

100 East La Habra Boulevard, La Habra, California 90631
WHEN ADDRESSING COUNCIL PLEASE COMPLETE A SPEAKER'S CARD BEFORE
LEAVING COUNCIL CHAMBER



AGENDA

**CITY COUNCIL OF THE CITY OF LA HABRA
ADJOURNED REGULAR MEETING
&
REGULAR MEETING
&
REGULAR JOINT MEETING WITH THE
SUCCESSOR AGENCY TO THE LA HABRA REDEVELOPMENT AGENCY,
LA HABRA CIVIC IMPROVEMENT AUTHORITY, LA HABRA HOUSING AUTHORITY,
AND THE LA HABRA UTILITY AUTHORITY**

MONDAY, OCTOBER 21, 2019

ADJOURNED REGULAR MEETING 5:30 P.M.:

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

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

II. CLOSED SESSION:

- a. Conference with Real Property Negotiator per Government Code 54956.8 – Property 106 East First Avenue (APN 022-174-17) and 222 South Euclid Street (APN 022-174-08); City Negotiator: Jim Sadro, City Manager; Negotiating Parties: Mark E. and Alicia M. Bryant and Vishnu A. Patel Trust; Under Negotiation: Price and Terms.
- b. Conference with Labor Negotiator per Government Code Section 54957.6 – Agency Representative: Jim Sadro, City Manager, Employee Organizations: Police Sworn Employees.
- c. Conference with Real Property Negotiator per Government Code Section 54956.8 – Property 320 East Erna Avenue; City Negotiator: Jim Sadro, City Manager; Negotiating Parties: La Habra Host Lions Club; Under Negotiation: Price and terms.
- d. Conference with Real Property Negotiator per Government Code Section 54956.8 – Property 311 South Euclid Street; City Negotiator: Jim Sadro, City Manager; Negotiating Parties: Mysterium Theatre, Inc.; Under Negotiation: Price and Terms.
- e. Conference with Real Property Negotiator per Government Code Section 54956.8 – Property 301 South Euclid Street; City Negotiator: Jim Sadro, City Manager; Negotiating Parties: Friends of the Children’s Museum; Under Negotiation: Price and Terms.

III. ADJOURNMENT:

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

CALL TO ORDER: Council Chamber

**Council Next Res. No. 5917
Council Next Ord. No. 1812
SA Next Res. No. 2019-04
CIA Next Res. No. 2019-03
HA Next Res. No. 2019-03
UA Next Res. No. 2019-04**

INVOCATION: City Attorney/Legal Counsel Jones

PLEDGE OF ALLEGIANCE: Mayor Pro Tem/Director Beamish

ROLL CALL: Mayor/Director Gomez
Mayor Pro Tem/Director Beamish
Councilmember/Director Espinoza
Councilmember/Director Shaw
Councilmember/Director Medrano

CLOSED SESSION ANNOUNCEMENT:

I. PROCLAMATIONS/PRESENTATIONS:

- a. Certificate of Recognition to Evelyn Carrell in honor of her 90th birthday.
- b. Certificates of Appreciation to KTLA pilot Mark Kono and KTLA photographer Rich Prickett for their aerial coverage and assistance on January 24, 2019 to the La Habra Police Department.
- c. Presentation by Orange County Transportation Authority (OCTA) regarding Strategic Planning for Beach Boulevard.

II. PUBLIC COMMENTS:

This is the time for the public to address any item of interest to the public that is within the subject matter jurisdiction of the City 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. CONSENT CALENDAR - 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:
 - a. September 3, 2019
 - b. October 7, 2019
3. Approve denial of claim for Lance Lavery for Property Damage.
4. Approve denial of claim for Southern California Edison for Property Damage.
5. APPROVE SECOND READING AND ADOPTION OF **ORDINANCE NO. 1811** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA REPLACING CHAPTER 8.26 "PROHIBITION OF PUSH CART VENDING" WITH CHAPTER 8.26 "REGULATION OF SIDEWALK VENDORS" TO THE LA HABRA MUNICIPAL CODE AND TO INCLUDE ADDING RELATED FEES WITHIN THE MASTER SCHEDULE OF FEES, AS PER EXHIBITS "A" AND "B."
6. Approve staff's recommendation regarding a request for a 20-Minute Parking Zone on the west side of Valencia Street north of La Habra Boulevard; 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 THE WEST SIDE OF VALENCIA STREET NORTH OF LA HABRA BOULEVARD.
7. Approve Plans and Specifications and award construction contract to R.J. Noble Company of Orange, California for the La Habra Boulevard Rehabilitation Project from Beach Boulevard to Idaho Street, City Project No. 5-R-18, in the amount of \$1,083,989.75 and reject all other bids; and authorize City Manager to execute an agreement with R.J. Noble Company in the amount of \$1,083,989.75; and authorize staff to issue a purchase order in the amount of \$1,192,388.73, which includes a 10 percent contingency.
8. Approve Plans and Specifications and award construction contract to Zimprich Engineering, Inc. of Anaheim, California for the Portola Park and Las Lomas Park Shade Structures Fiscal Year 2019-2020, City Project No. 2-P-19, in the amount of \$76,440 and reject all other bids; and authorize City Manager to execute an agreement with Zimprich Engineering, Inc. in the amount of \$76,440; and authorize staff to issue a purchase order in the amount of \$84,084, which includes a 10 percent contingency.
9. Approve Plans and Specifications and award construction contract to C.S. Legacy Construction, Inc. of Ontario, California in the amount of \$2,156,804 for the La Habra Splash Pads at Brio Park and Oeste Park Fiscal Year 2019-2020, City Project No. 3-P-19; reject bid proposal submitted by Green Giant Landscape, Inc. of La Habra, California as non-responsive, and reject all other bids; authorize City Manager to execute an agreement with C.S. Legacy Construction, Inc. in the amount of \$2,156,804; authorize staff to issue a purchase order in the amount of \$2,372,484, which includes a 10 percent contingency; and approve an appropriation of \$898,425.40 from Park Acquisition and Development Fund to complete the project.
10. Approve submittal of an improvement project to the Orange County Transportation Authority (OCTA) for funding under the Competitive M2 Regional Traffic Signal Synchronization Program (RTSSP); and
 - a. APPROVE AND ADOPT **RESOLUTION NO. _____** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA APPROVING THE SUBMITTAL

OF AN IMPROVEMENT PROJECT TO THE ORANGE COUNTY
TRANSPORTATION AUTHORITY FOR FUNDING UNDER THE COMPETITIVE M2
REGIONAL TRAFFIC SIGNAL SYNCHRONIZATION PROGRAM.

11. WARRANTS: Approve Nos. 00123237 through 00123352 totaling \$1,839,833.70; and WIRE TRANSFER: Approve Wire Date 10/31/2019 for a total of \$1,704,525.41.

B. CONSENT CALENDAR - SUCCESSOR AGENCY:

1. Approve Successor Agency Minutes of:
 - a. June 3, 2019
 - b. June 17, 2019
 - c. July 1, 2019
 - d. July 15, 2019
 - e. August 5, 2019
 - f. August 19, 2019
 - g. September 3, 2019
 - h. September 16, 2019
 - i. October 7, 2019

C. CONSENT CALENDAR - CIVIC IMPROVEMENT AUTHORITY:

1. Approve Civic Improvement Authority Minutes of:
 - a. June 3, 2019
 - b. June 17, 2019
 - c. July 1, 2019
 - d. July 15, 2019
 - e. August 5, 2019
 - f. August 19, 2019
 - g. September 3, 2019
 - h. September 16, 2019
 - i. October 7, 2019

D. CONSENT CALENDAR - HOUSING AUTHORITY:

1. Approve Housing Authority Minutes of:
 - a. September 3, 2019
 - b. September 16, 2019
 - c. October 7, 2019
2. Approve the La Habra Housing Authority Annual Report for Fiscal Year 2018-2019 pursuant to Health and Safety Code Section 34328 and 34328.1; and authorize Executive Director to file the report with the State Department of Housing and Community Development.

E. CONSENT CALENDAR - UTILITY AUTHORITY:

1. Approve Utility Authority Minutes of:
 - a. September 3, 2019
 - b. September 16, 2019
 - c. October 7, 2019
2. Approve and authorize the Executive Director to execute an agreement with the Municipal Water District of Orange County (MWD OC) for sharing consultant costs in the amount of

\$145,405 for the Utility Authority's expenses related to risk assessments and emergency response planning in compliance with America's Water Infrastructure Act; and authorize staff to issue a purchase order to the Municipal Water District of Orange County in the amount of \$83,662 for the Utility Authority's portion of Phase II, Risk and Resilience Assessment.

F. CONSENT CALENDAR - CITY COUNCIL, AGENCY, & ALL AUTHORITIES:

1. Approve to adopt a Debt Management Policy of the City of La Habra, the La Habra Civic Improvement Authority, the La Habra Housing Authority, the Successor Agency to the La Habra Redevelopment Agency and the La Habra Utility Authority; and
 - a. APPROVE AND ADOPT **RESOLUTION NO. _____** ENTITLED: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA APPROVING A DEBT MANAGEMENT POLICY AND APPROVING THE TAKING OF CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH.
 - b. APPROVE AND ADOPT **RESOLUTION NO. _____** ENTITLED: RESOLUTION OF THE LA HABRA CIVIC IMPROVEMENT AUTHORITY APPROVING A DEBT MANAGEMENT POLICY AND APPROVING THE TAKING OF CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH.
 - c. APPROVE AND ADOPT **RESOLUTION NO. _____** ENTITLED: RESOLUTION OF THE LA HABRA HOUSING AUTHORITY APPROVING A DEBT MANAGEMENT POLICY AND APPROVING THE TAKING OF CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH.
 - d. APPROVE AND ADOPT **RESOLUTION NO. _____** ENTITLED: RESOLUTION OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF LA HABRA APPROVING A DEBT MANAGEMENT POLICY AND APPROVING THE TAKING OF CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH.
 - e. APPROVE AND ADOPT **RESOLUTION NO. _____** ENTITLED: RESOLUTION OF THE LA HABRA UTILITY AUTHORITY APPROVING A DEBT MANAGEMENT POLICY AND APPROVING THE TAKING OF CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH.

IV. CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION:

V. PUBLIC HEARINGS: None at this time.

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.**

A. CONSIDERATION ITEMS - CITY COUNCIL:

1. Consider a request to submit an application for Senate Bill 2 Planning Grants Program Funds.

Recommendation:

- a. Approve and authorize City Manager to submit an application for grant funds to the State of California Department of Housing and Community Development (HCD) for an amount of up to \$310,000 for Senate Bill 2 Planning Grant Program funds; and
 - b. APPROVE AND ADOPT **RESOLUTION NO. _____** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA AUTHORIZING APPLICATION FOR, AND RECEIPT OF, STATE BILL 2 PLANNING GRANT PROGRAM FUNDS.
2. Consider a Status Update on the implementation of La Habra General Plan 2035.

Recommendation:

- a. Receive and file the report on the status update for the implementation of the La Habra General Plan 2035.
3. Consider Amendment No. 1 to Refuse Franchise Agreement with CR&R, Incorporated for residential, commercial, and industrial solid waste collection; and authorize implementation of the Single-Family Organics Collection Program.

Recommendation:

- a. Approve and authorize City Manager to execute Amendment No. 1 to Refuse Franchise Agreement with CR&R, Incorporated for residential, commercial, and industrial solid waste collection.
- b. Authorize implementation of the Single-Family Organics Collection Program in accordance with State Law.
- c. Approve and Authorize the City to charge a phased residential organics rate so that residential cart customers pay \$0.00 out of \$3.51 for the residential organics rate starting on December 1, 2019, through June 30, 2020; \$1.00 out of \$3.89 for the residential organics rate starting on July 1, 2020, through June 30, 2021; \$2.00 out of \$4.28 (plus CPI adjustments to be determined) for the residential organics rate starting on July 1, 2021, through June 30, 2022; \$3.00 out of \$4.28 (plus CPI adjustments to be determined) for the residential organics rate starting on July 1, 2022, through June 30, 2023; and residential customers will pay the full organics rate starting on July 1, 2023, subject to the Refuse Franchise Agreement and Amendment No. 1.

B. CONSIDERATION ITEMS - CITY COUNCIL & UTILITY AUTHORITY:

- 1. Consider the City of La Habra and the La Habra Utility Authority authorizing the issuance and sale of the La Habra Utility Authority Refunding Water Revenue Bonds, Series 2019A (Federally taxable) and the La Habra Utility Authority Refunding Water Revenue Bonds, Series 2019B (Tax-exempt); and authorize certain other actions in connection therewith.

Recommendation:

City Council

- a. APPROVE AND ADOPT **RESOLUTION NO. _____** ENTITLED: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA APPROVING THE ISSUANCE BY THE LA HABRA UTILITY AUTHORITY OF ITS REFUNDING WATER REVENUE BONDS IN ONE OR MORE SERIES; APPROVING FORMS OF A PRELIMINARY OFFICIAL STATEMENT, AND A BOND PURCHASE AGREEMENT; AND APPROVING THE TAKING OF CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH.

La Habra Utility Authority:

- b. APPROVE AND ADOPT **RESOLUTION NO. _____** ENTITLED: RESOLUTION OF THE LA HABRA UTILITY AUTHORITY AUTHORIZING THE ISSUANCE AND SALE OF LA HABRA UTILITY AUTHORITY REFUNDING WATER REVENUE BONDS, SERIES 2019A, TO REFUND THE LA HABRA UTILITY AUTHORITY (ORANGE COUNTY, CALIFORNIA) REVENUE BONDS, SERIES 2010A (TAX-EXEMPT BANK QUALIFIED), AND LA HABRA UTILITY AUTHORITY REFUNDING WATER REVENUE BONDS, SERIES 2019B, TO REFUND THE LA HABRA UTILITY AUTHORITY (ORANGE COUNTY, CALIFORNIA) REVENUE BONDS, SERIES 2010B (TAXABLE BUILD AMERICA BONDS); AUTHORIZING THE FORMS OF AND DIRECTING THE EXECUTION AND DELIVERY OF ONE OR MORE FORMS OF SUPPLEMENTAL WATER REVENUE BOND INDENTURE, ONE OR MORE FORMS OF PRELIMINARY OFFICIAL STATEMENT, ONE OR MORE FORMS OF BOND PURCHASE AGREEMENT, ONE OR MORE FORMS OF CONTINUING DISCLOSURE CERTIFICATE AND RELATED FINANCING DOCUMENTS AND AGREEMENTS; AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH.
2. Consider financial report on La Habra Utility Authority Water and Sewer Fund revenues, expenditures, and rates; and Notice of Public Protest Hearing Regarding proposed water rate and sewer rate adjustments.

Recommendation:

- a. Receive and file report from Raftelis Financial Consultants, Incorporated regarding Utility Authority revenue requirements and 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 16, 2019.
- c. Direct staff to prepare and mail notices to all La Habra property owners regarding the scheduling of a public hearing on Monday, December 16, 2019, to consider the proposed rate adjustments for the Utility Authority Water and Sewer Funds.

VII. MAYOR'S COMMUNITY CALENDAR:

VIII. COMMENTS FROM STAFF:

IX. COMMENTS FROM COUNCILMEMBERS:

- X. ADJOURNMENT:** Adjourned to Monday, November 4, 2019, at 4:30 p.m. in the Administration Conference Room 210 (enter through Room 206) 2nd Floor 110 East La Habra Boulevard, La Habra, California for Beautification Committee Interviews, 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.lahabracca.gov/>.

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 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. Listening devices for the hearing impaired are available through the City Clerk's Office.

DECLARATION: This agenda was posted on the Bulletin Board outside of the south entrance of City Hall, where completely accessible to the public, at least 72 hours in advance of the City Council Meeting.

Laurie Swindell, CMC, City Clerk/Secretary