



**CITY OF FULLERTON
CITY COUNCIL / SUCCESSOR AGENCY
CLOSED SESSION MINUTES
FEBRUARY 4, 2020 – 5:00 P.M.
Council Chamber
303 West Commonwealth Avenue
Fullerton, California**

5:01 p.m.

CALL TO ORDER

Mayor / Chair Fitzgerald called the meeting to order at 5:01 p.m.

All Present

ROLL CALL

Present: Mayor / Chair Fitzgerald, Mayor Pro Tem / Vice Chair Flory, Council Members Silva, Whitaker (arrived 5:02 p.m.), Zahra

Absent: None

Staff Present: City Manager Kenneth A. Domer, City Attorney Richard D. Jones, City Clerk Lucinda Williams

PUBLIC COMMENTS

None.

RECESS to Closed Session

Mayor / Chair Fitzgerald recessed the meeting at 5:02 p.m.

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

5:58 p.m.

ADJOURNMENT

Mayor / Chair Fitzgerald adjourned the meeting at 5:58 p.m.

Jennifer Fitzgerald, Mayor

Lucinda Williams, City Clerk



CITY OF FULLERTON
CITY COUNCIL / SUCCESSOR AGENCY
REGULAR MEETING MINUTES
FEBRUARY 4, 2020 - 6:30 P.M.
Council Chamber
303 West Commonwealth Avenue
Fullerton, California

6:31 p.m.

CALL TO ORDER

Mayor / Chair Fitzgerald called the meeting to order at 6:31 p.m.

All Present

ROLL CALL

Present: Mayor / Chair Fitzgerald, Mayor Pro Tem / Vice Chair Flory, Council / Agency Members Silva, Whitaker, Zahra

Absent: None

Staff Present: City Manager Kenneth A. Domer, City Attorney Richard D. Jones, City Clerk Lucinda Williams, Deputy City Manager Antonia Graham, Director of Parks and Recreation Hugo Curiel, Director of Human Resources Gretchen Beatty, Director of Public Works Meg McWade, Director of Community and Economic Development Matt Foulkes, Police Captain Eric Carter, Director of Administrative Services Ellis Chang, Fire Chief Adam Loser

INVOCATION given by Pastor Israel Gomez.

PLEDGE OF ALLEGIANCE led by Mayor Pro Tem Flory.

CLOSED SESSION REPORT

None.

EX PARTE COMMUNICATIONS REPORT PURSUANT TO FMC 2.33.040 - TRANSPARENCY AND ACCOUNTABILITY IN LABOR NEGOTIATIONS

None.

PRESENTATIONS

1. PROCLAMATION: CAREER TECHNICAL EDUCATION MONTH

PUBLIC COMMENTS

- Jackie Danis spoke about parking issues.
- Maggie Lee spoke about the Community Choice energy program.
- Jensen Hallstrom spoke about tree removal.
- Bernard (no last name given), Fullerton, thanked City Council for their work with the Illumination Foundation.

CITY COUNCIL / SUCCESSOR AGENCY / STAFF COMMUNICATIONS AND REPORTS

City Manager Domer responded to issues arising during public comments.

Council Member Silva reported on upcoming events.

Council Member Zahra reported on attendance on community events, spoke about PFAS, requested, supported by Fitzgerald, a letter of support for a job fair to Supervisor Chaffee's Office, requested a letter sent to Assembly Member Quirk-Silva regarding funding for Richman Park and asked for a report on Hillcrest Park parking.

Council Member Silva, supported by Zahra, requested an update on Pearl Park.

Council Member Whitaker spoke about Hillcrest Park parking.

Mayor Pro Tem Flory spoke about attendance at recent events and asked about trail grants.

Mayor Fitzgerald reported on navigation centers and anti-camping ordinances.

APPOINTMENTS

None.

CONSENT CALENDAR (Items 1 - 5)

Zahra moved, seconded by Flory, to approve Consent Calendar Items 1 – 5.

Motion carried 5 – 0.

Approved

1. JANUARY 21, 2020 MEETING MINUTES

Recommendation by the City Clerk's Office:

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

Resolution No. 2020-08 adopted as amended

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

Recommendation by the Human Resources Department:

Adopt Resolution No. 2020-08.

RESOLUTION NO. 2020-08 - 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

Resolution No. 2020-09 adopted as amended

3. APPROPRIATION OF DONATIONS OR GIFTS

Recommendation by the Administrative Services Department:

1. Adopt Resolution No. 2020-09.

RESOLUTION NO. 2020-09 - 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.

Resolution No. 2020-10 adopted

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. 2020-10.

RESOLUTION NO. 2020-10 – 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.

Approved

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)

Resolution
2020-11,
2020-13,
and
adopted

Nos.
2020-12,
2020-14
2020-15

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

Mayor Fitzgerald opened the public hearing at 7:32 p.m.

- Kelly Perkins, Fullerton, asked for modifications to the proposed project.
- Lauren Perkins, Fullerton, asked about the project impact on parking and infrastructure.
- Chris Gaarder, Fullerton, suggested including traffic improvements with this project.
- Janet Kiefer spoke about preserving scenic corridors.
- Roger Kiefer expressed concerns with the impact on air quality and underground utilities.
- Marry Barrett Lubliner, Fullerton, spoke about safety along the Bastanchury Corridor.
- Christine Schachter, Pacific West Association of Realtors, expressed support for the project.
- Linda Bouman, Fullerton, asked about geological soil site testing and spoke about traffic safety.
- Kathy Gjevre, Fullerton, expressed concerns with the

number of units in the project, on-site parking and traffic speeds.

- Chris Norby, Fullerton, spoke in support of the project.
- Marissa Salazar spoke in support of the project.
- Babette Carlson, Fullerton, spoke in support of the project.
- Ray Kawase, Fullerton, spoke in support of the project.
- Michael McKay, Fullerton, asked the developer to reduce the number of units and to address safety concerns.
- Duncan Johnson spoke in support of this project.
- Elizabeth Oates, Fullerton, spoke in support of this project.
- Pete Paganucci, Fullerton, asked for a reduction in the scope of this project.
- Bronson Lee, Fullerton, expressed concerns with traffic impacts, the proximity of the school and fence maintenance.
- Debra Pember, Fullerton, spoke in support of the project.
- Carol Edmonston, Fullerton, asked City Council to not vote on this project at this meeting and take more time to address neighborhood concerns.
- Paulette Chaffee, Fullerton, asked City Council to not make a decision on this project at this meeting and take more time to address neighborhood concerns.
- Alex Hernandez, Brandywine Homes, spoke in support of this project.

Mayor Fitzgerald closed the public hearing at 8:29 p.m.

Zahra requested, supported by Flory, to agendaize a discussion of traffic on Bastanchury Road at a future meeting.

Zahra moved, seconded by Flory, to adopt the following resolutions:

RESOLUTION NO. 2020-11 - 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. 2020-12 - 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. 2020-13 - 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. 2020-14 - 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. 2020-15 - 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

Motion carried 4 – 1 (No: Whitaker).

REGULAR BUSINESS (Items 7 - 9)

Resolution No. 7. **MUNICIPAL ADVISORY SERVICES AND DEBT**
2020-16 adopted **REFUNDINGS**

Fitzgerald moved, seconded by Silva, to:

1. Authorize Staff to obtain municipal advisory services.
2. Authorize City Manager or designee to execute agreement with municipal advisor.
3. Adopt Resolution No. 2020-16.

RESOLUTION NO. 2020-16 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, AUTHORIZING REFUNDING OF THE CITY'S 2005 TAX ALLOCATION REVENUE BONDS

Motion carried 5 – 0.

Resolution Nos. 8.
2020-17 and 2020-
18 adopted

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

Zahra moved, seconded by Flory, to:

1. Adopt the following resolutions:

RESOLUTION NO. 2020-17 - 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. 2020-18 - 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.

Motion carried 4 – 1 (No: Whitaker).

Approved

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

Fitzgerald moved, seconded by Flory, to review proposed Side Letter Agreement and direct Staff to schedule final review on February 18, 2020.

Motion carried 4 – 1 (No: Whitaker).

ITEMS REMOVED FROM CONSENT CALENDAR

None.

9:59 p.m.

ADJOURNMENT

Mayor / Chair Fitzgerald adjourned the meeting at 9:59 p.m.

Jennifer Fitzgerald, Mayor

Lucinda Williams, City Clerk