

201 E. La Habra Boulevard, La Habra, CA
WHEN ADDRESSING COUNCIL PLEASE COMPLETE A SPEAKER'S CARD BEFORE
LEAVING COUNCIL CHAMBERS



AGENDA

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

MONDAY, APRIL 18, 2016

ADJOURNED REGULAR MEETING 5:30 P.M.:

CALL TO ORDER: Administrative Conference Room 106

- I. Conduct interviews for annual expiring terms and vacancies on the Planning Commission, the Community Services Commission, and the Beautification Committee.
- II. **ORAL COMMUNICATIONS FROM THE PUBLIC FOR CLOSED SESSION MATTERS:**
- III. **CLOSED SESSION:**
 - a. 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.
- IV. **ADJOURNMENT:**

REGULAR MEETING 6:30 P.M.:

CALL TO ORDER: Council Chambers

**Council Next Res. No. 5735
Council Next Ord. No. 1770**

INVOCATION: City Attorney Jones

PLEDGE OF ALLEGIANCE: Councilmember Beamish

ROLL CALL: Councilmember Blazey
Councilmember Beamish
Councilmember Espinoza
Mayor Pro Tem Shaw
Mayor Gomez

CLOSED SESSION ANNOUNCEMENT:

I. PROCLAMATIONS/PRESENTATIONS:

- a. Proclaim April 23, 2016, as Earth Day/Arbor Day in the City of La Habra.

II. PUBLIC COMMENTS:

This is the time for the public to address any item of City business NOT appearing on this Agenda. *Speakers must limit their comments to three (3) minutes each.* The total time period for public comment is 30 minutes. (Note: Per Government Code Section 54954.3(a), the City Council cannot take action or express a consensus of approval or disapproval on any public comments regarding matters which do not appear on the printed agenda).

III. CONSENT CALENDAR:

All matters on Consent Calendar are considered to be routine and will be enacted by one motion unless a Councilmember 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. Members of the audience will have the opportunity to address Council on removed items at that time. ***Speakers must limit their comments to three (3) minutes each.***

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. Waive formal bidding requirements per LHMC 4.20.070 (B), sole source provider, and authorize the City Manager to execute the agreement with City Net for \$90,000 per year.
3. Approve City Council Minutes of:
 - a. March 7, 2016
 - b. March 21, 2016
4. Approve denial of claims filed by:
 - a. Gabriel Hernandez for Bodily Injury.
 - b. Allison Higuera for Property Damage.
 - c. Mercury Insurance for Property Damage.
 - d. Nichole Salazar for Bodily Injury.
5. Approve staff's recommendation regarding a request for "No Stopping" Restrictions at 1201-1211 West Lorella Avenue; and
 - a. APPROVE AND ADOPT **RESOLUTION NO. _____** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA PROHIBITING STOPPING, STANDING AND PARKING AT ALL TIMES ON LORELLA AVENUE WEST OF IDAHO STREET.
6. Appropriate additional \$50,029 from Parks Fund to cover the cost increase of construction for the Oeste Park Replacement Restroom Project; and authorize City Manager to issue a purchase order in the amount of \$50,029 to Luna Construction for emergency improvements for the Oeste Park Replacement Restroom Project.
7. Approve staff's recommendation regarding a request for 20 minute parking zone on Valencia Street and Sunset Street North of La Habra; and
 - a. APPROVE AND ADOPT **RESOLUTION NO. _____** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA ESTABLISHING A 20

MINUTE PARKING ZONE AT CERTAIN TIMES ON VALENCIA STREET, NORTH OF LA HABRA BOULEVARD.

- b. APPROVE AND ADOPT **RESOLUTION NO. _____** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA ESTABLISHING A 20 MINUTE PARKING ZONE AT CERTAIN TIMES ON SUNSET STREET, NORTH OF LA HABRA BOULEVARD.
- c. APPROVE AND ADOPT **RESOLUTION NO. _____** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA PROHIBITING STOPPING, STANDING AND PARKING AT ALL TIMES ON SUNSET STREET AT LA HABRA BOULEVARD.

8. WARRANTS: Approve Nos. 00106046 through 00106155 totaling \$1,721,155.20.

IV. CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION:

V. PUBLIC HEARINGS:

NOTE: If a challenge is made by any party in court from actions arising out of a public hearing, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered at the public hearing or prior thereto.

- 1. Duly noticed public hearing to consider an appeal of Planning Commission approval of Conditional Use Permit 15-05 and Design Review 15-10 to establish a Wireless Communications Facility at 441 West Whittier Boulevard.

Recommendation:

- a. APPROVE AND ADOPT **RESOLUTION NO. _____** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA UPHOLDING THE PLANNING COMMISSION APPROVAL AND MODIFYING CONDITIONAL USE PERMIT 15-05 TO ESTABLISH A WIRELESS COMMUNICATIONS FACILITY AT 441 WEST WHITTIER BOULEVARD, MAKING THE APPROPRIATE FINDINGS, AS PER THE APPROVED PLANS AND SUBJECT TO CONDITIONS.
- b. APPROVE AND ADOPT **RESOLUTION NO. _____** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA UPHOLDING THE PLANNING COMMISSION APPROVAL AND MODIFYING DESIGN REVIEW 15-10 FOR A WIRELESS COMMUNICATIONS FACILITY AT 441 WEST WHITTIER BOULEVARD, MAKING THE APPROPRIATE FINDINGS AS PER THE APPROVED PLANS AND SUBJECT TO CONDITIONS.

- 2. Duly noticed public hearing to consider the Annual Action plan Fiscal Year 2016-2017 for the Community Development Block Grant (CDBG) Program; and consider the 2015-2020 Regional Analysis of Impediments to Fair Housing Choice.

Recommendation:

- a. **ACTION PLAN:** APPROVE THE 2016-2017 ACTION PLAN AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE CITY OF LA HABRA'S ANNUAL APPLICATION TO HUD FOR ITS CDBG GRANT FUNDING APPROVAL/AGREEMENT IN THE AMOUNT OF \$761,264 FOR FISCAL YEAR 2016-2017.

- b. **REGIONAL ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE:**
APPROVE THE 2015-2020 REGIONAL ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE.

VI. CONSIDERATION ITEMS:

Any member of the audience may request to address the Council on any Consideration Item, prior to the City Council taking a final vote on the Item. The Mayor will invite interested persons to come forward to the podium and speak as each Item is called. **Speakers must limit their comments to three (3) minutes each.**

1. Consider appointments for annual expiring terms and vacancies on the Community Services Commission, Planning Commission, and Beautification Committee. (Continued from April 4, 2016 City Council Meeting.)

Recommendation:

- a. Conduct interviews for two 4-year terms expiring on the Planning Commission, three 3-year terms and one 2-year term expiring on the Community Services Commission, and one seat with an indefinite term on the Beautification Committee.
 - b. Appoint two individuals to the Planning Commission to fill two 4-year terms expiring on March 31, 2020.
 - c. Appoint three individuals to the Community Services Commission to fill three 3-year terms expiring March 31, 2019.
 - d. Appoint one individual to the Community Services Commission to fill a 2-year term expiring March 31, 2018.
 - e. Appoint one individual to the Beautification Committee to fill one seat with an indefinite term.
2. Consider staff's Coyote Activity update.

Recommendation:

- a. Approve the continuation of public education efforts regarding coyotes and inform residents, specifically pet owners, regarding wildlife in La Habra; receive and file this report; and continue monitoring coyote activity within City limits.
3. Consider potential revisions to the City's zoning code to permit personal cultivation of medical marijuana by qualified patients.

Recommendation:

- a. Receive and file this report and maintain the current prohibition on the cultivation of marijuana within City limits.

VII. MAYOR'S COMMUNITY CALENDAR:

VIII. COMMENTS FROM STAFF:

IX. COMMENTS FROM COUNCILMEMBERS:

- X. **ADJOURNMENT:** Adjourned to Monday, May 2, 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.

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 at the La Habra Branch Library located in the Civic Center adjacent to the Administration Building.

Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office at 201 E. La Habra Blvd., 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. Listening devices for the hearing impaired are available through the City Clerk's Office.

DECLARATION: This agenda was posted on the Bulletin Boards outside of the front and back doors of City Hall, where completely accessible to the public, at least 72 hours in advance of the City Council Meeting.

Tamara D. Mason, MMC, City Clerk