

100 East La Habra Boulevard, La Habra, CA
WHEN ADDRESSING COUNCIL PLEASE COMPLETE A SPEAKER'S CARD BEFORE
LEAVING COUNCIL CHAMBERS



AGENDA

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

MONDAY, AUGUST 5, 2019

ADJOURNED REGULAR MEETING 5:30 P.M.: Cancelled

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

CALL TO ORDER: Council Chamber

**Council Next Res. No. 5914
Council Next Ord. No. 1810
UA Next Res. No. 2019-03**

INVOCATION: City Attorney/Legal Counsel Jones

PLEDGE OF ALLEGIANCE: Councilmember/Director Espinoza

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

CLOSED SESSION ANNOUNCEMENT:

I. PROCLAMATIONS/PRESENTATIONS:

- a. Presentation by City Net regarding homeless services in La Habra.
- b. Certificate of Recognition to the Boys & Girls Clubs of America's La Habra Keystone Club.

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. 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. June 3, 2019
 - b. June 17, 2019
3. Approve Community Services Commission Minutes of:
 - a. November 14, 2018
 - b. December 12, 2018
 - c. January 9, 2019
 - d. February 13, 2019
 - e. March 13, 2019
 - f. April 10, 2019
 - g. May 8, 2019
 - h. June 12, 2019
4. Approve denial of Claim for Tammy Solorio for Property Damage.
5. Approve denial of Claim for Paola Toliver for Property Damage.
6. Approve denial of Claim for Marissa Uribe for Property Damage.
7. Approve denial of Claim for Mercury Insurance for Property Damage.
8. Approve denial of Claim for Pacific Bell/AT&T for Property Damage.
9. Approve denial of Claim for Anthony Soza for Property Damage.
10. APPROVE SECOND READING AND ADOPTION OF **ORDINANCE NO. 1809** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA ADOPTING DEVELOPMENT AGREEMENT 18-02 BETWEEN THE CITY OF LA HABRA AND CANNA AMERICA, LLC FOR A CANNABIS DISTRIBUTION FACILITY AT 1000 SOUTH LESLIE STREET, AS PER EXHIBIT "A."
11. Approve and authorize City Manager to execute an updated month-to-month lease agreement with ITennis, LLC to continue operations of the La Habra Tennis Center, located at 351 South Euclid Street.
12. WARRANTS: Approve Nos. 00122090 through 00122385 totaling \$5,435,615.40.

B. UTILITY AUTHORITY:

1. Approve Utility Authority Minutes of:
 - a. July 1, 2019
 - b. July 15, 2019
2. Waive formal bid requirements per La Habra Municipal Code Section 4.20.080 (B) when a service firm has established such a successful past history of work with the City that it is clearly in the public interest not to negotiate with any other source; and approve and authorize Executive Director to execute an agreement with Bucknam and Associates, Inc. in the amount of \$83,725 for specialty water/sewer system design, engineering, and construction support services for Fiscal Year 2019-2020.

IV. CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION:

V. PUBLIC HEARINGS – CITY COUNCIL & LA HABRA UTILITY AUTHORITY:

NOTE: If a challenge is made by any party in court from actions arising out of a public hearing, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered at the public hearing or prior thereto.

A. CITY COUNCIL:

1. Duly noticed public hearing to consider General Plan Amendment 19-02 changing the Land Use Designation from Medium Density (9-14 units/acre) to Low Density (0-8 units/acre) for the properties located at 900, 901, 940, 941, 960, and 961 North Chestnut Street, per the attached Resolution. The proposed amendment is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15061(b) (3) of the CEQA guidelines. This action to bring the General Plan into compliance with Zoning and the existing land uses will have no effect on the environment.

Recommendation:

- a. APPROVE AND ADOPT **RESOLUTION NO. _____** ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA APPROVING GENERAL PLAN AMENDMENT 19-02 CHANGING THE LAND USE DESIGNATION FROM MEDIUM DENSITY (9-14 UNITS/AC) TO LOW DENSITY (0-8 UNITS/AC) FOR THE PROPERTIES LOCATED AT 900, 901, 940, 941, 960, AND 961 NORTH CHESTNUT STREET.

B. CITY COUNCIL & LA HABRA UTILITY AUTHORITY:

1. Duly noticed public hearing to consider receiving and filing the City's Public Health Goals Report for 2019 in accordance with provisions of the California Health and Safety Code.

Recommendation:

- a. Receive and file the City's Public Health Goals Report for 2019 in accordance with provisions of the California Health and Safety Code.

VI. CONSIDERATION ITEMS – CITY COUNCIL:

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. CITY COUNCIL:

1. Consider the Cannabis Dispensaries Medical Delivery Only Facilities Status Update Report, and provide staff with direction on whether to develop an Ordinance for Planning Commission consideration to allow for such operations within the City of La Habra.

Recommendation:

- a. Receive and file the Cannabis Dispensaries Medical Delivery Only Facilities Status Update Report, and provide staff with direction on whether to develop an Ordinance for Planning Commission consideration to allow for such operations within the City of La Habra.

VII. MAYOR'S COMMUNITY CALENDAR:

VIII. COMMENTS FROM STAFF:

IX. COMMENTS FROM COUNCILMEMBERS/DIRECTORS:

- X. **ADJOURNMENT:** Adjourned to Monday, August 19, 2019, at 5:30 p.m. in the Council Closed Session Room 112c, 100 E. La Habra Boulevard, followed by the Regular Meeting at 6:30 p.m. in the City Council Chambers.

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.lahabraca.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 Boards 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