



FULLERTON CITY COUNCIL SUCCESSOR AGENCY

AGENDA - MARCH 20, 2018

303 West Commonwealth Avenue, Fullerton, California

MEETINGS: The Fullerton City Council / Successor Agency meets on the first and third Tuesday of the month, convening for Closed Session at 5:00 p.m. and Regular Session at 6:30 p.m.

PUBLIC COMMENT: The public may comment on Closed Session items at the beginning of the Closed Session meeting. The public may comment on matters not appearing on the agenda as well as request removal of Consent Calendar items for further discussion during Public Comments at the Regular Session meeting. Those wishing to speak on a regular business or a public hearing item on this agenda may do so when the Mayor calls that specific item for consideration.

Each speaker addressing non-agenda and consent calendar items shall have three minutes to make their remarks. City Council will allow no more than a total of 30 minutes at the beginning of the Regular Session for non-agenda comments. Those speaking on regular business items and public hearing items shall have no more than three minutes per item to address City Council. No person shall speak more than one time to the same item. The Mayor may request that a spokesperson represent a group wishing to address City Council. The Mayor or majority of the Council may grant an extension of time for a speaker. No speaker may yield their time to another speaker.

PERSONS ADDRESSING CITY COUNCIL: Please complete a speaker slip and submit the slip to the Assistant City Clerk in the lobby prior to approaching the podium. State your name and city of residence for the record at the beginning of your remarks. All speakers shall observe civility, decorum and good behavior. Any item submitted to the City Council during the meeting shall become public record and subject to applicable disclosure laws.

AGENDA ITEMS: This agenda contains a brief summary of each item the Council / Agency will consider. The City Clerk's Office posts the agenda packet online no later than 72 hours prior to the meeting at www.cityoffullerton.com. The City Clerk's Office and Library have copies of the packet available for public review.

In accordance with CA Government Code Section 54957.5, the public may inspect any writings or documents relating to an open session agenda item distributed less than 72 hours prior to a regular meeting at the City Clerk's Office located at 303 West Commonwealth Avenue, Fullerton, California and the Fullerton Main Branch Library Information Counter located at 353 West Commonwealth Avenue, Fullerton, California during normal business hours. The City will post such writings and documents received in sufficient time on the City's website at www.cityoffullerton.com.

State regulations prohibit City Council from taking action on non-agenda items except as provided by law. Visit www.cityoffullerton.com or call (714) 738-6350 for more information.

ADA REQUIREMENTS: The City has equipment and services available to assist disabled persons with communications at the public meeting in compliance with the requirements of Title II of the Americans with Disabilities Act (ADA). Should you require special accommodations to participate in a meeting, please contact the City Clerk at cityclerksoffice@cityoffullerton.com or (714) 738-6350 at least 48 hours prior to the meeting to make arrangements.

REMINDER: Please silence all electronic devices while City Council is in session.

The City will rebroadcast this City Council / Successor Agency meeting on Spectrum Cable Channel 3. The public can find cable channel rebroadcast times as well as view the meeting video on-demand at www.cityoffullerton.com.

Refer to Resolution No. 2018-03 to review the complete Rules of Procedure and Decorum for City Council meetings.

Doug Chaffee
Mayor

Greg Sebourn
Mayor Pro Tem

Bruce Whitaker
Council Member

Jennifer Fitzgerald
Council Member

Jesus Silva
Council Member



**CITY OF FULLERTON
CITY COUNCIL / SUCCESSOR AGENCY
CLOSED SESSION AGENDA**

MARCH 20, 2018 - 5:00 P.M.

Council Chamber - 303 West Commonwealth Avenue, Fullerton, CA

CALL TO ORDER

ROLL CALL

PUBLIC COMMENTS

City Council / Successor Agency will hear public comments on matters appearing on the Closed Session agenda.

RECESS to Closed Session

CLOSED SESSION

1. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION Per Government Code Section 54956.9(d)(1)**

Name of Case: David Bradley v. City of Fullerton

Case Number: OCSC 30-2017-00934800

2. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION Per Government Code Section 54956.9(d)(1)**

Name of Case: Eduardo Anaya v. City of Fullerton

Case Number: OCSC 30-2017-00933590

3. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR - PER GOVERNMENT CODE SECTION 54956.8**

Property: APNs 033-030-17, 033-030-18 (Fullerton Transportation Center - Station Building Lease)

Agency Negotiator: City Manager Kenneth A. Domer

Negotiating Parties: Tony Bushala, Bushala Brothers, Inc.

Under Negotiations: Price and Terms

ADJOURNMENT

Adjourn to the next regular City Council / Successor Agency meeting at 6:30 p.m. in Council Chamber, 303 West Commonwealth Avenue, Fullerton, California.

**CITY OF FULLERTON
CITY COUNCIL / SUCCESSOR AGENCY
REGULAR MEETING AGENDA**

MARCH 20, 2018- 6:30 P.M.

Council Chamber - 303 West Commonwealth Avenue, Fullerton, CA

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

CLOSED SESSION REPORT

**EX PARTE COMMUNICATIONS REPORT PURSUANT TO FMC 2.33.040 -
TRANSPARENCY AND ACCOUNTABILITY IN LABOR NEGOTIATIONS**

PRESENTATIONS

1. **PROCLAMATION:** [Donate Life Run / Walk](#)
2. **PRESENTATION:** [Sunburst Youth Academy](#)

PUBLIC COMMENTS

The City Council / Successor Agency will hear public comments on matters not appearing on the agenda but within City Council / Agency jurisdiction at this time. The City Council / Agency will also accept public requests for removal of Consent Calendar items for further discussion. Those wishing to speak on a regular business or public hearing item on this agenda may do so when the Mayor / Chair calls that specific item for discussion. State regulations prohibit the City Council / Agency from acting on non-agenda items.

CITY COUNCIL / SUCCESSOR AGENCY / STAFF COMMUNICATIONS

City Council may ask a question for clarification, make a brief announcement, make a brief report on his / her activities, request a report from staff at a subsequent meeting concerning any matter or direct staff to place a matter of business on a future agenda.

APPOINTMENTS - None

PUBLIC HEARINGS - None

REGULAR BUSINESS (Items 1 - 3)

1. **[FINAL CONSIDERATION OF SIDE LETTER TO MEMORANDUM OF AGREEMENT BETWEEN CITY OF FULLERTON AND FULLERTON POLICE MANAGEMENT](#)**

ASSOCIATION

Side Letter to the Memorandum of Agreement between City of Fullerton and Fullerton Police Management Association related to extension of existing agreement and agreement on replacement of existing medical insurance plans.

Recommendation by Human Resources Department:

Adopt Resolution No. 2018-XX.

RESOLUTION NO. 2018-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING THE SIDE LETTER AGREEMENT BETWEEN THE CITY OF FULLERTON AND THE FULLERTON POLICE MANAGEMENT ASSOCIATION

2. BLOCK PARTY FEES FOR NEIGHBORHOOD EVENTS

Review of the Block Party permit review and issuance process, and consideration to amend the current fee.

Recommendation by the Public Works Department:

Consider reducing the current \$62 Block Party Permit Issuance fee to \$25 and direct staff to implement any changes to the Block Party Permit process.

3. CITY OF FULLERTON BOARD / COMMISSION / COMMITTEE REORGANIZATION

Recap of March 6, 2018 City Council deliberations and continued discussion of the City's current board, commission and committee structure pertaining to opportunities for increased efficiency, community input and the City's transition to district based elections beginning November 2018.

Recommendation by the City Clerk's Office:

Continue discussion regarding the City's boards, commissions and committees and direct Staff to return to City Council with updates and / or necessary legislative instruments (ordinance, resolution, minute order) to enact any changes at a future City Council meeting.

CONSENT CALENDAR (Items 4 - 13)

City Council / Successor Agency will enact routine matters listed on the Consent Calendar with one motion. The Council / Agency will not have separate discussion of these items unless Council / Agency Members, Staff or the public request discussion or removal of specific Consent Calendar items for separate action.

4. MARCH 6, 2018 MEETING MINUTES

Recommendation by the City Clerk's Office:

Approve March 6, 2018 City Council / Successor Agency / Public Financing Authority Meeting Minutes.

5. FEBRUARY 2018 CHECK REGISTER

Recommendation by the Administrative Services Department:

Receive and file.

6. MONTHLY LEGISLATIVE UPDATE

Recommendation by the Administration Department:

Receive and file.

7. FULLERTON MUNICIPAL CODE AMENDMENT PERTAINING TO RESIDENTIAL BEEKEEPING - SECOND READING OF ORDINANCE

Recommendation by the City Clerk's Office:

Adopt Ordinance No. 3255.

ORDINANCE NO. 3255 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, AMENDING TITLE 15 OF THE FULLERTON MUNICIPAL CODE CHAPTERS 15.04, 15.17, 15.20 AND 15.55 AND TITLE 6 OF THE FULLERTON MUNICIPAL CODE CHAPTER 6.01 ADDING PROVISIONS TO PERMIT BEEKEEPING AND RELATED ANCILLARY USES IN RESIDENTIAL ZONES CITYWIDE

8. TITLE 15 ZONING ORDINANCE AMENDMENT TO PUBLIC LAND ZONE PERTAINING TO PUBLIC SERVING USES ON CITY-OWNED LAND - SECOND READING OF ORDINANCE

Recommendation by the City Clerk's Office:

Adopt Ordinance No. 3256.

ORDINANCE NO. 3256 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, AMENDING FULLERTON MUNICIPAL CODE CHAPTER 15.25 TO UPDATE THE LAND USE AND PROCEDURAL PROVISIONS APPLICABLE TO THE PUBLIC LAND (P-L) ZONE CONSISTENT WITH THE INTENT OF THE ZONE CLASSIFICATION AND IN THE PUBLIC INTEREST

9. ANNUAL HOUSING ELEMENT PROGRESS REPORT

Recommendation by the Community Development Department:

Authorize submittal of 2017 General Plan Housing Element Annual Report to Governor's Office of Planning and Research and State Department of Housing and Community Development.

10. ACCEPTANCE OF PROPOSITION 69 DNA FUNDS

Recommendation by the Police Department:

Accept 2017 Proposition 69 funds and increase Police General Funds allocations in the amount of \$19,300.

11. FUEL MANAGEMENT SYSTEM UPGRADE PROJECT

Recommendation by the Public Works Department:

Authorize Public Works Director to enter into a contract, in a form approved by the City Attorney, with E.J. Ward, authorized through the National Joint Powers Alliance, for purchase and implementation of new fuel management software and hardware.

12. AWARD OF AGREEMENT FOR TRAFFIC SIGNAL SYSTEM MAINTENANCE TO SIEMENS INDUSTRY, INC.

Recommendation by the Public Works Department:

1. Award contract to Siemens Industry, Inc., for Traffic Signal System Maintenance and authorize the Mayor to execute agreement with Siemens Industry, Inc. to perform on-going maintenance of City's Traffic Signal System.
2. Reject all other bids.
3. Delegate to the City Manager the authority to execute extensions to agreement term as set forth in the agreement.

13. VALENCIA DRIVE / BASQUE AREA STREET, SEWER AND WATER IMPROVEMENT PROJECT - DESIGN CONTRACT APPROVAL

Recommendation by the Public Works Department:

1. Authorize Director of Public Works to execute \$138,922 agreement for professional services with Mark Thomas for development of construction documents for Valencia Drive / Basque Area Street, Sewer and Water Improvement Project.
2. Approve budget transfer to Project 44033 Valencia Drive / Basque Area Street, Sewer and Water Improvements in the following amounts:
 - \$75,000 of Sewer Enterprise Fund from Project 51418 Annual Sewer Replacement Program
 - \$75,000 of Measure M2 Fund from Project 44400 Arterial Street Reconstruction, Rehabilitation and Repair
 - \$50,000 of Water Fund from Project 53618 Water Main System Replacement.

AGENDA FORECAST (Tentative)

Tuesday, April 3, 2018

- PRESENTATION: Human Exploitation and Trafficking Unit
- AMEND THE FISCAL YEAR 2018-19, SB1 FUNDED PROJECT RESOLUTION
- HARBOR BOULEVARD STORM DRAIN EMERGENCY REPAIR

Tuesday, April 17, 2018

- FIREWORKS SALES LOTTERY DRAWING
- MARCH 2018 CHECK REGISTER
- MONTHLY LEGISLATIVE UPDATE
- DESIGNATION AS A RECYCLING MARKET DEVELOPMENT ZONE
- STREETLIGHT ENERGY CONSERVATION LOAN PAYOFF
- FISCAL YEAR 2017-18 BUDGET ACTION ITEMS UPDATE
- THIRD QUARTER FINANCIAL AND TREASURER'S REPORT FOR FY 2017-18
- AMENDMENT TO ORDINANCE 1440 ALLOWING THE ANNUAL ST. MARY'S CHURCH FESTIVAL TO OPERATE IN AMERIGE PARK
- PAVEMENT MANAGEMENT PROGRAM STATUS AND UPDATE

ADJOURNMENT

Adjourn to next regularly scheduled closed session meeting at 5:00 p.m. in the Council Chamber, 303 West

Commonwealth Avenue, Fullerton, California.

Adjourn to next regularly scheduled City Council / Successor Agency meeting at 6:30 p.m. in the Council Chamber, 303 West Commonwealth Avenue, Fullerton, California.