



# **FULLERTON CITY COUNCIL SUCCESSOR AGENCY AGENDA - MAY 1, 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**

**MAY 1, 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 - ANTICIPATED LITIGATION Per Government Code Section 54956.9(d)(2)**

**Significant Exposure to Litigation:** Three Cases

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

**Property:** 201 South Basque Avenue, Fullerton, CA (Hunt Branch Library)

**Agency Negotiator:** City Manager Kenneth A. Domer

**Under Negotiations:** Price and Terms

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

**Name of Case:** Miran Hong v. City of Fullerton, et al.

**Case Number:** 30-2016-00876317-CU-PO-CJC

**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**

**MAY 1, 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:**     [LoveFullerton](#)
2. **PRESENTATION:**     [20 Year Employee Anniversary - Dawn Scruggs](#)
3. **PRESENTATION:**     [Child Guidance Center](#)

**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 - 5)**

### **1. THIRD QUARTER FINANCIAL AND TREASURER'S REPORT FOR FISCAL YEAR 2017-18**

This report provides a review of the City's financial position for the third quarter of FY 2017-18 and includes the Treasurer's Report for the same period.

Recommendation by the Administrative Services Department:

Receive and file.

### **2. BUDGET PREPARATION UPDATE FOR FISCAL YEAR 2018-19**

An update of the City's budget preparation for Fiscal Year 2018-19.

Recommendation by the Administrative Services Department:

Receive and file.

### **3. CITY OF FULLERTON BOARD / COMMISSION / COMMITTEE REORGANIZATION**

Recap of March 6 and 20, 2018 and April 17, 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:

To update the commissions and committee appointment requirements and process:

1. Introduce Ordinance No. XXXX, amending FMC Chapter 2.11, 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 CHAPTER 2.11 OF THE MUNICIPAL CODE SETTING FORTH CONDITIONS GOVERNING COMMISSION AND COMMITTEE APPOINTMENTS AND OFFICE

To change commissions and committees to five members:

2. Direct staff to update the Citizen Participation Plan for Community Development Block Grant and HOME Programs to indicate that the Community Development Citizens' Committee will consist of five directly appointed members with terms concurrent with the calendar year of the appointing Council Member's current term (beginning January 1 and ending December 31) effective January 1, 2019.

3. Adopt Resolution No. 2018-XX.

RESOLUTION NO. 2018 - XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, REVISING THE MEMBERSHIP OF THE BICYCLE USERS SUBCOMMITTEE AND REPEALING RESOLUTION NO. 8366

4. Introduce the following ordinances for first reading by title only and waive further reading of the ordinances:

ORDINANCE NO. XXXX - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, AMENDING FULLERTON MUNICIPAL CODE

CHAPTER 2.13 RENAMING THE COMMUNITY SERVICES COMMISSION AS THE PARKS AND RECREATION COMMISSION, SETTING FORTH REGULATIONS RELATING TO ACTIVITIES OF ALL COMMISSION MEMBERS

ORDINANCE NO. XXXX - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, AMENDING CHAPTER 2.18 OF THE FULLERTON MUNICIPAL CODE PERTAINING TO THE PLANNING COMMISSION

ORDINANCE NO. XXXX - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, AMENDING CHAPTER 2.85 OF THE FULLERTON MUNICIPAL CODE PERTAINING TO THE TRANSPORTATION AND CIRCULATION COMMISSION

To merge the Citizens' Infrastructure Review Committee, Energy and Resource Management Committee and Underground Utilities Advisory Committee:

5. Introduce Ordinance No. XXXX disbanding the Underground Utilities Commission 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, REPEALING CHAPTER 2.15 OF THE FULLERTON MUNICIPAL CODE PERTAINING TO THE UNDERGROUND UTILITIES COMMISSION

6. Adopt Resolution No. 2018-XX.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, ESTABLISHING THE INFRASTRUCTURE AND NATURAL RESOURCES ADVISORY COMMITTEE AND REPEALING RESOLUTION NO. 2013-25

7. Provide any final direction regarding the City's boards, commissions and committees and direct Staff to return to City Council with any necessary legislative instruments (ordinance, resolution, minute order) to enact any final changes at the May 15, 2018 City Council meeting.

#### **4. EFFORTS TO ADDRESS HOMELESSNESS**

Homelessness issues are at the forefront of cities, counties and the state due to an increase of homeless individuals, lack of housing options and deficiencies in mental health services. This item will advise the City Council of the City's efforts and receive direction on continued actions.

Recommendation by the Community Development Department:

1. Adopt Resolution No. 2018-XX.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, AUTHORIZING STAFF PARTICIPATION IN PLANNING EFFORTS TO ADDRESS COUNTY-WIDE PERMANENT SUPPORTIVE HOUSING

2. Adopt Resolution No. 2018-XX.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, URGING THE COUNTY OF ORANGE AND STATE OF CALIFORNIA TO TAKE IMMEDIATE ACTION TO PROVIDE MENTAL HEALTH SERVICES TO THE

## HOMELESS

3. Approve letters of support for Assembly Bill 1971, Senate Bill 688, Senate Bill 912 and Senate Bill 1045.
4. Authorize staff to review the Fullerton Municipal Code to identify outdated or unclear language regarding homelessness that require revisions to improve the safety and delivery of services.
5. Provide direction regarding proactive City response to homelessness and mental health services.

## 5. **PAVEMENT MANAGEMENT PROGRAM STATUS AND UPDATE PRESENTATION**

Staff presentation summarizing results of the bi-annual Pavement Management Program Update.

Recommendation by the Public Works Department:

Receive and file.

## **CONSENT CALENDAR (Items 6 - 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.*

## 6. **APRIL 17, 2018 MEETING MINUTES**

Recommendation by the City Clerk's Office:

Approve April 17, 2018 City Council / Successor Agency Meeting Minutes.

## 7. **DISBAND ECONOMIC DEVELOPMENT COMMISSION - SECOND READING OF ORDINANCE**

Recommendation by the City Clerk's Office:

Adopt Ordinance No. 3257.

ORDINANCE NO. 3257 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, REPEALING CHAPTER 2.22 OF THE FULLERTON MUNICIPAL CODE PERTAINING TO THE FULLERTON ECONOMIC DEVELOPMENT COMMISSION

## 8. **EARLY MORNING PARKING - COLLEGE PLACE AND PALM 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, RESCINDING THE "EARLY MORNING PARKING" RESTRICTION ON SELECT STREET SEGMENTS IN THE CITY

## 9. **ONE-HOUR PARKING RESTRICTION ON WEST SIDE OF LINWOOD PLACE**

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 WEST SIDE OF LINWOOD PLACE, FROM 44-FEET SOUTH OF CENTERLINE ON COMMONWEALTH AVENUE TO 109-FEET SOUTH OF CENTERLINE, AS A PLACE WHERE PARKING IS LIMITED TO 1-HOUR OF CONTINUOUS PARKING BETWEEN THE HOURS OF 10:00 A.M. AND 8:00 P.M.

**10. 15-MINUTE LOADING / UNLOADING ZONE IN FRONT OF 912 EAST COMMONWEALTH 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 25-FEET OF GREEN CURB ON THE SOUTH SIDE OF COMMONWEALTH AVENUE, IN FRONT OF 912 EAST COMMONWEALTH AVENUE, AS A PLACE WHERE PARKING OF VEHICLES IS RESTRICTED TO 15-MINUTES OF CONTINUOUS PARKING BETWEEN THE HOURS OF 6:00 A.M. AND 6:00 P.M., SUNDAY & HOLIDAYS EXEMPT

**11. NO STOPPING ANYTIME ON SOUTH SIDE OF MALVERN AVENUE EAST OF BASTANCHURY ROAD**

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 MALVERN AVENUE, FROM 480-FEET EAST OF BASTANCHURY ROAD TO 950-FEET EAST OF BASTANCHURY ROAD, AS A PLACE WHERE VEHICLES ARE PROHIBITED FROM STOPPING ANYTIME

## **AGENDA FORECAST (Tentative)**

*Tuesday, May 15, 2018*

- PRESENTATION: AMERICAN VETERANS MEMORIAL ASSOCIATION
- PRESENTATION: ORANGE COUNTY TRANSPORTATION AUTHORITY MEASURE M UPDATE
- PRESENTATION: ORANGE COUNTY REGISTRAR OF VOTERS JUNE PRIMARY ELECTION
- PRESENTATION: HUMAN EXPLOITATION AND TRAFFICKING UNIT
- MONTHLY LEGISLATIVE UPDATE
- APRIL 2018 CHECK REGISTER
- TITLE 15 ZONING ORDINANCE AMENDMENT EMERGENCY SHELTERS AND MULTISERVICE CENTERS
- AFFORDABLE HOUSING / PROPERTY DEVELOPMENT AGREEMENT WITH HABITAT FOR HUMANITY, ORANGE COUNTY, INC.
- LIBRARY CAFÉ CONTRACT
- SENIOR MOBILITY PROGRAM TRANSPORTATION CONTRACT
- WORKERS' COMPENSATION THIRD PARTY ADMINISTRATOR AGREEMENT
- CaIPERS EMPLOYER PAID MEMBER CONTRIBUTION
- ZONE 1 RESIDENT ONLY PERMIT PARKING
- BODY WORN CAMERA AND TASER AGREEMENT

*Tuesday, June 5, 2018*

- *PRESENTATION: AMERICAN VETERANS MEMORIAL ASSOCIATION*
- *MEASURE M2 ELIGIBILITY RENEWAL*
- *VALENCIA DRIVE INFRASTRUCTURE IMPROVEMENTS FROM GILBERT TO BROOKHURST*
- *CALL NOVEMBER 6, 2018 CITY COUNCIL ELECTION*
- *PROPOSED ANNUAL BUDGET, FEES AND ANNUAL APPROPRIATIONS LIMIT FOR FY 2018-19*
- *INSURANCE PROGRAM REPORT AND RECOMMENDATIONS*

## **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.*