



City of
LA HABRA

AGENDA

**LA HABRA
CITY COUNCIL
ADJOURNED REGULAR MEETING 5:30 P.M
&
REGULAR MEETING 6:30 P.M.**

MONDAY, APRIL 19, 2021

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

The Regular Meeting of the City Council for April 19, 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 COVID-19, 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@lahabraca.gov no later than 5:00 p.m. on Monday, April 19, 2021. The public may also view the meeting live on Channel 3 and through the City of La Habra website and click on "[Watch Live](#)" at 6:30 p.m.

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 with Labor Negotiator per Government Code Section 54957.6 - Agency Representative: Jim Sadro, City Manager; Employee Organizations: Police Sworn Employees, Police Civilian Employees, La Habra Municipal Employees Association, General Services Employees, Professional Employees, and Management and Executive Management Groups.

ADJOURNMENT:

REGULAR MEETING 6:30 P.M.:

CALL TO ORDER: Council Chamber

INVOCATION: City Attorney Jones

PLEDGE OF ALLEGIANCE: Councilmember Shaw

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

CLOSED SESSION ANNOUNCEMENT:

PROCLAMATIONS/PRESENTATIONS:

1. PRESENTATION BY CALIFORNIA DOMESTIC WATER COMPANY

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. 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. RECEIVE AND FILE PLANNING COMMISSION MEETING MINUTES

That the City Council receive and file the Planning Commission Meeting minutes of:

- February 8, 2021
- March 8, 2021

3. APPROVE DENIAL OF LIABILITY CLAIM OF MAL SOON PARK AND SUK C. LEE FOR BODILY INJURIES

That the City Council deny the claim of Mal Soon Park and Suk C. Lee, for bodily injuries, in order to set a definite six-month Statute of Limitations date.

4. APPROVE DENIAL OF LIABILITY CLAIM OF ROMA DAMO FOR BODILY INJURY

That the City Council deny the claim of Roma Damo, for bodily injury, in order to set a definite six-month Statute of Limitations date.

5. APPROVE AND AUTHORIZE THE CITY MANAGER, OR CHIEF OF POLICE, OR DIRECTOR OF FINANCE, OR DESIGNEE TO EXECUTE A MUTUAL AID AGREEMENT WITH THE COUNTY OF ORANGE FOR THE COVID-19 VACCINATION EFFORT, PERTAINING TO MUTUAL AID ASSISTANCE, PROVIDED UNDER THE ORANGE COUNTY OPERATIONAL AREA AGREEMENT

That the City Council:

A. Approve and authorize the City Manager, or Chief of Police, or Director of Finance, or designee to execute a Mutual Aid Agreement with the County of Orange for the COVID-19 Vaccination Effort, pertaining to mutual aid assistance, provided under the Orange County Operational Area Agreement; and

B. APPROVE AND ADOPT **RESOLUTION NO. ____** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA AUTHORIZING THE CITY MANAGER OR CHIEF OF POLICE OR DIRECTOR OF FINANCE, OR DESIGNEE TO SERVE AS THE CITY'S AGENTS TO EXECUTE FOR AND ON BEHALF OF THE CITY OF LA HABRA ANY ACTIONS NECESSARY FOR THE PURPOSE OF OBTAINING FEDERAL FINANCIAL ASSISTANCE RELATED TO COSTS INCURRED IN STAFFING COVID-19 VACCINATION POD SITES.

6. APPROVE TO AWARD CONTRACT TO OCLA CONSTRUCTION FOR CONSTRUCTION OF OLD RESERVOIR PARK BLOCK WALL, CITY PROJECT NO. 2-P-20 IN THE AMOUNT OF \$52,126.80, WHICH INCLUDES A 10 PERCENT CONTINGENCY

That the City Council:

A. Approve Plans and Specifications for Old Reservoir Park Block Wall, City Project No. 2-P-20; and

B. Award construction contract for Old Reservoir Park Block Wall, City Project No. 2-P-20 to OCLA Construction of Laguna Niguel, California, in the amount of \$47,388 and reject all other bids; and

C. Approve and authorize the City Manager to execute an agreement with OCLA Construction of Laguna Niguel, California, in the amount of \$47,388 and authorize staff to issue a purchase order to OCLA Construction of Laguna Niguel, California, in the amount of \$52,126.80, which includes a 10 percent contingency.

7. APPROVE TRACT MAP NO. 18168, AS SUBMITTED, AND ACCEPT THE DEDICATION OF THE PUBLIC SIDEWALK EASEMENT, EMERGENCY VEHICLE ACCESS EASEMENTS, PUBLIC UTILITY EASEMENTS, TEN-FOOT WIDE SEWER EASEMENT, VEHICLE ACCESS RIGHTS TO EUCLID STREET AS RELEASED AND RELINQUISHED, EXCEPT AT APPROVED LOCATIONS AS SHOWN ON THE MAP; AND AUTHORIZE THE ABANDONMENT OF THE PUBLIC STREET "ELECTRIC STREET" WITHIN THE BOUNDARY OF THIS MAP

That the City Council approve Tract Map No. 18168 as submitted and accept the dedication of the public sidewalk easement, emergency vehicle access easements, public utility easements, ten-foot wide sewer easement, vehicle access rights to Euclid Street as released and relinquished, except at approved locations as shown on the Map; and authorize the abandonment of the public street "Electric Street" within the boundary of this Map.

8. APPROVE THE PROFESSIONAL SERVICES AGREEMENT WITH THE CONSULTING FIRM FM3 TO CONDUCT A COMMUNITY SATISFACTION AND BUDGET PRIORITY SURVEY

That the City Council consider and approve a professional services agreement with the consulting firm FM3 to conduct a community satisfaction and budget priority survey.

9. APPROVE NOTICE OF COMPLETION FOR THE CONSTRUCTION OF IMPERIAL HIGHWAY/SR-90 CORRIDOR REGIONAL TRAFFIC SIGNAL SYNCHRONIZATION PROJECT, CITY PROJECT NO. 3-TC-15

That the City Council approve the Notice of Completion for the Construction of Imperial Highway/SR-90 Corridor Regional Traffic Signal Synchronization Project, City Project No. 3-TC-15.

10. WARRANTS: APPROVE NOS. 00129459 THROUGH 00129618 TOTALING \$1,656,208.19

Approve Nos. 00129459 through 00129618 totaling \$1,656,208.19.

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. Comments must be kept brief, non-repetitive, and professional in nature.

1. DULY NOTICED PUBLIC HEARING TO CONSIDER AN APPEAL OF THE ACTIONS BY THE PLANNING COMMISSION TO APPROVE ZONE VARIANCE 21-01 TO REDUCE THE MINIMUM LOT SIZE FROM 7,200 SQUARE FEET TO 6,192 SQUARE FEET, AND AN APPEAL OF THE ACTIONS BY THE PLANNING COMMISSION TO DENY ZONE VARIANCE 20-01 TO REDUCE THE REAR YARD SETBACK REQUIREMENT FROM 25 FEET TO 6 FEET FOR A SINGLE-FAMILY HOME AT 161 WEST HIDDEN LANE

That the City Council:

A. APPROVE AND ADOPT **RESOLUTION NO. ____** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA UPHOLDING THE PLANNING COMMISSION DENIAL OF ZONE VARIANCE 20-01 TO REDUCE THE REAR YARD SETBACK REQUIREMENT FROM 25 FEET TO 6 FEET, FOR A SINGLE-FAMILY HOME AT 161 WEST HIDDEN LANE; and,

B. APPROVE AND ADOPT **RESOLUTION NO. ____** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA UPHOLDING THE PLANNING COMMISSION APPROVAL OF ZONE VARIANCE 21-01 TO REDUCE THE MINIMUM LOT SIZE FROM 7,200 SQUARE FEET TO 6,192 SQUARE FEET FOR THE CONSTRUCTION OF A SINGLE-FAMILY HOME AT 161 WEST HIDDEN LANE, AS PER THE APPROVED PLANS, MAKING THE APPROPRIATE FINDINGS, AND SUBJECT TO CONDITIONS.

CEQA:

This project was reviewed pursuant to the guidelines of the California Environmental Quality Act (CEQA) and determined to be Categorical Exempt pursuant to Section 15303, Class 3 (a) New Construction or Conversion of Small Structures of the California Environmental Quality Act Guidelines.

2. DULY NOTICED PUBLIC HEARING TO CONSIDER THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM APPROVAL OF THE FISCAL YEAR 2021-2022 ANNUAL ACTION PLAN

That the City Council:

A. Receive public comments; and

B. Consider and approve the Fiscal Year 2021-2022 Annual Action Plan for the City of La Habra Community Development Block Grant Program; and,

C. Approve and authorize the City Manager to execute the City of La Habra's annual application and certifications and submit the Annual Action Plan to the U.S. Department of Housing and Urban Development for its Community Development Block Grant Funding Approval/Agreement in the amount of \$636,529.

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. 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 THE AWARD OF A MANAGEMENT AGREEMENT FOR THE LA HABRA DEPOT THEATER TO PHANTOM PROJECTS THEATRE GROUP FROM MAY 1, 2021 THROUGH APRIL 30, 2026

That the City Council approve and authorize the City Manager to execute a Management Agreement with Phantom Projects Theatre Group for the management, operation, and programming of the Depot Theater.

2. CONSIDER THE DISPLAY OF THE PHRASE "IN GOD WE TRUST" IN THE CITY COUNCIL CHAMBER

That the City Council provide direction to staff regarding the display of the phrase "In God We Trust" in the City Council Chamber.

3. CONSIDER THE FISCAL YEAR 2021-2022 CITY OF LA HABRA LEGISLATIVE PLATFORM

That the City Council adopt the proposed Fiscal Year 2021-2022 City of La Habra Legislative Platform and authorize staff to prepare letters of support or opposition to legislative bills for the Mayor's signature, as needed and in accordance with the Legislative Platform.

MAYOR'S COMMUNITY CALENDAR:

COMMENTS FROM STAFF:

COMMENTS FROM COUNCILMEMBERS:

ADJOURNMENT: Adjourned to Monday, May 3, 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.lahabraca.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