

# MINUTES

CITY COUNCIL OF THE CITY OF LA HABRA

ADJOURNED REGULAR MEETING 5:30 P.M.

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REGULAR MEETING 6:30 P.M.

Monday, February 7, 2022

**PRELIMINARY:** These Minutes to be considered for approval on March 21, 2022.

**ADJOURNED REGULAR MEETING 5:30 P.M.:** Canceled

**REGULAR MEETING 6:30 P.M.:**

**CALL TO ORDER:** Mayor Medrano called the Regular Meeting of the City Council of the City of La Habra to order at 6:30 p.m. in the City Council Chamber, located at 100 East La Habra Boulevard, La Habra, California.

**INVOCATION:** City Attorney Jones

**PLEDGE OF ALLEGIANCE:** Mayor Medrano

**COUNCILMEMBERS PRESENT:** Mayor Medrano  
Mayor Pro Tem Gomez (telephonically)  
Councilmember Espinoza  
Councilmember Simonian

**COUNCILMEMBERS ABSENT:** None

**OTHER OFFICIALS PRESENT:** City Manager Sadro  
City Attorney Jones  
City Clerk Swindell  
Assistant City Clerk Barone

**CLOSED SESSION ANNOUNCEMENT:** None

**PROCLAMATIONS/PRESENTATIONS:**

1. PROCLAIM FEBRUARY 7 – 11, 2022 AS NATIONAL SCHOOL COUNSELING WEEK IN THE CITY OF LA HABRA

Mayor Medrano invited La Habra City School District Superintendent Dr. Joanne Culverhouse to the podium to accept the proclamation.

Dr. Culverhouse thanked the City Council for the recognition, and introduced Associate Superintendent Dr. Mario Carlos, Assistant Superintendent of Special Education and Student Services Dr. Cammie Nguyen, and Program Specialist Dr. Hong Yee.

Arbolita Elementary School and Las Lomas Elementary School Counselor Alyssa Campos spoke regarding support services and training provided by student counselors, as well as educational requirements needed to be a school counselor. She thanked the City Council for the recognition, and had school counselors Julie Cruz for Washington Middle School, Heidi Quirk for Imperial Middle School, and Thien Do for to introduce themselves.

Councilmember Espinoza spoke regarding the valuable services provided by the student counselors. She thanked them for their services.

Mayor Pro Tem Gomez recognized Arbolita Elementary School and Las Lomas Elementary School Counselor Alyssa Campos and all of the student counselors for their services and positive impacts on the community.

Mayor Medrano concurred with comments made by Mayor Pro Tem Gomez. He thanked Dr. Culverhouse and all of the student counselors their hard work and services.

**PUBLIC COMMENTS:** None

**CONSENT CALENDAR:**

Moved by Councilmember Simonian seconded, by Councilmember Espinoza, and CARRIED UNANIMOUSLY (4-0) TO APPROVE CONSENT CALENDAR ITEMS 1 THROUGH 10.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Medrano, Mayor Pro Tem Gomez,  
Councilmember Espinoza, Councilmember Simonian  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: NONE

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 City Council of the City of La Habra Meeting Minutes of:

- December 6, 2021
- December 20, 2021
- January 10, 2022
- January 18, 2022

3. RECEIVE AND FILE THE PLANNING COMMISSION OF THE CITY OF LA HABRA MEETING MINUTES

That the City Council receive and file the Planning Commission of the City of La Habra Meeting Minutes of:

- October 25, 2021
- November 8, 2021
- December 13, 2021

4. APPROVE DENIAL OF LIABILITY CLAIM OF PEDRO FAVELA

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

5. APPROVE DENIAL OF LIABILITY CLAIM OF JOSE GONZALEZ

That the City Council deny the claim of Mr. Jose Gonzalez in order to set a definite six-month Statute of Limitations date.

6. APPROVE DENIAL OF LIABILITY CLAIM OF KWANG KIM

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

7. APPROVE DENIAL OF LIABILITY CLAIM FOR ALEJANDRO AND PATRICIA TINOCO

That the City Council deny the claim of Alejandro and Patricia Tinoco in order to set a definite six-month Statute of Limitations date.

8. APPROVE THE REAFFIRMATION OF THE LOCAL EMERGENCY DECLARATION DUE TO THE COVID-19 PANDEMIC

That the City Council:

A. Receive this report; and

B. APPROVE AND ADOPT **RESOLUTION NO. 6045** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA, CALIFORNIA, REAFFIRMING RESOLUTION NO. 5934 WHICH RATIFIED THE DIRECTOR OF EMERGENCY SERVICES' DECLARATION OF THE EXISTENCE OF A LOCAL EMERGENCY.

9. APPROVE TO ADOPT A RESOLUTION REAFFIRMING THE REQUIRED FINDINGS TO CONTINUE TO ALLOW REMOTE CITY COUNCIL MEETINGS AS REQUIRED BY AB 361

That the City Council

A. Receive this report; and

B. APPROVE AND ADOPT **RESOLUTION NO. 6046** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA, CALIFORNIA, MAKING THE LEGALLY REQUIRED FINDINGS TO CONTINUE TO AUTHORIZE THE CONDUCT OF REMOTE "TELEPHONIC" MEETINGS DURING THE STATE OF EMERGENCY.

10. WARRANTS: APPROVE NOS. 00132927 THROUGH 00133197 TOTALING \$2,497,860.76 AND APPROVE WIRE TRANSFER DATED 01/25/2022, TOTALING \$750,000.00

Approve Nos. 00132927 through 00133197 totaling \$2,497,860.76; and approve Wire Transfer dated January 25, 2022, totaling \$750,000.00.

**CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION:** None

**PUBLIC HEARINGS:**

1. DULY NOTICED PUBLIC HEARING TO CONSIDER ADOPTION OF A RESOLUTION AMENDING THE MASTER SCHEDULE OF FEES PERTAINING TO REFUSE COLLECTION FEES

Public Works Management Analyst Henderson presented the staff report. He noted that the City of La Habra had already approved ordinances in 2019 and 2021 regarding the mandatory organic waste program.

City Manager Sadro spoke regarding implementation of the bulky item program enhancement in an effort to deter dumping of large items.

City Council discussion included: process for bulky item pickup; further clarification of the route inspections mandated by SB 1383 with a focus on education; confirmation of the availability of a public service education video and that links to the videos will be placed on the city website for the public; assurance that ample community education and social media outreach would be provided by the City and CR&R; and clarification that all residents could have four bulky item picks-up per year.

Mayor Medrano opened the public hearing at 6:55 p.m. There was no public testimony so the public hearing was closed.

Moved by Councilmember Simonian, Seconded by Councilmember Espinoza, AND CARRIED (4-0) THAT THE CITY COUNCIL APPROVE AND ADOPT **RESOLUTION NO. 6047** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA, CALIFORNIA, AMENDING THE MASTER SCHEDULE OF FEES PERTAINING TO REGULATED REFUSE COLLECTION FEES CHARGED BY CR&R TO ITS CUSTOMERS.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Medrano, Mayor Pro Tem Gomez,  
Councilmember Espinoza, Councilmember Simonian  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: NONE

**CONSIDERATION ITEMS:**

1. APPROVE AMENDMENT NO. 2 TO THE FRANCHISE AGREEMENT FOR INTEGRATED SOLID WASTE MANAGEMENT SERVICES WITH CR&R, INCORPORATED FOR RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL SOLID WASTE COLLECTION

Management Analyst Henderson presented the staff report.

CR&R Regional Vice President Chrystal Denning spoke regarding service delivery issues associated with the COVID-19 pandemic, and assured those issues were being addressed and managed.

Mayor Medrano invited the public to testify at 7:01 p.m.

Richard P. Slattery, La Habra resident and Villa Norte Homeowners' Association representative, wished Mayor Pro Tem Gomez a speedy recovery and spoke in opposition to this item. Mayor Pro Tem Gomez requested that CR&R Regional Vice President Chrystal Denning speak with Mr. Slattery at the conclusion of this item.

Mayor Medrano closed public testimony at 7:05 p.m.

Moved by Councilmember Espinoza, Seconded by Councilmember Simonian, AND CARRIED (4-0) THAT THE CITY COUNCIL APPROVE AND AUTHORIZE THE CITY MANAGER TO EXECUTE AMENDMENT NO. 2 TO THE FRANCHISE AGREEMENT FOR INTEGRATED SOLID WASTE MANAGEMENT SERVICES WITH CR&R, INCORPORATED FOR RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL SOLID WASTE COLLECTION.

Said motion CARRIED by the following roll call vote:

AYES: Mayor Medrano, Mayor Pro Tem Gomez,  
Councilmember Espinoza, Councilmember Simonian  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: NONE

Councilmember Simonian noted the negative impacts that the COVID-19 pandemic has had on waste haulers statewide.

#### **MAYOR'S COMMUNITY CALENDAR:**

Mayor Medrano made the following announcements:

- La Habra City Council Special Meeting on Thursday, February 10, 2022, 6:00 p.m., to interview applicants to fill the vacant City Council seat.
- La Habra Vaccination and Booster Clinic at the La Habra Community Center, Monday, Wednesday, and Friday, 9:00 a.m. to 4:00 p.m. by appointment only.
- COVID Testing at the La Habra Community Center, Monday through Friday, 7:00 a.m. to 7:00 p.m. by appointment only.
- Free At-Home COVID-19 Test Kits available to every home in the United States.
- Free N95 Masks available at pharmacies across the country.
- La Habra Children's Museum Winter Hours, January 4, 2022 through March 18, 2022, are Tuesday through Friday 10:00 a.m. to 2:00 p.m.; early entrance for members at 9:00 a.m.; Saturdays 10:00 a.m. to 5:00 p.m.; and Sundays 1:00 p.m. to 5:00 p.m. and closed on Mondays and major holidays.
- La Habra Races to be held on Saturday, March 12, 2022, at the La Habra Marketplace.

**COMMENTS FROM STAFF:** None

**COMMENTS FROM COUNCILMEMBERS:**

Councilmember Espinoza wished Mayor Pro Tem Gomez a speedy recovery.

Mayor Pro Tem Gomez thanked his fellow City Councilmembers, City Attorney, City staff, and the community for their kindness and support during his recent medical challenges.

Mayor Medrano thanked City staff for their hard work and diligence during the COVID-19 pandemic. He thanked Chrystal Denning and CR&R for their hard work during the COVID-19 pandemic, their continued community event sponsorship, and for being a great community stakeholder. He thanked the La Habra Police Department for its prompt response to mitigate a homeless encampment on the railroad tracks near The Home Depot.

**ADJOURNMENT:** Mayor Medrano adjourned the meeting at 7:16 p.m. to Tuesday, February 22, 2022, 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 due to the observance of the Presidents' Day holiday on Monday, February 21, 2022.

Respectfully submitted,

Laurie Swindell, CMC  
City Clerk