



AGENDA

A REGULAR MEETING OF THE LA HABRA HEIGHTS CITY COUNCIL

1245 North Hacienda Road
La Habra Heights, California

6:00 p.m. Closed Session
7:30 p.m. Regular Business

July 9, 2008

The City of La Habra Heights complies with the Americans with Disabilities Act of 1990. If you require special assistance to attend or participate in this meeting, please call the City Clerk's office at (562) 694-6302 at least 48 hours prior to the meeting.

PUBLIC COMMENT PROCESS

The City Council will listen to the public on any item on the agenda or item of interest that is not on the agenda. The City Council cannot legally take action on any item not scheduled on the agenda. Such items may be referred for administrative action or scheduled on a future agenda. If you wish to speak to the Council, please complete a Speaker's Card and present it before the agenda item is called. You will be called to the podium by name when it is your turn to speak to the Council. Should you need to provide written documentation to the City, please give the City Manager a minimum of seven (7) copies prior to the start of the meeting so the information can be distributed appropriately.

Public Comment For Items Not On The Agenda: A total of thirty minutes shall be devoted to audience participation after the Presentation's section of the agenda. Speakers will be called on in the order cards were received. If additional time is needed, the Mayor will allow for same at the end of the agenda.

Public Comment For Items On The Agenda: Persons wishing to speak on agenda items will be called at the time the agenda item is brought forward. Comments will generally be limited to three minutes per speaker. However, a shorter limit may be declared by the Mayor for agenda items for which many Speaker Cards have been submitted.

CLOSED SESSION

- **Conference with Labor Negotiator**
Govt. Code § 54957.6

City Negotiator: Sandra J. Levin, City Attorney
Unrepresented employee: Interim City Manager

- **Anticipated Litigation**
Govt. Code § 54956.9(b)

The following facts and circumstances know to plaintiff or plaintiffs regarding:

- Other: Layoff of City Employees
Govt. Code § 54956.9(b) (3) (B)

OPENING CEREMONIES

1. CALL MEETING TO ORDER
2. ROLL CALL
3. FLAG SALUTE
4. PRESENTATIONS
 - Public Works Committee, Chairperson Jerry Shipman
 - Emergency Preparedness Committee, Chairperson Kathy Sauble
5. PUBLIC COMMENTS ON MATTERS ON THE AGENDA AND NOT ON THE AGENDA

PLEASE NOTE: 3-MINUTE TIME LIMIT PER SPEAKER
(ADDITIONAL TIME PROVIDED AT THE END OF REGULAR BUSINESS)
6. ADMINISTRATIVE REPORTS
 - CITY MANAGER'S REPORT
 - CITY ATTORNEY'S REPORT
 - COMMUNITY DEVELOPMENT REPORT
 - FIRE CHIEF'S REPORT
 - SHERIFF'S DEPARTMENT REPORT

CONSENT CALENDAR

It is recommended that Items 7 through 15 be acted upon simultaneously by one motion of the City Council unless separate discussion and/or action on an item is requested by a Council Member or a member of the public.

7. APPROVAL OF WARRANTS REGISTER FOR JUNE 2008

RECOMMENDATION: Approve

8. MONTHLY TREASURER'S REPORT FOR JUNE 2008

RECOMMENDATION: Approve

9. CITY COUNCIL MINUTES Regular Meeting of June 12, 2008

RECOMMENDATION: Approve

10. UPDATE OF CITYWIDE PAVEMENT MANAGEMENT PROGRAM (PMP)

RECOMMENDATION: Receive and File

11. DESIGNATION OF APPLICANT'S AGENT RESOLUTION

RESOLUTION 2008-18: A RESOLUTION OF THE CITY OF LA HABRA HEIGHTS, CALIFORNIA DESIGNATING THE CITY MANAGER AS THE CITY'S AGENT TO THE STATE OFFICE OF EMERGENCY SERVICES

RECOMMENDATION: Approve Resolution 2008-18 designating the City Manager as the City's agent to the State Office of Emergency Services.

12. RESOLUTION 2008-19: A RESOLUTION OF THE CITY OF LA HABRA HEIGHTS, CALIFORNIA DESIGNATING THE CITY MANAGER TO EXECUTE AND DELIVER DOCUMENTS FOR THE LEASE/PURCHASE OF AND STATING THE ESSENTIAL NEED FOR A FIRE ENGINE

RECOMMENDATION: Approve Resolution 2008-19 designating the City Manager to execute and deliver documents for the lease/purchase of and stating the essential need for a fire engine.

13. AWARD OF ANNUAL ROAD MAINTENANCE PROJECT (ZONE 1) AND SLOPE AND DRAINAGE REPAIRS ON SOLEJAR AND EL TERRAZA

RECOMMENDATION: (a) Award a contract to Doty Bros Equipment Co. in the amount of \$461,957.04.

(b) Authorize City Manager to execute with Doty Bros Equipment Co. a contract agreement in a form approved by the City Attorney and direct staff to proceed with the project.

(c) Authorize the City Manager, in the event the lowest bidder Doty Bros Equipment Co. does not honor their bid, to award a contract to the second lowest bidder, Imperial Paving.

14. REQUEST FOR RELEASE OF RESTRICTIVE COVENANT ON PARCEL MAP 16969 (APN 8240-002-015) CASALERO DRIVE

RECOMMENDATION: Indicate a willingness to consider the subdivision of Parcel 16969 conditioned upon a recommendation from the City Engineer related to lot configuration, environmental review in accordance with CEQA, review and approval of a parcel map, and a staff report on whether relinquishing the covenants is in the best interest of the public.

15. FISCAL YEAR 2006-07 ANNUAL FINANCIAL AUDIT – MAYER HOFFMAN MCCANN P.C.

RECOMMENDATION: Receive and file the 2006-07 annual audit for the City of La Habra Heights, completed by Mayer Hoffman McCann P.C.

PARK MASTER PLAN

16. PRESENTATION REGARDING PARK MASTER PLAN COMMITTEE BY CHAIR FAITH GRIMM AND VICE-CHAIR PAM MCVICAR (CONTINUED FROM JUNE 12, 2008)

RECOMMENDATION: Receive and File.

17. PARK MASTER PLAN COMMITTEE RESTRUCTURE (CONTINUED FROM MAY 8, 2008 AND JUNE 12, 2008)

RECOMMENDATION: Two approaches were discussed at the May 8, 2008 meeting:

(a) That the requirement of membership affiliation be removed from the Park Master Plan Committee and that the committee be allowed to designate the committee size and membership from among the remaining participants.

OR

(b) That the Park Master Plan Committee be re-organized reducing its number to _____, and that committee membership be distributed among the following community affiliations: (list the community group and number to be appointed from each).

AND

RECOMMENDATION:

New motion added by Interim City Manager after May 12, 2008 Park Master Plan Committee Meeting:

(c) In order to budget for staff time and materials, invite the Park Master Plan Committee to submit a work plan to the City Council, which describes the scope of their planning efforts and estimates the timeframe for completion.

CITY MANAGER

18. FISCAL YEAR 2008-2009 BUDGET

RESOLUTION NO. 2008-20: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA HEIGHTS ADOPTING AN OPERATING AND CAPITAL BUDGET FOR SAID CITY FOR THE FISCAL YEAR COMMENCING JULY 1, 2008, AND ENDING JUNE 30, 2009, AND APPROPRIATING FUNDS FOR PURPOSES THEREIN SET FORTH

RECOMMENDATION:

Approve the attached FY 2008-09 Budget Resolution 2008-20, read by title only, and waive further reading, implementing the FY 2008-09 Budget.

19. PURCHASE OF GRANICUS AND QUESTYS LEGISTREAM SOFTWARE

RECOMMENDATION:

(a) In accordance with Municipal Code Section 2.8.10 find that the selection of the Granicus and Questys-Legistream systems is justified without competitive bids because the systems are uniquely qualified to address the City's needs.

(b) Authorize the Interim City Manager to purchase the Questys-Legistream and Granicus packages for the total amount of \$37,851, pursuant to contracts or documentation in a form approved by the City Attorney.

(c) Appropriate \$37,851 from the General Fund balance to Account 01-14-09-9035 for this purchase.

20. MODIFICATIONS TO ARTICLES 7, 8, AND 12 OF THE DEVELOPMENT CODE –
FIRST READING OF ORDINANCE 2008-07

ORDINANCE NO. 2008-07: AN ORDINANCE OF THE LA HABRA HEIGHTS CITY COUNCIL AMENDING CERTAIN PORTIONS OF ARTICLE 7, 8 AND 12 OF THE LA HABRA HEIGHTS MUNICIPAL CODE REGARDING VARIOUS CHANGES TO THE MUNICIPAL CODE

RECOMMENDATION: Waive first reading of Ordinance 2008-07 amending portions of Articles 7, 8 and 12 of the La Habra Heights Municipal Code and continue the ordinance to the regular meeting of August 14, 2008 for public hearing and final adoption.

CITY CLERK

21. 2009 GENERAL MUNICIPAL ELECTION VOTING EQUIPMENT AND ELECTION DATE OPTIONS (CONTINUED FROM JUNE 12, 2008)

RECOMMENDATION: (a) Continue to use the punch card system for the 2009 General Municipal Election.

OR

(b) Authorize the purchase of an Opti-Mark Ballot counter at a cost of \$16,000.

OR

(c) Direct the City Attorney to prepare the necessary ordinances to hold General Elections in April of odd-numbered years and direct the City Clerk to secure the rental of the Opti-Mark Ballot counter for April 2009.

22. CITYWIDE POLICY ON CITIZEN COMMITTEES (CONTINUED FROM JUNE 12, 2008)

RECOMMENDATION: (After discussion and audience input) Refer this matter back to the Interim City Manager to create City-wide policy on committees.

CITY COUNCIL COMMENTS

CONTINUED PUBLIC COMMENTS ON ITEMS ON THE AGENDA AND NOT ON THE AGENDA

ADJOURNMENT

Materials related to any items on this agenda submitted to the Council after distribution of the agenda packet are available for public inspection on the City Clerk's Office at 1245 N. Hacienda Road La Habra Heights, CA 90631 during normal business hours.