



## **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

**October 16, 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**

### **PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

G.C. § 54957

Title: City Manager

## **OPENING CEREMONIES**

1. CALL MEETING TO ORDER
2. ROLL CALL
3. FLAG SALUTE
4. PRESENTATION
  - Legislative Update – Assemblyman Bob Huff, 60<sup>th</sup> District
  - FilmL.A., Inc. - Todd Lindgren, Vice President of Communications and Geoffrey Smith, Director of Community Relations for FilmL.A., Inc.
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

## **CONSENT CALENDAR**

It is recommended that Items 7 through 17 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.

7. APPROVAL OF WARRANTS REGISTER FOR SEPTEMBER 2008

RECOMMENDATION: Approve.

8. MONTHLY TREASURER'S REPORT FOR SEPTEMBER 2008

RECOMMENDATION: Approve.

9. CITY COUNCIL MINUTES Regular Meeting of September 11, 2008

RECOMMENDATION: Approve.

10. 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: Waive final reading and adopt Ordinance 2008-09.

11. AUTHORIZATION FOR PURCHASE OF HYBRID VEHICLE WITH AQMD AB2766 FUNDS (CONTINUED FROM SEPTEMBER 11, 2008)

RECOMMENDATION: Continue the matter of the purchase of a Ford Escape Hybrid for the building and safety division for \$31,000 from Burch Ford and to dispose of the 1997 Ford Taurus to the meeting of November 13, 2008.

12. FINANCIAL SERVICES MANAGER – ELIMINATE POSITION

RECOMMENDATION: Eliminate the position of Financial Services Manager and transfer the funds allocated for salary and benefits to line item 01-25-00-9050 (professional services other).

13. CONTRACT WITH TBG SOLUTIONS, LLC FOR FINANCIAL SERVICES

RECOMMENDATION: Approve and authorize the Mayor to sign the attached contract between the City of La Habra Heights and TBG Solutions, LLC, for financial services based on the scope of work set forth in the contract.

14. "SURFACE TRANSPORTATION PROGRAM – LOCAL" (STP-L) FUND EXCHANGE AGREEMENT WITH THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY (METRO)

RECOMMENDATION: Approve the Exchange Agreement and Assignment of Federal Surface Transportation Program – Local Funds in the amount of \$107,585 to the Los Angeles County Metropolitan Transportation Authority.

15. 2009 GENERAL MUNICIPAL ELECTION

RESOLUTION NO. 2008-27: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA HEIGHTS, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2009 FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES.

RESOLUTION NO. 2008-28: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA HEIGHTS, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2009.

RESOLUTION NO. 2008-29: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA HEIGHTS, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2009.

RECOMMENDATION: Adopt Resolution 2008-27, Resolution 2008-28 and Resolution 2008-29.

16. APPROVAL OF AN AGREEMENT WITH HUDSON CONSULTING FOR ELECTION SERVICES PERTAINING TO THE TUESDAY, MARCH 3, 2009 GENERAL MUNICIPAL ELECTION

RECOMMENDATION: Authorize the City Manager to enter into an agreement not to exceed \$10,000 between the City of La Habra Heights and Hudson Consulting Services for Election Consulting pertaining to the March 3, 2009 General Municipal Election.

17. APPROVAL OF AN AGREEMENT WITH MARTIN & CHAPMAN FOR ELECTION SERVICES PERTAINING TO THE TUESDAY, MARCH 3, 2009 GENERAL MUNICIPAL ELECTION

RECOMMENDATION: Authorize the City Manager to enter into an agreement not to exceed \$24,000 between the City of La Habra Heights and Martin & Chapman Co, for Election Services pertaining to the March 3, 2009 General Municipal Election.

### **ADMINISTRATIVE ITEMS**

18. KINGETT APPEAL – 807 WEST ROAD – PROXIMITY OF EDGE LINE TO MAILBOX

RECOMMENDATION: Uphold the decision of the City Manager not to order the restriping of the white roadway edge line on West Road.

19. EDGAR FLORES – APPEAL OF TERMINATION BY CITY MANAGER

RECOMMENDATION: A. Appoint a subcommittee of one Council member: \_\_\_\_\_ (or three-Council members: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_) to act as the officer (body) hearing Mr. Flores' appeal from his termination and declare that the decision of the sub-committee will constitute the final administrative decision of the City, subject to judicial review (if sought) pursuant to California Code of Civil Procedure Sections 1094.5-1094.6., and

B. Authorize the City Attorney to engage separate legal counsel at a cost not to exceed \$10,000 to act on the City Manager's behalf as a party in the administrative appeal and to act as advisor to the hearing officer (body) during the administrative appeal.

20. MEASURE R: HALF-CENT SALES TAX FOR TRANSIT

RESOLUTION NO. 2008-30: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA HEIGHTS DECLARING ITS OPPOSITION TO MEASURE R "TRAFFIC RELIEF AND RAIL EXPANSION ORDINANCE," WHICH WOULD INCREASE LOS ANGELES COUNTY'S SALES TAX BY A HALF-CENT TO FUND TRANSPORTATION PROJECTS

RECOMMENDATION: Adopt Resolution 2008-30.

21. PURCHASE OF SELF CONTAINED BREATHING APPARATUS FOR THE FIRE DEPARTMENT – GRANT REIMBURSEMENT

RECOMMENDATION: Transfer \$67,533.71 from the General Fund to account 08-15-00-9088 in the Fire Fund for the purchase of twelve breathing apparatus; authorize the purchase of the equipment from L.N Curtis & Sons, per the County of Los Angeles formal RFP-IS-1012-2 and the resulting contract MA-IS-43634; appropriate an equal amount to revenue account 01-00-08-4601 in the General Fund.

22. APPROVING COMMISSION HANDBOOK

RESOLUTION NO. 2008-31: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA HEIGHTS ADOPTING THE COMMISSION HANDBOOK AS THE POLICY DOCUMENT GOVERNING ALL COUNCIL-APPOINTED CITY COMMISSIONS, EXCEPT THE PLANNING COMMISSION

RECOMMENDATION: Adopt Resolution 2008-31.

23. DIRECTION REGARDING TELEVISION PARKS AND RECREATION COMMITTEE MEETINGS

This item has been placed on the agenda at the request of Mayor Pro-Tem Howard Viperman and Council Member Layne Baroldi

RECOMMENDATION: Provide staff direction.

**CITY COUNCIL COMMENTS**

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

**ADJOURNMENT**