

MINUTES
CITY COUNCIL OF THE CITY OF LA HABRA
ADJOURNED REGULAR MEETING
&
REGULAR MEETING
&
REGULAR JOINT MEETING WITH THE
LA HABRA UTILITY AUTHORITY

Monday, April 06, 2020

APPROVED: These Minutes were approved on April 20, 2020.

ADJOURNED REGULAR MEETING 5:30 P.M.:

CALL TO ORDER: Mayor Beamish called the Adjourned Regular Meeting of the City Council of the City of La Habra to order at 5:36 p.m. via teleconference.

COUNCILMEMBERS PRESENT:

Mayor Beamish
Mayor Pro Tem Espinoza
Councilmember Gomez (joined at 5:37 p.m.)
Councilmember Medrano
Councilmember Shaw

COUNCILMEMBERS/DIRECTORS ABSENT:

None

OTHER OFFICIALS PRESENT:

City Manager Sadro
City Attorney Jones
City Clerk Swindell

I. ORAL COMMUNICATIONS FROM THE PUBLIC FOR CLOSED SESSION MATTERS:

None.

Oral communications from the public will be accepted by email until 5:30 p.m. to cc@lahabraca.gov, or by calling into (562) 713-8015 at 5:30 p.m.

II. CLOSED SESSION:

- a. Conference with Real Property Negotiator Per Government Code Section 54956.8 – Property: 430 East Whittier Boulevard.; City Negotiator Jim Sadro, City Manager, Negotiating Parties; Jim Ostovani for Ostovani LLC, Owner; Under Negotiation: Price and Terms of Payment.

Community & Economic Development Director Ho and Housing & Economic Development Manager Cole-Corona participated in the teleconference for this item.

- b. Conference with Real Property Negotiator Per Government Code Section 54956.8 – Property: 222 South Euclid Street; City negotiator Jim Sadro, City Manager; Negotiating Parties; Vishnu A. and Rita V. Patel, The Patel Family Trust; Owner: Under Negotiation: Price and Terms of Payment.

Community & Economic Development Director Ho and Housing & Economic Development Manager Cole-Corona participated in the teleconference for this item.

III. ADJOURNMENT: The City Council reconvened at 5:36 p.m. There were no Closed Session announcements. Mayor Beamish adjourned the Adjourned Regular Meeting at 5:56 p.m.

REGULAR MEETING & REGULAR JOINT MEETING 6:30 P.M.:

CALL TO ORDER: Mayor/Director Beamish called the Regular Meeting of the City Council of the City of La Habra and the Regular Joint Meeting with the La Habra Utility Authority to order at 6:32 p.m. via teleconference.

INVOCATION: City Attorney/Legal Counsel Jones

PLEDGE OF ALLEGIANCE: Councilmember/Director Shaw

City Clerk/Secretary Swindell indicated the meeting would be live-streamed on Channel 3 and through the City of La Habra website at <http://www.lahabraca.gov/356/Archived-Council-Meetings> for viewing beginning at 6:30 p.m. She stated the public may participate remotely via Zoom by calling 1-253-215-8782 and entering Meeting ID: 961-494-014, by email to cc@lahabraca.gov, or by calling (562) 713-8015. She stated speaker comments would be limited to three minutes each.

COUNCILMEMBERS/DIRECTORS PRESENT: Mayor/Chair Beamish
Mayor Pro Tem/Vice Chair Espinoza
Councilmember/Director Gomez
Councilmember/Director Medrano
Councilmember/Director Shaw

COUNCILMEMBERS/DIRECTORS ABSENT: None

OTHER OFFICIALS PRESENT: City Manager/Executive Director Sadro
City Attorney/Legal Counsel Jones
City Clerk/Secretary Swindell
Assistant City Clerk Barone

CLOSED SESSION ANNOUNCEMENT: None.

I. PROCLAMATIONS/PRESENTATIONS:

- a. Proclaim the week of April 12 - 18, 2020, as “National Animal Control Officer Appreciation Week” in the City of La Habra.
- b. Proclaim the week of April 12 - 18, 2020, as “National Public Safety Telecommunications Week” in the City of La Habra.
- c. Proclaim the month of April 2020 as “Fair Housing Month” in the City of La Habra.

- d. Proclaim the month of April 2020 as the "DMV/Donate Life California Month" in the City of La Habra.

Mayor/Chair Beamish read each proclamation title and indicated the original, fully executed versions would be mailed to each service group.

II. PUBLIC COMMENTS:

Peter Cruz, La Habra, submitted a public comment via email asking about Executive Order N-37-20 issued by Governor Newsom prohibiting the enforcement of eviction orders for renters affected by COVID-19. He asked City Council to take action placing a temporary ban on City of La Habra evictions and to seek federal funding for rental assistance.

Amy Abshier, University of California, Irvine, School of Law, submitted a public comment via email in support of a temporary moratorium on evictions for City of La Habra renters affected by COVID-19.

Lyndsey Lefebvre, La Habra, submitted a public comment via email encouraging City Council support of Executive Order N-37-20 issued by Governor Newsom prohibiting the enforcement of eviction orders for renters affected by COVID-19.

Greg Jones, Jones RE Broker, submitted a public comment via email in support of Consent Calendar Item III.A.7.

III. CONSENT CALENDAR:

Moved by Councilmember/Director Gomez, seconded by Mayor/Director Beamish, and CARRIED UNANIMOUSLY (5-0) TO APPROVE CONSENT CALENDAR ITEMS III.A.1 THROUGH B.1, WITH THE EXCEPTION OF COUNCILMEMBER/DIRECTOR SHAW VOTING NO ON ITEM III.A.4.

Said motion CARRIED by the following roll call vote:

AYES: Mayor/Chair Beamish, Mayor Pro Tem/Vice Chair Espinoza,
Councilmember/Director Gomez, Councilmember/Director Medrano,
Councilmember/Director Shaw
NOES: Councilmember/Director Shaw (Item No. III.A.4 only)
ABSENT: NONE
ABSTAIN: NONE

A. CITY COUNCIL:

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 Minutes of December 9, 2019.
3. Approve denial of Claim for Valerie Parker for Bodily Injury.

4. APPROVE SECOND READING AND ADOPTION OF **ORDINANCE NO. 1816** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA AMENDING CHAPTER 12.28 (“PARKS”) OF TITLE 12 (“STREETS, SIDEWALKS AND PUBLIC PLACES”) OF THE LA HABRA MUNICIPAL CODE TO PROHIBIT SMOKING, VAPING, AND THE USE OF ELECTRONIC SMOKING DEVICES IN CITY PARKS AND CITY PARK PARKING LOTS.
5. APPROVE SECOND READING AND ADOPTION OF **ORDINANCE NO. 1817** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA REAUTHORIZING ORDINANCE NO. 1678 AND THE PUBLIC, EDUCATIONAL, AND GOVERNMENTAL (PEG) FEES ON STATE FRANCHISED VIDEO SERVICE PROVIDERS OPERATING WITH THE CITY OF LA HABRA.
6. Approve and authorize City Manager to renew the City’s primary earthquake policy with Landmark American Insurance Company at a policy limit of \$5 million and the excess coverage of \$70.56 million to be assigned to Everest Indemnity, QBE Specialty Insurance, and General Security Insurance at a 10 percent deductible and an annual premium cost of \$279,880 for the term of April 19, 2020 through April 19, 2021.
7. Approve Parcel Map No. 2017-154 as submitted and accept the dedication of Imperial Highway to the City of La Habra in fee, abandon a City of La Habra drainage easement, dedicate a new drainage easement to the City of La Habra, dedicate a new public sidewalk easement to the City of La Habra and authorize recordation of the parcel map.
8. Approve and adopt a resolution authorizing the City Manager, Director of Finance, and Police Chief to serve as the City’s “Authorized Agents” for the Emergency Management Performance Grant (EMPG) Program; approve the Agreement to Transfer Funds for the 2019 EMPG Program; and authorize any of the designated “Authorized Agents” to execute Fiscal Year 2019 Emergency Management Performance Grant Assurances, Certifications, Terms and Conditions, and Agreement to Transfer Funds for 2019 EMPG Program.
 - a. APPROVE AND ADOPT **RESOLUTION NO. 5940** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA AUTHORIZING THE CITY MANAGER, DIRECTOR OF FINANCE, AND POLICE CHIEF TO SERVE AS THE CITY’S “AUTHORIZED AGENTS” TO EXECUTE FOR AND ON BEHALF OF THE CITY OF LA HABRA ANY ACTIONS NECESSARY FOR THE PURPOSE OF OBTAINING FEDERAL FINANCIAL ASSISTANCE PROVIDED BY THE FEDERAL DEPARTMENT OF HOMELAND SECURITY.
9. Approve to waive the formal bid procedures per La Habra Municipal Code Section 4.20.070 (C), Cooperative Purchase Provision, and authorize City Manager to execute a purchase order to CDCE, Inc. for \$221,539 for the purchase of new Panasonic Toughbook Mobile Data Computers (MDC’s).
10. Approve and adopt the City of La Habra Hazard Mitigation Plan (HMP) in accordance with the prior approval of the plan by the California Office of Emergency Management (Cal-OES) and the Federal Emergency Management Agency (FEMA).

11. Approve the Early Head Start Program Continued Funding Application for the 2020-2021 Fiscal School Year (FSY) and authorize City Manager to sign the application and documentation.
12. Approve and authorize the City Manager to execute the submission of a Request for Proposal (RFP) for the Workforce Innovation and Opportunity Act (WIOA) Youth Program Services, RFP No. 012-202812, for the operation of the year-round Career Training Program.
13. Approve to receive the report and ratify certain municipal actions related to the COVID-19 local emergency declaration.
14. WARRANTS: Approve Nos. 00125127 through 00125411 totaling \$1,967,529.83; and WIRE TRANSFER: Approve Wire Date 3/30/2020 for a total of \$218,781.25.

B. CITY COUNCIL AND UTILITY AUTHORITY:

1. Approve Notice of Completion for the Residential Street Rehabilitation Project No. 3-R-18 Fiscal Year 2016-2018 and Water Main Replacement Program Project No. 2-W-18 Fiscal Year 2017-2018 and authorize staff to send for recordation.

IV. CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION: None

V. PUBLIC HEARINGS: None.

VI. CONSIDERATION ITEMS: None.

VII. MAYOR'S COMMUNITY CALENDAR:

Mayor Beamish made the following announcements:

- Provided updated Coronavirus COVID-19 Information.
- City Facilities Closures to the public during the COVID-19 "Shelter in Place" order. City operations will continue and staff being available by phone and email.
- Red Cross Blood Drive – Tuesday, April 7, 2020, and Monday, April 13, 2020, 8:00 a.m. – 8:00 p.m., at La Habra Veterans Hall.
- La Habra Community Survey for residents to provide service priorities in preparation for the Fiscal Year 2020-2021 City of La Habra Budget.

VIII. COMMENTS FROM STAFF: None

IX. COMMENTS FROM COUNCILMEMBERS/DIRECTORS:

Councilmember/Director Shaw thanked staff for their hard work and efforts during the COVID-19 pandemic. He suggested that when the General Plan Advisory Committee (GPAC) and staff review General Plan 2035 for potential amendments, they consider zoning changes to maximize economic activity. He spoke regarding staff looking into City services that could be regionalized with surrounding cities to increase efficiency.

Councilmember/Director Gomez thanked Mayor/Chair Beamish, colleagues, and staff for their leadership, hard work, and efforts during the COVID-19 pandemic. He thanked City Attorney/Legal Counsel Jones for the invocation tonight. He noted how the community has come together to assist each other. He requested that the meeting be adjourned in memory of Mac Jaramillo, father of Community & Economic Development Deputy Director Carlos Jaramillo.

Mayor Pro Tem/Vice Chair Espinoza thanked staff for their hard work and efforts during the COVID-19 pandemic. She encouraged residents to abide by the Stay At Home Order. She thanked those who participated in the recent blood donation drive. She spoke regarding the potential of regionalizing City services with surrounding cities.

Mayor/Chair Beamish spoke regarding Executive Order N-37-20 issued by Governor Newsom, which includes the City of La Habra, prohibiting the enforcement of eviction orders for renters affected by COVID-19 through May 31, 2020. He provided the City Housing & Economic Development telephone number should residents need further assistance. He thanked staff, police, fire, and healthcare professionals for their hard work and efforts during the COVID-19 pandemic. He encouraged everyone to stay safe, be well, and to continue to help others.

- X. ADJOURNMENT:** Mayor/Chair Beamish adjourned the City Council Meeting in memory of Mac Jaramillo, father of Community & Economic Development Deputy Director Carlos Jaramillo, at 7:05 p.m. to Monday, April 20, 2020, in the Closed Session Room, 112C, 110 East La Habra Boulevard at 5:30 p.m., followed by City Council meeting at 6:30 p.m. in City Council Chamber. The La Habra Utility Authority meeting was adjourned at 7:05 p.m.

Respectfully submitted,

Laurie Swindell, CMC
City Clerk/Secretary