

100 E. 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 5:30 P.M.
&
REGULAR MEETING 6:30 P.M.**

MONDAY, JANUARY 7, 2019

ADJOURNED REGULAR MEETING 5:30 P.M.:

CALL TO ORDER: Council Chambers, Closed Session Room 112c

- I. ORAL COMMUNICATIONS FROM THE PUBLIC FOR CLOSED SESSION MATTERS:**
- II. CLOSED SESSION:**
- a. Conference with Legal Counsel – Anticipated Litigation – Significant exposure to litigation pursuant to Section 54956.9(d)(2): (One Case).
 - b. Conference with Legal Counsel – Anticipated Litigation – Significant exposure to litigation pursuant to Section 54956.9(d)(2): (One Case).

III. ADJOURNMENT:

REGULAR MEETING 6:30 P.M.:

CALL TO ORDER: Council Chambers

**Council Next Res. No. 5884
Council Next Ord. No. 1802**

INVOCATION: City Attorney Jones

PLEDGE OF ALLEGIANCE: Mayor Gomez

ROLL CALL: Councilmember Medrano
Councilmember Shaw
Councilmember Espinoza
Mayor Pro Tem Beamish
Mayor Gomez

CLOSED SESSION ANNOUNCEMENT:

- I. PROCLAMATIONS/PRESENTATIONS:** None at this time.
- 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:** None at this time

IV. **CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION:** None at this time.

V. **PUBLIC HEARINGS:** None at this time.

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.

1. Duly noticed public hearing to consider an ordinance for Development Agreement 18-03 for a cannabis distribution facility at 1721 East Lambert Road, Unit B. This project was reviewed pursuant to the guidelines of the California Environmental Quality Act (CEQA) and determined to be Categorically Exempt pursuant to 14 CCR 15060(c)(2) and 15061(b)(3) because it can be seen with certainty that there is no possibility that the project will have a significant impact on the environment.

Recommendation:

- a. APPROVE FIRST READING OF **ORDINANCE NO. _____** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA FINDING THAT THIS ORDINANCE IS EXEMPT FROM REVIEW UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND ADOPTING DEVELOPMENT AGREEMENT 18-03 BETWEEN THE CITY OF LA HABRA AND RIVER DISTRIBUTING CO., LLC FOR A CANNABIS DISTRIBUTION FACILITY AT 1721 EAST LAMBERT ROAD, UNIT B, AS PER ATTACHMENT "A".

VI. **CONSIDERATION ITEMS:**

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.**

1. Receive and file the City Clerk's certificate of sufficiency regarding the results of the signature examination for the "Citizen's Initiative for Preservation of Open Space in La Habra;" and after reviewing the City Council's options, provide staff direction regarding whether to adopt the ordinance without alteration, submit the ordinance to the voters at a future regular or special election, or order staff to prepare a report on the effect of the proposed measure pursuant to Election Code 9212 before taking action.

Recommendation:

- a. Receive and file the City Clerk's Certificate of Sufficiency regarding the results of the signature examination for the "Citizen's Initiative for Preservation of Open Space in La Habra."
- b. Direct staff to prepare a report on the potential effects of the proposed initiative pursuant to Election Code 9212 before taking action, or;
- c. If Council chooses not to order a report, then provide staff direction regarding whether to adopt the ordinance without alteration or submit the ordinance to the voters at a regular or special election.
- d. Approve budget appropriation of \$30,000 from General Fund reserves to cover costs that have already been incurred and to provide funding for anticipated legal and consulting expenses.

VII. MAYOR'S COMMUNITY CALENDAR:

VIII. COMMENTS FROM STAFF:

IX. COMMENTS FROM COUNCILMEMBERS:

- X. ADJOURNMENT:** Adjourned to Tuesday, January 22, 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.lahabracalifornia.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 E. La Habra Blvd., 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, Interim City Clerk