



City of
LA HABRA

AGENDA

**CITY COUNCIL OF THE CITY OF LA HABRA
ADJOURNED REGULAR & JOINT MEETINGS 5:30 P.M.
&
REGULAR MEETING 6:30 P.M.
MONDAY, MAY 15, 2023**

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

The Regular Meeting of the City Council for May 15, 2023, will be at the City of La Habra Council Chamber located at 100 East La Habra Boulevard, La Habra, California. The City Council Chamber will be open to the public at 6:00 p.m. and the meeting will start promptly at 6:30 p.m.

The public is encouraged to participate in the Regular Meeting of the City Council by attending in person or submitting written comments via email to cc@lahabraca.gov no later than 5:00 p.m. on Monday, May 15, 2023. Written comments sent to the City by 5:00 p.m. on the day of the meeting will be printed and provided to the City Council prior to the meeting. The meeting can also be viewed live through the City of La Habra website at www.lahabraca.gov/356/Archived-Council-Videos by clicking on "Watch Live" at 6:30 p.m.

The City of La Habra live broadcasts and replays City Council Meetings on La Habra Cable Channel 3 and over the website at www.lahabraca.gov. Please note that in person attendance at this public meeting may result in the recording and broadcast of your image and/or voice.

The City of La Habra makes every effort to comply with the Americans with Disabilities Act (ADA) in all respects. Should you need special assistance to participate in this meeting, please contact the City Clerk's Office at (562) 383-4030 or cc@lahabraca.gov prior to the meeting. Every effort will be made to provide reasonable accommodations.

ADJOURNED REGULAR & JOINT MEETINGS 5:30 P.M.:

CALL TO ORDER: Council Chamber, Closed Session Room 112c

ORAL COMMUNICATIONS FROM THE PUBLIC FOR CLOSED SESSION MATTERS:

CLOSED SESSION:

SUCCESSOR AGENCY:

1. Conference with Real Property Negotiators Pursuant to Government Code §54956.8; Property: APN 018-381-64; Negotiation Parties Jim Sadro, Executive Director; Under Negotiation: Price and Term of Payments.

CITY COUNCIL:

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.

2. Public Employee Performance Evaluation pursuant to Government Code 54957(b). Title: Fire Chief.

HOUSING AUTHORITY:

1. Conference with Real Property Negotiators Pursuant to Government Code Section 54956.8; Property: 1731 West Lambert Road and 1750 West Lambert Road; Agency Negotiator: Jim Sadro; Negotiating Parties: Tenants Residing at 1731 West Lambert Road and 1750 West Lambert Road; Under Negotiation: Price and Terms.

ADJOURNMENT:

REGULAR MEETING 6:30 P.M.:

CALL TO ORDER: Council Chamber

INVOCATION: City Attorney Jones

PLEDGE OF ALLEGIANCE: Councilmember Simonian

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

CLOSED SESSION ANNOUNCEMENT:

PROCLAMATIONS/PRESENTATIONS:

1. RECOGNITION OF THE LA HABRA HIGH SCHOOL VARSITY CHEER ON ITS D3-COED CIF CHAMPIONSHIP
2. PROCLAIM MAY 14-20, 2023, AS NATIONAL POLICE WEEK IN THE CITY OF LA HABRA
3. PROCLAIM MAY 21-27, 2023, AS NATIONAL PUBLIC WORKS WEEK IN THE CITY OF LA HABRA

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 DENIAL OF LIABILITY CLAIM OF CYPRESS POINT APARTMENTS/STERLING PROPERTY MANAGEMENT**

That the City Council deny the claim of Cypress Point Apartments/Sterling Property Management in order to set a definite six-month Statute of Limitations date.

3. **APPROVE DENIAL OF LIABILITY CLAIM OF CYNTHIA KRUEGER**

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

4. **APPROVE MILITARY EQUIPMENT POLICY ANNUAL REPORT AND RENEWAL**

That the City Council:

A. **APPROVE AND ADOPT RESOLUTION NO. ____ ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA, CALIFORNIA, RENEWING ORDINANCE NO. 1841 AND DETERMINING THAT MILITARY EQUIPMENT USE BY THE LA HABRA POLICE DEPARTMENT COMPLIES WITH STATE LAW;**

B. Renew Ordinance No. 1841 that approved the La Habra Police Department's military equipment use policy; and,

C. Make a finding that the City's military equipment use complies with State law after considering the annual report on the use of military equipment by the Police Department.

5. APPROVE ISSUANCE OF A PURCHASE ORDER FOR EMERGENCY STORM DRAIN REPAIRS AT 941 AND 951 RIDGEHAVEN DRIVE IN AN AMOUNT NOT TO EXCEED \$400,000

That the City Council:

A. Authorize the City Manager to execute an Agreement with Mike Bubalo Construction Co., Inc., and authorize staff to issue a purchase order in an amount not to exceed \$400,000 for emergency storm drain repairs on 941 and 951 Ridgehaven Drive; and,

B. Appropriate \$400,000 of American Rescue Plan Act (ARPA) funds for this emergency storm drain repair.

6. WARRANTS: APPROVE NOS. 00138883 THROUGH 00139023 TOTALING \$2,118,546.78

That the City Council approve Nos. 00138883 through 00139023 totaling \$2,118,546.78.

CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION:

PUBLIC HEARINGS: None at this time.

CONSIDERATION ITEMS: None at this time.

MAYOR'S COMMUNITY CALENDAR:

COMMENTS FROM STAFF:

COMMENTS FROM COUNCILMEMBERS:

ADJOURNMENT: Adjourned to Monday, June 5, 2023, 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.

Rhonda J. Barone, CMC
City Clerk