



FULLERTON CITY COUNCIL SUCCESSOR AGENCY

AGENDA - FEBRUARY 20, 2018

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 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 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 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 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. 2018-03 to review the complete Rules of Procedure and Decorum for City Council meetings.

Doug Chaffee
Mayor

Greg Sebourn
Mayor Pro Tem

Bruce Whitaker
Council Member

Jennifer Fitzgerald
Council Member

Jesus Silva
Council Member



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

February 20, 2018 - 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

Employee Organization/s: Fullerton Firefighters' Association, Fullerton Police Management Association

Unrepresented Employees: Administrative Assistant / Human Resources, Payroll Technician, Personnel Technician, Employee Benefits Specialist, Executive Assistant, Human Resources / Risk Management Analyst, Senior Administrative Analyst, Budget Analyst, Public Information Coordinator, Human Resources Manager I, Human Resources Manager II, Fiscal Services Manager, Risk Manager, City Clerk / Clerk Services Manager, Information Technology Manager, Revenue 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 20, 2018- 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. **CERTIFICATE: Terry Brick - Fullerton Museum Board Service**

PUBLIC COMMENTS

The City Council / Successor Agency will hear public comments on matters not appearing on the agenda but within City Council / Agency jurisdiction at this time. The City Council / Agency 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 from acting on non-agenda items.

CITY COUNCIL / SUCCESSOR AGENCY / STAFF COMMUNICATIONS

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

PUBLIC HEARINGS (Items 1 - 2)

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.

1. **FULLERTON MUNICIPAL CODE AMENDMENT PERTAINING TO RESIDENTIAL BEEKEEPING**

Proposed amendments to Fullerton Municipal Code Title 15 (Zoning Ordinance) and Title 6 (Public Nuisance), adding provisions to permit beekeeping and related ancillary uses in residential zones citywide.

Recommendation by the Community Development Department:

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 TITLE 15 OF THE FULLERTON MUNICIPAL CODE CHAPTERS 15.04, 15.17, 15.20 AND 15.55 AND TITLE 6 OF THE FULLERTON MUNICIPAL CODE CHAPTER 6.01 ADDING PROVISIONS TO PERMIT BEEKEEPING AND RELATED ANCILLARY USES IN RESIDENTIAL ZONES CITYWIDE

2. **APPEAL OF PLANNING COMMISSION DENIAL OF A CONDITIONAL USE PERMIT FOR JP23 BBQ AND SMOKEHOUSE - 101 SOUTH HARBOR BOULEVARD**

Appeal of Planning Commission denial of request for Conditional Use Permit to convert an existing second story into a new bar and dining area, construct a new second story outdoor dining patio and request to modify or waive standard conditions of approval for restaurants serving alcoholic beverages for onsite consumption.

Recommendation by the Community Development Department:

Adopt Resolution No. 2018-XX.

RESOLUTION NO. 2018-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, UPHOLDING THE PLANNING COMMISSION DECISION DENYING A CONDITIONAL USE PERMIT TO CONVERT AN EXISTING SECOND STORY STORAGE AREA INTO A NEW BAR AND DINING AREA AND A REQUEST TO MODIFY OR WAIVE OPERATIONAL STANDARDS ON PROPERTY LOCATED AT 101 SOUTH HARBOR BOULEVARD (SOUTHWEST CORNER OF HARBOR BOULEVARD AND COMMONWEALTH AVENUE)

REGULAR BUSINESS (Items 3 - 8)

3. **EARLY MORNING PARKING AD-HOC COMMITTEE RECOMMENDATION**

The Early Morning Parking Ad-Hoc Committee made a presentation to the Transportation & Circulation Commission including proposed recommendations for revisions to the Fullerton Municipal Code pertaining to Early Morning Parking. The Commission moved to forward the item and recommendation to City Council.

Recommendation by the Public Works Department:

Provide direction to staff regarding the Ad-Hoc Committee's proposed changes to the Early Morning Parking restrictions.

4. **SUPPORT FOR SB 1031 - PERS COLA ADJUSTMENT**

Consideration of advocacy letter in support of Senate Bill 1031 - PERS COLA Adjustment (Moorlach). This bill would prohibit a public retirement system from making a cost-of-living adjustment if the unfunded actuarial liability is greater than 20 percent.

Recommendation by the Administration Department:

Direct staff to prepare an advocacy letter in support of SB 1031 - PERS COLA Adjustment for the Mayor's signature.

5. FISCAL YEAR 2017-18 BUDGET ACTION ITEMS UPDATE

Ongoing status report from the City Manager regarding City Council's Fiscal Year 2017-18 budget action items. The reports will appear as a discussion item on the City Council agenda every other month.

Recommendation by the Administration Department:

Receive and file.

6. FIRST REVIEW OF PROPOSED MEMORANDUM OF AGREEMENT BETWEEN CITY OF FULLERTON AND FULLERTON FIREFIGHTERS' ASSOCIATION

Proposed Memorandum of Agreement between City of Fullerton and Fullerton Firefighters' Association for review by City Council.

Recommendation by Human Resources Department:

Review proposed Memorandum of Agreement and direct staff to schedule for final review on March 6, 2018.

7. FINAL CONSIDERATION OF SIDE LETTER TO MEMORANDUM OF AGREEMENT BETWEEN CITY OF FULLERTON AND FULLERTON MUNICIPAL EMPLOYEES FEDERATION

Side Letter to the Memorandum of Agreement between City of Fullerton and Fullerton Municipal Employees Federation related to changes in City contributions to medical insurance and related provisions.

Recommendation by the Human Resources Department:

Adopt Resolution No. 2018-XX.

RESOLUTION NO. 2018-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING THE SIDE LETTER AGREEMENT BETWEEN THE CITY AND THE FULLERTON MUNICIPAL EMPLOYEES FEDERATION

8. FINAL CONSIDERATION OF A SIDE LETTER TO MEMORANDUM OF AGREEMENT BETWEEN CITY OF FULLERTON AND FULLERTON MANAGEMENT ASSOCIATION

Side Letter to Memorandum of Agreement between City of Fullerton and Fullerton Management Association related to changes in City contributions to medical insurance and related provisions.

Recommendation by the Human Resources Department:

Adopt Resolution No. 2018-XX.

RESOLUTION NO. 2018 - XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING THE SIDE LETTER AGREEMENT BETWEEN THE CITY AND THE FULLERTON MANAGEMENT ASSOCIATION

CONSENT CALENDAR (Items 9 - 15)

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.

9. FEBRUARY 6, 2018 MEETING MINUTES

Recommendation by the City Clerk's Office:

Approve February 6, 2018 City Council / Successor Agency Meeting Minutes.

10. JANUARY 2018 CHECK REGISTER

Recommendation by the Administrative Services Department:

Receive and file.

11. MONTHLY LEGISLATIVE UPDATE

Recommendation by the Administration Department:

Receive and file.

12. CITY OF FULLERTON BOARD, COMMISSION AND COMMITTEE REORGANIZATION

Recommendation by the City Clerk's Office:

Continue to the March 6, 2018 City Council meeting.

13. GRANT FUNDING FOR OPEN SPACE ACQUISITION IN WEST COYOTE HILLS

Recommendation by the Parks and Recreation Department:

Adopt Resolution No. 2018-XX.

RESOLUTION NO. 2018-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING THE APPLICATION FOR LAND AND WATER CONSERVATION FUND WEST COYOTE HILLS ACQUISITION 1

14. NO-FEE CONTRACT WITH FILMLA FOR FILM PERMIT SERVICES

Recommendation by the Administration Department:

Approve a No-Fee Contract with FilmLA for Film Permit Services

15. REQUEST FOR QUALIFICATIONS - DEVELOPMENT OPPORTUNITIES NEAR WALNUT / TRUSLOW / VALENCIA AVENUES

Recommendation by the Community Development Department:

Authorize release of Request for Qualifications.

AGENDA FORECAST (Tentative)

Tuesday, March 6, 2018

- PROCLAMATION: ARBOR DAY 2018
- HARBOR BOULEVARD STORM DRAIN REPAIR

- FUEL MANAGEMENT SYSTEM UPGRADE PROJECT
- ZONING ORDINANCE AMENDMENT PERTAINING TO EMERGENCY SHELTERS AND MULTISERVICE CENTERS FOR THE HOMELESS
- BOARD, COMMISSION AND COMMITTEE REORGANIZATION

Tuesday, March 20, 2018

- AMENDMENT TO ORDINANCE 1440 ALLOWING ST. MARY'S CHURCH FESTIVAL TO OPERATE IN AMERIGE PARK
- ANNUAL HOUSING ELEMENT PROGRESS REPORT
- GRANT AWARDS FOR PARKS AND RECREATION CAPITAL PROJECTS
- FEBRUARY 2018 CHECK REGISTER

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.