



AGENDA

A REGULAR MEETING OF THE LA HABRA HEIGHTS CITY COUNCIL

1245 North Hacienda Road
La Habra Heights, California

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

September 11, 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.

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

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 the 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**PERSONNEL**

- **CONFERENCE WITH LABOR NEGOTIATOR**
Govt. Code § 54957.6
City Negotiator: Sandra J. Levin, City Attorney
Unrepresented Employee: City Manager

- **PUBLIC EMPLOYEE APPOINTMENT**
Govt. Code § 54957

Title: City Manager

CONFERENCE WITH LEGAL COUNSEL

- **ANTICIPATED LITIGATION**
Govt. Code § 54956.9(b)

A point has been reached where, in the opinion of the City Council/Agency on the advice of its legal counsel, based on the below-described existing facts and circumstances, there is a significant exposure to litigation against the City Council/Agency.

Receipt of Claim from Sabrina Somma threatening litigation (copy available for public inspection in City Clerk's office). Govt. Code § 54956.9(b)(3)(C).

OPENING CEREMONIES

1. CALL MEETING TO ORDER
2. ROLL CALL
3. FLAG SALUTE
4. PRESENTATION
 - "Waste Watch" - Sam Perdomo, Waste Management
5. PUBLIC COMMENTS ON MATTERS 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

PUBLIC HEARING

7. SKYLINE DRIVE EASEMENT VACATION – LA HABRA HEIGHTS COUNTY WATER DISTRICT RESERVOIR NO. 9 PROJECT – ADOPT RESOLUTION ORDERING VACATION, SUBJECT TO CONDITIONS

RESOLUTION 2008-26: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA HEIGHTS ORDERING THE VACATION OF A PORTION OF THE EASEMENT ON THE WEST SIDE OF SKYLINE DRIVE, NORTH OF SUNCREST COURT, IN THE CITY OF LA HABRA HEIGHTS, SUBJECT TO CONDITIONS

Mayor: Please open the Public Hearing to allow all interested persons to give oral or written testimony.

RECOMMENDATION:

- a. Close the public hearing.
- b. Find that the public service easement on the west side of Skyline Drive, north of Suncrest Court, is no longer necessary for present or prospective public use.
- c. Adopt Resolution No. 2008-26 ordering the vacation of a city-owned easement on the west side of Skyline Drive, north of Suncrest Court, subject to conditions.

CONSENT CALENDAR

It is recommended that Items 8 through 14 be acted on by one motion of the City Council unless separate discussion and/or action on an item is requested by a Council Member.

8. APPROVAL OF WARRANTS REGISTER FOR AUGUST 2008

RECOMMENDATION: Approve.

9. MONTHLY TREASURER'S REPORT FOR AUGUST 2008

RECOMMENDATION: Approve.

10. CITY COUNCIL MINUTES Special Meeting of August 4, 2008

Regular Meeting of August 14, 2008

RECOMMENDATION: Approve.

11. STATE VIDEO FRANCHISE FEES AND FEES FOR PUBLIC, EDUCATIONAL AND GOVERNMENTAL (PEG) ACCESS

ORDINANCE 2008-08: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA HEIGHTS AMENDING ARTICLE 10 OF THE LA HABRA HEIGHTS MUNICIPAL CODE BY ADDING CHAPTER 10.10 REGARDING STATE VIDEO FRANCHISES OPERATING WITHIN THE CITY

RECOMMENDATION: Waive final reading and adopt Ordinance 2008-08.

12. 30TH ANNIVERSARY CELEBRATION

RECOMMENDATION: a. Authorize the transfer of an amount not to exceed \$6000 for the City's un-appropriated reserve to account 01-27-00-9074 to support the celebration of the 30th Anniversary of the incorporation of the City of La Habra Heights.

b. Authorize the Interim City Manager to allocate staff resources for the event including set-up at The Park, clean-up at The Park, and assistance with the parade.

13. ANNUAL REVIEW OF SUPPLEMENTAL LAW ENFORCEMENT FUNDS FOR THE CITIZENS' OPTION PUBLIC SAFETY PROGRAM "COPS"

RECOMMENDATION: Approve the acceptance and use of COPS Funds from the State of California in the amount of \$100,000 and approve this consolidation allocations report.

14. AUTHORIZATION FOR PURCHASE OF HYBRID VEHICLE WITH AQMD AB2766 FUNDS

RECOMMENDATION: Authorize the City Manager to purchase a Ford Escape Hybrid for the building and safety division for \$31,000 from Burch Ford and to dispose of the 1997 Ford Taurus.

ADMINISTRATIVE ITEMS

15. MUNICIPAL CODE AMENDMENTS TO CITY'S PURCHASING PROCEDURES

ORDINANCE NO. 2008-09: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA HEIGHTS AMENDING AND ADDING EXCEPTIONS TO THE REQUIREMENTS FOR PURCHASING SUPPLIES AND EQUIPMENT SET FORTH IN CHAPTER 2.8 OF ARTICLE 2 OF THE LA HABRA HEIGHTS MUNICIPAL CODE

RECOMMENDATION: Approve first reading by title only of Ordinance 2008-09 amending and adding exceptions to the requirements for purchasing supplies and equipment set forth in Chapter 2.8 of Article 2 of the La Habra Heights Municipal Code and set the ordinance for final reading and adoption at the regular meeting of October 9, 2008.

16. APPOINT ALTERNATE MEMBER TO THE PLANNING COMMISSION
(Continued from August 14, 2008)

RECOMMENDATION: Appoint _____ as an alternate member of the
Planning Commission.

17. ESTABLISH COMPENSATION AND BENEFITS FOR CITY MANAGER/CITY CLERK/
COMMUNITY DEVELOPMENT DIRECTOR PERMANENT POSITION

RECOMMENDATION: Establish the compensation and benefits to be provided to the
permanent City Manager/City Clerk/Community Development
Director when the position is filled.

CITY COUNCIL COMMENTS

CONTINUED PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

ADJOURNMENT