

MINUTES

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

Monday, October 17, 2016

APPROVED: These Minutes were approved on November 21, 2016.

ADJOURNED REGULAR MEETING:

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

COUNCILMEMBERS PRESENT: Mayor Gomez
Mayor Pro Tem Shaw
Councilmember Blazey

COUNCILMEMBERS ABSENT: Councilmember Beamish (excused)
Councilmember Espinoza (excused)

OTHER OFFICIALS PRESENT: City Manager Sadro
City Attorney Jones (arrived at 5:39 p.m.)
City Clerk Mason

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: 185 W. La Habra Boulevard (APN 022-063-22 and 022-063-23); City Negotiator: Jim Sadro, City Manager; Negotiating Parties; JCC Mangement, LLC; Under Negotiation: Property negotiations.

Community and Economic Development Director Ho and Housing and Economic Development Manager Cole-Corona were present for this item.

- b. Conference with Legal Counsel - Existing Litigation (Gov. Code section 54956.9(d)(1)) Americare Medservices, Inc. vs. City of La Habra and Care Ambulance Service, Inc. United States District Court Case No. 8:16-cv-1759 DOC (JPRx).

City Attorney Jones arrived at 5:39 p.m. Deputy City Attorney Jim Touchstone was present for this item.

III. ADJOURNMENT: Council reconvened from Closed Session at 5:56 p.m. There were no Closed Session announcements. Mayor Gomez adjourned the Adjourned Regular Meeting of the City Council at 5:56 p.m.

REGULAR MEETING:

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 Chambers, located at 201 East La Habra Boulevard in La Habra, California.

INVOCATION: City Attorney Jones

PLEDGE OF ALLEGIANCE: Councilmember Blazey

CLOSED SESSION ANNOUNCEMENT: None

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

COUNCILMEMBERS ABSENT: Councilmember Beamish (excused absence)

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

I. PROCLAMATIONS/PRESENTATIONS:

a. Presentation by CityNet on CityNet service to homeless community members.

Brad Fieldhouse, Executive Director of CityNet, spoke regarding CityNet services and resources. He invited the community to the Interfaith Symposium on Wednesday, October 26, 2016 at 9:00 a.m. at the La Habra Community Center. Mayor Gomez commended CityNet and the La Habra Police Department for their work with the homeless population in La Habra.

Mayor Pro Tem Shaw requested an update on the homeless shelter to be opened in Anaheim. Brad Fieldhouse stated that the Orange County Board of Supervisors has approved the funding and has chosen Mercy House to operate the shelter. He stated that the homeless shelter is scheduled to open in November 2017 and will be a 200 bed transitional center, by appointment only, for North Orange County cities to utilize.

Councilmember Espinoza asked if CityNet works with St. Jude Hospital regarding the homeless. Brad Fieldhouse confirmed that they have made contact through the collaborative. Councilmember Espinoza asked for an explanation on the levels of assistance given by CityNet to the homeless population. Brad Fieldhouse explained CityNet's process and levels of assistance.

b. Proclaim November 2, 2016 through November 9, 2016, as "La Habra Senior Week" in the City of La Habra.

Mayor Gomez invited Rachel Roberts, from Institute for Healthcare Advancement (IHA), members of the La Habra Action Council, and members of the Senior Lunch Program to accept the proclamation. Steve Spurnack, from Supervisor Shawn Nelson's office, presented a proclamation from their office. Steve Spurnak invited members of the Coalition for Senior's to be part of the presentation.

II. PUBLIC COMMENTS:

Student Services Coordinator Beth Mays and David Bradey, with Anaheim University, announced that the University is celebrating their 20-year anniversary as an accredited online university. She announced that Anaheim University President, Dr. Andrew Honeycutt, DBA, has approved a 40 percent tuition discount for their online Masters of Business Administration and Masters of Entrepreneurial programs for those who live or work in Orange County and who enroll by March 31, 2017. She invited the public to visit their admissions office on State College Boulevard and/or their center at Tustin and La Palma.

III. CONSENT CALENDAR:

Moved by Councilmember Blazey, seconded by Councilmember Espinoza, and CARRIED (4-0) TO APPROVE CONSENT CALENDAR III.1 THROUGH III.10.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Gomez, Mayor Pro Tem Shaw, Councilmember Espinoza,
Councilmember Blazey
NOES: NONE
ABSTAIN: NONE
ABSENT: Councilmember Beamish

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 and adopt a resolution amending the City's Ticket Distribution Policy; and
 - a. APPROVE AND ADOPT **RESOLUTION NO. 5774** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA, CALIFORNIA, AMENDING RESOLUTION NO. 5430 BY ADOPTING CERTAIN REVISIONS TO ITS POLICY FOR THE DISTRIBUTION OF TICKETS AND/OR PASSES TO CONFORM TO SECTION 18944.1 OF TITLE 2 OF THE CALIFORNIA CODE OF REGULATIONS.
3. Approve City Council Minutes of:
 - a. September 19, 2016
 - b. October 3, 2016
4. Approve denial of Claim for Bertha Diaz for Bodily Injury.
5. Approve denial of Claim for Lois McKinney for Property Damage.

6. Approve denial of Claim for Jose Munoz for Property Damage.
7. Authorize City Manager to execute Agreement with Albert Grover & Associates for professional engineering services for Citywide Traffic Signal Operations, Fiscal Year 2016-2017 through Fiscal Year 2021-2022; and authorize staff to issue a purchase order to Albert Grover & Associates for Fiscal Year 2016-2017 in the amount of \$65,700.
8. Approve Cooperative Agreement No. C-6-1415 with the Orange County Transportation Authority for Project V Community-Based Transit/Circulators for four Community events in the City of La Habra; and authorize the Mayor to sign the agreement.
9. Authorize staff to issue a Purchase Order in the amount of \$76,936 to Sully-Miller Contracting Co. for the installation of 4" conduits for the new Civic Center.
10. WARRANTS: Approve Nos. 00108566 through 00108761 totaling \$1,760,149.54; and WIRE TRANSFER: Approve Wire Date 9/30/16 for a total of \$641,383.34.

IV. CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION: None

V. PUBLIC HEARINGS:

1. Duly noticed public hearing to consider an ordinance to authorize the transfer, assignment, and assumption of a pipeline franchise agreement from ExxonMobil Oil Corporation to Torrance Pipeline Company, LLC, to operate and maintain certain pipelines for the transportation of petroleum, oil, gas, gasoline, water, and other like substances in the City of La Habra with a term ending January 3, 2032, and renewal option of five additional years, during which time the franchise will pay to the City fees calculated in accordance with California Public Utilities Code Section 6231.5(a)(3) which are estimated to be \$3,263 per annum; subject to consumer price index increases. Failure of payment will result in forfeiture of the franchise.

Assistant to the City Manager Ferrier presented the staff report. He confirmed that, per Council's request at the September 19, 2016, City Council meeting, the pipeline has been inspected and is in compliance with all state and federal regulations.

Miles Kajioka, Director of Western Region Logistics for PBF Energy (Torrance Logistics Company, LLC), stated their agency falls under the jurisdiction of the California State Fire Marshall, which regulates pipelines in the State of California, and under the Department of Transportation for the federal government. He noted there is a requirement to do inspections of regulated pipelines at 5-year intervals.

Council discussion included confirmation the pipeline is inspected every five years.

Mayor Gomez opened the public hearing at 6:52 p.m. There was no testimony so the public hearing was closed.

Moved by Mayor Pro Tem Shaw, seconded by Mayor Gomez, and CARRIED (4-0) TO APPROVE FIRST READING OF **ORDINANCE NO. 1773** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA, ORANGE COUNTY, CALIFORNIA,

TRANSFERRING A PIPELINE FRANCHISE AGREEMENT FROM EXXONMOBIL OIL CORPORATION TO TORRANCE PIPELINE COMPANY, LLC, TO OPERATE AND MAINTAIN CERTAIN PIPELINES AND APPURTENANCES FOR THE TRANSPORTATION OF PETROLEUM, OIL, GAS, GASOLINE, WATER, AND OTHER LIKE SUBSTANCES IN THE CITY OF LA HABRA.

Said motion CARRIED by the following roll call vote:

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

NOES: NONE

ABSTAIN: NONE

ABSENT: Councilmember Beamish

VI. CONSIDERATION ITEMS:

1. Consider a proposed Paver Donation Program for the new City Hall facility.

- a. Provide direction regarding the establishment of a Paver Donation Program at the new City Hall facility.

Community Services Director Failla presented the staff report.

Council discussion included adding a dedicated area, in addition to the area being considered, for City Council to identify citizens to recognize who have made contributions to the community.

Mayor Gomez invited the public to testify at 6:56 p.m. There was no public testimony.

Moved by Councilmember Blazey, seconded by Mayor Pro Tem Shaw, and CARRIED (4-0) TO APPROVE TO DIRECT STAFF TO PROCEED WITH THE ESTABLISHMENT OF A PAVER DONATION PROGRAM AT THE NEW CITY HALL FACILITY WITH OPTIONS FOR COUNCIL'S CONSIDERATION FOR AN AREA THAT IS RETAINED FOR COUNCIL'S DEDICATIONS OF NOT WORTHY INDIVIDUALS.

Said motion CARRIED by the following roll call vote:

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

NOES: NONE

ABSTAIN: NONE

ABSENT: Councilmember Beamish

VII. MAYOR'S COMMUNITY CALENDAR:

Mayor Gomez made the following announcements:

- "Tip-A-Cop" a fundraising event for the Special Olympics - Thursday, October 20, at the La Habra Red Robin.
- The La Habra Police Department Annual Open House – Saturday, from 10:00 a.m. – 2:00 p.m.

- Red Ribbon Week - October 23 – 31, 2016, is a national event that encourages school children to “Say No to Drugs.”
- City of La Habra hosts the “Red Ribbon Week Breakfast” - Thursday, October 27, at 6:30 a.m. at the La Habra Community Center.
- 3rd Annual La Habra Tamale Festival - Sunday, November 27, along Euclid Street between Portola and Brio Parks.
- Remember to register to vote in the upcoming general election, which will occur Tuesday, November 8. To register on-line, please visit the Orange County Registrar of Voters website at www.ocvote.com/registration. For information on the City of La Habra municipal election, please visit us at www.lahabracaca.gov/elections.
- Veteran’s Day Celebration – Friday, November 11, at the Community Center as we honor La Habra’s military veterans.

VIII. COMMENTS FROM STAFF: None

Councilmember Blazey stated that he attended the National Red Cross Disaster Preparedness Academy and the League of California Cities Convention. He commended Community and Economic Development Director Ho on an informative session, co-presented with City Ventures, on the City Hall project. He noted that the Orange County Public Library Advisory Committee met last week and that a special group will be formed to study community funds being contributed to the library system versus services received from the library system.

Councilmember Espinoza stated that she attended the La Habra High School versus Sonora High School football game, the Children’s Museum “The Gourmet Guys” fundraiser, and one day of the League of California Cities Convention. She noted a session on the homeless and the work northern California cities are offering for the homeless.

Mayor Pro Tem Shaw commended the work CityNet is doing with La Habra’s homeless population. He noted Consent Calendar Item III.8 that was approved regarding Orange County Transportation providing transportation for four community events. One of the events is the upcoming 3rd Annual La Habra Tamale Festival. He noted overflow parking will be provided at La Habra High School and Sonora High School, and that vans will be providing shuttle service to take citizens to the Tamale Festival event from those locations. City Manager Sadro confirmed information will be provided on flyers once details are confirmed.

IX. COMMENTS FROM COUNCILMEMBERS:

- X. ADJOURNMENT:** Mayor Gomez adjourned the City Council meeting in memory of Alexander Linares, at 7:04 p.m. to Monday, November 7, 2016, 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