



## FULLERTON CITY COUNCIL SUCCESSOR AGENCY

### AGENDA - NOVEMBER 6, 2018

303 West Commonwealth Avenue, Fullerton, California

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**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](http://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](http://www.cityoffullerton.com).

State regulations prohibit City Council from taking action on non-agenda items except as provided by law. Visit [www.cityoffullerton.com](http://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](mailto: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](http://www.cityoffullerton.com).

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

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**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**

**NOVEMBER 6, 2018 - 4:30 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:** Michael Ramos v City of Fullerton, et al.

**Case Number:** 30-2017-00954201

2. **CONFERENCE WITH LABOR NEGOTIATOR Per Government Code Section 54957.6**

**Agency Representative/s:** City Manager Kenneth Domer

**Employee Organization/s:** Fullerton Fire Management Association, Fullerton Police Officers' Association, Fullerton Municipal Employees Federation, Fullerton Firefighters' Association

**Under Discussion:** Parameters of authority for negotiating salaries, benefits and working conditions

3. **PUBLIC EMPLOYEE DISCIPLINE / DISMISSAL / RELEASE Per Government Code Section 54957.1(a)(5)**

**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  
NOVEMBER 6, 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: HUNGER AND HOMELESS AWARENESS WEEK**

**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 (Item 1)**

1. **FIRST QUARTER FINANCIAL AND TREASURER'S REPORT FOR FY2018-19**

Review of the City's financial position for first quarter of Fiscal Year 2018-19 and includes the Treasurer's Report for the same period.

Recommendation by the Administrative Services Department:

Receive and file.

## **CONSENT CALENDAR (Items 2 - 11)**

*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.*

### **2. OCTOBER 16, 2018 MEETING MINUTES**

Recommendation by the City Clerk's Office:

Approve October 16 2018 City Council / Successor Agency Meeting Minutes.

### **3. ORDINANCE REGARDING CITY COUNCIL VACANCIES - SECOND READING OF ORDINANCE**

Recommendation by the City Clerk's Office:

Adopt Ordinance No. 3268.

ORDINANCE NO. 3268 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, REPEALING SECTION 2.02.020 OF CHAPTER 2.02 OF TITLE 2 OF THE FULLERTON MUNICIPAL CODE RELATING TO COUNCIL VACANCIES

### **4. ON-CALL ECONOMIC, REAL ESTATE AND FINANCIAL CONSULTING SERVICES**

Recommendation by the Community Development Department:

1. Authorize City Manager to execute Professional Services Agreements with recommended firms.
2. Authorize Director of Administrative Services to issue work orders to firms for individual projects on an as-needed basis.

### **5. TRANSFER OF REAL PROPERTY ASSETS FROM FULLERTON SUCCESSOR AGENCY TO CITY OF FULLERTON PER APPROVED LONG RANGE PROPERTY MANAGEMENT PLAN**

Recommendation by the Administrative Services Department:

As Fullerton Successor Agency:

1. Authorize transfer of real property assets from Fullerton Successor Agency to City of Fullerton per Long-Range Property Management Plan.
2. Authorize Executive Director, or designee, to execute all transfer instruments and take all actions reasonable necessary to complete transaction.

As Fullerton City Council:

1. Accept transfer of real property assets from Fullerton Successor Agency to City of Fullerton.
2. Authorize Mayor, or designee, to execute all transfer instruments and acceptances and

take all actions reasonably necessary to complete transaction.

**6. SALE OF CITY PROPERTY (APNs 073-060-16 AND 073-060-25) LOCATED ON NORTH SIDE OF ORANGETHORPE AVENUE BETWEEN LEMON STREET AND HARBOR BOULEVARD IN SURFACE PARKING LOT AT FULLERTON TOWN CENTER (COSTCO / AMC THEATERS)**

Recommendation by the Administration Department:

Authorize City Manager, or designee, to execute Purchase and Sale Agreement, in a form approved by City Attorney, and take all necessary actions to complete sale of property to RED Development.

**7. DISABLED PERSONS PARKING - 1424 WEST VALENCIA DRIVE**

Recommendation by the Public Works Department:

Adopt Resolution No. 2018-XX.

RESOLUTION NO. 2018-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, ESTABLISHING A DISABLED PERSONS PARKING ZONE IN FRONT OF 1424 WEST VALENCIA DRIVE

**8. TWO-HOUR PARKING RESTRICTION ON SOUTH SIDE OF WEST SANTA FE AVENUE BETWEEN HIGHLAND AVENUE AND MALDEN AVENUE**

Recommendation by the Public Works Department:

Adopt Resolution No. 2018-XX.

RESOLUTION NO. 2018-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, DESIGNATING THE SOUTH SIDE OF WEST SANTA FE AVENUE, FROM HIGHLAND AVENUE TO MALDEN AVENUE, AS A PLACE WHERE PARKING OF VEHICLES IS RESTRICTED TO TWO HOURS OF CONTINUOUS PARKING BETWEEN THE HOURS OF 7:00 A.M. AND 7:00 P.M., SUNDAYS AND HOLIDAYS EXEMPT

**9. NO STOPPING ON BOTH SIDES OF VALENCIA DRIVE / ASH AVENUE CONNECTOR**

Recommendation by the Public Works Department:

Adopt Resolution No. 2018-XX.

RESOLUTION NO. 2018-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, DESIGNATING BOTH SIDES OF THE VALENCIA DRIVE / ASH AVENUE CONNECTOR STREET, FROM VALENCIA DRIVE TO RAYMOND AVENUE, AS PLACES WHERE VEHICLES ARE PROHIBITED FROM STOPPING AT ANY TIME

**10. ONE-HOUR PARKING RESTRICTION ON BOTH SIDES OF WHITING AVENUE BETWEEN POMONA AVENUE AND 185-FEET WEST OF POMONA AVENUE**

Recommendation by the Public Works Department:

Adopt Resolution No. 2018-XX.

RESOLUTION NO. 2018-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, DESIGNATING BOTH SIDES OF WHITING AVENUE, FROM POMONA AVENUE TO 185-FEET WEST OF POMONA AVENUE, AS PLACES WHERE PARKING OF VEHICLES IS RESTRICTED TO ONE HOUR OF CONTINUOUS PARKING BETWEEN THE HOURS OF 7:00 A.M. AND 7:00 P.M., SATURDAYS, SUNDAYS AND HOLIDAYS EXEMPT

## 11. **LEGAL SERVICES AGREEMENT WITH RENNE PUBLIC LAW GROUP**

Recommendation by the Human Resources Department:

1. Approve agreement between Renne Public Law Group and City of Fullerton, in a final form approved by the City Attorney's Office, to provide legal services with respect to the specialized area of labor and employment law.
2. Authorize City Manager to execute agreement and take any and all action necessary to implement and administer agreement.

## **AGENDA FORECAST - Tentative**

*Tuesday, November 20, 2018*

- PRESENTATION: OUTGOING DESIGN REVIEW COMMITTEE MEMBERS
- AGREEMENT WITH PARKWEST HOTEL - FULLERTON TRANSPORTATION CENTER SPECIFIC PLAN
- SUPPORT FOR CALRECYCLE GRANT FUNDING
- CHANGE ORDER - ROLLING HILLS AREA INFRASTRUCTURE IMPROVEMENT PROJECT
- WOODCREST PARK RENOVATION – PARK IMPROVEMENTS
- VALENCIA DRIVE / BASQUE INFRASTRUCTURE IMPROVEMENT PROJECT
- OCTOBER 2018 CHECK REGISTER
- MONTHLY LEGISLATIVE UPDATE
- PERSONNEL MANAGEMENT SYSTEM CHANGES
- ORDINANCE AMENDMENT TO CLARIFY PROVISIONS PERTAINING TO RELIGIOUS INSTITUTIONS THAT PROVIDE SHELTER FOR UP TO 12 HOMELESS PERSONS
- HUNT LIBRARY LANDMARK DESIGNATION
- APPROVAL OF JAIL STAFFING SERVICES AGREEMENT

*Tuesday, December 4, 2018*

- PRESENTATION: FIRE CHIEF WOLFGANG KNABE RETIREMENT
- PERSONNEL MANAGEMENT SYSTEM CHANGES
- MEASURE M2 EXPENDITURE REPORT
- CONTRACT RENEWALS FOR GROUP INSURANCE PROGRAMS

## **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.*