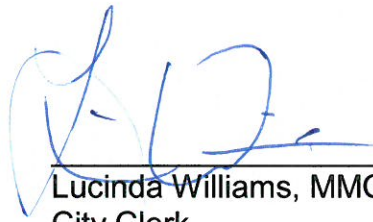




NOTICE OF MEETING TIME CHANGE

NOTICE IS HEREBY GIVEN the **February 4, 2020** City Council **Closed Session 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: January 29, 2020



Lucinda Williams, MMC
City Clerk



FULLERTON CITY COUNCIL SUCCESSOR AGENCY

AGENDA - FEBRUARY 4, 2020

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.

Jennifer Fitzgerald
Mayor (At-Large)

Jan Flory
Mayor Pro Tem (At-Large)

Jesus Silva
Council Member (District 3)

Bruce Whitaker
Council Member (At-Large)

Ahmad Zahra
Council Member (District 5)



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

FEBRUARY 4, 2020 - 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 LABOR NEGOTIATOR Per Government Code Section 54957.6

Agency Representative/s: Kenneth Domer and Jay Trinnaman

Employee Organization/s: Fullerton Firefighters' Association

Unrepresented Employees: Administrative Assistant / Human Resources, Payroll Technician, Personnel Technician, Employee Benefits Specialist, Executive Assistant, Human Resources / Risk Management Analyst, Budget Analyst, Public Information Coordinator, Human Resources Manager I, Human Resources Manager II, Fiscal Services Manager, Risk Manager, City Clerk / Clerk Services Manager, Assistant to the City Manager / Economic Development Manager

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

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
FEBRUARY 4, 2020- 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: CAREER TECHNICAL EDUCATION 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 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 - None

CONSENT CALENDAR (Items 1 - 5)

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. **JANUARY 21, 2020 MEETING MINUTES**

Recommendation by the City Clerk's Office:

Approve January 21, 2020 City Council / Successor Agency Meeting Minutes.

2. PERSONNEL MANAGEMENT SYSTEM CHANGES ESTABLISHING PAYROLL TECHNICIAN AND HUMAN RESOURCES TECHNICIAN SERIES

Recommendation by the Human Resources Department:

Adopt Resolution No. 2020-XX.

RESOLUTION NO. 2020-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, ADOPTING AND DELETING CERTAIN CLASS SPECIFICATIONS FROM THE PERSONNEL SYSTEM AND AMENDING THE APPENDIX OF RESOLUTION NO. 2018-11 RELATING TO COMPENSATION FOR CONFIDENTIAL/NONREPRESENTED EMPLOYEES

3. APPROPRIATION OF DONATIONS OR GIFTS

Recommendation by the Administrative Services Department:

1. Adopt Resolution No. 2020-XX.

RESOLUTION NO. 2020-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, AUTHORIZING THE APPROPRIATION AND EXPENDITURE OF FUNDS OR USE OF GIFTS DONATED TO THE CITY FOR THE PURPOSES FOR WHICH THEY WERE DONATED

2. Authorize City Manager or designee to accept cash donations or gifts received in Fiscal Year 2019-20 for City's various public programs in keeping with community values.

4. INVESTMENT ADVISORY COMMITTEE OVERSIGHT AND 115 TRUST PLAN INVESTMENT OBJECTIVE CHANGES AND TREASURER'S REPORT FOR QUARTER ENDED DECEMBER 31, 2019

Recommendation by the Administrative Services Department:

1. Adopt Resolution No. 2020-XX.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING EXPANSION OF THE INVESTMENT ADVISORY COMMITTEE'S DUTIES TO INCLUDE OVERSIGHT OF PENSION AND OTHER POST-EMPLOYMENT BENEFITS 115 TRUST PLAN INVESTMENTS

2. Authorize change to Pension and Other Post-Employment Benefits 115 Trust Plan investment objectives from Passive Capital Appreciation to Active Capital Appreciation.
3. Receive and file Quarterly Investment Report.

5. FINAL MAP FOR TRACT NO. 18199 - 805 AND 807 SOUTH HIGHLAND AVENUE

Recommendation by the Public Works Department:

1. Find that Final Map for Tract No. 18199 conforms to all applicable requirements.
2. Approve Final Map.
3. Accept easement for public service, water, police patrol, emergency vehicle access, fire protection and refuse collection, as dedicated.

4. Authorize Mayor and City Clerk to enter into subdivision agreement with subdivider, in a form approved by the City Attorney.

PUBLIC HEARINGS (Item 6)

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.

6. NEW 33-UNIT RESIDENTIAL DEVELOPMENT AT 751 EAST BASTANCHURY ROAD

On January 8, 2020, the Planning Commission recommended that City Council approve a General Plan Revision, Zoning Amendment, Tentative Tract Map, Major Site Plan and Certification of Mitigated Negative Declaration for a 33-unit residential development at 751 East Bastanchury Road.

Recommendation by the Community and Economic Development Department:

Adopt the following resolutions:

RESOLUTION NO. 2020-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, CERTIFYING A MITIGATED NEGATIVE DECLARATION, INCLUDING PROJECT DESIGN FEATURES. STANDARD CONDITIONS, MITIGATION MEASURES, MITIGATION MONITORING AND REPORTING PROGRAM AND ANALYSIS FOR A PROPOSED 33-UNIT RESIDENTIAL CONDOMINIUM DEVELOPMENT ON A 2.4 ACRE PROPERTY LOCATED ON THE NORTH SIDE OF BASTANCHURY ROAD, APPROXIMATELY 150 FEET WEST OF PUENTE STREET, ADDRESSED 751 EAST BASTANCHURY ROAD

RESOLUTION NO. 2020-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING A GENERAL PLAN REVISION TO CHANGE THE COMMUNITY DEVELOPMENT TYPE FROM GREENBELT CONCEPT TO LOW-MEDIUM DENSITY RESIDENTIAL ON A 2.4 ACRE PROPERTY LOCATED ON THE NORTH SIDE OF BASTANCHURY ROAD, APPROXIMATELY 150 FEET WEST OF PUENTE STREET, ADDRESSED 751 EAST BASTANCHURY ROAD

RESOLUTION NO. 2020-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING A ZONING AMENDMENT TO CHANGE THE ZONING CLASSIFICATION FROM O-G (OIL AND GAS) TO PRD-I (PLANNED RESIDENTIAL DEVELOPMENT-INFILL) ON A 2.4 ACRE PROPERTY LOCATED ON THE NORTH SIDE OF BASTANCHURY ROAD, APPROXIMATELY 150 FEET WEST OF PUENTE STREET, ADDRESSED 751 EAST BASTANCHURY ROAD

RESOLUTION NO. 2020-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING A ONE-LOT TENTATIVE TRACT MAP FOR CONDOMINIUM PURPOSES OVER A 2.4 ACRE PROPERTY LOCATED ON THE NORTH SIDE OF BASTANCHURY ROAD, APPROXIMATELY 150 FEET WEST OF PUENTE STREET, ADDRESSED 751 EAST BASTANCHURY ROAD

RESOLUTION NO. 2020-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING A MAJOR SITE PLAN APPLICATION FOR A 33 UNIT RESIDENTIAL CONDOMINIUM DEVELOPMENT, INCLUDING SITE,

ARCHITECTURAL AND LANDSCAPE CONCEPT PLANS, ON A 2.4 ACRE PROPERTY LOCATED ON THE NORTH SIDE OF BASTANCHURY ROAD, APPROXIMATELY 150 FEET WEST OF PUENTE STREET, ADDRESSED 751 EAST BASTANCHURY ROAD

REGULAR BUSINESS (Items 7 - 9)

7. MUNICIPAL ADVISORY SERVICES AND DEBT REFUNDINGS

Overview of City's existing debt issuances and opportunities for refinancing. City Staff seeks authorization to obtain municipal advisory services and refund City's 2005 Tax Allocation Bonds.

Recommendation by the Administrative Services Department:

1. Authorize Staff to obtain municipal advisory services.
2. Authorize City Manager or designee to execute agreement with municipal advisor.
3. Adopt Resolution No. 2020-XX.

RESOLUTION NO. 2020-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, AUTHORIZING REFUNDING OF THE CITY'S 2005 TAX ALLOCATION BONDS

8. FINAL CONSIDERATION OF TENTATIVE AGREEMENTS BETWEEN THE CITY OF FULLERTON AND FULLERTON MUNICIPAL EMPLOYEES FEDERATION AND BETWEEN THE CITY OF FULLERTON AND THE FULLERTON MANAGEMENT ASSOCIATION

Final consideration of proposed Memorandums of Agreement between the City of Fullerton and the Fullerton Municipal Employees Federation and between the City of Fullerton and the Fullerton Management Association reflecting tentative agreement on wages, hours and working conditions.

Recommendation by the Human Resources Department:

1. Adopt the following resolutions:

RESOLUTION NO. 2020-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING THE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF FULLERTON AND THE FULLERTON MUNICIPAL EMPLOYEES FEDERATION

RESOLUTION NO. 2020-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING THE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF FULLERTON AND THE FULLERTON MANAGEMENT ASSOCIATION

2. Authorize \$1,100,000 budget appropriation from unassigned fund balance to fund Fiscal Year 2019-20 increase costs.

9. FIRST CONSIDERATION OF PROPOSED SIDE LETTER TO MEMORANDUM OF AGREEMENT BETWEEN CITY OF FULLERTON AND FULLERTON POLICE MANAGEMENT ASSOCIATION

Proposed Side Letter Agreement between the City of Fullerton and the Fullerton Police Management Association presented for first review by the City Council.

Recommendation by the Human Resources Department:

Review proposed Side Letter Agreement and direct Staff to schedule final review on February 18, 2020.

ITEMS REMOVED FROM CONSENT CALENDAR

AGENDA FORECAST (Tentative)

Tuesday, February 18, 2020

- LICENSE AGREEMENT WITH RAYTHEON COMPANY
- AGREEMENT FOR ENVIRONMENTAL REVIEW OF 2001 AND 2301 E ORANGETHORPE
- MAIN LIBRARY CHILLER UNIT REPAIR
- NEW FLOORING FOR FIRE STATIONS 2, 3 and 4
- NEW HARDWARE - CITY HALL FIRST FLOOR STAIRWELLS AND SECURITY ENTRY DEVICES
- PERSONNEL MANAGEMENT SYSTEM CHANGES
- DISABLED PERSONS PARKING - 306 EAST VALENCIA DRIVE
- EARLY MORNING PARKING EXEMPTION – COCO PALMS HOA
- HOMELESS PLAN COMMITTEE'S STRATEGIC PLAN FOR ADDRESSING HOMELESSNESS
- ON CALL ENVIRONMENTAL SERVICES AGREEMENT WITH SPECIFIED CONSULTANTS
- 2020 FIREWORKS SALES
- SPEED HUMP POLICY
- FULLERTON MUNICIPAL CODE UPDATE FLOOD ZONE DEVELOPMENT
- HILLCREST PARK PARKING

Tuesday, March 3, 2020

- CODE ENFORCEMENT POLICY AND PROCEDURES
- CITY COUNCIL PERSONAL DEVICES AND ACCOUNTS POLICY
- AMENDMENT - BUSHALA BROTHERS, INC. FOR LEASE AT FULLERTON TRANSPORTATION CENTER
- ICRMA APPOINTMENT
- ESTABLISHMENT OF PROGRAM CRITERIA FOR IMPLEMENTATION OF A MILLS ACT PROGRAM
- COMMITTEE PERSONAL DEVICES POLICY

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.