located at 1610 West Whittier Boulevard for construction and other purposes; and authorize staff to send for recordation.
10. Receive and file Treasurer’s Investment Report for the quarter ending June 30, 2019.
11. Approve and authorize the City Manager to execute an agreement for Delegation of Early Head Start Program Operations for Fiscal Year 2019-20 with Orange County Head Start (OCHS) authorizing the City to provide early head start developmental services for up to 50 infant/toddler aged children living in La Habra in a Home-Based Setting.
  - a. **RESOLUTION NO. 5916** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA CERTIFYING THE APPROVAL AND AUTHORIZING THE EXECUTION OF THE 2019-20 AGREEMENT FOR DELEGATION OF EARLY HEAD START PROGRAM OPERATIONS WITH ORANGE COUNTY HEAD START, INC.
12. Approve and authorize the City Manager to execute an agreement with Rosa Santoyo for mental health services required for students and families enrolled in the Early Head Start program at a cost of \$65 per hour, not to exceed 36 hours per month, from September 13, 2019 through June 30, 2020.
13. Approve and authorize City Manager to execute an Affiliation Agreement with the Regents of the University of California, Irvine (UCI) Department of Ophthalmology to provide vision care for the children enrolled in the Child Development Division programs and provide further assessments for those who fail the annual vision screening for School Year 2019-2020.
14. Approve and authorize City Manager to execute the Continued Funding Application for the General Child Care (CCTR) and State Pre-School (CSPP) contracts for Fiscal Year 2020-2021 with the California Department of Education Early Education and Support Division.

15. WARRANTS: Approve Nos. 00122926 through 00123236 totaling \$2,349,345.15; and WIRE TRANSFER: Approve Wire Date 9/24/2019 for a total of \$205,276.86.

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

**V. PUBLIC HEARINGS:**

1. Duly noticed public hearing to consider an ordinance replacing Chapter 8.26 “Prohibition of Pushcart Vending” with Chapter 8.26 “Regulation of Sidewalk Vendors” to the La Habra Municipal Code and to include adding related fees within the Master Schedule of Fees, subject to the attached ordinance and exhibits.

Senior Planner Schaefer presented the staff report. He indicated that the Revised Exhibit “B” had been provided to the City Council.

City Council discussion included: industrial and Orange County Health Care Agency requirements, and clarification the Orange County Health Care Agency enforces food safety restrictions imposed on local charities and non-profit groups.

Mayor Gomez opened the public hearing at 6:58 p.m. There being no testimony the public hearing was closed.

Moved by Councilmember Medrano, seconded by Councilmember Shaw, and CARRIED UNANIMOUSLY (5-0) TO APPROVE FIRST READING OF **ORDINANCE NO. 1811** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA REPLACING CHAPTER 8.26 “PROHIBITION OF PUSH CART VENDING” WITH CHAPTER 8.26 “REGULATION OF SIDEWALK VENDORS” TO THE LA HABRA MUNICIPAL CODE AND TO INCLUDE ADDING RELATED FEES WITHIN THE MASTER SCHEDULE OF FEES, AS PER EXHIBITS “A” AND “B.”

Said motion CARRIED by the following roll call vote:

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

**VI. CONSIDERATION ITEMS:** None.

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

Mayor Gomez made the following announcements:

- La Habra Community Development Department Open House – Saturday, October 12, 9:00 a.m. – 12:00 p.m.
- La Habra Police Department Open House – Saturday, October 12, 10:00 a.m. – 2:00 p.m.
- La Habra Home Decorating Contest Nominations Accepted Through Friday, October 25.
- La Habra Tamale Festival – Sunday, December 1, 9:00 a.m. – 6:00 p.m.

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

**IX. COMMENTS FROM COUNCILMEMBERS:**

Councilmember Espinoza stated that she attended the California Coastal Cleanup Day at Coyote Creek Bikeway, the Flag Retirement Ceremony at El Centro Lions Park, the La Habra Chamber of Commerce Mixer, the La Habra Police Department Citizens Academy Graduation, the “Love La Habra event,” and the “La Fiesta” event.

Mayor Pro Tem Beamish thanked City staff and volunteers for their work with “Love La Habra.”

Councilmember Shaw announced that the “Meet on Beach” event would be held on Sunday, November 17.

Councilmember Medrano stated that he attended the “Love La Habra” event, the La Habra High School Theatre Grand Opening, and the “La Fiesta” event. He thanked Community Services, Public Works staff, and the La Habra Chamber of Commerce for their work with the “Love La Habra” event.

Mayor Gomez spoke regarding his attendance at recent community events. He thanked residents and volunteers for their attendance and support.

**X. ADJOURNMENT:** Mayor Gomez adjourned the City Council meeting at 7:08 p.m. to Monday, October 21, 2019, 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  
City Clerk