

# MINUTES

CITY COUNCIL OF THE CITY OF LA HABRA

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

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REGULAR MEETING 6:30 P.M.

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

Monday, June 19, 2023

**PRELIMINARY:** These Minutes to be considered for approval on August 7, 2023.

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

**CALL TO ORDER:** Mayor/Director Gomez called the Regular Meeting of the City Council of the City of La Habra and Regular Joint Meeting with the Successor Agency to the Redevelopment Agency of the City of La Habra, La Habra Civic Improvement Authority, City of La Habra Housing Authority, and La Habra Utility Authority 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/Legal Counsel Jones

**PLEDGE OF ALLEGIANCE:** Councilmember/Director Simonian

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

**COUNCILMEMBERS/DIRECTORS ABSENT:** None

**OTHER OFFICIALS PRESENT:** City Manager/Executive Director Sadro  
City Attorney/Legal Counsel Jones  
City Clerk/Secretary Barone  
Management Analyst II Hurt  
Administrative Aide I Delgado  
Administrative Clerk Gonzalez

**CLOSED SESSION ANNOUNCEMENT:** None.

**PROCLAMATIONS/PRESENTATIONS:**

1. RECOGNITION OF 2022-2023 YOUTH COMMITTEE MEMBERS

Mayor Gomez and City Council recognized and presented Certificates of Recognition to the 2022-2023 Youth Committee Members.

2. PROCLAIM JULY 2022 AS "PARKS MAKE LIFE BETTER!" MONTH IN THE CITY OF LA HABRA

Community Services Commission Chair Kempner accepted the proclamation, and spoke regarding Parks Make Life Better Month and upcoming Community Services special events.

City Council recognized Community Services Department staff, Public Works Parks Division staff, and members of the Community Services Commission.

**PUBLIC COMMENTS:**

Phantom Project Theatre Group Director Cisneros spoke regarding tickets sales and upcoming productions.

**CONSENT CALENDAR:**

City Attorney/Legal Counsel Jones stated that as required by California Government Code Section 54953(c)(3) to provide a verbal summary of recommendations regarding approval of salaries, salary schedules, or compensation paid in the form of fringe benefits to a local agency's executives, tonight's joint agency agenda includes Consent Item #13 regarding a resolution pertaining to the compensation plan for Management and Executive employees, as well as Public Hearing Item No. 1 for Consideration of the Fiscal Year 2023-2024 Budget Adoption. These two items propose and fund a five percent salary increase and a \$50 per pay period City deferred compensation plan contribution to Management and Executive Management employees, not including the City Manager, and a separate \$18,200 annual increase to the City Manager's compensation.

Moved by Councilmember/Director Nigsarian, seconded by Councilmember/Director Espinoza, and CARRIED UNANIMOUSLY (5-0) TO APPROVE CITY COUNCIL CONSENT CALENDAR ITEMS 1 THROUGH 14.

Said motion CARRIED by the following vote:

AYES: Mayor/Director Gomez, Mayor Pro Tem/Director Nigsarian,  
Councilmember/Director Espinoza, Councilmember/Director Medrano,  
Councilmember/Director 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. AUTHORIZE MAILING OF NOTICE OF PUBLIC HEARING AND SCHEDULE A PUBLIC HEARING FOR PROPOSED RATE ADJUSTMENTS FOR THE REFUSE ENTERPRISE FUND

That the City Council:

- A. Schedule a public hearing to be held on August 7, 2023, regarding a proposed rate adjustment for the Refuse Enterprise Fund; and,
  - B. Direct staff to prepare and mail notices to all La Habra property owners regarding the public hearing.
3. APPROVE A GRANT AGREEMENT WITH PROVIDENCE ST. JUDE MEDICAL CENTER ACCEPTING FUNDING IN THE AMOUNT OF \$63,071

That the City Council approve and authorize the City Manager to execute a grant agreement with Providence St. Jude Medical Center accepting funding in the amount of \$63,071 to fund the cost of outdoor fitness equipment and a hydration station at the Hillcrest Health and Wellness Center, as well as fund the revitalization of the garden area at San Miguel de Allende Park.

4. FURNITURE REPLACEMENT FOR THE LA HABRA CHILD DEVELOPMENT PRESCHOOL PROGRAM

That the City Council:

- A. Approve the purchase of replacement furniture for the City's grant funded Child Development Program at City owned facilities located at 401 South Euclid Street and 1440 West Whittier Boulevard;
  - B. Approve an appropriation of \$66,503.00 from the California State Preschool Contract Fund to complete the necessary funding for this purchase; and,
  - C. Approve and authorize staff to issue a purchase order for the purchase of furniture, in the amount of \$66,503.00, from Lakeshore Learning Materials.
5. APPROVE AGREEMENT WITH GREAT WESTERN INSTALLATIONS, INC. FOR PLAYGROUND AND CONCRETE SURFACE REPAIRS AT CITY CHILD CARE FACILITIES.

That the City Council:

- A. Approve plans and specifications for the playground surface repairs at the City's Claire Brown Child Care facility (CBC) located at 305 South Euclid Street; and the City's Girl's Activity Building (GAB) located at 500 Granada Avenue;
- B. Approve and authorize the City Manager to enter into an agreement with Great Western Installations, Inc. in an amount not to exceed \$79,059.20; and,

- C. Approve an appropriation of \$79,059.20 from the state grant funded General Child Care Contract Fund to complete the necessary funding for this project.
6. APPROVE AND ADOPT THE MEASURE M2 SEVEN-YEAR CAPITAL IMPROVEMENT PROGRAM, MASTER PLAN OF ARTERIAL HIGHWAYS (MPAH) CIRCULATION ELEMENT CONSISTENCY, MITIGATION FEE PROGRAM, LOCAL SIGNAL SYNCHRONIZATION PLAN, AND PAVEMENT MANAGEMENT PLAN AS PART OF THE MEASURE M2 ELIGIBILITY SUBMITTAL TO ORANGE COUNTY TRANSPORTATION AUTHORITY FOR FISCAL YEAR 2023-2024

That the City Council:

- A. Approve and adopt the Measure M2 Seven-Year Capital Improvement Program (CIP) for Fiscal Year 2023-2024, an update of the Master Plan of Arterial Highways (MPAH) Circulation Element, the Mitigation Fee Program, Local Signal Synchronization Plan, and the updated Pavement Management Plan;
  - B. Authorize staff to submit the required documents to the Orange County Transportation Authority (OCTA) to comply with the Measure M2 eligibility requirements for Fiscal Year 2023-2024;
  - C. APPROVE AND ADOPT RESOLUTION NO. 6109 ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA, CALIFORNIA, CONCERNING THE STATUS AND UPDATE OF THE CIRCULATION ELEMENT, AND MITIGATION FEE PROGRAM FOR THE MEASURE M2 (M2) PROGRAM;
  - D. APPROVE AND ADOPT RESOLUTION NO. 6110 ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA, CALIFORNIA, CONCERNING THE UPDATE OF THE LOCAL SIGNAL SYNCHRONIZATION PLAN FOR THE MEASURE M2 (M2) PROGRAM; AND,
  - E. APPROVE AND ADOPT RESOLUTION NO. 6111 ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA, CALIFORNIA, CONCERNING THE STATUS AND UPDATE OF THE PAVEMENT MANAGEMENT PLAN FOR THE MEASURE M2 (M2) PROGRAM.
7. APPROVE AND ADOPT A RESOLUTION ADOPTING A LIST OF CAPITAL PROJECTS FOR FISCAL YEAR 2023-2024 TO BE FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017

That the City Council:

- A. Adopt a list of Capital Projects for Fiscal Year 2023-2024 to be funded by SB 1: The Road Repair and Accountability Act of 2017; and,
- B. APPROVE AND ADOPT RESOLUTION NO. 6117 ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA, CALIFORNIA, ADOPTING A LIST OF PROJECTS FOR FISCAL YEAR 2023-2024 FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017.

8. APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH TOWNSEND PUBLIC AFFAIRS, INC. FOR LEGISLATIVE ADVOCACY AND GRANT WRITING SERVICES

That the City Council approve and authorize the City Manager to execute a three-year professional services agreement with Townsend Public Affairs, Inc. (TPA) to conduct legislative advocacy and grant writing services for the City.

9. APPROVE AND ACCEPT \$100,639.03 FROM THE STATE OF CALIFORNIA CANNABIS TAX FUND GRANT PROGRAM (CTFGP) FUNDED THROUGH THE CALIFORNIA HIGHWAY PATROL FOR FISCAL YEAR 2023-2024

That the City Council approve and accept the amount of \$100,639.03 from the state Cannabis Tax Fund Grant Program (CTFGP) funded through the California Highway Patrol for Fiscal Year 2023-2024, and authorize the City Manager to serve as the City's "Authorized Agent" to execute CTFGP related Grant Assurances, Certification, Terms and Conditions, and Agreements to transfer funds for Fiscal Year 2023- 2024.

10. AUTHORIZE THE CITY MANAGER TO EXECUTE A FIVE-YEAR AGREEMENT WITH INLAND VALLEY HUMANE SOCIETY

That the City Council authorize the City Manager to execute a five-year agreement for animal sheltering services with the Inland Valley Humane Society.

11. APPROVE NOTICE OF COMPLETION FOR HOME DEMOLITION AT 107 EAST 2ND AVENUE, CITY PROJECT NO. 1-D-23

That the City Council approve the Notice of Completion for the Home Demolition at 107 East 2nd Avenue, City Project 1-D-23, and authorize staff to submit the notice for recordation.

12. RECEIVE AND FILE THE TREASURER'S INVESTMENT REPORT FOR QUARTER ENDING MARCH, 31, 2023

That the City Council receive and file the Treasurer's Investment Report for the quarter ending March 31, 2023.

13. APPROVE RESOLUTIONS ADOPTING MEMORANDUMS OF UNDERSTANDING WITH GENERAL SERVICES EMPLOYEES' GROUP, LA HABRA MUNICIPAL EMPLOYEES' ASSOCIATION, PROFESSIONAL EMPLOYEES' GROUP, AND APPROVE A RESOLUTION AMENDING RESOLUTION 6101 PERTAINING TO COMPENSATION FOR MANAGEMENT AND EXECUTIVE EMPLOYEES

That the City Council:

- A. Consider and approve a Resolution adopting the Memorandums of Understanding between the City of La Habra and the General Services Employees' Group (General) and the La Habra Municipal Employees' Association (Municipal).

- B. Consider and approve a Resolution adopting the Memorandum of Understanding between the City of La Habra and the Professional Employees' Group.
  - C. Approve a Resolution amending Resolution No. 6101, pertaining to the compensation plan for Management and Executive employees.
  - D. Approve an appropriation of funds from the FY2022-2023 adopted budget for the first year cost of one-time lump sum pay adjustments.
14. WARRANTS: APPROVE NOS. 00139343 THROUGH 00139471 TOTALING \$1,270,032.48

That the City Council approve Nos. 00139343 through 00139471 totaling \$1,270,032.48.

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

**PUBLIC HEARINGS:**

1. DULY NOTICED PUBLIC HEARING TO CONSIDER THE FISCAL YEAR 2023-2024 LA HABRA MUNICIPAL BUDGET FOR ADOPTION, AND TO ESTABLISH THE APPROPRIATIONS LIMIT FOR FISCAL YEAR 2023-2024

Director of Finance Shannon presented the staff report.

There was no City Council discussion.

Mayor/Director Gomez opened the public hearing at 6:49 p.m. There was no public testimony.

Moved by Councilmember/Director Medrano THAT THE CITY COUNCIL RECOMMEND A REDUCTION IN FUNDING FOR THE LA HABRA CHAMBER OF COMMERCE IN THE CURRENT PROPOSED FISCAL YEAR 2023-2024 GENERAL FUND BUDGET FROM \$20,000 TO ZERO; AND THAT THOSE FUNDS BE APPROPRIATED TO THE CITY GENERAL CAPITAL PROJECTS FUND TO PROVIDE RESOURCES TO HELP WITH THE LA HABRA HOST LIONS CLUB AND EL CENTRO PARK IMPROVEMENT PROJECT. ADDITIONALLY, IT IS RECOMMENDED THAT THE CITY OF LA HABRA RETAIN FULL AND SOLE CONTROL OVER ALL ADVERTISING EFFORTS, DECISIONS, SOLICITATIONS, AND REVENUES IN ANY CITY PRODUCED OR SUPPORTED PUBLICATION, MAGAZINE, NEWSLETTER OR OTHER OUTREACH MATERIAL OR MEDIA, AND THAT ANY PROPOSAL TO SHARE ADVERTISING REVENUES WITH NON-CITY ENTITIES BE FIRST BROUGHT BEFORE THE CITY COUNCIL FOR REVIEW AND APPROVAL. Motion failed due to lack of second.

City Attorney/Legal Counsel stated a City Council motion to amend the proposed budget could be made by City Council. He further indicated broader direction by the City Council with respect to advertising revenues would have to be publicly agendaized as a separate non-budgetary item at a future City Council meeting. He clarified the motion is limited to budget considerations.

Councilmember/Director Medrano made an amendment to the second part of the initial motion, seconded by Mayor/Director Gomez, and CARRIED (4-0) THAT THE CITY COUNCIL RECOMMEND THE PROPOSED FISCAL YEAR 2023-2024 BUDGET REDUCE THE LA HABRA CHAMBER OF COMMERCE FUNDING FROM \$20,000 TO ZERO AND APPROPRIATE THOSE FUNDS TO THE CITY'S GENERAL CAPITAL PROJECTS FUND TO PROVIDE RESOURCES TO HELP WITH THE LA HABRA HOST LIONS CLUB EL CENTRO PARK IMPROVEMENT PROJECT.

Said motion CARRIED by the following roll call vote:

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

City Attorney/Legal Counsel Jones confirmed the City Council motion regarding the proposed Fiscal Year 2023-2023 Budget may include a reduction in General Fund support.

There was no City Council discussion.

Mayor/Director Gomez invited the public to testify at 6:55 p.m. There was no public testimony.

Moved by Councilmember/Director Medrano, seconded by Mayor/Director Gomez, AND CARRIED UNANIMOUSLY (5-0) THAT THE CITY COUNCIL RECOMMEND TO MODIFY REVENUE SOURCES CONSISTENT WITH THE CITY BUDGET IN REFERENCE TO ADVERTISING EFFORTS, DECISION SOLICITATIONS AND REVENUES IN ANY CITY, PRODUCER SUPPORTED PUBLICATION, MAGAZINE, NEWSLETTER, OR OTHER OUTREACH MATERIAL OR MEDIA.

Said motion CARRIED by the following roll call vote:

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

There was no City Council discussion.

Mayor/Director Gomez invited the public to testify at 6:57 p.m. There was no public testimony.

Moved by Councilmember/Director Gomez, Seconded by Mayor Pro Tem/Director Nigsarian, AND CARRIED UNANIMOUSLY (5-0) THAT THE CITY COUNCIL:

A. Approve and adopt the City of La Habra Fiscal Year 2023-2024 Municipal Budget;

- B. APPROVE AND ADOPT **RESOLUTION NO. 6116** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA ADOPTING A BUDGET FOR THE FISCAL YEAR COMMENCING JULY 1, 2023 AND ENDING JUNE 30, 2024, MAKING APPROPRIATIONS FOR THE CONDUCT OF CITY OF LA HABRA GOVERNMENT, ESTABLISHING POLICES FOR THE ADMINISTRATION OF THE ADOPTED BUDGET, AND FOR OTHER BUDGET RELATED PURPOSES;
- C. APPROVE AND ADOPT **RESOLUTION NO. 2023-03** ENTITLED: A RESOLUTION OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF LA HABRA ADOPTING A BUDGET FOR THE FISCAL YEAR COMMENCING JULY 1, 2023 AND ENDING JUNE 30, 2024;
- D. APPROVE AND ADOPT **RESOLUTION NO. 2023-01** ENTITLED: A RESOLUTION OF THE HOUSING AUTHORITY OF THE CITY OF LA HABRA ADOPTING A BUDGET FOR THE FISCAL YEAR COMMENCING JULY 1, 2023, AND ENDING JUNE 30, 2024;
- E. APPROVE AND ADOPT **RESOLUTION NO. 2023-02** ENTITLED: A RESOLUTION OF THE UTILITY AUTHORITY OF THE CITY OF LA HABRA ADOPTING A BUDGET FOR THE FISCAL YEAR COMMENCING JULY 1, 2023, AND ENDING JUNE 30, 2024;
- F. APPROVE AND ADOPT **RESOLUTION NO. 2023-01** ENTITLED: A RESOLUTION OF THE CIVIC IMPROVEMENT AUTHORITY OF THE CITY OF LA HABRA ADOPTING A BUDGET FOR THE FISCAL YEAR COMMENCING JULY 1, 2023, AND ENDING JUNE 30, 2024; and,
- G. APPROVE AND ADOPT **RESOLUTION NO. 6117** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA ESTABLISHING THE APPROPRIATIONS LIMIT IN ACCORDANCE WITH ARTICLE XIII B OF THE CONSTITUTION OF THE STATE OF CALIFORNIA FOR THE FISCAL YEAR COMMENCING JULY 1, 2023, AND ENDING JUNE 30, 2024, AND AMENDING RESOLUTION NO. 6075.

Said motion CARRIED by the following vote:

AYES: Mayor/Director Gomez, Mayor Pro Tem/Director Nigsarian,  
Councilmember/Director Espinoza, Councilmember/Director Medrano,  
Councilmember/Director Simonian

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

**CONSIDERATION ITEMS:** None at this time.

**MAYOR'S COMMUNITY CALENDAR:**

Mayor Gomez made the following announcements:

- 4<sup>th</sup> of July Fireworks Spectacular on Tuesday, July 4, 2023, at La Bonita Park.
- La Habra Police Department "Cool Cops" to be held on Wednesday, July 12, 2023, at Oeste Park.

- Movies in the Park to be held on Friday, July 21, 2023, at Portola Park.
- National Night Out to be held on Tuesday, August 1, 2023, at Portola Park.
- Concerts in the Park series to be held each Thursday evening throughout the month of July and the first week in August at Portola 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:**

City Manager Sadro thanked the Community Services Department staff for their hard work on and the success of the PBS SoCal Summer Learning Day held at the La Habra Children's Museum on Saturday, June 17, 2023.

#### **COMMENTS FROM COUNCILMEMBERS/DIRECTORS:**

Councilmember/Director Espinoza spoke regarding the success of the PBS SoCal Summer Learning Day held at the La Habra Children's Museum on Saturday, June 17, 2023, and the importance of reading. She spoke regarding Consent Calendar Item 3.

Mayor Pro Tem/Director Nigsarian thanked the Community Services Department staff for the success of the PBS SoCal Summer Learning Day held at the La Habra Children's Museum on Saturday, June 17, 2023. He spoke regarding his attendance to the La Habra Police Department Meet & Greet "Pizza, Pups & Police" held at Murk Doggy on Saturday, June 10, 2023, and thanked Chief of Police Foster for his hard work.

Councilmember/Director Medrano thanked the La Habra Police Department for hosting the Meet & Greet "Pizza, Pups & Police" held at Murk Doggy on Saturday, June 10, 2023. He requested the meeting be adjourned in memory of Evelio Pedraza.

Councilmember/Director Simonian spoke regarding Consent Calendar Item 13, and thanked the Finance Department and Human Resources Department for their hard work with this year's labor negotiations.

Mayor/Director Gomez congratulated Community Services Director Fujio, Deputy Director of Community Services Albarian, and Recreation Manager Elmore on the success of the PBS SoCal Summer Learning Day held at the La Habra Children's Museum on Saturday, June 17, 2023. He spoke regarding his attendance to the La Habra Police Department Meet & Greet "Pizza, Pups & Police" held at Murk Doggy on Saturday, June 10, 2023. He spoke regarding "Cool Cops" to be held on Wednesday, July 12, 2023, at Oeste Park, and thanked the La Habra Police Department for their hard work. He requested the meeting be adjourned in memory of Cuca Santana and Harold Tabor. He apologized for cancellation of the first Movies in the Park due to inclement weather, and requested it be shown as the last movie of the series. He congratulated Councilmember/Director Medrano's daughters on their high school and college graduations.

**ADJOURNMENT:** Mayor/Director Gomez adjourned the meeting in memory of Evelio Pedraza, Cuca Santana, and Harold Tabor at 7:13 p.m.

Respectfully submitted,

Rhonda J. Barone, CMC  
City Clerk/Secretary