



City of
LA HABRA

AGENDA

**CITY COUNCIL OF THE CITY OF LA HABRA
ADJOURNED REGULAR MEETING 5:30 P.M
&
REGULAR MEETING 6:30 P.M.
MONDAY, SEPTEMBER 20, 2021**

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

The Regular Meeting of the City Council for September 20, 2021, will be conducted in person at the City of La Habra Council Chamber, located at 100 East La Habra Boulevard, La Habra, California, but with a limited number of the members of the public attending. If there are larger numbers of the public attending there will be overflow seating in the City Hall Atrium, located at 110 East La Habra Boulevard, La Habra, California. The wearing of masks is required for those entering this facility; including those who have been fully vaccinated, to curb the spread of the COVID-19 Delta variant.

The public is also encouraged to participate in the Regular Meeting of the City Council by submitting written comments via email to cc@lahabraca.gov no later than 5:00 p.m. on Monday, September 20, 2021, or by viewing the meeting live on Channel 3 and through the City of La Habra website and clicking on "[Watch Live](#)" at 6:30 p.m.

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: 107 East 2nd Avenue (APN 022-174-09); City Negotiator: Jim Sadro, City Manager; Negotiating Parties: Luis Carlos Ramos and Valarie Duran, Owner; Under Negotiation: Price and Terms of Payment.

2. Public Employment per Government Code Section 54957 - Title: City Attorney.

ADJOURNMENT:

REGULAR MEETING 6:30 P.M.:

CALL TO ORDER: Council Chamber

INVOCATION: City Attorney Jones

PLEDGE OF ALLEGIANCE: Mayor Espinoza

ROLL CALL: Mayor Espinoza
Mayor Pro Tem Medrano (excused absence)
Councilmember Gomez
Councilmember Shaw
Councilmember Simonian

CLOSED SESSION ANNOUNCEMENT:

PROCLAMATIONS/PRESENTATIONS:

1. BEAUTIFICATION COMMITTEE RECOGNITION OF THE SARKISSIAN FAMILY, 1460 MARLEI ROAD, AS THE 2021 DISTRICT 1 AWARD RECIPIENT
2. PROCLAIM SEPTEMBER 2021 AS "NATIONAL PREPAREDNESS MONTH" IN THE CITY OF LA HABRA
3. PRESENTATION BY SOUTHERN CALIFORNIA EDISON REGARDING WILDFIRE MITIGATION

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. **APPROVE CITY COUNCIL OF THE CITY OF LA HABRA MEETING MINUTES**

That the City Council approve City Council of the City of La Habra Meeting Minutes of:

- August 16, 2021
- September 7, 2021

3. **APPROVE DENIAL OF LIABILITY CLAIM OF JERRY APODACA FOR PROPERTY DAMAGE**

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

4. **APPROVE DENIAL OF LIABILITY CLAIM OF BRANDON RABBITT FOR PROPERTY DAMAGE**

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

5. APPROVE AND AUTHORIZE THE CITY MANAGER TO EXECUTE AN AGREEMENT BETWEEN THE LA HABRA CITY SCHOOL DISTRICT AND THE CITY OF LA HABRA FOR SCHOOL RESOURCE OFFICER (SRO) SERVICES FOR SCHOOL YEAR 2021-2022

That the City Council approve and authorize the City Manager to execute an agreement between the City of La Habra (City) and the La Habra City School District (District) to participate in the School Resource Officer (SRO) program at Washington Middle School and Imperial Middle School for School Year 2021-2022.

6. APPROVE AMENDMENT NO. 3 TO THE AGREEMENT FOR CITY ATTORNEY SERVICES WITH THE LAW FIRM OF JONES & MAYER FOR GENERAL LEGAL AND LITIGATION SERVICES

That the City Council approve Amendment No. 3 to the agreement for City Attorney services with the law firm of Jones & Mayer for general legal and litigation services.

7. APPROVE SUBMITTAL OF AN IMPROVEMENT PROJECT (EUCLID STREET CORRIDOR IMPROVEMENT PROJECT) TO THE ORANGE COUNTY TRANSPORTATION AUTHORITY (OCTA) FOR FUNDING UNDER THE COMPETITIVE M2 REGIONAL TRAFFIC SIGNAL SYNCHRONIZATION PROGRAM (RTSSP)

That the City Council:

APPROVE AND ADOPT RESOLUTION NO. _____ ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA, CALIFORNIA, APPROVING THE SUBMITTAL OF THE EUCLID STREET CORRIDOR IMPROVEMENT PROJECT TO THE ORANGE COUNTY TRANSPORTATION AUTHORITY (OCTA) FOR FUNDING UNDER THE COMPETITIVE M2 REGIONAL TRAFFIC SIGNAL SYNCHRONIZATION PROGRAM (RTSSP).

8. APPROVE CONTRACT CHANGE ORDER NO. 1 FOR ONYX CONSTRUCTION TO REHABILITATE THE CITY PARKING LOT LOCATED AT 325 EAST LA HABRA BOULEVARD

That the City Council:

A. Approve Change Order No. 1 in the amount of \$26,500 for Onyx Paving Company, Inc., for the Alley No. 6, 44, 48 and 79 Improvement Fiscal Year 2019-2020, City Project No. 4-R-19 to rehabilitate the City parking lot located at 325 East La Habra Boulevard; and

B. Approve an appropriation of \$150,000 from the Community Development Block Grant (CDBG) Fund for change orders related to similar construction of the Alley No. 6, 44, 48 and 79 Improvement Fiscal Year 2019-2020, City Project No. 4-R-19; and

C. Authorize the City Manager to increase the City's Purchase order with Onyx Paving Company, Inc., by \$26,500 from the amount of \$310,200 to the amount of \$336,700.

9. APPROVE PLANS AND SPECIFICATIONS AND AWARD CONTRACT TO SULLY-MILLER CONTRACTING COMPANY FOR CONSTRUCTION OF PARK LA HABRA MOBILE HOMES PARK AND VIEW PARK MOBILE HOME ESTATES PARK STREET IMPROVEMENTS, CITY PROJECT NO. 3-R-17

That the City Council:

A. Approve Plans and Specifications for Park La Habra Mobile Homes Park and View Park Mobile Home Estates Park Street Improvements, City Project No. 3-R-17; and

B. Reject bid proposal for Park La Habra Mobile Homes Park and View Park Mobile Home Estates Park Street Improvements, City Project No. 3-R-17 submitted by MBC Enterprises, Inc., of Huntington Beach, California, as non-responsive; and

C. Award construction contract for Park La Habra Mobile Homes Park and View Park Mobile Home Estates Park Street Improvements, City Project No. 3-R-17 to Sully-Miller Contracting Company of Brea, California, in the amount of \$1,521,725.25 and reject all other bids; and

D. Authorize the City Manager to execute an agreement with Sully-Miller Contracting Company of Brea, California, in the amount of \$1,521,725.25 and authorize staff to issue a purchase order to Sully-Miller Contracting Company of Brea, California, in the amount of \$1,673,897.78, which includes a 10 percent contingency; and

E. Appropriate \$300,011.33 from the View Park Mobile Home Park Fund and \$187,020.05 from the Park La Habra Mobile Home Park Fund to cover the additional costs needed to complete this project.

10. APPROVE THE JOINT AGREEMENT FOR THE OPERATION, MAINTENANCE, AND FINANCIAL MANAGEMENT OF THE ORANGE COUNTY 800 MHZ COUNTYWIDE COORDINATED COMMUNICATIONS SYSTEM

That the City Council authorize the City Manager to execute the Joint Agreement for the Operation, Maintenance, and Financial Management of the Orange County 800 MHz Countywide Coordinated Communications System, which will allow the County to ensure that all Orange County cities, including the City of La Habra, share in the cost and have access to the countywide emergency radio communication system.

11. RECEIVE AND FILE THE TREASURER'S INVESTMENT REPORT FOR THE QUARTER ENDING JUNE 30, 2021

That the City Council receive and file the Treasurer's Investment Report for the quarter ending June 30, 2021.

12. WARRANTS: APPROVE NOS. 00131174 THROUGH 00131643 TOTALING \$3,723,316.37; AND APPROVE WIRE TRANSFERS DATED SEPTEMBER 30, 2021, TOTALING \$811,826.25

Approve Nos. 00131174 through 00131643 totaling \$3,723,316.27; and Approve Wire Transfers dated September 30, 2021, totaling \$811,826.25.

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.

1. DULY NOTICED PUBLIC HEARING REGARDING AN AMENDMENT TO LA HABRA MUNICIPAL CODE, TITLE 13, PUBLIC SERVICES, CHAPTER 13.40, WATER CONSERVATION AND WATER SUPPLY SHORTAGE PROGRAM

That the City Council:

A. Conduct a public hearing as required by State law to solicit input on an amendment to La Habra Municipal Code, Title 13, Public Services, Chapter 13.40, Water Conservation and Water Supply Shortage Program; and

B. Approve the first reading of **ORDINANCE NO. _____** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA REPEALING IN ITS ENTIRETY CHAPTER 13.40, "WATER CONSERVATION AND WATER SUPPLY SHORTAGE PROGRAM" OF TITLE 13 "PUBLIC SERVICES" AND REPLACING IT WITH CHAPTER 13.40, "WATER SHORTAGE CONTINGENCY RESPONSE".

2. DULY NOTICED PUBLIC HEARING TO CONSIDER THE 2020-2021 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER) AND AUTHORIZE STAFF TO SUBMIT THE REPORT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

That the City Council conduct a public hearing to review and approve the 2020-2021 Community Development Block Grant Annual Performance and Evaluation Report (CAPER) and authorize staff to submit the CAPER to the U.S. Department of Housing and Urban Development.

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 RESOLUTIONS TO BE CONSIDERED BY VOTING MEMBERS DURING THE 2021 LEAGUE OF CALIFORNIA CITIES (LOCC) ANNUAL CONFERENCE TO OCCUR IN SACRAMENTO, SEPTEMBER 22-24, 2021

That the City Council provide direction to the City of La Habra voting delegate and alternate voting delegate regarding resolutions that will be considered by voting members during the 2021 League of California Cities (League) Annual Conference in Sacramento, September 22-24, 2021.

2. CONSIDER NEIGHBORHOOD TRAFFIC MANAGEMENT PLANS FOR NEIGHBORHOODS "C" AND "A"

That the City Council:

A. Approve Neighborhood "C" Traffic Management Plan and direct staff to proceed with the design and construction of the traffic calming devices as indicated on the Neighborhood "C" Traffic Management Plan; and

B. Approve Neighborhood "A" Traffic Management Plan and direct staff to proceed with the design and construction of the traffic calming devices as indicated on the Neighborhood "A" Traffic Management Plan.

MAYOR'S COMMUNITY CALENDAR:

COMMENTS FROM STAFF:

COMMENTS FROM COUNCILMEMBERS:

ADJOURNMENT: Adjourned to Monday, October 4, 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