

REVISED



NOTICE OF MEETING TIME CHANGE

NOTICE IS HEREBY GIVEN the **May 6, 2025** City Council Meeting scheduled to begin at 4:00 p.m. will convene at **5.00 p.m.** in the Council Chambers, 303 West Commonwealth Avenue, Fullerton, CA.

Dated: May 2, 2025

A handwritten signature in blue ink, appearing to be "Lucinda Williams", is written over a horizontal line.

Lucinda Williams, MMC
City Clerk



FULLERTON CITY COUNCIL SUCCESSOR AGENCY AGENDA MAY 6, 2025

303 West Commonwealth Avenue, Fullerton, California

Remote Participation: Ritz-Carlton Hotel 1250 S Hayes St, Arlington, VA 22202

Zoom Meeting Details: www.zoom.us/join
Meeting ID: 160 256 5242 Telephone Option: 1-669-254-5252

MEETINGS: The Fullerton City Council / Successor Agency meets on the first and third Tuesday of the month, convening for First Session at 4:00 p.m. and Second Session at 5:30 p.m. Council Members may participate in meetings via teleconference in accordance with California Brown Act (Government Code Section 54950 et seq) provisions.

PUBLIC PARTICIPATION: The public can access meetings streamed live online at <https://fullerton.legistar.com>, on Spectrum Cable Channel 3 and AT&T U-Verse Channel 99.

The Council Chamber has seating available on a first-come, first-served basis for those attending the meeting in person. All persons visiting City facilities shall observe health, safety and decorum protocols.

ADDRESSING CITY COUNCIL: To address City Council remotely, please follow the *Instructions for Public Comment Using Zoom*. To address City Council in Chambers, please register for each agenda item in the City Manager's Office. You do not need to provide your name to register. Staff will call you to the microphone when it is your turn to speak. You may 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 City Council during the meeting shall become public record and subject to applicable disclosure laws.

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 and Consent Calendar items during Public Comments at the Regular Session meeting. The public may request City Council remove consent items for further discussion during Public Comments. City Council will pull Consent Calendar items at its discretion. 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 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.

Please contact the City Clerk's Office no later than 48 hours before the meeting to request interpreter assistance.

CORRESPONDENCE: The public can send correspondence to City Council regarding agenda items by emailing CouncilMembers@cityoffullerton.com with the subject line "CITY COUNCIL MEETING CORRESPONDENCE - ITEM #" (insert the item number relevant to your comment) or "CITY COUNCIL MEETING CORRESPONDENCE NON-AGENDA ITEM". Staff will forward correspondence received to City Council. All correspondence received becomes part of the official record of the meeting and posted online with the supplemental materials for that meeting. Contact the City Clerk's Office at cityclerksoffice@cityoffullerton.com or (714)-738-6350 with questions.

Fred Jung
Mayor (District 1)

Shana Charles
Mayor Pro Tem (District 3)

Nicholas Dunlap
Council Member (District 2)

Jamie Valencia
Council Member (District 4)

Ahmad Zahra
Council Member (District 5)



AGENDA ITEMS: This agenda contains a 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 acting on non-agenda items except as provided by law. Visit www.cityoffullerton.com or call (714) 738-6350 for more information.

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

REBROADCAST: The City will rebroadcast this City Council / Successor Agency meeting on local government access channels. The public can find cable channel rebroadcast times as well as view the meeting video on-demand at www.cityoffullerton.com.

ACCESSIBILITY: Staff will make the agenda and backup materials available in appropriate alternative formats upon request to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132) and the federal rules and regulations adopted in implementation thereof. Any person requiring a disability-related modification or accommodation to observe and/or offer public comment may request such reasonable modification, accommodation, aid or service by contacting the City Clerk's Office at cityclerksoffice@cityoffullerton.com or by telephone at (714) 738-6350 no later than 48 hours before the meeting.

Refer to Resolution No. 2025-001 to review the complete Rules of Procedure and Decorum for City Council meetings.

Fred Jung
Mayor (District 1)

Jamie Valencia
Council Member (District 4)

Shana Charles
Mayor Pro Tem (District 3)

Ahmad Zahra
Council Member (District 5)

Nicholas Dunlap
Council Member (District 2)



INSTRUCTIONS FOR PUBLIC COMMENTS USING ZOOM

The public may remotely participate in the meeting to make public comment via computer, smart device or telephone.

Please log on or call in as early as possible to address any technical issues that may occur and ensure you do not miss the time to speak on the desired item.

Follow these steps to log into Zoom from your computer or smart device (Your device must have audio capability to participate):

Go To: www.zoom.us/join
Enter Meeting ID: 160 256 5242

Follow these steps to call into Zoom from your telephone:

Dial 1-669-254-5252 and press pound (#)
Enter Meeting ID: 160 256 5242 and press pound (#)

Optional: You may enter your name when prompted, but this is not required to participate. Staff will remove anyone entering names that violate community standards.

1. **Use the “raise hand” function to join the queue to speak on the current agenda item** when the Mayor calls the item for discussion.

Computer / Smart Device Users: You can find the raise hand option under your participant name.

Telephone Users: Press star-nine (*9) on your phone to raise your hand. Press star-six (*6) to unmute when it is your turn to address City Council.

Lower your hand if you choose not to speak or after you have made your comments by unchecking the raise hand option online.

2. Staff will call your name or the last four digits of your phone number when it is your time to speak.
3. You may state your name and city of residence at the beginning of your remarks for the minutes.
4. Speakers will have up to three minutes to make their remarks.
5. You may log off or hang up after making your comments.

DISCLAIMER: Participant names and/or phone numbers may be visible to other participants. The City records all public meetings.

NOTE: The Council Meeting video will not stream through the Zoom meeting. To view the meeting, please go to <https://fullerton.legistar.com>, Spectrum Cable Channel 3 or AT&T U-Verse Channel 99. However, please listen to the audio of the meeting through Zoom as you wait for your turn to speak. The video stream has up to a 30 second delay and you may miss your turn to speak if you are not listening through the Zoom app.

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

MAY 6, 2025 - 5:00 P.M.

Council Chamber - 303 West Commonwealth Avenue, Fullerton, CA

CALL TO ORDER

ROLL CALL

PUBLIC COMMENTS - Closed Session

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 - ANTICIPATED LITIGATION Per Government Code Section 54956.9(d)(2)**

Significant Exposure to Litigation: One Case

2. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Per Government Code Section 54956.8**

Property: 2000 Youth Way, Fullerton, CA 92835

Agency Negotiator: Deputy City Manager Daisy Perez, Senior Administrative Analyst Edgar Rosales

Negotiating Parties: Fullerton Family YMCA Executive Director Jordan Garcia

Under Negotiations: Price and Terms

3. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Per Government Code Section 54956.8**

Property: 136 East Santa Fe Avenue, Fullerton, CA 92832

Agency Negotiator: City Manager Eric J. Levitt, Deputy City Manager Daisy Perez, Community and Economic Development Director Sunayana Thomas

Negotiating Parties: Bushala Brothers, Inc.

Under Negotiations: Price and Terms

ADJOURNMENT

Adjourn to the next regular City Council / Successor Agency meeting at 5:30 p.m. in Council Chamber, 303 West Commonwealth Avenue, Fullerton, California.

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

MAY 6, 2025 - 5:30 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

PRESENTATIONS - None

ITEMS REMOVED FROM CONSENT CALENDAR ANNOUNCEMENT

PUBLIC COMMENTS - Regular Session

The City Council / Successor Agency will hear public comments on matters not appearing on the agenda but within City Council / Agency jurisdiction and Consent Calendar items at this time. Speakers will have three minutes to make their remarks. 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
AND REPORTS**

City Council may ask a question for clarification, make a brief announcement, make a brief report on their 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 (Item 1)

1. COMMISSION / COMMITTEE / BOARD APPOINTMENTS

Proposed Motion:

1. Council Member Dunlap make the following direct appointment:
 - a. Transportation and Circulation Commission - unscheduled vacancy for term expiring December 31, 2028.
2. Interview Panel make recommendations for the following at-large appointment:
 - a. Infrastructure and Natural Resources Committee - full term ending December 31,

2029.

3. Ratify appointment.

CONSENT CALENDAR (Items 1 - 8)

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

1. APRIL 15, 2025 MEETING MINUTES

Proposed Motion:

Approve April 15, 2025 City Council / Successor Agency Meeting Minutes.

2. TREASURER'S REPORT FOR QUARTER ENDED MARCH 31, 2025

Proposed Motion:

Receive and file.

3. 2025 LEGISLATIVE PLATFORM

Proposed Motion:

Adopt the 2025 Legislative Platform and authorize the Mayor (or Mayor Pro Tem in Mayor's absence) to sign policy and position letters within platform guidelines.

4. DEPUTY CITY MANAGER AND DIRECTOR OF HUMAN RESOURCES CLASSIFICATION PLAN UPDATE

Proposed Motion:

Adopt Resolution No. 2025-XXX.

RESOLUTION NO. 2025-XXX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, UPDATING AND DELETING A CERTAIN CLASSIFICATION SPECIFICATION IN THE PERSONNEL CLASSIFICATION PLAN AND AMENDING RESOLUTION NO. 2024-025 RELATING TO EXECUTIVE EMPLOYEE COMPENSATION APPENDIX A

5. ATHLETIC FIELD USE AND ALLOCATION POLICY REVISIONS

Proposed Motion:

Approve Athletic Field Use and Allocation Policy revisions.

6. \$1,845,775.95 CONTRACT WITH KASA CONSTRUCTION, INC. FOR UNION PACIFIC TRAIL - PHASE II

Proposed Motion:

1. Approve Union Pacific Trail - Phase II Project plans and specifications.
2. Approve \$300,000 Park Dwelling Funds (Fund 39) budget transfer and appropriation from Fund Balance to Project 54271 Union Pacific Trail - Phase II Project within within the Capital Projects Fund (Fund 74).

3. Award \$1,845,775.95 construction contract for Union Pacific Trail - Phase II Project to KASA Construction, Inc. and authorize City Manager, or designee, to execute and administer the contract, in a form approved by the City Attorney.
4. Authorize Public Works Director, or designee, to approve construction and professional engineering construction support services change orders within the approved project budget.

7. \$280,000 CONTRACT WITH HARDY AND HARPER, INC. FOR AMERIGE AVENUE REHABILITATION PROJECT

Proposed Motion:

1. Approve Amerige Avenue Rehabilitation Project plans and specifications.
2. Approve \$375,000 General Funds (Fund 10) budget transfer and appropriation from Project 44400 Arterial Street Program to Project 44082 Amerige Avenue Rehabilitation within the Capital Projects Fund (Fund 74).
3. Award \$280,000 construction contract for Amerige Avenue Rehabilitation Project to Hardy and Harper, Inc. and authorize City Manager, or designee, to execute and administer the contract, in a form approved by the City Attorney.
4. Authorize Public Works Director, or designee, to approve construction and professional engineering construction support services change orders within the approved project budget.

8. \$408,465.58 CONTRACT WITH PETROCHEM MATERIALS INNOVATION, LLC. FOR MISCELLANEOUS SLURRY SEAL - FISCAL YEAR 2024-25

Proposed Motion:

1. Approve the Miscellaneous Slurry Seal - Fiscal Year (FY) 2024-25 Project plans and specifications.
2. Approve \$475,000 Measure M2 Funds (Fund 25) budget transfer and appropriation from Project 44400 Arterial Street Reconstruction, Rehabilitation and Repair to Project 44702 Miscellaneous Slurry Seal - FY 2024-25 within the Capital Projects Fund (Fund 74).
3. Award \$408,465.58 construction contract for Miscellaneous Slurry Seal - FY 2024-25 Project to Petrochem Materials Innovation, LLC and authorize City Manager, or designee, to execute and administer the contract, in a form approved by the City Attorney.
4. Authorize Public Works Director, or designee, to approve construction and professional engineering construction support services change orders within the approved project budget.

PUBLIC HEARINGS (Item 9)

Pursuant to California Government Code Section 65009, if you challenge a City Council / Successor Agency decision in court, 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 to the City of Fullerton at, or prior to, the public hearing.

9. GENERAL PLAN REVISION TO ADD THREE LOCAL LANDMARKS TO THE FULLERTON PLAN HISTORIC PRESERVATION ELEMENT AND MAP OF HISTORICAL RESOURCES

Request for a General Plan revision to 621 North Richman Avenue, 538 West Whiting Avenue and 156 Hillcrest Drive as Local Landmarks to the Register of Historical Resources and Map of Historical Resources.

Proposed Motion:

Adopt Resolution No. 2025-XXX.

RESOLUTION NO. 2025-XXX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING A GENERAL PLAN REVISION TO ADD PROPERTY LOCATED AT 621 NORTH RICHMAN AVENUE (HL-109), 538 WEST WHITING AVENUE (HL-111) AND 156 HILLCREST DRIVE (HL-112) TO THE FULLERTON PLAN HISTORIC PRESERVATION ELEMENT, TABLE 6 - CITY OF FULLERTON LOCAL REGISTER OF HISTORICAL RESOURCES AND EXHIBIT 3 - MAPS OF HISTORICAL RESOURCES - NATIONAL AND LOCAL

REGULAR BUSINESS (Items 10 - 14)

10. MAYOR PRO TEM CHARLES REQUEST TO CONSIDER RESCINDING RESOLUTION NO. 2025-023 MATERIALS DISPLAY AND DISTRIBUTION IN CITY FACILITIES

Mayor Pro Tem Charles, supported by Council Member Zahra, requested during the April 15, 2025 City Council meeting to agendize a discussion to consider rescinding Resolution No. 2025-023 at the May 6, 2025 City Council meeting. This item entertains Mayor Pro Tem Charles' request.

Proposed Motion:

Should City Council desire to rescind Resolution No. 2025-023, adopt Resolution No. 2025-XXX.

RESOLUTION NO. 2025-XXX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, RESCINDING RESOLUTION NO. 2025-023 MATERIALS DISPLAY AND DISTRIBUTION IN CITY FACILITIES

11. HUNT BRANCH LIBRARY ONE YEAR IN REVIEW

The Hunt Branch Library reopened in April 2024 and reestablished itself as a space for community engagement, learning and collaboration. It has become a vibrant hub serving a wide range of residents and organizations. This report provides a comprehensive overview of the facility's first year of operations.

Proposed Motion:

Receive and file.

12. PROPOSED AMENDMENTS TO 2025 FIRE HAZARD SEVERITY ZONES FOR LOCAL RESPONSIBILITY AREAS

The California Department of Forestry and Fire Protection (CAL FIRE) published revised Fire Hazard Severity Zone maps for Local Responsibility Areas on March 24, 2025. Local

jurisdictions must adopt these maps within 120 days, either as published by CAL FIRE or with more stringent local designations.

Proposed Motion:

Introduce Ordinance No. XXXX for first reading by title only and waive further reading of the ordinance.

ORDINANCE NO. XXXX - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, AMENDING FULLERTON MUNICIPAL CODE CHAPTER 13.19 TO INCORPORATE THE 2025 FIRE HAZARD SEVERITY ZONES FOR LOCAL RESPONSIBILITY AREAS, AS RECOMMENDED BY THE CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION AND PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 51178

13. FISCAL YEAR 2025-26 CIP BUDGET - STREET REHABILITATION PROJECT APPROACH

Review Proposed Street Rehabilitation Projects to include in the Proposed Capital Improvement Program (CIP) Budget for Fiscal Year (FY) 2025-26.

Proposed Motion:

Provide direction on proposed FY 2025-26 street rehabilitation projects.

14. CITY COUNCIL RULES OF PROCEDURE AND DECORUM

Mayor Jung proposes modifying the City Council Rules of Procedure and Decorum adopted by City Council Resolution No. 2025-001.

Proposed Motion:

Adopt Resolution No. 2025-XXX.

RESOLUTION NO. 2025-XXX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, ESTABLISHING RULES OF PROCEDURE AND DECORUM FOR CITY COUNCIL MEETINGS AND REPEALING RESOLUTION NO. 2025-001

ITEMS REMOVED FROM CONSENT CALENDAR

AGENDA FORECAST (Tentative)

Tuesday, May 13, 2025

- BUDGET STUDY SESSION

Tuesday, May 20, 2025

- DISPOSITION OF HUNT LIBRARY FURNITURE
- MONTHLY COMMITTEE ACTIVITY AND ATTENDANCE REPORT
- CROWN AREA STREET REHABILITATION
- ACACIA AVENUE REHABILITATION
- EUCLID STREET SIDEWALK GAP CLOSURE
- SOUTH GILBERT STREET REHABILITATION
- LEMON/WHITING PARKING LICENSE AGREEMENT
- EUCLID AND VALENCIA ASPHALT REPAIRS
- INTERTIE AND WATER SUPPLY AGREEMENT WITH PAGE AVENUE MUTUAL WATER COMPANY

ADJOURNMENT

Adjourn to next regularly scheduled first session meeting at 4:00 p.m. in the Council Chamber, 303 West Commonwealth Avenue, Fullerton, California.

Adjourn to next regularly scheduled second session meeting at 5:30 p.m. in the Council Chamber, 303 West Commonwealth Avenue, Fullerton, California.