



City of
LA HABRA

AGENDA

**LA HABRA
CITY COUNCIL**

**ADJOURNED REGULAR MEETING
&
REGULAR MEETING 6:30 P.M.
&
REGULAR JOINT MEETING WITH THE
CITY OF LA HABRA HOUSING AUTHORITY**

MONDAY, MARCH 1, 2021

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

The Regular Meeting of the City Council for March 1, 2021, will be conducted in person at the City of La Habra Council Chamber, located at 100 East La Habra Boulevard, La Habra, California. The City Hall atrium will be open for limited seating for the public to ensure proper social distancing and the wearing of masks or appropriate face covering is required.

Please be advised that in order to ensure the health and safety of the public by limiting contact that could spread the COVID-19 pandemic, the Council Chamber will be open for one speaker at a time during the Regular Meeting of the City Council meeting when the Mayor opens public comment periods. Staff will be available to assist those who wish to speak. We encourage the public to also participate in the Regular Meeting of the City Council by submitting written comments via email to cc@lahabracalifornia.gov no later than 5:00 p.m. on Monday, March 1, 2021.

If you wish to watch the meeting it will be broadcast live on Cable Channel 3 and on the City of La Habra website at <http://www.lahabracalifornia.gov/356/Archived-Council-Videos>.

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.: Cancelled

REGULAR MEETING 6:30 P.M.:

- CALL TO ORDER:** Council Chamber
- INVOCATION:** City Attorney/Legal Counsel Jones
- PLEDGE OF ALLEGIANCE:** Councilmember/Director Simonian
- ROLL CALL:** Mayor/Director Espinoza
Mayor Pro Tem/Chair Medrano
Councilmember/Director Gomez
Councilmember/Vice Chair Shaw
Councilmember/Director Simonian

CLOSED SESSION ANNOUNCEMENT:

PROCLAMATIONS/PRESENTATIONS:

RECOGNIZE OUTGOING COUNCILMEMBER/MAYOR BEAMISH FOR HIS SERVICES AS COUNCILMEMBER FROM DECEMBER 2004 THROUGH DECEMBER 2020.

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.

CITY COUNCIL:

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

That the City Council approve City Council Minutes of:

- February 1, 2021
- February 16, 2021

3. APPROVE THE SECOND READING AND ADOPTION OF **ORDINANCE NO. 1830** 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

4. APPROVE THE SECOND READING AND ADOPTION OF **ORDINANCE NO. 1831** 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

5. APPROVE DENIAL OF LIABILITY CLAIM OF DAVID COLLINS FOR PROPERTY DAMAGE

That the City Council deny the claim of David Collins in order to set a definite six-month Statute of Limitations date.

6. APPROVE CALIFORNIA GENERAL CHILD CARE AND DEVELOPMENT PROGRAM (CCTR) AND STATE PRESCHOOL PROGRAM (CSPP) AGREEMENT AMENDMENT 02 FOR 2020-2021 FISCAL SCHOOL YEAR

That the City Council approve and authorize the City Manager to execute Contracts CCTR-0159 and CSPP-0343 Agreement Amendment 02 with the California Department of Education Early Learning and Care Division for the 2020-2021 Fiscal School Year.

7. APPROVE AWARD OF CONTRACT TO J B BOSTICK COMPANY, INC., FOR CONSTRUCTION OF THE ANNUAL PARKING LOT RESURFACING FISCAL YEAR 2019-2020 (OESTE PARK), CITY PROJECT NO. 1-P-20

That the City Council:

A. Approve Plans and Specifications for the Annual Parking Lot Resurfacing Fiscal Year 2019-2020 (Oeste Park), City Project No. 1-P-20; and

B. Award a construction contract for the Annual Parking Lot Resurfacing Fiscal Year 2019-2020 (Oeste Park), City Project No. 1-P-20 to J B Bostick Company, Inc., of Anaheim, California, in the amount of \$41,373.70 and reject all other bids; and

C. Authorize the City Manager to execute an agreement with J B Bostick Company, Inc., of Anaheim, California, in the amount of \$41,373.70 and authorize staff to issue a purchase order to J B Bostick Company, Inc., of Anaheim, California, in the amount of \$45,511.07, which includes a 10 percent contingency.

8. APPROVE AUTHORIZATION FOR THE ISSUANCE OF A PURCHASE ORDER TO WONDRIES FLEET GROUP, ALHAMBRA, CALIFORNIA, IN THE AMOUNT OF \$122,812.33 FOR FOUR NEW 2019 FORD F-250 STANDARD CAB PICKUP TRUCKS TO REPLACE EXISTING PUBLIC WORKS DEPARTMENT FLEET TRUCKS

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 four new 2019 Ford F-250 Standard Cab Pickup trucks to replace existing Public Works Department fleet trucks; and

B. Authorize the City Manager to issue a purchase order in the amount of \$122,812.33 from the Fleet Replacement Fund to Wondries Fleet Group, Alhambra, California, for the purchase of four new 2019 Ford F-250 Standard Cab Pickup trucks.

9. WARRANTS: APPROVE NOS. 00128881 THROUGH 00129017 TOTALING \$1,452,294.46
Approve Nos. 00128881 through 00129017 totaling \$1,452,294.46.

CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION:

PUBLIC HEARINGS:

Public comments shall be limited to five (5) minutes per individual, with a total time limit of 60 minutes for all public comments, for each individual Public Hearing item on the agenda, unless otherwise modified by the Mayor or Chair. Comments must be kept brief, non-repetitive, and professional in nature.

CITY COUNCIL:

1. CONSIDER ZONE CHANGE 21-01 FOR AN ORDINANCE AMENDING LA HABRA MUNICIPAL CODE TITLE 18 (ZONING), CHAPTER 18.22 (COMMERCIAL CANNABIS ACTIVITY) TO MODIFY EXISTING DEVELOPMENT STANDARDS AND APPROVE CANNABIS BUSINESS PERMIT PROCESS AND INFORMATION EXHIBIT

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, COUNTY OF ORANGE, CALIFORNIA, APPROVING ZONE CHANGE 21-01 AMENDING LA HABRA MUNICIPAL CODE TITLE 18 ("ZONING"), CHAPTER 18.22 ("COMMERCIAL CANNABIS ACTIVITY") TO MODIFY EXISTING DEVELOPMENT STANDARDS (See Attachment 11); and

B. Approve a motion of the City Council of the City of La Habra approving the application evaluation process and the distribution of assistance information exhibits as attached to this staff report.

CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA):

The proposed amendment to Chapter 18.22 are exempt from the California Environmental Quality Act pursuant to Business and Professions Code Section 26055(h), "Without limiting any other statutory exemption or categorical exemption, Division 13 (commencing with Section 21000) of the Public Resources Code does not apply to the adoption of an ordinance, rule, or regulation by a local jurisdiction that requires discretionary review and approval of permits, licenses, or other authorizations to engage in commercial cannabis activity. To qualify for this exemption, the discretionary review in any such law, ordinance, rule, or regulation shall include any applicable environmental review pursuant to Division 13 (commencing with Section 21000) of the Public Resources Code. This subdivision shall become inoperative to July 1, 2021."

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.

CITY COUNCIL:

1. CONSIDER CITY GOALS AND OBJECTIVES FOR FISCAL YEAR 2021-2022

That the City Council consider and approve the proposed City of La Habra Goals and Objectives for Fiscal Year 2021-2022.

CITY COUNCIL AND HOUSING AUTHORITY:

1. CONSIDER APPROVAL OF A PURCHASE AND SALES AGREEMENT BETWEEN THE LA HABRA HOUSING AUTHORITY AND THE CITY OF LA HABRA FOR THE SALE OF REAL PROPERTY LOCATED AT 200 WEST GREENWOOD AVENUE FOR \$773,000 AND AUTHORIZE THE CITY MANAGER TO EXECUTE ALL RELATED DOCUMENTS

That the City Council and the City of La Habra Housing Authority:

A. Approve a Purchase and Sales Agreement between the La Habra Housing Authority and the City of La Habra for the sale of real property located at 200 West Greenwood Avenue for \$773,000; and

B. Approve the appropriation of \$777,000 from General Fund land acquisition reserves to fund the Purchase and Sales Agreement between the La Habra Housing Authority and the City of La Habra; 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 HOUSING AUTHORITY OF THE CITY OF LA HABRA APPROVING THE SALE OF 200 WEST GREENWOOD AVENUE TO THE CITY OF LA HABRA FOR THE COMMON BENEFIT; and

E. APPROVE AND ADOPT **RESOLUTION NO. ____** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA APPROVING THE PURCHASE OF 200 WEST GREENWOOD AVENUE FROM THE LA HABRA HOUSING AUTHORITY.

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 construction.

2. CONSIDER APPROVAL OF A PURCHASE AND SALES AGREEMENT BETWEEN THE LA HABRA HOUSING AUTHORITY AND THE CITY OF LA HABRA FOR THE SALE OF REAL PROPERTY LOCATED AT 209 NORTH EUCLID STREET AND AUTHORIZE THE CITY MANAGER TO EXECUTE ALL RELATED DOCUMENTS

That the City Council and the City of La Habra Housing Authority:

A. Approve a Purchase and Sales Agreement between the La Habra Housing Authority and the City of La Habra for the sale of real property located at 209 North Euclid Street for \$230,000; and

B. Approve the appropriation of \$232,000 from General Fund land acquisition reserves to fund the Purchase and Sales Agreement between the La Habra Housing Authority and the City of La Habra; 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 HOUSING AUTHORITY OF THE CITY OF LA HABRA APPROVING THE SALE OF 209 NORTH EUCLID STREET TO THE CITY OF LA HABRA FOR THE COMMON BENEFIT; and

E. APPROVE AND ADOPT **RESOLUTION NO. ___** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA APPROVING THE PURCHASE OF 209 NORTH EUCLID STREET FROM THE LA HABRA HOUSING AUTHORITY.

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 construction.

COMMENTS FROM STAFF:

MAYOR'S COMMUNITY CALENDAR:

COMMENTS FROM COUNCILMEMBERS/DIRECTORS:

ADJOURNMENT: Adjourned to Monday, March 15, 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.

Laurie Swindell, CMC, City Clerk