



FULLERTON CITY COUNCIL SUCCESSOR AGENCY AGENDA - AUGUST 6, 2019

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 and Consent Calendar items during Public Comments at the Regular Session meeting. Prior to public comments, the public may request the removal of consent items for further discussion. 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 form and submit the form 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. 2019-10 to review the complete Rules of Procedure and Decorum for City Council meetings.

Jesus Silva
Mayor (District 3)

Jennifer Fitzgerald
Mayor Pro Tem (At-Large)

Jan Flory
Council Member (At-Large)

Bruce Whitaker
Council Member (At-Large)

Ahmad Zahra
Council Member (District 5)



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

August 6, 2019 - 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: Francisco Oliveras, et al. v. City of Fullerton, et al.

Case Number: 30-2018-00981683

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

Name of Case: Carla Wix, et al. V. City of Fullerton, et al.

Case Number: 30-2018-01033360

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

Agency Representative/s: Kenneth Domer, Jay Trinnaman

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

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

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

Significant Exposure to Litigation: One Case

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
AUGUST 6, 2019- 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:** **Outgoing Planning Commissioner**
2. **PRESENTATION:** **League of California Cities**

PUBLIC COMMENTS

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 not pulled from the Consent Calendar 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. 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 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

1. **PLANNING COMMISSION APPOINTMENT TO FILL UNSCHEDULED VACANCY**

Recommendation by the City Clerk's Office:

1. Council Member Whitaker make the following direct appointment:
 - a. Planning Commission - partial term expiring December 31, 2020.

2. City Council ratify the direct appointment.

CONSENT CALENDAR (Items 1 - 7)

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.

1. JULY 16, 2019 MEETING MINUTES

Recommendation by the City Clerk's Office:

Approve July 16, 2019 City Council / Successor Agency Meeting Minutes.

2. COMMITTEE REORGANIZATION - ACTIVE TRANSPORTATION COMMITTEE

Recommendation by the Community Development Department:

Adopt Resolution No. 2019-XX.

RESOLUTION NO. 2019-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, ESTABLISHING THE ACTIVE TRANSPORTATION COMMITTEE AND REPEALING RESOLUTION NOS. 8366 AND 8724

3. DISABLED PERSONS PARKING - 130 SOUTH PRITCHARD AVENUE

Recommendation by the Public Works Department:

Adopt Resolution No. 2019-XX.

RESOLUTION NO. 2019-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, ESTABLISHING A DISABLED PERSONS PARKING ZONE IN FRONT OF 130 SOUTH PRITCHARD AVENUE

4. 100 BLOCK WEST COMMONWEALTH AVENUE - INSTALLATION OF 2-HOUR PARKING

Recommendation by the Public Works Department:

Adopt Resolution No. 2019-XX.

RESOLUTION NO. 2019-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, ESTABLISHING 2-HOUR PARKING ON THE NORTH SIDE OF WEST COMMONWEALTH AVENUE BETWEEN MALDEN AVENUE AND THE NORTH / SOUTH ALLEY WEST OF HARBOR BOULEVARD, AS SHOWN IN EXHIBIT "A"

5. TRUSLOW PARK NEIGHBORHOOD - INSTALLATION OF ADDITIONAL TRAFFIC STOP CONTROL

Recommendation by the Public Works Department:

Adopt Resolution No. 2019-XX.

RESOLUTION NO. 2019-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, AUTHORIZING THE INSTALLATION OF ADDITIONAL STOP CONTROL AT VARIOUS INTERSECTIONS WITHIN THE TRUSLOW PARK NEIGHBORHOOD

6. SKYLINE DRIVE EASEMENT SEWER RECONSTRUCTION

Recommendation by the Public Works Department:

1. Approve plans and specification for Skyline Drive Easement Sewer Reconstruction Project.
2. Approve of \$256,000 budget transfer of Sewer Enterprise Fund to Project 51026 Skyline Drive Easement Sewer Reconstruction from Project 51419 Annual Sewer Replacement Program.
3. Award construction contract for Skyline Drive Easement Sewer Reconstruction Project to GRFCO, Inc.
4. Authorize Public Works Director to approve any future change order for construction and professional engineering construction support services within approved project budget.

7. CURB / GUTTER AND SIDEWALK RECONSTRUCTION FISCAL YEAR 2017-18 - ADDITIONAL FUNDING

Recommendation by the Public Works Department:

Approve budget transfers to Project 44789 Curb / Gutter and Sidewalk Reconstruction Project FY 2017-18 in the following amounts:

- \$15,000 from Drainage Capital Outlay Fund Balance
- \$10,000 from Sanitation Fund Balance.

PUBLIC HEARINGS - None

REGULAR BUSINESS (Items 8 - 10)

8. CONSIDERATION OF TEMPORARY LIMIT ON SPACE RENTAL RATE INCREASES IN MOBILE HOME PARKS

On July 16, 2019, City Council directed the City Attorney to prepare an ordinance for City Council consideration imposing a temporary cap on space rental rate increases at mobile home parks in Fullerton.

Recommendation by the Community Development Department:

At discretion of City Council, introduce Ordinance No. XXXX for first reading by title only and waive further reading of Ordinance.

ORDINANCE NO. XXXX - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, ADOPTING A TEMPORARY LIMIT ON MOBILEHOME RENTAL RATE INCREASES WITHIN THE CITY OF FULLERTON AS SET FORTH HEREIN

9. LEGISLATIVE SUBCOMMITTEE RECOMMENDATIONS

Consideration of advocacy recommendations from July 30, 2019 City Council Legislative Subcommittee meeting.

Recommendation by the Administration Department:

Affirm or modify advocacy positions recommended by Legislative Subcommittee.

10. DELEGATES AND ALTERNATES FOR LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE

The League of California Cities requests City Council designate a voting delegate and up to two alternates for the League of California Cities Annual Conference in Long Beach, CA on October 16 - 18, 2019.

Recommendation by the City Clerk's Office:

Designate Council Members to serve as City's Delegate and Alternate Representatives at League of California Cities 2019 Annual Conference.

ITEMS REMOVED FROM CONSENT CALENDAR

AGENDA FORECAST (Tentative)

Tuesday, August 20, 2019

- PRESENTATION: U14 Fullerton Hills Softball - State Champions
- PAVEMENT MANAGEMENT PROGRAM CONSULTANT
- MISCELLANEOUS STORM DRAIN REPAIR PROJECTS
- COMMITTEE RULES OF PROCEDURE REVIEW
- PERSONNEL MANAGEMENT SYSTEM CHANGE
- FUTURE SUPPLY ACTIONS FUNDING PROGRAM GRANT
- MOBILE HOME TENANT-BASED RENTAL ASSISTANCE PROGRAM
- FULLERTON CERTIFIED FARMERS MARKET

Tuesday, September 17, 2019

- PRESENTATION: Fullerton Police Department Chief's Advisory Council
- FIREWORKS PUBLIC SAFETY REPORT AND BALLOT MEASURE DISCUSSION

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.