



**CITY COUNCIL OF THE CITY OF LA HABRA
ADJOURNED REGULAR MEETING 5:30 P.M.
&
REGULAR MEETING 6:30 P.M.
&
REGULAR JOINT MEETING WITH THE
LA HABRA UTILITY AUTHORITY
MONDAY, OCTOBER 16, 2023**

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

The Regular Meeting of the City Council and Regular Joint Meeting with the La Habra Utility Authority for October 16, 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 and Regular Joint Meeting with the La Habra Utility Authority by attending in person or submitting written comments via email to cc@lahabracaca.gov no later than 5:00 p.m. on Monday, October 16, 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.lahabracaca.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.lahabracaca.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@lahabracaca.gov prior to the meeting. Every effort will be made to provide reasonable accommodations.

ADJOURNED REGULAR MEETING 5:30 P.M.: Cancelled.

REGULAR MEETING 6:30 P.M.:

- CALL TO ORDER:** Council Chamber
- INVOCATION:** Assistant City Attorney/Assistant Legal Counsel Collins
- PLEDGE OF ALLEGIANCE:** Mayor Pro Tem/Vice Chair Nigsarian
- ROLL CALL:** Mayor/Chair Gomez
Mayor Pro Tem/Vice Chair Nigsarian
Councilmember/Director Espinoza
Councilmember/Director Medrano
Councilmember/Director Simonian

CLOSED SESSION ANNOUNCEMENT:

PROCLAMATIONS/PRESENTATIONS:

1. PRESENTATION OF CERTIFICATES OF RECOGNITION TO TEACHERS OF THE YEAR AT THE LA HABRA CITY SCHOOL DISTRICT AND THE LOWELL JOINT UNIFIED SCHOOL DISTRICT
2. PRESENTATION OF CERTIFICATES OF RECOGNITION TO LA HABRA CITY SCHOOL DISTRICT STUDENTS WITH STATE TESTING PERFECT SCORES
3. RECOGNITION OF THE LA HABRA HOST LIONS CLUB
4. PRESENTATION BY THE CITY OF LA HABRA COMMUNITY SERVICES DEPARTMENT

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.

CITY COUNCIL:

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 the City Council of the City of La Habra Meeting Minutes of October 2, 2023.

3. **APPROVE COMMUNITY SERVICES COMMISSION MEETING MINUTES**

That the City Council approve the Community Services Commission meeting minutes of:

- January 11, 2023
- February 8, 2023
- March 8, 2023
- April 12, 2023
- May 10, 2023
- June 14, 2023
- July 12, 2023

4. **APPROVE THE SECOND READING AND ADOPTION OF ORDINANCE NO. 1850 ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA, CALIFORNIA, MAKING THE REQUIRED FINDINGS AND APPROVING PLANNED UNIT DEVELOPMENT PRECISE PLAN 22-02 FOR THE CONSTRUCTION OF A 3,875 SQUARE FOOT, DUAL TENANT BUILDING AT 711 EAST IMPERIAL HIGHWAY, AS PER THE APPROVED PLANS AND SUBJECT TO CONDITIONS, AND MAKING A DETERMINATION THAT THE REQUEST IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO SECTION 15303, CLASS 3: "NEW CONSTRUCTION OR CONVERSION OF SMALL STRUCTURES" AND SECTION 15061(B)(2) OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT GUIDELINES**

That the City Council approve the second reading and adoption of Ordinance No. 1850.

5. **APPROVE SCHOOL RESOURCE OFFICER AGREEMENT BETWEEN THE FULLERTON JOINT HIGH SCHOOL DISTRICT AND THE CITY OF LA HABRA**

That the City Council approve and authorize the City Manager to execute a one-year agreement between the City of La Habra (City) and the Fullerton Joint Union High School District (District) to participate in the School Resource Officer (SRO) Program at La Habra High School and Sonora High School for Fiscal Year 2023 - 2024.

6. APPROVE AN AGREEMENT WITH THE CITY OF ANAHEIM FOR REIMBURSEMENT OF COSTS RELATED TO HOMELAND SECURITY TRAINING FOR THE FISCAL YEAR 2022 URBAN AREAS SECURITY INITIATIVE (UASI) GRANT

That the City Council approve and authorize the City Manager to execute an agreement with the City of Anaheim for reimbursement of costs related to Homeland Security training as outlined in the Fiscal Year 2022 Urban Areas Security Initiative (UASI) grant from September 1, 2022, through May 31, 2025.

7. APPROVE AWARD OF CONTRACT TO LEGION CONTRACTORS, INC., FOR THE VISTA GRANDE PARK IMPROVEMENT PROJECT, CITY PROJECT NO. 2-P-22

That the City Council:

A. Approve the Plans and Specifications for the Vista Grande Park Improvement Project, City Project No. 2-P-22;

B. Award a construction contract for the Vista Grande Park Improvement Project, City Project No. 2-P-22 to Legion Contractors, Inc., of Irvine, California, in the amount of \$9,998,043.55 and reject all other bids;

C. Authorize the City Manager to execute an agreement with Legion Contractors, Inc., and issue a purchase order in the amount of \$10,997,848; which includes a 10 percent contingency; and,

D. Re-purpose and allocate additional funding in the amount of \$2,612,535 from various funding sources to fully fund construction, inspection, and materials testing services associated with the Vista Grande Park Improvement Project, City Project No. 2-P-22.

8. APPROVE A FIVE-YEAR LEASE AGREEMENT WITH KONICA MINOLTA BUSINESS SOLUTIONS, INC., FOR COPYING/SCANNING EQUIPMENT

That the City Council approve and authorize the City Manager to execute a five-year lease agreement with Konica Minolta Business Solutions (KMBS) for the lease, installation, and maintenance of new copying/scanning equipment.

9. RECEIVE AND FILE THE TREASURER'S INVESTMENT REPORT FOR QUARTER ENDING JUNE 30, 2023

That the City Council receive and file the Treasurer's Investment Report for the quarter ending June 30, 2023

10. WARRANTS: APPROVE NOS. 00141009 THROUGH 00141154 TOTALING \$2,606,579.97; AND APPROVE WIRE TRANSFERS DATED 10/31/2023, TOTALING \$1,641,595.61

That the City Council approve Nos. 00141009 through 00141154 totaling \$2,606,579.97; and approve Wire Transfers dated 10/31/2023, totaling \$1,641,595.61.

UTILITY AUTHORITY:

1. APPROVE CITY OF LA HABRA UTILITY AUTHORITY MEETING MINUTES

That the City of La Habra Utility Authority approve the Utility Authority Meeting Minutes of:

- September 18, 2023
- October 2, 2023

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.

CITY COUNCIL:

1. PUBLIC HEARING TO CONSIDER AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA, ORANGE COUNTY, CALIFORNIA GRANTING A PIPELINE FRANCHISE TO CRIMSON CALIFORNIA PIPELINE, L.P., TO OPERATE AND MAINTAIN CERTAIN PIPELINES AND APPURTENANCES FOR THE TRANSPORTATION OF PETROLEUM, OIL, GAS, GASOLINE, WATER, AND OTHER LIKE SUBSTANCES IN THE CITY OF LA HABRA

That the City Council:

A. Approve the first reading of Ordinance No. ____ entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA, ORANGE COUNTY, CALIFORNIA GRANTING A PIPELINE FRANCHISE TO CRIMSON CALIFORNIA PIPELINE, LP TO OPERATE AND MAINTAIN CERTAIN PIPELINES AND APPURTENANCES FOR THE TRANSPORTATION OF PETROLEUM, OIL, GAS, GASOLINE, WATER, AND OTHER LIKE SUBSTANCES IN THE CITY OF LA HABRA.

B. Approve and authorize the Mayor to execute a Franchise Agreement with Crimson California Pipeline, LP for a period of 20 years with a 20 year option.

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.

CITY COUNCIL & UTILITY AUTHORITY:

1. FINANCIAL REPORT ON UTILITY AUTHORITY WATER AND SEWER FUND REVENUES, EXPENDITURES AND RATES. NOTICE OF PUBLIC PROTEST HEARING REGARDING PROPOSED WATER RATE AND SEWER RATE ADJUSTMENTS

That the City Council and Utility Authority:

A. Receive and file report from Raftelis Financial Consultants, Incorporated regarding Utility Authority revenue requirements and recommended changes to the City's Master Schedule of Fees for the Utility Authority Water Funds.

B. Schedule a public hearing on proposed rate adjustments for the Utility Authority Water and Sewer Funds to be held on Monday, December 4, 2023.

C. Direct staff to prepare and mail notices to all La Habra property owners regarding the scheduling of a public hearing on Monday, December 4, 2023, to consider the proposed rate adjustments for the Utility Authority Water and Sewer Funds.

MAYOR'S COMMUNITY CALENDAR:

COMMENTS FROM STAFF:

COMMENTS FROM COUNCILMEMBERS/DIRECTORS:

ADJOURNMENT: Adjourned to Monday, November 6, 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/Secretary