



**CITY OF FULLERTON
CITY COUNCIL / SUCCESSOR AGENCY
CLOSED SESSION MINUTES
AUGUST 20, 2019 – 4:30 P.M.
Council Chamber
303 West Commonwealth Avenue
Fullerton, California**

4:33 p.m.

CALL TO ORDER

Mayor / Chair Silva called the meeting to order at 4:33 p.m.

All Present

ROLL CALL

Present: Mayor / Chair Silva, Mayor Pro Tem / Vice Chair Fitzgerald, Council Members Flory, Whitaker (arrived 4:35 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 Silva recessed to Closed Session at 4:34 p.m.

CLOSED SESSION

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION Per Government Code Section 54957(b)(1)

Title: City Manager

2. CONFERENCE WITH LABOR NEGOTIATOR Per Government Code Section 54957.6

Agency Representative/s: Kenneth A. Domer

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

Fullerton Firefighters'
Association, Fullerton Police
Management Association,
Fullerton Management
Association

Under Discussion:

Parameters of authority for
negotiating salaries, benefits
and working conditions

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

Name of Case: Adriana Palomares v. City of Fullerton, et al.

Case Number: USDC Case No.: 18 CV 01843 DOC

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

Name of Case: Orange County Catholic Worker et al v.
Orange County et al United States District
Court, Central District of California

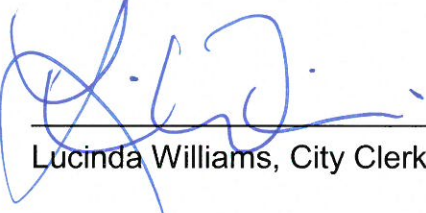
Case Number: 8:18-cv-0155-DOC-JDE

6:30 p.m.

ADJOURNMENT

Mayor / Chair Silva adjourned the meeting at 6:30 p.m.



Jesus J. Silva, Mayor

Lucinda Williams, City Clerk



CITY OF FULLERTON
CITY COUNCIL / SUCCESSOR AGENCY
REGULAR MEETING MINUTES
AUGUST 20, 2019 - 6:30 P.M.
Council Chamber
303 West Commonwealth Avenue
Fullerton, California

6:37 p.m.

CALL TO ORDER

Mayor / Chair Silva called the meeting to order at 6:37 p.m.

All Present

ROLL CALL

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

Absent: None

Staff Present: City Manager Kenneth A. Domer, City Attorney Richard D. Jones, City Clerk Lucinda Williams, Director of Parks and Recreation Hugo Curiel, Director of Human Resources Gretchen Beatty, Director of Public Works Meg McWade, Acting Director of Community Development Matt Foulkes, Police Chief Robert Dunn, Acting Director of Administrative Services Claire Moynihan, Fire Chief Adam Loser

INVOCATION given by Pastor Darin McWatters.

PLEDGE OF ALLEGIANCE led by Council Member Zahra.

CLOSED SESSION REPORT

None.

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

Mayor Silva reported that he met with Ian Timmons, Fullerton Municipal Employees' Federation and Dan Lancaster, Fullerton Firefighters' Association.

Fitzgerald moved, seconded by Zahra, to add an agenda item to

consider hosting a parade on City streets related to Golden Hill Little League Junior All-Stars World Championship as the need to act on this item arose following posting of the agenda and requires action before the next regular meeting.

Motion carried 5 – 0.

Presented

PRESENTATIONS

- 1. PRESENTATION: U14 Fullerton Hills Softball - State Champions**
- 2. PRESENTATION: Utility Box Public Art**

PUBLIC COMMENTS

- Todd Harrison, Fullerton, spoke about Rancho La Paz.
- Diane Vena spoke about the faith community and homelessness.
- Jacob Giron spoke about homeless issues.
- Sheri Smith spoke about mobile loaves and fishes.
- Johnny Law spoke about homeless issues.
- Paul Heiff, Anaheim, spoke about homeless services.
- Jensen Hallstrom, Fullerton, spoke about tree trimming.
- Patrick Kuehn, Fullerton, spoke about homeless issues on Gilbert Street.

CITY COUNCIL / SUCCESSOR AGENCY / STAFF COMMUNICATIONS AND REPORTS

City Manager Domer responded to issues arising during public comments.

Council Member Flory spoke about homeless issues, asked for a report on the status of the loan agreement between CSUF and the Redevelopment Agency, spoke about a recent water main break, asked for monthly briefings on the Hunt Branch Library and spoke about conversations on national issues.

Council Member Zahra reported on recent community events and announced he will host an upcoming water forum.

Council Member Whitaker thanked Staff for their assistance with homeless issues in West Fullerton.

Mayor Silva reported on recent community events and announced the next Community Update with the Mayor.

APPOINTMENTS

None.

CONSENT CALENDAR (Items 1 - 8)

Zahra moved, seconded by Flory, to approve Consent Calendar Items 1, 2, 3, 5, 7 and 8.

Motion carried 5 – 0.

Approved

1. AUGUST 6, 2019 MEETING MINUTES

Recommendation by the City Clerk's Office:

Approve August 6, 2019 City Council / Successor Agency Meeting Minutes.

Approved

2. JULY 2019 CHECK REGISTER

Recommendation by the Administrative Services Department:
Receive and file.

Received and filed

3. MONTHLY LEGISLATIVE UPDATE

Recommendation by the Administration Department:
Receive and file Monthly Legislative Report.

Approved

5. FULLERTON CERTIFIED FARMERS MARKET

Recommendation by the Parks and Recreation Department:

Authorize Director of Parks and Recreation to sign Memorandum of Understanding between City of Fullerton and Fullerton Certified Farmers Market, Inc. to continue operation of Fullerton Market at Independence Park.

Resolution No.
2019-46 adopted

7. ORANGE COUNTY TRANSPORTATION AUTHORITY MEASURE M2 ENVIRONMENTAL CLEANUP TIER 1 GRANT PROGRAM FISCAL YEAR 2019-20 RESOLUTION REVISION

Recommendation by the Public Works Department:

Adopt Resolution No. 2019-46.

RESOLUTION NO. 2019-46 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, AUTHORIZING AN APPLICATION FOR FUNDS FOR THE ENVIRONMENTAL CLEANUP TIER 1 GRANT PROGRAM FISCAL YEAR 2019-20 UNDER ORANGE COUNTY LOCAL TRANSPORTATION ORDINANCE NO. 3 FOR THE ENVIRONMENTAL CLEANUP PROGRAM PROJECT AND REPEALING RESOLUTION NO. 2019-19 IN ITS ENTIRETY

Approved

8. MISCELLANEOUS STORM DRAIN REPAIR CONTRACT AUTHORIZATION - 335 SOUTH HALE AVENUE

Recommendation by the Public Works Department:

1. Authorize City Manager to award and execute construction contract not to exceed \$200,000 with approved contractor for storm drain repair work at 335 South Hale Avenue, in a form approved by the City Attorney.
2. Authorize City Manager to conduct public hearing to hear bid protests, if any protests submitted.

PUBLIC HEARINGS

None.

REGULAR BUSINESS (Items 9 - 10)

(Added agenda Item)

CONSIDERATION OF HOSTING PARADE ON CITY STREETS RELATED TO GOLDEN HILL LITTLE LEAGUE JUNIOR ALL-STARS WORLD CHAMPIONSHIP

Fitzgerald moved, seconded by Flory, to support hosting a parade on City streets related to Golden Hill Little League Junior All-Stars World Championship.

Motion carried 5 – 0.

Approved

9. TENANT BASED RENTAL ASSISTANCE PROGRAM OPTIONS IN SENIOR MOBILE HOME PARKS

- June Perez spoke about the various housing subsidies available and thanked the City for assistance with this issue.
- Jane Rands spoke about the timing of the various assistance programs, the amount of funding available and ensuring continuity of this program.
- Curtis Gamble asked if this program includes veterans.

Flory moved, seconded by Zahra, approve up to \$350,000 to implement revised tenant based rental assistance program for senior mobile home park residents within City to preserve affordable housing options.

Motion carried 5 – 0.

Approved

10. LETTER OF INTENT REGARDING ASSISTANCE FOR ACQUISITION AND DEVELOPMENT OF RECUPERATIVE

CARE / NAVIGATIONAL CENTER FOR HOMELESS WITH ILLUMINATION FOUNDATION

- Richard Doubleddee spoke in support of this item.
- Enedina Clements spoke in support of this item.
- Harry Langenbacher, Fullerton, spoke in support of this item.
- Jane Rands, Fullerton, asked for a definition of terms used in the report and asked why people cannot self-refer.
- Curtis Gamble suggested using Rancho La Paz as an emergency shelter.
- Scott Hess asked questions about the Letter of Intent.

Zahra moved, seconded by Flory, to authorize Mayor to sign Letter of Intent to assist Illumination Foundation secure additional funding to acquire, and eventually develop, recuperative care / navigation center for homeless individuals and authorize City Manager to apply for grant funding, including State homeless assistance funds, for acquisition, tenant improvements and operational needs.

Motion carried 4 – 1 (No: Whitaker).

ITEMS REMOVED FROM CONSENT CALENDAR

Resolution Nos.
2019-44 and 2019-
45 adopted

4. PROPOSED CHANGES TO PERSONNEL CLASSIFICATION PLAN AND EXECUTIVE EMPLOYEE COMPENSATION RESOLUTION

Flory moved, seconded by Silva, to:

1. Adopt the following resolutions:

RESOLUTION NO. 2019-44 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, ADOPTING AND DELETING CERTAIN CLASS SPECIFICATIONS FROM THE PERSONNEL MANAGEMENT SYSTEM, AMENDING APPENDIX A OF RESOLUTION NO. 2015-52 (FULLERTON MUNICIPAL EMPLOYEES FEDERATION) AND RESOLUTION NO. 2016-23 (FULLERTON MANAGEMENT ASSOCIATION) AND AMENDING THE APPENDIX OF RESOLUTION NO. 2018-50 (DESIGNATED CITY OF FULLERTON EMPLOYEES REQUIRED TO FILE A CONFLICT OF INTEREST DISCLOSURE STATEMENT)

RESOLUTION NO. 2019-45 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, RELATING TO COMPENSATION FOR EXECUTIVE EMPLOYEES AND SUPERSEDING RESOLUTION NO. 2017-66 AND AMENDMENTS

THERE TO

2. Amend Fiscal Year 2019-20 adopted budget to remove and replace budgeted positions within the Police and Public Works departments as specified.

Motion carried 5 – 0.

Approved

6. PAVEMENT MANAGEMENT PROGRAM CONSULTANT

Flory moved, seconded by Zahra, to:

1. Authorize Director of Public Works, or designee, to execute \$61,957 Consultant Agreement with Bucknam Infrastructure Group for Fiscal Year 2019-20, in a form approved by the City Attorney.
2. Authorize Director of Public Works, or designee, to negotiate and execute Consultant Agreements with Bucknam Infrastructure Group to prepare Pavement Management Program for Fiscal Years 2020-21 and 2021-22, in a form approved by the City Attorney.

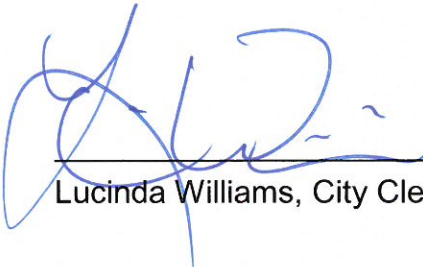
Motion carried 5 – 0.

9:05 p.m.

ADJOURNMENT

Mayor / Chair Silva adjourned the meeting at 9:05 p.m.



Jesus J. Silva, Mayor

Lucinda Williams, City Clerk