



**FULLERTON CITY COUNCIL
SUCCESSOR AGENCY
PUBLIC FINANCING AUTHORITY
HOUSING AUTHORITY**

AGENDA - DECEMBER 5, 2017

303 West Commonwealth Avenue, Fullerton, CA

MEETINGS: The Fullerton City Council / Successor Agency / Public Financing Authority 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 as well as request removal of Consent Calendar items for further discussion during Public Comments at the Regular Session meeting. 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 and public hearing items shall have no more than five 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 slip and submit the slip 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 / Authority 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 / Public Financing Authority 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. 2017-03 to review the complete Rules of Procedure and Decorum for City Council meetings.

Bruce Whitaker
Mayor

Doug Chaffee
Mayor Pro Tem

Jennifer Fitzgerald
Council Member

Greg Sebourn
Council Member

Jesus Silva
Council Member





**CITY OF FULLERTON
CITY COUNCIL / SUCCESSOR AGENCY
CLOSED SESSION AGENDA
DECEMBER 5, 2017 - 5:00 P.M.
Council Chamber
303 West Commonwealth Avenue
Fullerton, California**

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: Steve Berliner, Kenneth A. Domer

Employee Organizations: Fullerton Fire Management Association, Fullerton Firefighters' Association, Fullerton Municipal Employees Federation, Fullerton Management Association, Fullerton Police Management Association, Fullerton Police Officers' Association – Safety, Fullerton Police Officers' Association – Dispatchers

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

ADJOURNMENT

The next regular City Council / Successor Agency / Public Financing Authority meeting is December 5, 2017 at 6:30 p.m. in the Council Chamber, 303 West Commonwealth Avenue, Fullerton, California.



**CITY OF FULLERTON
CITY COUNCIL / SUCCESSOR AGENCY /
PUBLIC FINANCING AUTHORITY
HOUSING AUTHORITY
REGULAR MEETING AGENDA
DECEMBER 5, 2017 - 6:30 P.M.
Council Chamber
303 West Commonwealth Avenue
Fullerton, California**

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

CLOSED SESSION REPORT

**EX PARTE COMMUNICATIONS REPORT PURSUANT TO CITY OF
FULLERTON RESOLUTION NO. 2016-41 – TRANSPARENCY IN LABOR
NEGOTIATIONS**

PRESENTATIONS

None

PUBLIC COMMENTS

The City Council / Successor Agency / Public Financing Authority will hear public comments on matters not appearing on the agenda but within City Council / Agency / Authority jurisdiction at this time. The City Council / Agency / Authority will also accept public requests for removal of Consent Calendar 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 / Chair calls that specific item for discussion. State regulations prohibit the City Council / Agency / Authority from acting on non-agenda items.

CITY COUNCIL / SUCCESSOR AGENCY / STAFF COMMUNICATIONS

City Council Members may ask questions for clarification, make a brief announcement, make a brief report on 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

PUBLIC HEARINGS

None

REGULAR BUSINESS (Items 1 – 7)

1. MAYOR / CHAIR AND MAYOR PRO TEM / VICE CHAIR SELECTION

The City Council / Successor Agency / Public Financing Authority / Housing Authority selects a new Mayor / Chair and Mayor Pro Tem / Vice Chair on an annual basis.

Recommendation by the Office of the City Clerk:

1. Appoint City Council Member to serve as Mayor / Chair through December 2018.
2. Appoint City Council Member to serve as Mayor Pro Tem / Vice Chair through December 2018.

2. FOX BLOCK DEVELOPMENT PLAN - PREFERRED DEVELOPMENT ALTERNATIVE

Consideration and recommendation by the City Council regarding the preferred development alternative for the Fox Block Development.

Recommendation by the Community Development Department:

Provide direction to City staff on which development alternative to pursue for the Fox Block Development properties and recommendations regarding financing alternatives.

3. LEASE AGREEMENT WITH HANGAR 21 HELICOPTERS AND RESOLUTION OF INTENT TO AMEND FULLERTON MUNICIPAL CODE TITLE 15 PERTAINING TO THE PUBLIC LAND ZONE CLASSIFICATION

Consideration of a lease and related agreements with Hangar 21 Helicopters LLC for City owned property located at the Fullerton Municipal Airport and request to adopt a resolution of intent to amend Chapter 15.25 of the Fullerton Municipal Code Title 15 pertaining to the Public Land zone classification.

Recommendation by the Public Works Department:

1. Authorize Mayor to execute lease agreement with Hangar 21 Helicopters LLC, in a form approved by the City Attorney.

2. Authorize payment(s) to Hangar 21 Helicopters for hangar restoration and remodel expenses in an amount equivalent to any insurance payments the City receives for damages to the hangar caused by previous tenant.
3. Adopt Resolution No. 2017-XX.

RESOLUTION 2017-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, DECLARING ITS INTENTION TO CONSIDER AMENDMENTS TO CHAPTER 15.25 OF TITLE 15 OF THE FULLERTON MUNICIPAL CODE FOR THE PURPOSE OF UPDATING THE PROVISIONS APPLICABLE TO THE PUBLIC LAND (P-L) ZONE

4. **REAUTHORIZING A FEE TO SUPPORT PUBLIC, EDUCATION AND GOVERNMENTAL CHANNEL FACILITIES WITHIN THE CITY'S JURISDICTION**

City Council adopted Ordinance No. 3089 on May 15, 2007 to require video service providers operating under state franchises to pay a Public, Education and Governmental access fee of one percent of the gross revenues to the City. Some State franchises within the City's jurisdiction will expire and the City needs to adopt an ordinance reauthorizing the collection of PEG fees for the renewed franchises.

Recommendation by the Administrative Services Department:

1. Adopt Resolution No. 2017-XX.

RESOLUTION NO. 2017-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, REAUTHORIZING A FEE TO SUPPORT PUBLIC, EDUCATION AND GOVERNMENTAL ("PEG") CHANNEL FACILITIES WITHIN THE CITY'S JURISDICTION

2. Introduce Ordinance No. XXXX for first reading by title only and waive further reading of the ordinance.

ORDINANCE NO. XXXX - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, AMENDING ORDINANCE NO. 3089 TO REAUTHORIZE A FEE TO SUPPORT PUBLIC, EDUCATION AND GOVERNMENTAL ("PEG") CHANNEL FACILITIES WITHIN THE CITY'S JURISDICTION

5. **CONTRACT RENEWALS FOR GROUP INSURANCE PROGRAMS**

Annual report and recommendations on proposed contract renewals for the City's group health insurance program. All plans are specified under collective bargaining agreements with the exception of the Employee Assistance Plan, the Anthem Elements Choice EQ HMO (minimum value plan implemented to meet the requirements of the Federal Patient Protection and Affordable Care Act) and the health benefits broker agreement with AON.

Recommendation by Human Resources Department:

1. Accept renewal proposals of Anthem Blue Cross (PPO), Anthem California Care (HMO) and Kaiser (HMO) for medical insurance for 2018.
2. Accept Anthem Elements Choice EQ HMO (minimum value plan for qualifying non-regular employees) for 2018.
3. Accept renewal proposal of Delta Dental of California for dental insurance for 2018.

4. Accept renewal proposal of The Standard Insurance Company for Life / AD&D coverage and Long-Term Disability insurance for 2018.
5. Accept renewal proposal of Vision Services Plan for vision coverage for 2018.
6. Accept renewal proposal of CIGNA to provide an employee assistance program for 2018.
7. Accept one year renewal with AON Hewitt to serve as the City's health benefit consultant, in a form approved by the City Attorney.
8. Authorize City Manager or his designee to execute agreements as required.

6. FINAL ACTION ON MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF FULLERTON AND THE FULLERTON FIRE MANAGEMENT ASSOCIATION

A tentative agreement between City of Fullerton and Fullerton Fire Management Association submitted for City Council approval.

Recommendation by the Human Resources Department:

Adopt Resolution No. 2017-XX.

RESOLUTION NO. 2017-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING THE AGREEMENT BETWEEN THE CITY AND THE FULLERTON FIRE MANAGEMENT ASSOCIATION DATED OCTOBER 27, 2017

7. FIRST REVIEW OF SIDE LETTERS TO MEMORANDA OF AGREEMENT BETWEEN THE CITY OF FULLERTON AND THE FULLERTON POLICE OFFICERS' ASSOCIATION - SAFETY UNIT AND THE FULLERTON POLICE OFFICERS' ASSOCIATION - DISPATCHER UNIT

Side Letters to the Memoranda of Agreement Between the City of Fullerton and the Fullerton Police Officers' Association - Safety Unit and the Fullerton Police Officers' Association - Dispatcher Unit extending term of agreements, deferring salary increases and implementing related terms and conditions of employment.

Recommendation by the Human Resources Department:

Review proposed Side Letters, direct staff to post Side Letters on the City website and schedule for final review on December 19, 2017.

CONSENT CALENDAR (Items 8 – 14)

City Council / Successor Agency / Public Financing Authority will enact routine matters listed on the Consent Calendar with one motion. The Council / Agency / Authority will not have separate discussion of these items unless Council / Agency / Authority Members, staff or the public request discussion or removal of specific Consent Calendar items for separate action.

8. NOVEMBER 21, 2017 MEETING MINUTES AND NOVEMBER 28, 2017 SPECIAL MEETING MINUTES

Recommendation by the City Clerk's Office:

Approve November 21, 2017 City Council / Successor Agency / Public Financing Authority Meeting Minutes and November 28, 2017 Special City Council / Successor Agency / Public Financing Authority Meeting Minutes.

9. MEASURE M2 EXPENDITURE REPORT APPROVAL

Recommendation by the Public Works Department:

1. Approve annual expenditure report.
2. Adopt Resolution No. 2017-XX.

RESOLUTION 2017-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, CONCERNING THE MEASURE M2 EXPENDITURE REPORT FOR THE CITY OF FULLERTON FOR THE FISCAL YEAR ENDING JUNE 30, 2017

10. GRANT FUNDING FOR ORANGETHORPE AVENUE / ESPERANZA ROAD CORRIDOR PROJECT P REGIONAL SIGNAL SYNCHRONIZATION PROGRAM

Recommendation by the Public Works Department:

1. Authorize Director of Public Works to submit grant application(s) to OCTA for the Project P / RTSSP under the Competitive Measure M2 Regional Transportation Signal Synchronization Program.
2. Adopt Resolution No. 2017-XX.

RESOLUTION NO. 2017-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, AUTHORIZING APPLICATION(S) FOR FUNDS TO THE ORANGE COUNTY TRANSPORTATION AUTHORITY UNDER THE COMPETITIVE MEASURE M2 REGIONAL TRANSPORTATION SIGNAL SYNCHRONIZATION PROGRAM

11. SEWER LINE OWNERSHIP TRANSFER AGREEMENT BETWEEN THE CITIES OF FULLERTON AND LA HABRA

Recommendation by the Public Works Department:

Authorize Mayor to enter into Sewer Transfer Agreement with City of La Habra, in a form approved by the City Attorney, accepting ownership and maintenance of a 10-inch sewer main.

12. RESIDENT ONLY PERMIT PARKING - MOUNTAIN VIEW PLACE AND NUTWOOD AVENUE

Recommendation by the Public Works Department:

Adopt the following resolutions:

RESOLUTION NO. 2017-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, PROHIBITING PARKING ON BOTH SIDES OF MOUNTAIN VIEW PLACE BETWEEN NUTWOOD AVENUE AND CHAPMAN AVENUE WITHOUT A VALID CITY ISSUED PARKING PERMIT

RESOLUTION NO. 2017-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, PROHIBITING PARKING ON BOTH SIDES OF NUTWOOD AVENUE BETWEEN MOUNTAIN VIEW PLACE AND STATE COLLEGE BOULEVARD WITHOUT A VALID CITY ISSUED PARKING PERMIT

13. NO STOPPING ANYTIME - ASSOCIATED ROAD

Recommendation by the Public Works Department:

Adopt Resolution No. 2017-XX.

RESOLUTION NO. 2017-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, DESIGNATING THE EAST SIDE OF ASSOCIATED ROAD, IN FRONT OF 2600 ASSOCIATED ROAD, AS A PLACE WHERE VEHICLES ARE PROHIBITED FROM STOPPING

14. DISABLED PERSON PARKING - 2347 EAST REVERE AVENUE AND 435 EAST TRUSLOW AVENUE

Recommendation by the Public Works Department:

Adopt the following resolutions:

RESOLUTION NO. 2017-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, ESTABLISHING A DISABLED PERSON PARKING ZONE IN FRONT OF 2347 EAST REVERE AVENUE

RESOLUTION NO. 2017-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, ESTABLISHING A DISABLED PERSON PARKING ZONE IN FRONT OF 435 EAST TRUSLOW AVENUE

AGENDA FORECAST (*tentative*)

Tuesday, December 19, 2017

- APPROVE TEN-YEAR ENERGY STORAGE SERVICE AGREEMENT WITH STEM, INC.
- CONSIDERATION OF AN AGREEMENT WITH STANTEC INC. TO PERFORM A WATER RATE STUDY
- MONTHLY LEGISLATIVE UPDATE
- NOVEMBER 2017 CHECK REGISTER
- ANNUAL CFD ACCOUNTABILITY REPORT
- OAKMONT SENIOR LIVING
- REGIONAL ADVISORY BODY APPOINTMENTS
- COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR ENDED JUNE 30, 2017
- ANNUAL REVIEW OF CITY COUNCIL RULES OF PROCEDURE

Tuesday, January 2, 2018

- MEETING CANCELLED

ADJOURNMENT

The next City Council / Successor Agency closed session meeting is December 19, 2017 at 5:00 p.m. in the Council Chamber, 303 West Commonwealth Avenue, Fullerton, California.

The next regular City Council / Successor Agency / Public Financing Authority meeting is December 19, 2017 at 6:30 p.m. in the Council Chamber, 303 West Commonwealth Avenue, Fullerton, California.