



City of  
**LA HABRA**

AGENDA

**LA HABRA  
CITY COUNCIL**

**ADJOURNED REGULAR MEETING 5:30 P.M.  
&  
REGULAR MEETING 6:30 P.M.**

**TUESDAY, FEBRUARY 16, 2021**

**COUNCIL CHAMBER  
100 EAST LA HABRA BOULEVARD  
LA HABRA, CALIFORNIA 90631**

**PUBLIC ADVISORY: THE COUNCIL CHAMBER  
WILL NOT BE OPEN TO THE PUBLIC**

Pursuant to Section 3 of Executive Order N-29-20, issued by Governor Newsom on March 17, 2020, the Regular Meeting of the City Council for Tuesday, February 16, 2021, will be conducted telephonically through Zoom and broadcast live on the City's website.

Please be advised that pursuant to the Executive Order, and to ensure the health and safety of the public by limiting human contact that could spread the COVID-19 virus, the Council Chamber will not be open for the meeting. Councilmembers will be participating telephonically and will not be physically present in the Council Chamber. In accordance with Executive Order N-25-20, guidance from the California Department of Public Health on gatherings, and in an effort to slow the spread of COVID-19 and to ensure the health and safety of our community, remote public participation can be done by:

1. Submitting an email to [cc@lahabraca.gov](mailto:cc@lahabraca.gov) or by calling (562) 383-4030 no later than 5:00 p.m. on Tuesday, February 16, 2021.
2. Participating via Zoom during the meeting on an audio only conference call by dialing 1-669-900-9128 and entering Meeting ID: 849 5767 3813, and when prompted type in the Passcode 257212. Please note, you will enter the meeting muted, but if you want to comment during the public comment portions of the agenda, press \*9, at the appropriate time indicated by the Mayor during the meeting, and your call will be selected from the meeting cue. Before you Press \*9, turn off other electronic devices and turn down background noise at your location to avoid interference with your call. Please note that speakers must limit their comments to three minutes each and that the total time period for public comment is 30 minutes. Your patience with these changes is appreciated as the City adjusts to new ways of conducting business during the COVID- 19 pandemic.

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

**CALL TO ORDER:** Council Chamber, Closed Session Room 112c

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

**CLOSED SESSION:**

1. Conference Call with Real Property Negotiator per Government Code Section 54956.8 - Property: 209 North Euclid Street (APN 022-062-27); City Negotiator: Jim Sadro, City Manager/Executive Director; Negotiating Parties: City of La Habra Housing Authority, Owner; Under Negotiation: Price and Terms of Payment.

2. Conference Call with Real Property Negotiator per Government Code Section 54956.8 - Property: 200 West Greenwood Avenue (APN 022-020-02); City Negotiator: Jim Sadro, City Manager/Executive Director; Negotiating Parties: City of La Habra Housing Authority, Owner; Under Negotiation: Price and Terms of Payment.

**ADJOURNMENT:**

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

**CALL TO ORDER:** Council Chamber

**INVOCATION:** Assistant City Attorney Collins

**PLEDGE OF ALLEGIANCE:** Councilmember Gomez

**ROLL CALL:** Mayor Espinoza  
Mayor Pro Tem Medrano  
Councilmember Gomez  
Councilmember Shaw  
Councilmember Simonian

**CLOSED SESSION ANNOUNCEMENT:**

**PROCLAMATIONS/PRESENTATIONS:** None at this time.

**PUBLIC COMMENTS:** When addressing the La Habra City Council, please complete a Speaker's Card before leaving the Council Chamber.

General Public Comments shall be received at the beginning of the governing body meeting and limited to three (3) minutes per individual, with a total time limit of 30 minutes for all public comments, unless otherwise modified by the Mayor or Chair. Speaking time may not be granted and/or loaned to another individual for purposes of extending available speaking time, and comments must be kept brief, non-repetitive, and professional in nature.

The general Public Comment portion of the meeting allows the public to address any item of City business not appearing on the scheduled agenda. Per Government Code Section 54954.3(a), such comments shall not be responded to by the governing body during the meeting.

## CONSENT CALENDAR:

All matters on Consent Calendar are considered to be routine and will be enacted by one motion unless a Councilmember, City staff member, or member of the audience requests separate action or removal of an item. Removed items will be considered following the Consent Calendar portion of this agenda. Public comment shall be limited to three (3) minutes per individual, with a total time limit of 30 minutes per item that has been removed for separate discussion, unless otherwise modified by the Mayor. Speaking time may not be granted and/or loaned to another individual for purposes of extending available speaking time, and comments must be kept brief, non-repetitive, and professional in nature.

1. PROCEDURAL WAIVER: Waive reading in full of resolutions and ordinances and approval and adoption of same by reading title only.

2. PLANNING COMMISSION MEETING MINUTES

That the City Council approve Planning Commission Minutes of:

- August 10, 2020
- September 14, 2020
- September 15, 2020
- September 16, 2020
- September 17, 2020
- September 28, 2020
- October 26, 2020
- November 9, 2020
- November 23, 2020
- December 13, 2020

3. APPROVE THE SECOND READING AND ADOPTION OF **ORDINANCE NO. 1829** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA ADOPTING DEVELOPMENT AGREEMENT 20-01 BETWEEN THE CITY OF LA HABRA AND PINNACLE WELLNESS GROUP, LLC, FOR CANNABIS DISTRIBUTION FACILITY AT 536 WEST MOUNTAIN VIEW AVENUE, AS PER ATTACHMENT "A"

4. APPROVE THE 2020 ORANGE COUNTY OPERATIONAL AREA AGREEMENT

That the City Council approve the 2020 Orange County Operational Area Agreement and authorize the City Manager to execute the agreement.

5. APPROVE THE CITY'S PROPERTY INSURANCE POLICY RENEWAL FOR A ONE-YEAR TERM

That the City Council authorize the City Manager to renew the City's property insurance policy for all City owned properties with Travelers Property Casualty Company of America for the period of March 1, 2021, through March 1, 2022, with a \$5,000 deductible at an annual premium cost of \$96,170.

6. REAFFIRMATION OF LOCAL EMERGENCY DECLARATION DUE TO COVID-19

That the City Council:

A. Receive this report; and

B. APPROVE AND ADOPT **RESOLUTION NO. \_\_\_\_** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA, CALIFORNIA, REAFFIRMING RESOLUTION NO. 5934 WHICH RATIFIED THE DIRECTOR OF EMERGENCY SERVICES' DECLARATION OF A LOCAL EMERGENCY DUE TO COVID-19.

7. REJECT ALL BIDS RECEIVED FOR THE COMMUNITY CENTER PARKING LOT DEMOLITION AT 115 AND 121 NORTH EUCLID STREET, CITY PROJECT NO. 1-D-20

That the City Council reject bids received from UBD INC., Gentry General Engineering Inc., CHI Construction, Cinbad Industry Inc., and Grandville Contracting and Management Inc. for the Community Center Parking Lot Demolition project at 115 and 121 North Euclid Street, City Project No. 1-D-20.

8. APPROVE AND AUTHORIZE THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH AGA ENGINEERS, INC., TO PROVIDE PROFESSIONAL ENGINEERING SERVICES FOR THE LAMBERT ROAD CORRIDOR REGIONAL TRAFFIC SIGNAL SYNCHRONIZATION PROJECT

That the City Council:

A. Approve and authorize the City Manager to enter into an agreement with AGA Engineers, Inc., of Fullerton, California, in the amount of \$658,425 to provide professional engineering services for the Lambert Road Corridor Regional Traffic Signal Synchronization Project; and

B. Authorize staff to issue a purchase order to AGA Engineers, Inc., of Fullerton, California, in the amount of \$691,346 that includes a five percent (5%) contingency.

9. AWARD A CONTRACT TO BAKER ELECTRIC, INC., FOR THE CONSTRUCTION OF HARBOR BOULEVARD AND ARBOLITA DRIVE TRAFFIC SIGNAL MODIFICATION, CITY PROJECT NO. 1-TC-20

That the City Council:

A. Approve Plans and Specifications for the construction of Harbor Boulevard and Arbolita Drive Traffic Signal Modifications, City Project No. 1-TC-20; and

B. Award a construction contract for the construction of Harbor Boulevard and Arbolita Drive Traffic Signal Modifications to Baker Electric, Inc., of Escondido, California, in the amount of \$253,562 and reject all other bids; and

C. Authorize the City Manager to execute an agreement with Baker Electric, Inc., of Escondido, California, in the amount of \$253,562 and authorize staff to issue a purchase order to Baker Electric, Inc., of Escondido, California, in the amount of \$278,918, which includes a ten percent contingency; and

D. Appropriate an additional \$8,190 from the Gas Tax funds to provide sufficient funding to complete this project.

10. AUTHORIZATION FOR THE ISSUANCE OF A PURCHASE ORDER TO WONDRIES FLEET GROUP, ALHAMBRA, CALIFORNIA, IN THE AMOUNT OF \$234,263 FOR SIX NEW 2021 FORD POLICE INTERCEPTOR UTILITY VEHICLES TO REPLACE EXISTING VEHICLES

That the City Council:

A. Waive formal bid procedures per La Habra Municipal Code Section 4.20.050 (C) and utilize the cooperative purchase provision of the contract awarded by Sourcewell, also known as National Joint Powers Alliance (NJPA) master vehicle contract #120716-NAF, for the purchase of six new 2021 Ford Police Interceptor utility vehicles to replace existing vehicles; and

B. Authorize City Manager to issue a purchase order in the amount of \$234,263 from the Fleet Replacement Fund to Wondries Fleet Group, Alhambra, California, for the purchase of six new 2021 Ford Police Interceptor utility vehicles.

11. WARRANTS: APPROVE NOS. 00128684 THROUGH 00128880 TOTALING \$1,683,721.92; AND WIRE TRANSFERS: APPROVE WIRE TRANSFERS DATED 02/17/21 AND 02/26/21 TOTALING \$1,022,671.26

Approve Nos. 00128684 through 00128880 totaling \$1,683,721.92; and Wire Transfers Dated 02/17/21 and 02/26/21 totaling \$1,022,671.26.

**CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION:**

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

Public comments shall be unlimited per individual, and there is no limit to the total amount of time available for public comments for each Public Hearing item on the agenda. Comments must be kept brief, non-repetitive, and professional in nature.

**CONSIDERATION ITEMS:**

Any member of the audience may request to address the La Habra City Council on any Consideration Item, prior to the La Habra City Council taking a final vote on the item. Public comment shall be limited to three (3) minutes per individual, with a total time limit of 30 minutes per Consideration Item, unless otherwise modified by the Mayor or Chair. Speaking time may not be granted and/or loaned to another individual for purposes of extending available speaking time, and comments must be kept brief, non-repetitive, and professional in nature.

1. CONSIDER AN ORDINANCE AMENDING CHAPTER 1.16 TO TITLE 1 OF THE LA HABRA MUNICIPAL CODE RELATING TO THE CITY'S OFFICIAL SEAL AND CITY LOGO

That the City Council:

A. APPROVE THE FIRST READING OF **ORDINANCE NO. \_\_\_\_\_** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA, AMENDING CHAPTER 1.16 ("CITY SEAL") TO TITLE 1 ("GENERAL PROVISIONS") OF THE LA HABRA MUNICIPAL CODE RELATING TO THE CITY SEAL AND CITY LOGOS; and

B. Authorize the City Manager, or his/her designee, to approve or deny requests from third parties who request official use the City seal and/or logo.

2. CONSIDERATION OF AN UPDATE TO ADMINISTRATIVE POLICY NO. 3.10, SECTION XVI. ("PUBLIC HEARINGS") TO ADD LANGUAGE SETTING A PUBLIC HEARING TIME LIMIT

That the City Council provide staff direction regarding a proposed update to Administrative Policy No. 3.10, Section XVI. Public Hearings, adding language setting a public hearing time limit of five minutes per speaker, with no limit on the total time period for public comments on public hearing items.

3. CONSIDER AN ORDINANCE AMENDING CHAPTER 2.12 ("MAYOR AND MAYOR PRO TEM") OF TITLE 2 ("ADMINISTRATION AND ORGANIZATION") OF THE LA HABRA MUNICIPAL CODE

That City Council:

APPROVE THE FIRST READING OF **ORDINANCE NO. \_\_\_\_\_** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA AMENDING SECTION 2.12.010 ("ELECTION") OF CHAPTER 2.12 ("MAYOR AND MAYOR PRO TEM") TO TITLE 2 ("ADMINISTRATION AND ORGANIZATION") OF THE LA HABRA MUNICIPAL CODE PERTAINING TO THE ELECTION OF THE MAYOR AND MAYOR PRO TEM.

4. APPROVE A PURCHASE AND SALES AGREEMENT BETWEEN THE CITY OF LA HABRA AND VISHNU A. PATEL AND RITA V. PATEL, TRUSTEES, UNDER THE PATEL FAMILY TRUST DATED MAY 31, 2007, FOR THE PROPERTY LOCATED AT 222 SOUTH EUCLID STREET (ASSESSOR'S PARCEL NUMBER 022-174-08) FOR \$205,000 AND AUTHORIZE THE CITY MANAGER TO EXECUTE ALL RELATED DOCUMENTS

That the City Council:

A. Approve a Purchase and Sales Agreement between the City of La Habra and Vishnu A. Patel and Rita V. Patel, Trustees, of the Patel Family Trust dated May 31, 2007, for the purchase of property located at 222 South Euclid Street (Assessor's Parcel Number 022-174-08) in the amount of \$205,000; and

B. Approve the appropriation of \$210,000 from General Fund land acquisition reserves to fund the Purchase and Sales Agreement between the City of La Habra and Vishnu A. Patel and Rita V. Patel, Trustees, of the Patel Family Trust dated May 31, 2007 for the purchase of the subject property and related escrow fees; and

C. Authorize the City Manager to sign all related documents for the purchase; and

D. APPROVE AND ADOPT **RESOLUTION NO. \_\_\_\_** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA APPROVING THE PURCHASE OF 222 SOUTH EUCLID STREET FROM VISHNU A. PATEL AND RITA V. PATEL, TRUSTEES, UNDER THE PATEL FAMILY TRUST DATED MAY 31, 2007.

The project was reviewed pursuant to California Environmental Quality Act (CEQA) and determined to be Categorically Exempt pursuant to Section 1506(b)(3) "Review of Exemption of the California Environmental Quality Act Guidelines," because the purchase of the Property will have no significant effect on the environment. Further environmental review will be conducted before the start of any construction.

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

#### **COMMENTS FROM STAFF:**

#### **COMMENTS FROM COUNCILMEMBERS:**

ADJOURNMENT: Adjourned to Monday, March 1, 2021, at 5:30 p.m. in the City 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.

Except as otherwise provided by law, no action shall be taken on any item not appearing in the foregoing agenda. A copy of the full agenda packet is available for public review at the Office of the City Clerk during regular business hours, and on the City's webpage at <http://www.lahabracaca.gov/>.

Materials related to an item on this Agenda submitted to the City Council/Authority/Agency after distribution of the agenda packet are available for public inspection in the City Clerk's Office at 110 East La Habra Boulevard, La Habra, during normal business hours

In accordance with the Federal Americans with Disabilities Act of 1990, should you require a disability-related modification or accommodation, including auxiliary aids or services to participate in the meeting due to a disability, please contact the City Clerk's Office at least ninety-six (96) hours in advance of the meeting at (562) 383-4030.

DECLARATION: This agenda was posted on the bulletin boards outside the south entrance of City Hall and the Council Chamber, where completely accessible to the public, at least 72 hours in advance of the City Council Meeting.

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Laurie Swindell, CMC, City Clerk