



FULLERTON CITY COUNCIL SUCCESSOR AGENCY

AGENDA - JUNE 19, 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**

JUNE 19, 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: Cody Carter v. City of Fullerton, et al.

Case Number: OCSC Case No.: 30-2018-00990952

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

Name of Case: Orange County Catholic Worker v. Orange County, City of Anaheim
City of Costa Mesa, City of Orange, City of Santa Ana

Case Number: SA CV 18-0155-DOC

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**

JUNE 19, 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. **PRESENTATION:** OC Animal Care Pet of the Month
2. **PRESENTATION:** Troy High School Science Olympiad Winners
3. **PRESENTATION:** Fullerton Host Lions - Chess Tournament Champions
4. **PROCLAMATION:** National Alzheimer's and Brain Awareness Month

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 (Item 1)

1. **LIBRARY AD-HOC COMMITTEE APPOINTMENTS**

Recommendation by the City Clerk's Office:

1. Council Member Whitaker make direct appointment to Library Ad-Hoc Committee.
2. City Council ratify direct appointment.

PUBLIC HEARINGS (Item 2)

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.

2. AMENDMENT TO FISCAL YEAR 2015-2019 CONSOLIDATED SUBMISSION FOR COMMUNITY PLANNING AND DEVELOPMENT PROGRAMS (CONSOLIDATED PLAN), PROGRAM YEAR 2018 ANNUAL ACTION PLAN AND CITIZEN PARTICIPATION PLAN - UPDATE

Approval of Draft Substantial Amendment to FY 2015-19 Consolidated Plan, Draft 2018 Annual Action Plan and Draft Citizen Participation Plan - Update.

Recommendation by the Community Development Department:

Receive public comment on the City of Fullerton Draft Substantial Amendment to the FY 2015-19 Five Year Consolidated Plan, the Draft PY 2018 Annual Action Plan and Citizen Participation Plan - Update and authorize staff to submit documents to HUD for approval by June 26, 2018.

REGULAR BUSINESS (Items 3 - 4)

3. RESOLUTIONS TO REQUEST GOOD FAITH EFFORT FROM NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT PERTAINING TO STADIUM FACILITIES

Consideration of resolutions to request a good faith effort from North Orange County Community College District to negotiate a shared use agreement for stadium facilities with Fullerton Joint Union High School District and California State University Fullerton as requested by Mayor Pro Tem Seaborn and supported by Mayor Chaffee.

Recommendation by the Administration Department:

Adopt the following resolutions:

RESOLUTION NO. 2018-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, TO REQUEST A GOOD FAITH EFFORT FROM THE NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT TO NEGOTIATE A SHARED USE AGREEMENT WITH THE FULLERTON JOINT UNION HIGH SCHOOL DISTRICT PERTAINING TO STADIUM FACILITIES

RESOLUTION NO. 2018-XX - RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, TO REQUEST A GOOD FAITH EFFORT FROM THE NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT TO NEGOTIATE A SHARED USE AGREEMENT WITH CALIFORNIA STATE UNIVERSITY FULLERTON PERTAINING TO STADIUM FACILITIES

4. INSURANCE PROGRAM REPORT AND RECOMMENDATIONS

Recommendations and report on the 2018-19 City of Fullerton property and casualty

insurance programs.

Recommendation by the Human Resources Department:

1. Authorize staff to bind excess workers' compensation insurance with maximum limit set to statutory benefit maximums and lower limit of \$750,000 for non-safety employees and \$1 million for safety employees with Safety National Insurance Company at \$200,467 premium cost.
2. Authorize staff to bind airport liability insurance with \$75 million per loss limit with Ace Insurance Company and three-year rate guarantee at \$18,182 premium per year, billed annually.
3. Authorize staff to bind earth movement and flood insurance with AXIS Surplus Lines Insurance, Landmark American Specialty Insurance Company and Catalytic (Lloyd's and Starstone Insurance) with combined limits of \$20 million for a combined \$465,226 premium.
4. Authorize staff to bind excess liability insurance with limits of \$1 million to \$8 million per occurrence with Allied World Assurance Company / Allied Public Risk at a \$247,418 premium cost.
5. Receive and file report relative to City's insurance programs, ancillary insurance coverage purchases and participation in Independent Cities Risk Management Authority joint powers authority to procure excess liability insurance above \$8 million per occurrence, All Risk Property coverage, Auto Physical Damage Insurance, Crime Insurance and Cyber Liability Insurance.

CONSENT CALENDAR (Items 5 - 15)

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.

5. JUNE 5, 2018 MEETING MINUTES

Recommendation by the City Clerk's Office:

Approve June 5, 2018 City Council / Successor Agency Meeting Minutes.

6. MAY 2018 CHECK REGISTER

Recommendation by the Administrative Services Department:

Receive and file.

7. MONTHLY LEGISLATIVE UPDATE

Recommendation by the Administration Department:

Receive and file.

8. FINAL FISCAL YEAR 2017-18 BUDGET ACTION ITEMS UPDATE

Recommendation by the Administration Department:

Receive and file.

9. POLICE MOBILE DATA COMPUTERS (RUGGED LAPTOPS) PURCHASE

Recommendation by the Administrative Services Department:

1. Appropriate \$306,233.92 from Information Technology Fund.
2. Authorize City Manager to approve \$306,233.92 Purchase Order for purchase of Police Department mobile data computers.

10. FIBER OPTIC CONNECTION BUDGET TRANSFER

Recommendation by the Administrative Services Department:

Approve \$113,600 budget transfer from Information Technology Fund to Capital Improvement Program Fund for CIP Project Number 56-019.

11. DISABLED PERSONS PARKING - 154 SOUTH YALE 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, ESTABLISHING A DISABLED PERSONS PARKING ZONE IN FRONT OF 154 SOUTH YALE AVENUE

12. THREE-MINUTE PARKING RESTRICTION ON THE SOUTH SIDE OF EAST SANTA FE AVENUE IN FRONT OF 336 EAST SANTA FE 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 EAST SANTA FE AVENUE, IN FRONT OF 336 EAST SANTA FE AVENUE, AS A PLACE WHERE PARKING OF VEHICLES IS RESTRICTED TO 3-MINUTES OF CONTINUOUS PARKING BETWEEN THE HOURS OF 6:00 A.M. AND 6:00 P.M., SUNDAYS & HOLIDAYS EXEMPT

13. TWO-HOUR PARKING RESTRICTION ON THE NORTH SIDE OF WEST SANTA FE AVENUE IN FRONT OF 221 - 237 WEST SANTA FE 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 NORTH SIDE OF WEST SANTA FE AVENUE, FROM 160-FEET EAST OF HIGHLAND AVENUE TO 440-FEET EAST OF HIGHLAND AVENUE, AS A PLACE WHERE PARKING OF VEHICLES IS RESTRICTED TO 2-HOURS OF CONTINUOUS PARKING BETWEEN THE HOURS OF 7:00 A.M. AND 6:00 P.M., SUNDAYS & HOLIDAYS EXEMPT

14. NO STOPPING ON EAST SIDE OF BASQUE AVENUE IMMEDIATELY SOUTH OF 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, DESIGNATING THE EAST SIDE OF BASQUE AVENUE, FROM VALENCIA DRIVE TO THE EAST / WEST ALLEY SOUTH OF VALENCIA DRIVE, AS A PLACE WHERE VEHICLES ARE PROHIBITED FROM STOPPING BETWEEN THE HOURS OF 7:30 A.M. TO 8:30 A.M. AND 2:30 P.M. TO 3:30 P.M., NON-SCHOOL DAYS EXEMPT

15. **CHAPMAN AVENUE REHABILITATION FROM ACACIA AVENUE TO 57 FREEWAY**

Recommendation by the Public Works Department:

1. Approve plans and specifications for Chapman Avenue Rehabilitation from Acacia Avenue to 57 Freeway Project.
2. Approve the following budget transfers to Project 44035 Chapman Avenue Rehabilitation from Acacia Avenue to 57 Freeway:
 - \$20,000 Sewer Enterprise Fund from Project 51419 Annual Sewer Replacement Program Fiscal Year 2017-18
 - \$50,000 Sanitation Fund Balance
 - \$242,105 Surplus Gas Tax from Project 44028 State College Reconstruction - Phase II.
3. Approve \$950,546 construction contract between R.J. Noble Company and City of Fullerton, in a form approved by the City Attorney.

AGENDA FORECAST (Tentative)

Tuesday, July 17, 2018

- *PRESENTATION: Human Exploitation and Trafficking Unit*
- *PRESENTATION: Outgoing EDC Commissioners and Oversight Board Members*
- *CITYWIDE BICYCLE AND PEDESTRIAN IMPROVEMENT PROJECT AWARD*
- *CURB/GUTTER & SIDEWALK RECONSTRUCTION PROJECT FOR FISCAL YEAR 2017-18*
- *RESIDENTIAL SLURRY SEAL & MISCELLANEOUS REHABILITATION*
- *INDEPENDENCE PARK LARGE POOL REPLASTER*
- *MONTHLY LEGISLATIVE UPDATE*
- *DESIGNATION AS A RECYCLING MARKET DEVELOPMENT ZONE*
- *JUNE 2018 CHECK REGISTER*
- *RENEWAL OF ONE YEAR AFTER SCHOOL EDUCATION AND SAFETY GRANT*
- *PREPAYMENT OF CALPERS RETIREMENT FOR FISCAL YEAR 2018 19*
- *REVISE RESOLUTION - NAMING OF PUBLIC PARKS AND RECREATION FACILITIES*

Tuesday, August 7, 2018

- *COMMITTEE REORGANIZATION*
- *RESIDENT ONLY PERMIT PARKING ZONE 2*

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.