

## AGENDA

### A REGULAR MEETING OF THE LA HABRA HEIGHTS CITY COUNCIL

OCTOBER 10, 2002

Community Center, 1245 N. Hacienda Road

NEXT RES. NO. 02-25

NEXT ORD. NO. 246

6:30 p.m. Closed Session

**7:30 p.m. Regular Business**

#### **CLOSED SESSION**

A point has been reached where, in the opinion of the City Council 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.

#### **Conference with Real Property Negotiator**

G.C. 54956.8

- Property: 1885 North Hacienda Road
- Agency Negotiator: City Attorney Colantuono
- Negotiating Parties: City of La Habra Heights and  
AT&T Wireless Telecommunications
- Under Negotiation: Price and Terms of Payment

#### **Conference with Labor Negotiator**

G. C. 54957.6

City Negotiator: City Manager Hendrickson  
Position: All full-time positions other than City Manager

#### **OPENING CEREMONIES**

1. CALL MEETING TO ORDER
2. ROLL CALL
3. FLAG SALUTE
4. PRESENTATION
  - The City Clerk will administer the Oath of Office to John Nielsen, the City's new Fire Chief.
  - Emergency Preparedness Committee Chairperson Kathy Sauble to discuss matters pertaining to the Community and its citizen's health and welfare.

**PUBLIC COMMENTS ON MATTERS ON THE AGENDA AND NOT ON THE AGENDA**  
**PLEASE NOTE: 30-MINUTE TIME LIMIT**  
(ADDITIONAL TIME PROVIDED AT THE END OF REGULAR BUSINESS)

**FINANCIAL MATTERS**

5. APPROVAL OF WARRANTS - SEPTEMBER, 2002
6. TREASURER'S REPORT FOR AUGUST, 2002

**STANDARD MOTIONS**

7. APPROVAL OF MINUTES: Minutes of a Special Joint City Council and Planning Commission meeting of April 18, 2002, and Regular City Council Meeting of August 8, 2002.

**CONSENT CALENDAR**

8. It is recommended that items 8a through 8d be acted upon simultaneously by one motion of the City Council unless separate discussion and/or action is requested by a Councilmember or a member of the audience.

8a. **HEIGHTS CHRISTIAN SCHOOL PROJECT**

Status report for the Heights Christian School.

RECOMMENDATION: Receive and File

8b. **AN ORDINANCE OF THE CITY OF LA HABRA HEIGHTS AMENDING SECTION 9409.11 OF THE LA HABRA HEIGHTS MUNICIPAL CODE RELATING TO REAPPLICATION**

**Second reading** of a Zoning Code Amendment to require applicants to wait one year before resubmitting the application for which a request had been denied.

RECOMMENDATION: Waive further reading and adopt Ordinance

8c. AN ORDINANCE OF THE CITY OF LA HABRA HEIGHTS AMENDING CHAPTER 7 OF ARTICLE VI OF THE LA HABRA HEIGHTS MUNICIPAL CODE RELATING TO SOLICITATION REGULATIONS

**Second reading** for an amendment which resulted from a recent United States Supreme Court ruling regarding religious, patriotic, civic, or political organizations conducting door-to-door solicitation. (This item is continued from the September 12, 2002 Council meeting.)

RECOMMENDATION: Waive further reading and adopt Ordinance

8d. THREE RESOLUTIONS FOR THE CITY'S MARCH 4, 2003 GENERAL MUNICIPAL ELECTION

- A RESOLUTION OF THE CITY COUNCIL OF THE CITY LA HABRA HEIGHTS CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 4, 2003, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES
- and**
- A RESOLUTION OF THE CITY COUNCIL OF 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 4, 2003
- and**
- 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 4, 2003

RECOMMENDATION: Adopt resolutions

**PUBLIC HEARINGS**

None

**OLD BUSINESS**

9. AT&T LEASE AGREEMENT AND PROPOSAL OF AN UNMANNED TELECOMMUNICATION ANTENNA AT THE PARK

A proposal to utilize City-owned property at 1885 North Hacienda Road to house an unmanned wireless telecommunications facility. (This is continued from the August 8, 2002 Council meeting.)

RECOMMENDATION: Approve lease agreement and proposal

10. STANDARD OPERATING PROCEDURES FOR STORY POLES

Council requested this item be agendized to discuss and clarify when to post the property site notice(s) under the City's *Standard Operating Procedures for Story Poles*.

RECOMMENDATION: Direct staff

11. PRESENTATION OF THE CITY MANAGER'S PROPOSAL TO GRANT CITY STAFF A COST-OF-LIVING ADJUSTMENT FOR FISCAL YEAR 2002-03

As part of having adopted the FY 2002-03 Operating Budget, the Council requested the City Manager to evaluate a Cost-Of-Living Adjustment (COLA) for City staff. (This item is continued from the September 12, 2002 Council meeting.)

RECOMMENDATION: To be provided orally at the Council meeting

**NEW BUSINESS**

12. APPROVAL OF CONTRACT FOR CITY ENGINEERING SERVICES

The City Manager will provide an oral recommendation for Engineering Services. Additionally, a request will be made to authorize the City Manager to negotiate contract with selected firm pending final approval by City Attorney and City Council.

RECOMMENDATION: Authorize contract approval

13. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA HEIGHTS, CALIFORNIA, DECLARING THE CITY COUNCIL'S OPPOSITION TO PROPOSITION 52 TO BE VOTED UPON AT THE UPCOMING NOVEMBER 5, 2002, GENERAL ELECTION

The Council requested that the matter of opposition to the *Same Day Voter Registration Initiative*--Proposition 52 for the November 5, 2002, General Election be placed on this evening's agenda.

RECOMMENDATION: Adopt resolution

14. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA HEIGHTS REPEALING ORDINANCE NO. 240 AND AMENDING CHAPTER 5 OF ARTICLE 5 OF THE LA HABRA HEIGHTS MUNICIPAL CODE PERTAINING TO THE RECYCLING OF CONSTRUCTION AND DEMOLITION DEBRIS

Ordinance No. 240, regarding residential and commercial construction and demolition (C & D) recycling program, was adopted by the City Council at the January 11, 2001 meeting. The proposed Ordinance will replace Ordinance No. 240 and amend a clerical error in Section 5506.

RECOMMENDATION: Waive further reading and introduce by title only

**ADMINISTRATIVE REPORTS**

- 15. CITY MANAGER'S REPORT
- 16. CITY ATTORNEY'S REPORT
- 17. CITY ENGINEER'S REPORT
- 18. FIRE CHIEF'S REPORT
- 19. SHERIFF'S DEPARTMENT REPORT
- 20. COMMISSION/COMMITTEE REPORTS

**CITY COUNCIL COMMENTS**

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

**ADJOURNMENT** -

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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.