MINUTES

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

Monday, July 18, 2016

APPROVED: These Minutes were approved on September 19, 2016.

REGULAR MEETING & REGULAR JOINT MEETING:

CALL TO ORDER: Mayor/Director Gomez called the Regular Meeting of the La Habra Utility Authority and the Regular Joint Meeting with the City Council of the City of La Habra to order at 6:30 p.m. in the Council Chambers, located at 201 East La Habra Boulevard in La Habra, California.

INVOCATION: City Manager/Executive Director Sadro

PLEDGE OF ALLEGIANCE: Councilmember/Director Beamish

Mayor Gomez requested everyone remain standing to observe a moment of silence for Councilmember Michael Blazey's father, Charles H. Blazey, who passed away on July 12 at the age of 90. Councilmember Blazey thanked Mayor Gomez.

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

COUNCILMEMBERS/DIRECTORS ABSENT: None

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

CLOSED SESSION ANNOUNCEMENT: None

I. PROCLAMATIONS/PRESENTATIONS:

a. Recognition of Home Depot for the repairs to the La Habra Depot Theater as part of the "Team Depot" program.

Home Depot representative was unable to attend to accept the Certificate of Appreciation.

b. Recognition of Sherwin Williams for painting the La Habra Depot Theater as part of "National Paint Week."

Mayor Gomez invited Rocky Berlanga from Sherwin Williams who accepted the Certificate of Appreciation.

c. Recognition of Glenn Hayes retirement from Neighbor Works Orange County.
(This item was heard out of order following Item I.e.)

Former Chief Executive Officer Glenn Hayes was not in attendance to accept the proclamation. Councilmember Espinoza spoke regarding the accomplishments of Glenn Hayes and then introduced the new Chief Executive Officer Helen O'Sullivan, and other board members who were present.

d. Recognition of the La Habra Girls 18U Softball Team as Southern California State Champions.
(This item was heard prior to Item I.c.)

Councilmember Blazey assisted Mayor Gomez with the presentations and invited Coach Scott McArthur to the podium to also assist with the presentations.

e. Presentation by Kent Roberts regarding a potential expansion project for the La Habra Children's Museum.
(This item was heard after Item I.d, but before Item I.c.)

Kent Roberts acknowledged the Friends of the Children's Museum Board Members in attendance. He spoke regarding his proposal for a 5,000 square foot addition to the La Habra Children's Museum. He presented a brief video of the Carrieres de Lumieres Museum in France that uses laser technology and is the model for the proposed addition. He explained his proposed project, his estimated costs, and requested Council's support of his proposed project. Staff was instructed to meet with Kent Roberts to discover the feasibility of the proposed project, the financial implications, and to review the timeline.

II. PUBLIC COMMENTS: None

III. CONSENT CALENDAR:

Mayor Gomez announced that Mayor Pro Tem Shaw will be abstaining on Item III.3.b.

Moved by Councilmember Beamish, seconded by Councilmember Blazey, and CARRIED UNANIMOUSLY (5-0) TO APPROVE CONSENT CALENDAR ITEMS III.1 THROUGH III.13; WITH THE EXCEPTION OF MAYOR PRO TEM SHAW ABSTAINING ON ITEM III.3.b.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Gomez, Mayor Pro Tem Shaw, Councilmember Espinoza, Councilmember Blazey, Councilmember Beamish
NOES: NONE
ABSTAIN: Mayor Pro Tem Shaw (Item III.3.b only)
ABSENT: NONE

A. PROPOSED ITEMS - 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 Minutes of June 6, 2016.

3. Approve denial of claims filed by:
   a. James Mawson for Property Damage.
   b. Cory Wilson for Property Damage.

(MAYOR PRO TEM SHAW ABSTAINED ON III.3.B)

4. Approve and accept the offer of a Grant Deed for dedication of an additional right-of-way required for the meandering sidewalk at the public storage property, located at 999 East Lambert Road; and authorize the City Clerk to send the Grant Deed for recordation.

5. Approve a request for "No Stopping" restrictions on Cypress Street at First Avenue; and

   a. APPROVE AND ADOPT **RESOLUTION NO. 5760** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA PROHIBITING STOPPING, STANDING AND PARKING AT ALL TIMES ON CYPRESS STREET AT FIRST AVENUE.

6. Approve staff's recommendations for the annual fuel purchases for Fiscal Year 2016-2017 as follows:

   a. Waive formal bid requirements per La Habra Municipal Code Section 4.20.050 (C) and authorize staff to issue a Purchase Order for fuel to Merrimac Energy Group of Long Beach in the amount of $350,000 for FY2016-2017;

   b. Waive formal bid requirements per La Habra Municipal Code Section 4.20.050 (D) and authorize staff to obtain quotes as needed for the purchase of fuel through various fuel supply vendors. In the event a vendor's fuel purchase price is found to be lower than the cooperative bid contract with Saddleback Valley Unified School District (Agreement Bid #11-04) through Merrimac Energy Group, authorize fuel purchases in an amount not to exceed $350,000 for FY2016-2017.

7. Approve the Notice of Completion for Construction of the La Habra Boulevard/Central Avenue/State College Boulevard Corridor Regional Traffic Signal Synchronization Project.

8. Receive and file the Orange County Grand Jury's report titled, "Drones: Know Before You Fly" and authorize the Mayor to sign and staff to send the attached response on behalf of the City to the Grand Jury.

9. Receive and file Planning Commission minutes:
   a. April 25, 2016
   b. May 23, 2016
   c. October 12, 2015

10. Waive formal bid requirements per La Habra Municipal Code Section 4.20.050(C) "When the city council has a contract with another governmental unit to purchase a particular item on a cooperative basis;" authorize the City Manager to execute an agreement between the City of La Habra and Interior Office Solutions (IOS); and authorize staff to issue purchase orders to IOS in the amount of $699,747.47 for furniture for the new City Hall and $37,471.09 for the Community Center.

11. Approve and authorize City Manager to execute grant agreement with St. Jude Hospital for $105,000 to help fund street and sidewalk improvements associated with Safe Routes to School ($90,000) and grant writing services ($15,000).

12. WARRANTS: Approve Nos. 00107027 through 00107365 totaling $2,711,011.72.

13. Waive formal bid requirements per La Habra Municipal Code Section 4.20.070 (C) and authorize the City Manager to execute an agreement with OHNO Construction Company of Fontana, CA; and authorize staff to issue a purchase order in the amount of $386,956 for the renovation of Skeeter Holt Baseball field at Esteli Park.

IV. CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION: None

V. PUBLIC HEARINGS:

CITY COUNCIL:

1. Duly noticed public hearing to consider adopting an ordinance adding Chapter 8.12 "Unmanned Aviation Systems" to Title 8 "Health and Safety" of the La Habra Municipal Code.

Community and Economic Development Director Ho stated that due to the release of new FAA regulations related to drones, and to consider the additional legal aspects of the ordinance, staff recommends that Council opens the public hearing and continue the public hearing to a date certain of August 15, 2016.

Mayor Gomez opening the public hearing at 7:05 p.m. There was no public testimony at this time.

Moved by Mayor Gomez, seconded by Councilmember Beamish, and CARRIED UNANIMOUSLY (5-0) TO APPROVE TO CONTINUE THE PUBLIC HEARING TO MONDAY, AUGUST 15, 2016, AT 6:30 P.M. IN THE COUNCIL CHAMBERS AT 201 E. LA HABRA BOULEVARD.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Gomez, Mayor Pro Tem Shaw, Councilmember Espinoza, Councilmember Blazey, Councilmember Beamish
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

2. Duly noticed public hearing to consider and ordinance approving Amended and Restated Development Agreement 14-01 between the City of La Habra and Fairfield La Habra LLC for a 335-unit apartment complex at 951-1055 South Beach Boulevard; and

Deputy Director of Community and Economic Development Jaramillo presented staff report.

Council discussion included: confirmation the project is on schedule; and clarification that the project will be completed within the first few months of 2017.

Mayor Gomez opened the public hearing at 7:08 p.m.

Ed McCoy, with Fairfield La Habra LLC (Fairfield) thanked City staff for working with them on the project. He introduced Gary Farmer, with Northwest Mutual Life Insurance Company, who spoke regarding their successful 20-year history with Fairfield.

There being no further testimony, Mayor Gomez closed the public hearing at 7:10 p.m.

Moved by Mayor Gomez, seconded by Councilmember Espinoza, and CARRIED UNANIMOUSLY (5-0) TO APPROVE FIRST READING OF **ORDINANCE NO. 1770** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA APPROVING AMENDED AND RESTATED DEVELOPMENT AGREEMENT 14-01 BETWEEN THE CITY OF LA HABRA AND FAIRFIELD LA HABRA LLC FOR 951-1055 SOUTH BEACH BOULEVARD ATTACHED HERETO AS ATTACHMENT "A".

Said motion CARRIED by the following roll call vote:

AYES: Mayor Gomez, Mayor Pro Tem Shaw, Councilmember Espinoza, Councilmember Blazey, Councilmember Beamish
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

CITY COUNCIL AND UTILITY AUTHORITY:

3. Duly noticed public hearing to consider the 2016 Public Health Report Required by California Health and Safety Code Section 116470(b), which compares La Habra City's Drinking Water Quality with Public Health Goals adopted by the California Environmental Protection Agency's Office of Environmental Health Hazard Assessment and with Maximum Contaminant Level Goals adopted by the Federal Environmental Protection Agency.

Public Works Director Saykali presented the staff report.

Council/Director discussion included: confirmation that the report is released every three years; review of the water testing schedule; identified that the water is tested daily, weekly, and yearly for various different types of contaminants; and confirmed that lead contaminants is not present in the City water system which the City tests for yearly. .

Mayor/Chair Gomez opened the public hearing at 7:13 p.m. There was no public testimony so the public hearing was closed.

Moved by Councilmember/Director Beamish, seconded by Councilmember/Director Blazey, and CARRIED UNANIMOUSLY (5-0) TO APPROVE TO RECEIVE AND FILE THE CITY'S PUBLIC HEALTH GOAL REPORT FOR 2016 IN ACCORDANCE WITH PROVISIONS OF THE CALIFORNIA HEALTH AND SAFETY CODE.

Said motion CARRIED by the following roll call vote:

AYES: Mayor/Chair Gomez, Mayor Pro Tem/Vice Chair Shaw, Councilmember/Director Espinoza, Councilmember/Director Blazey, Councilmember/Director Beamish
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

VI. CONSIDERATION ITEMS:

1. Consider designating a voting delegate and up to two alternate voting delegates to attend the League of California Cities (LOCC) Annual Conference, to occur at the Long Beach Convention Center from October 5, 2016 to October 7, 2016.

No staff report was given.

Mayor Gomez invited the public to testify at 7:15 p.m. There was no public testimony.

Mayor Gomez nominated Councilmember Blazey as Delegate and Councilmember Espinoza as Alternate to attend the League of California Citites Annual Conference to occur at the Long Beach Convention Center from October 5, 2016 to October 7, 2016. There were no other nominations.

Moved by Mayor Gomez, seconded by Councilmember Beamish, and CARRIED UNANIMOUSLY (5-0) TO APPROVE TO DESIGNATE COUNCILMEMBER BLAZEY AS THE DELEGATE AND COUNCILMEMBER ESPINOZA AS THE ALTERNATE TO ATTEND THE LEAGUE OF CALIFORNIA CITIES (LOCC) ANNUAL CONFERENCE, TO OCCUR AT THE LONG BEACH CONVENTION CENTER FROM OCTOBER 5, 2016 TO OCTOBER 7, 2016.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Gomez, Mayor Pro Tem Shaw, Councilmember Espinoza, Councilmember Blazey, Councilmember Beamish
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

2. Consider appointment of two individuals as Council appointees to the Beautification Committee to fill two seats with indefinite terms.

City Clerk Mason reported that two seats held by Ms. Jackie Gonzales and Ms. Elizabeth Steves both Council appointees became vacant due to resignation. She stated that both resignations occurred subsequent to the Notice of Expiring Terms and appointment process in April 2016. She reported also that at the City Council meeting of April 18, 2016, current

Beautification Committee members Mr. Ray Fernandez and Ms. Kim Praster, who were nominated by the Chamber of Commerce, were appointed to the Planning Commission and Community Services Commission, respectively. Both Mr. Fernandez and Ms. Praster have indicated they would like to remain on the Beautification Committee while also serving on the Planning and Community Services Commissions. She confirmed that there is no conflict to serve on the Beautification Committee while also serving on the Planning Commission or Community Services Commission.

Mayor Gomez invited the public to testify at 7:17 p.m. There was no public testimony.

a. Appoint one individual to fill one of two seats with an indefinite term to the Beautification Committee; and

Mayor Gomez opened the nominations for one individual to fill one of two seats with an indefinite term to the Beautification Committee. Mayor Gomez nominated Denise Schmidt, Councilmember Beamish nominated Corinna Luevano, and Mayor Pro Tem Shaw nominated Loganda Mahesh. There were no other nominations. MOVED by Mayor Gomez, seconded by Mayor Pro Tem Shaw, and CARRIED UNANIMOUSLY 5-0 TO CLOSE NOMINATIONS.

Mayor Gomez asked for a roll call, and the vote was (3-2) as follows TO APPOINT DENISE SCHMIDT TO FILL ONE OF TWO SEATS WITH AN INDEFINITE TERM TO THE BEAUTIFICATION COMMITTEE:

COUNCILMEMBER BEAMISH:	Denise Schmidt
COUNCILMEMBER BLAZEY:	Corinna Luevano
COUNCILMEMBER ESPINOZA:	Denise Schmidt
MAYOR PRO TEM SHAW:	Loganda Mahesh
MAYOR GOMEZ:	Denise Schmidt

b. Appoint one individual to fill one of two seats with an indefinite term to the Beautification Committee. Councilmember Espinoza nominated Corinna Luevano and Mayor Pro Tem Shaw nominated Loganda Mahesh.

Mayor Gomez opened the nominations for one individual to fill one of two seats with an indefinite term to the Beautification Committee. Councilmember Espinoza nominated Corinna Luevano. Mayor Pro Tem Shaw nominated Loganda Mahesh. There were no other nominations. MOVED by Mayor Gomez, seconded by Mayor Pro Tem Shaw, and CARRIED UNANIMOUSLY 5-0 TO CLOSE NOMINATIONS.

Mayor Gomez asked for a roll call, and the vote was (3-2) as follows TO APPOINT CORINNE LUEVANO TO FILL ONE OF TWO SEATS WITH AN INDEFINITE TERM TO THE BEAUTIFICATION COMMITTEE:

COUNCILMEMBER BEAMISH:	Corinna Luevano
COUNCILMEMBER BLAZEY:	Corinna Luevano
COUNCILMEMBER ESPINOZA:	Corinna Luevano
MAYOR PRO TEM SHAW:	Loganda Mahesh
MAYOR GOMEZ:	Loganda Mahesh

Mayor Gomez congratulated the new appointees to the Beautification Committee.

VII. MAYOR'S COMMUNITY CALENDAR:

Mayor Gomez made the following announcements:

- City of La Habra, the La Habra Police Department, and the La Habra Children's Museum "National Night Out," - Portola Park on Tuesday, August 2 from 6:00 p.m. to 8:00 p.m.
- FREE screening of Disney's "Zootopia" at Portola Park beginning at dusk.

Mayor Gomez announced there will be a Day of Prayer for the La Habra Police Department, safety personnel, and the City on Tuesday, July 26, 2016, at 7:00 p.m. to be held outside of the La Habra Police Department

VIII. COMMENTS FROM STAFF: None

IX. COMMENTS FROM COUNCILMEMBERS:

Councilmember Beamish thanked Mayor Gomez and expressed support for the Day of Prayer event. He encouraged the community to attend.

Councilmember Blazey thanked Mayor Gomez for opening the meeting with a moment of silence for his departed father. He stated that his father was a character, but also a man of character. He thanked Mayor Gomez and City staff for the recognition of the La Habra Girls 18U Softball Team as Southern California State Champions.

Councilmember Espinoza expressed her condolences to Councilmember Blazey on the passing of his father.

Mayor Pro Tem Shaw stated that he attended the 4th of July event at La Habra High School. He recognized and welcomed his students in attendance. He expressed condolences to Councilmember Blazey on the passing of his father. He commended Mayor Gomez on the Day of Prayer for the La Habra Police Department. He spoke on behalf of the community and himself to state that we support our police who are doing a great job under difficult circumstances, and will always pray for their safety.

Mayor Gomez stated that the meeting will be adjourned in memory of Charles Henry Blazey who was born on April 2, 1926 in Canandaigua, New York, and passed away at the age of 90 on July 12, 2016 in Brookings, South Dakota. He noted that Charles Blazey was predeceased by his wife Kay on November 18, 2007 and is survived by: sons Michael, Matthew, and Gerald; daughter Suzanne; grandchildren Benjamin, Samuel, Tyler, Nicole, Amanda, and Lauren Blazey, and Thor and Gray Gunderson; sister Barbara Flath; and sisters-in-law Jean Blazey and Patricia Dawidiwicz. He expressed condolences to Councilmember Blazey and his family. He expressed condolences to Deputy Director of Community and Economic Development Jaramillo on the passing of his Uncle Fortino "Forty" Jaramillo, who was a long time La Habra resident.

X. ADJOURNMENT: Mayor Gomez adjourned the Regular Meeting in memory of Charles Henry Blazey and Fortino "Forty" Jaramillo at 7:27 p.m. to Monday, August 1, 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. All other meetings were adjourned.

Respectfully submitted,
Tamara D. Mason, MMC, City Clerk/Secretary