

MINUTES

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

PRELIMINARY: These Minutes to be considered for approval on July 17, 2023.

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

CALL TO ORDER: Mayor Pro Tem/Director Nigsarian called the Adjourned Regular & Joint Meetings of the City Council of the City of La Habra, Successor Agency to the Redevelopment Agency of the City of La Habra, and the City of La Habra Housing Authority to order at 5:30 p.m. in the Closed Session Room 112c, located at 100 East La Habra Boulevard, La Habra, California.

COUNCILMEMBERS/DIRECTORS PRESENT: Mayor Pro Tem/Director Nigsarian
Councilmember/Director Espinoza
Councilmember/Director Medrano
Councilmember/Director Simonian

COUNCILMEMBERS/DIRECTORS ABSENT: Mayor/Director Gomez (excused absence)

OTHER OFFICIALS PRESENT: City Manager/Executive Director Sadro
City Clerk/Secretary Barone

ORAL COMMUNICATIONS FROM THE PUBLIC FOR CLOSED SESSION MATTERS: None.

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.

Director of Community and Economic Development Kim and Housing and Economic Manager Cole-Corona were also present for this item. Best Best & Krieger (BB&K) Acting City Attorney Elizabeth Hull was present via telephone.

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.

Director of Finance Shannon, Director of Human Resources Balderrama, and Liebert Cassidy Whitmore Attorney Laura Drottz Kalty were present for this item.

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.

Director of Community and Economic Development Kim and Housing and Economic Manager Cole-Corona were also present for this item.

ADJOURNMENT: The City Council reconvened at 6:26 p.m. There were no Closed Session announcements. Mayor Pro Tem/Director Nigsarian recessed the Adjourned Regular Meeting & Joint Meetings at 6:26 p.m.

ADJOURNMENT: The City Council reconvened at 7:37 p.m. There were no Closed Session announcements. Mayor Gomez adjourned the Adjourned Regular Meeting & Joint Meetings at 7:37 p.m.

REGULAR MEETING 6:30 P.M.:

CALL TO ORDER: Mayor Gomez 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: Councilmember Simonian

COUNCILMEMBERS PRESENT: Mayor Gomez
Mayor Pro Tem Nigsarian
Councilmember Espinoza
Councilmember Medrano
Councilmember Simonian

COUNCILMEMBERS ABSENT: NONE

OTHER OFFICIALS PRESENT: City Manager Sadro
City Attorney Jones
City Clerk Barone
Management Analyst II Hurt

CLOSED SESSION ANNOUNCEMENT: None.

PROCLAMATIONS/PRESENTATIONS:

1. RECOGNITION OF THE LA HABRA HIGH SCHOOL VARSITY CHEER ON ITS D3-COED CIF CHAMPIONSHIP

City Council recognized and presented Certificates of Appreciation to the La Habra High School Varsity Cheer.

2. PROCLAIM MAY 14-20, 2023, AS NATIONAL POLICE WEEK IN THE CITY OF LA HABRA

City Council presented Chief of Police Foster with the proclamation.

3. PROCLAIM MAY 21-27, 2023, AS NATIONAL PUBLIC WORKS WEEK IN THE CITY OF LA HABRA

City Council presented Deputy Director of Public Works/City Engineer Mendoza with the proclamation.

PUBLIC COMMENTS: None.

CONSENT CALENDAR:

Moved by Councilmember Medrano, seconded by Councilmember Simonian, and CARRIED UNANIMOUSLY (5-0) TO APPROVE CITY COUNCIL CONSENT CALENDAR ITEMS 1 THROUGH 6.

Said motion CARRIED by the following vote:

AYES: Mayor Gomez, Mayor Pro Tem Nigsarian,
Councilmember Espinoza, Councilmember Medrano, 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 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. 6104** 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: None.

PUBLIC HEARINGS: None at this time.

CONSIDERATION ITEMS: None at this time.

MAYOR'S COMMUNITY CALENDAR:

Mayor Gomez made the following announcements:

- Movies in the Park to be held on Friday, May 19, 2023, at El Centro Park.
- In partnership with CR&R, the City will host a Household Hazardous Waste and Universal Waste Collection event to be held on Saturday, May 20, 2023, adjacent to the Public Works Facility.
- La Habra Splash Play Zones at Oeste Park are scheduled to reopen on Saturday, May 27, 2023.
- American Legion Post #267 will be hosting its Inaugural Memorial Day event on Monday, May 29, 2023, at El Centro-Lions Park.
- Planning Commission and Community Services Commission meetings held.
- Current job openings with the City of La Habra.
- Water conservation efforts are still in effect with lawn irrigation prohibited between the hours of 10:00 a.m. to 4:00 p.m., as is the washing of hard surfaces such as sidewalks and driveways.

COMMENTS FROM STAFF:

None.

COMMENTS FROM COUNCILMEMBERS:

Councilmember Medrano acknowledged the La Habra Public Works Department for National Public Works Week and the La Habra Police Department for National Police Week. He thanked the Community Services Department and Management Analyst II Hurt for the success of the City of La Habra 2023 State of the City held on Thursday, May 11, 2023. He requested the meeting be adjourned in memory of Juan G. Arroyo.

Councilmember Espinoza spoke regarding the success of the City of La Habra 2023 State of the City held on Thursday, May 11, 2023.

Mayor Pro Tem Nigsarian spoke regarding the success of the City of La Habra 2023 State of the City held on Thursday, May 11, 2023; and the Mayor's Prayer Breakfast held on Wednesday, May 4, 2023. He spoke regarding successful gang intervention and graffiti removal efforts, and encouraged the La Habra Police Department to continue these efforts. He thanked the La Habra Police Department for their hard work.

Mayor Gomez thanked City staff, his City Council colleagues, and various dignitaries for the success of the City of La Habra 2023 State of the City held on Thursday, May 11, 2023, and the Mayor's Prayer Breakfast held on Wednesday, May 4, 2023. He requested the meeting be adjourned in memory of Elaine Friesen.

ADJOURNMENT: Mayor Gomez recessed the meeting in memory of Juan G. Arroyo and Elaine Friesen at 6:52 p.m. to the City Council Closed Session Room 112c, 100 East La Habra Boulevard.

CITY COUNCIL:

This Closed Session item was reconvened at 6:54 p.m. following adjournment of the Regular Meeting. All City Councilmembers/Directors were present.

City Manager/Executive Director Sadro, City Attorney/Legal Counsel Jones, and City Clerk/Secretary Barone were present.

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

Management Analyst II Hurt was also present for this item.

Following Closed Session, Mayor Gomez adjourned the meeting at 7:37 p.m. 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.

Respectfully submitted,

Rhonda J. Barone, CMC
City Clerk