



SPECIAL NOTICE REGARDING CORONAVIRUS (COVID-19) **AND CITY COUNCIL MEETING PARTICIPATION**

Zoom Meeting Details: www.zoom.us/join

Meeting ID: 978 4219 1797 **Telephone Option:** 1-669-900-9128

On October 5, 2021, City Council adopted Resolution No. 2021-73 which makes the legally required findings to continue to authorize remote meeting participation for legislative body members per Assembly Bill 361. City Council will continue to make this finding every 30 days. Some or all of the Fullerton City Council may participate in meetings via teleconference.

PUBLIC PARTICIPATION: Members of 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. **Members of the public may not attend the meeting in person.**

In lieu of attendance at the City Council meeting, the public may make oral public comments via computer, smart device or telephone by following the instructions on the next page.

CORRESPONDENCE: The public can send correspondence to the 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" or by clicking on the eComment link accompanying the agenda posted online at <https://fullerton.legistar.com>. Staff will forward correspondence received to City Council. **Correspondence is not read during public comment portion of the meeting.** However, all correspondence received becomes part of the official record of the meeting. Staff posts correspondence online with the meeting's supplemental materials. Contact the City Clerk's Office at cityclerksoffice@cityoffullerton.com or (714)-738-6350 with any questions.

ACCESSIBILITY: If requested, staff will make the agenda and backup materials available in appropriate alternative formats 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 who requires a disability-related modification or accommodation in order 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.

INSTRUCTIONS FOR PUBLIC COMMENTS USING ZOOM

The public may remotely participate in the meeting to make oral 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.

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

Go To: www.zoom.us/join

Enter Meeting ID: 978 4219 1797

To call into Zoom from your telephone, follow these steps:

Dial 1-669-900-9128 and press pound (#)

Enter Meeting ID: 978 4219 1797 (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 chose 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. Please 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 will be visible to all 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.



FULLERTON CITY COUNCIL SUCCESSOR AGENCY

AGENDA - JANUARY 18, 2022

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 4:00 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: See special notice regarding Coronavirus (COVID-19) and City Council meeting participation for instructions to participate in the meeting. 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. 2021-02 to review the complete Rules of Procedure and Decorum for City Council meetings.

Fred Jung
Mayor (District 1)

Bruce Whitaker
Mayor Pro Tem (District 4)

Nick Dunlap
Council Member (District 2)

Jesus Silva
Council Member (District 3)

Ahmad Zahra
Council Member (District 5)



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

JANUARY 18, 2022 - 4:00 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 - EXISTING LITIGATION Per Government Code Section 54956.9(d)(1)

Name of Case: Hector Hernandez, et al. v. City of Fullerton, et al.

Case Number: 8:20-CV-01 747 CJC (JDEx)

2. CONFERENCE WITH LABOR NEGOTIATOR Per Government Code Section 54957.6

Agency Representatives: Eddie Manfro and Jay Trinnaman

Employee Organizations: Fullerton Fire Management Association, Fullerton Firefighters' Association, Fullerton Management Association, Fullerton Municipal Employees Federation

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

3. PUBLIC EMPLOYMENT Per Government Code Section 54957(b)(1)

Title: City Manager Recruitment

ADJOURN CLOSED SESSION AND RECONVENE STUDY SESSION

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

JANUARY 18, 2022 - 5:30 P.M.

Council Chamber - 303 West Commonwealth Avenue, Fullerton, CA

PUBLIC COMMENT - Study Session

STUDY SESSION

1. ORANGE COUNTY FIRE AUTHORITY PROPOSAL

City Council consideration of Orange County Fire Authority (OCFA) Proposal for emergency fire and paramedic services.

Recommendation:

1. Receive and file OCFA Proposal and OCFA Presentation.
2. Provide direction regarding timeline and process for evaluating the OCFA Proposal against emergency fire and paramedic services currently provided by the Fullerton Fire Department.

2. PENSION OBLIGATION BONDS - OVERVIEW

A macro overview of the City's CalPERS Pension Liability and a brief presentation of Pension Obligation Bonds (POBs) as a potential strategy to address the outstanding pension Unfunded Accrued Liability (UAL).

Recommendation:

1. Receive and file.
2. Provide direction to:
 - Retain Urban Futures, Inc. to perform in-depth analysis at an estimated \$15,000 cost.

and /or
 - Retain validation counsel at an estimated \$40,000 cost and initiate validation proceedings.

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
JANUARY 18, 2022 - 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

PRESENTATIONS

1. **PROCLAMATION: Korean American Day**

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 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.

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. **COMMISSION / COMMITTEE / BOARD APPOINTMENTS**

Recommendation:

1. Council Member Zahra make the following direct appointments:
 - a. Planning Commission - unexpired term ending December 31, 2022.
 - b. Library Board of Trustees - term ending December 31, 2024.
2. Mayor Pro Tem Whitaker make the following direct appointment:
 - a. Library Board of Trustees - term ending December 31, 2024.

3. At-Large Appointment
 - a. Active Transportation Committee - unexpired term ending December 31, 2025.
4. Ratify appointments.

CONSENT CALENDAR (Items 1 - 16)

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. DECEMBER 16, 2021, DECEMBER 21, 2021 SPECIAL MEETING AND DECEMBER 21, 2021 MEETING MINUTES

Recommendation:

Approve December 16, 2021 City Council / Successor Agency Meeting Minutes, December 21, 2021 City Council / Successor Agency Special Meeting Minutes and December 21, 2021 City Council / Successor Agency Meeting Minutes.

2. FULLERTON MUNICIPAL CODE AMENDMENT PERTAINING TO STREETLIGHTS RESIDENTIAL LOCATED AT 215 - 229 EAST ORANGETHORPE AVENUE AND 1101 AND 1111 SOUTH LEMON STREET- SECOND READING OF ORDINANCES

Recommendation:

Adopt the following ordinances:

ORDINANCE NO. 3307 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING A ZONING AMENDMENT TO CHANGE THE ZONING CLASSIFICATION FROM GENERAL COMMERCIAL (G-C) TO SPECIFIC PLAN DISTRICT (SPD) ON A 4.77-ACRE PROPERTY LOCATED ON THE NORTHWEST CORNER OF ORANGETHORPE AVENUE AND LEMON STREET

ORDINANCE NO. 3308 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, ADOPTING THE ORANGETHORPE AND LEMON SPECIFIC PLAN TO IMPLEMENT THE LAND USE REGULATIONS ON A 4.77-ACRE PROPERTY LOCATED ON THE NORTHWEST CORNER OF ORANGETHORPE AVENUE AND LEMON STREET

3. FULLERTON MUNICIPAL CODE AMENDMENT REGARDING SOLID WASTE REGULATION INCLUDING ORGANIC WASTE - SECOND READING OF ORDINANCE

Recommendation:

Adopt Ordinance No. 3309.

ORDINANCE NO. 3309 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, AMENDING FULLERTON MUNICIPAL CODE TITLE 5, CHAPTER 5.14 7 F PERTAINING TO THE REGULATION OF SOLID WASTE INCLUDING ORGANIC WASTE

4. AB 361 CONTINUING STATE OF EMERGENCY DETERMINATION TO HOLD REMOTE LEGISLATIVE BODY MEETINGS

Recommendation:

Adopt Resolution No. 2022-XX.

RESOLUTION NO. 2022-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, MAKING THE CONTINUED DETERMINATION OF LEGALLY REQUIRED FINDINGS TO CONTINUE TO AUTHORIZE THE CONDUCT OF REMOTE "TELEPHONIC" MEETINGS DURING THE STATE OF EMERGENCY

5. **DECEMBER 2021 CHECK REGISTER**

Recommendation:

Receive and file.

6. **CITY COUNCIL MEETING START TIME CHANGE**

Recommendation:

Adopt Resolution No. 2022-XX.

RESOLUTION NO. 2022-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, MODIFYING THE TIME OF CITY COUNCIL REGULAR MEETINGS

7. **MONTHLY COMMITTEE ACTIVITY AND ATTENDANCE REPORT**

Recommendation:

Receive and file.

8. **RECOGNIZED OBLIGATION PAYMENT SCHEDULE 2022-23 AND ADMINISTRATIVE BUDGET ALLOWANCE**

Adopt Resolution No. SA 2022-XX.

RESOLUTION NO. SA 2022-XX - A RESOLUTION OF THE SUCCESSOR AGENCY OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING AND ADOPTING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE 2022-2023 AND ADMINISTRATIVE BUDGET ALLOWANCE (PERIOD COVERING JULY 1, 2022 - JUNE 30, 2023)

9. **CLASSIFICATION PLAN UPDATES TO DEPUTY DIRECTOR OF PARKS AND RECREATION, LIBRARY DIVISION MANAGER, MAINTENANCE SERVICES MANAGER, SKILLED MAINTENANCE WORKER - WATER SERIES AND FLEET MAINTENANCE TECHNICIAN POSITIONS**

Recommendation:

Adopt the following resolutions:

RESOLUTION NO. 2022-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, ADOPTING, UPDATING AND DELETING CERTAIN CLASS SPECIFICATIONS IN THE PERSONNEL CLASSIFICATION PLAN AND AMENDING RESOLUTION NO. 2020-18 (FULLERTON MANAGEMENT ASSOCIATION) APPENDIX A AND RESOLUTION NO. 2021-39 RELATING TO COMPENSATION FOR CONFIDENTIAL / NONREPRESENTED EMPLOYEES

RESOLUTION NO. 2022-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, RELATING TO COMPENSATION FOR EXECUTIVE EMPLOYEES AND SUPERSEDING RESOLUTION NO. 2021-69 AND AMENDMENTS THERETO

10. INTERIM EXECUTIVE EMPLOYMENT AGREEMENT

Recommendation:

1. Adopt Resolution No. 2022-XX.

RESOLUTION NO. 2022-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING AN AGREEMENT RETAINING CINDY COLLINS AS AN INTERIM EXECUTIVE IN ACCORDANCE WITH GOVERNMENT CODES SECTIONS 7522.56 AND 21221(h)

2. Authorize Acting City Manager to execute employment agreement with Cindy Collins, in a form approved by the City Attorney.

11. IRA FUNDS DONATION FOR THE FULLERTON LIBRARY

Recommendation:

Adopt Resolution No. 2022-XX.

RESOLUTION NO. 2022-XX - a RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, ACCEPTING DONATIONS FOR THE FULLERTON LIBRARY AND AUTHORIZING THE CITY MANAGER AND/OR ADMINISTRATIVE SERVICES DIRECTOR TO DEPOSIT AND APPLY DONATED FUNDS AS DESIGNATED

12. FISCAL YEAR 2020 URBAN AREAS SECURITY INITIATIVE (UASI) GRANT AGREEMENT

Recommendation:

1. Accept FY 2020 UASI grant award and authorize City Manager, or designee, to execute FY 2020 UASI agreement.
2. Appropriate receipt and use of grant award in Fund 32.

13. VOIDING UNCLAIMED CHECKS FOR AMOUNTS FIFTEEN DOLLARS OR GREATER

Recommendation:

1. Approve voiding unclaimed checks of fifteen dollars or greater that remain uncashed after three years from the date of issuance which remain unclaimed forty-five days after the City issued the Notice of Publication.
2. Authorize the Administrative Services Director to transfer resulting funds to the general fund or other funds as appropriate.

14. ANNUAL COMPREHENSIVE FINANCIAL REPORT FOR FISCAL YEAR ENDED JUNE 30, 2021

Recommendation:

Receive and file report.

15. 2022 NORTH ORANGE COUNTY PUBLIC SAFETY COLLABORATIVE

Recommendation:

1. Authorize Chief of Police to execute agreement between the North Orange County Public Safety Collaborative and the City of Fullerton to accept \$201,181 in 2022, in a form approved by the City Attorney's Office.
2. Appropriate receipt and use of \$201,181 in Grant Fund 32.

16. STORM DRAIN LINING FY 2020-21 - ADDITIONAL FUNDING

Recommendation:

Approve transfer of \$97,500 Sewer Enterprise Funds from Project 51419 Annual Sewer Replacement Program to Project 52719 Storm Drain Lining FY 20-21.

PUBLIC HEARINGS (Item 17)

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.

17. THE HUB STUDENT-ORIENTED HOUSING DEVELOPMENT PROJECT LOCATED AT 2601, 2701 AND 2751 EAST CHAPMAN AVENUE

The Planning Commission recommended in a 4 - 0 vote that City Council approve the project, including demolition of the existing office buildings and construction of a student-oriented residential housing project.

1. Adopt the following resolutions:

RESOLUTION NO. 2022-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, ADOPTING A MITIGATED NEGATIVE DECLARATION, INCLUDING ANALYSIS OF THE POTENTIAL ENVIRONMENTAL EFFECTS OF THE PROJECT, PROJECT DESIGN FEATURES, STANDARD CONDITIONS, MITIGATION MEASURES AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE HUB FULLERTON STUDENT-ORIENTED HOUSING PROJECT ON A 3.55-ACRE PROPERTY LOCATED ON THE NORTHEAST CORNER OF CHAPMAN AND COMMONWEALTH AVENUES

RESOLUTION NO. 2022-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING A MAJOR SITE PLAN FOR A STUDENT-ORIENTED HOUSING PROJECT OF UP TO 377 UNITS (1,103 BEDS) WITH 12,438 SQUARE FEET OF GROUND FLOOR COMMERCIAL SPACE ON A 3.55-ACRE PROPERTY LOCATED ON THE NORTHEAST CORNER OF CHAPMAN AND COMMONWEALTH AVENUES

RESOLUTION NO. 2022-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING TENTATIVE PARCEL MAP TPM 2020-173 TO CREATE ONE LOT UNDER COMMON OWNERSHIP ON A 3.55-ACRE PROPERTY LOCATED ON THE NORTHEAST CORNER OF CHAPMAN

AND COMMONWEALTH AVENUES

RESOLUTION NO. 2022-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 OFFICE TO HIGH-DENSITY RESIDENTIAL ON A 3.55-ACRE PROPERTY LOCATED ON THE NORTHEAST CORNER OF CHAPMAN AND COMMONWEALTH AVENUES

2. Introduce the following ordinances XXXX 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, APPROVING A ZONING AMENDMENT TO CHANGE THE ZONING CLASSIFICATION FROM OFFICE PROFESSIONAL (O-P) TO SPECIFIC PLAN DISTRICT (SPD) ON A 3.55-ACRE PROPERTY LOCATED ON THE NORTHEAST CORNER OF CHAPMAN AND COMMONWEALTH AVENUES

ORDINANCE NO. XXXX - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, ADOPTING THE HUB SPECIFIC PLAN TO IMPLEMENT THE LAND USE REGULATIONS ON A 3.55-ACRE PROPERTY LOCATED ON THE NORTHEAST CORNER OF CHAPMAN AND COMMONWEALTH AVENUES

REGULAR BUSINESS (Items 18 - 20)

18. HOPE CENTER BUILDING IMPROVEMENTS

Allocate funding to the HOPE Center Building Improvements Project, award construction contract to Genesis Builders, Inc. for building improvements and ratify the City Manager’s award of a construction contract to Environmental Remediation Contractors, Inc. (ERC) for asbestos and lead paint abatement at the HOPE Center building.

Recommendation:

1. Approve plans and specifications for the HOPE Center Building Improvements Project.
2. Approve the following budget transfers and appropriations in Project 55056 HOPE Center:
 - Transfer \$650,000 in approved CDBG Funds (Fund 35) to Project 55056 HOPE Center (Fund 74).
 - Transfer \$85,000 Facility Capital Repair Funds from Project 55052 Annual Facility Maintenance Projects (Fund 70) to Project 55056 HOPE Center (Fund 74).
 - Approve and appropriate \$825,000 from one of two available funding options:
 - a) Approve use of \$825,000 ARPA funds under the ‘Revenue Replacement: Provision of Government Services’ allowable category to Project 55056 HOPE Center (Fund 74).

OR

- b) Approve and allocate \$825,000 available General Fund to Project

55056 HOPE Center (Fund 74).

3. Award \$714,235 construction contract for the HOPE Center Building Improvements to Genesis Builders, Inc. and authorize the City Manager, or designee, to execute the contract in a form approved by the City Attorney.
4. Ratify City Manager's award of \$66,650 construction contract to Environmental Remediation Contractors, Inc. (ERC) for the abatement of asbestos and lead paint at the HOPE Center.
5. Authorize Public Works Director, or designee, to approve any future change orders for construction and professional construction support services within the approved project budget.
6. Approve reimbursement of Facility Capital Repair Funds (Fund 70) expended on the HOPE Center from any remaining project savings and non-grant funds upon conclusion of the project.

19. PROPOSED ARPA SPENDING PLAN FOR CITY COUNCIL CONSIDERATION

The proposed ARPA Spending Plan for City Council consideration would formally obligate its \$32.7 million American Rescue Plan Act (ARPA) funding allocation for projects and programs allowable under US Treasury guidelines. City Council has obligated \$1.45 million of ARPA funds to date. On December 7, 2021, City Council approved additional budget reductions to the Fiscal Year 2021-22 Budget and correspondingly designated \$11.9 million of ARPA funds for 'Revenue Replacement' to stabilize government finances, leaving \$19.3 million of remaining unobligated ARPA funds for projects / programs allowable under US Treasury guidelines.

Recommendation:

1. Ratify December 7, 2021 City Council direction and obligate and appropriate \$11.9 million of ARPA allocation for Revenue Replacement - Provision of Government Services and grant City Manager authority to designate application to support stabilization of government finances.
2. Obligate and appropriate the remaining \$19.3 million of unobligated ARPA funds to program / project areas in accordance to US Treasury guidelines and formally approve and adopt the \$32.7 million Proposed ARPA Spending Plan.
3. Authorize City Manager to manage and administer funds within respective ARPA eligible program areas to align programs or projects within the ARPA Spending Plan to comply with evolving Federal guidance and City Council priorities.
4. Authorize City Manager, or designee, to make necessary budget and accounting adjustments to account for and maintain financial records for ARPA funds obligated and expended to comply with US Treasury guidelines.

20. ANNUAL REVIEW OF RULES OF PROCEDURE AND DECORUM FOR CITY COUNCIL MEETINGS

City Council annually reviews its Rules of Procedure and Decorum for City Council Meetings and considers adjustments to the Rules of Procedure for future City Council meetings.

Recommendation:

Adopt Resolution No. 2022-XX.

RESOLUTION NO. 2022-XX - 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. 2021-02

ITEMS REMOVED FROM CONSENT CALENDAR

AGENDA FORECAST (Tentative)

Tuesday, February 1, 2022

- *OUTGOING COMMISSIONER RECOGNITION*
- *ILLUMINATION FOUNDATION CONTRACT AMENDMENT*
- *HOUSING ELEMENT*
- *ORANGE COUNTY POWER AUTHORITY DEFAULT RATE TIER*
- *NEIGHBORHOOD LEASE AGREEMENTS*
- *FSD JOINT USE AGREEMENT*
- *FIREWORKS*
- *MID-YEAR BUDGET REVIEW*

Tuesday, February 15, 2022

- *AB 361 CONTINUING STATE OF EMERGENCY DETERMINATION*
- *ROSECRANS AVENUE STREET IMPROVEMENTS*
- *COMMITTEE ACTIVITY AND ATTENDANCE REPORT*
- *BUDGET REDUCTION 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.