

MINUTES OF CITY COUNCIL MEETING
OF THE CITY OF BUENA PARK
HELD JUNE 12, 2018

Vol. 50 Pg. 96

CALL TO ORDER

The City Council met in a regular session on Tuesday, June 12, 2018, at 5:04 p.m. in the City Council Chamber of the Civic Center, 6650 Beach Boulevard, Buena Park, California, Mayor Vaughn presiding.

ROLL CALL

PRESENT: Berry, Smith, Swift, Vaughn
ABSENT: Brown (Excused)

Also present were: Jim Vanderpool, City Manager; Isra Shah, Interim City Attorney; and Adria M. Jimenez, MMC, City Clerk.

INVOCATION

The invocation was led by Pastor and Police Chaplain Don Harbert, The Way Fellowship.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Meg Riley, Director of Community Services.

CITY MANAGER REPORT

City Manager Vanderpool reported on the following:

- Summer Concert in the Park, featuring No Duh, on Wednesday, June 13, 7 p.m., at Boisseranc Park.
- Larwin Park Grand Opening on Thursday, June 21, at 3 p.m.
- Extended an invitation to all Buena Park residents graduating from college with a Bachelor's, Master's, or Doctorate degree to attend the "Buena Park Graduates College" event during the June 26 City Council meeting. Contact the City Manager's office at (714) 562-3550 for information.

PRESENTATIONS

Council Member Smith presented a twenty-year employee service award to Patrick Carney of the Police Department.

Chris Pimentel of the Police Department was unavailable to attend tonight's meeting to accept his twenty-year employee service award.

Council Member Swift presented a certificate of congratulations to Norma Martinez, Centralia School District Superintendent, for receiving a California Distinguished Schools Award for Glen H. Dysinger Elementary School and Los Coyotes Elementary School.

Mayor Vaughn presented a proclamation to Battalion Chief Lockhart for Drowning Prevention Awareness, and participation in the 2018 "Always Watch Your Child Around Water" and "Never Swim Alone" campaigns that run from May through October.

Marge Rollins, Buena Park Community Chorus, extended an invitation to the Buena Park Community Chorus Concert "Broadway Bound" to be held on Sunday, June 24, at 3 p.m., at Ehlers Event Center Liberty Hall. Ms. Rollins thanked the City Council for their support for the past 51 years.

Mary Ivelia, Librarian, and Brenda Gomez, Outreach Coordinator, announced the Buena Park Library Summer Reading Program. Ms. Gomez advised the library is having six pop-up events every week to encourage participation in the Summer Reading Program.

Lanae O'Shields, SOCAL Gas Public Affairs Manager, gave an update on So Cal Gas and its current outreach efforts and showed a short video.

ORAL COMMUNICATIONS

Mayor Vaughn announced the public may at this time address the members of the City Council on any matters within the jurisdiction of the City Council.

Joe Pak, Buena Park resident, congratulated Glen H. Dysinger and Los Coyotes Elementary Schools on their recent acknowledgements. Mr. Pak commented on the recent meeting between President Trump and North Korea President Kim Jong Un. Mr. Pak asked the City Council to adjourn tonight's meeting in memory of the soldiers who fought for the democracy and freedom in the Korean War.

Baron Knight, Buena Park resident, President of Buena Park Rotary, thanked the City for their assistance in making the Memorial Day Program a successful event. He also thanked the public for attending and announced that the Moose of Buena Park will host next year's Memorial Day event.

There being no further requests to speak, Mayor Vaughn closed oral communications.

CONSENT CALENDAR (1 - 8)

Mayor Vaughn announced that Consent Calendar Items 1 through 8 would be acted upon by one motion affirming the actions as recommended on the agenda and agenda bills submitted and inquired if anyone present desired to have any item removed for separate consideration. There being no requests for separate consideration, the following action was taken:

MOTION: Berry
 SECOND: Smith
 AYES: Berry, Smith, Swift, Vaughn
 NOES: None
 ABSENT: Brown (Excused)

MOTION CARRIED that all actions recommended on Consent Calendar Items 1 through 8 be approved.

CONSENT CALENDAR (1-8)

Minutes

1. APPROVAL OF MINUTES
 Approve minutes for the Special Meeting of May 22, 2018, 1 p.m.; Special Meeting of May 22, 2018, 3:30 p.m.; and Regular Meeting of May 22, 2018, 5 p.m.

Recommended Action: Approve.

APPROVED.

Reports & Studies 129

2. TREASURER'S REPORT FOR THE MONTH OF APRIL 2018
 Review the Treasurer's Investment Report prepared by the Finance Department for the month of April 2018. There is no fiscal impact in receiving this report.

Recommended Action: Receive and file the reports.

APPROVED the recommended action.

Commendations 65

3. ADOPT PROCLAMATION - DROWNING PREVENTION AWARENESS

Recommended Action: Approve proclamation.

APPROVED the recommended action.

Finance 75

4. RESOLUTIONS APPROVING CLAIMS AND DEMANDS

Recommended Action: Adopt resolutions.

ADOPTED the following titled resolutions:

RESOLUTION NO. 13790:

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS IN THE SUM OF \$2,871,550.12 DEMAND NOS. 390823 THROUGH 391167 CANCELLED NO 390915 VOIDS SEE ATTACHED LIST

RESOLUTION NO. 13791:

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS IN THE SUM OF \$12,012.64 DEMAND NOS. 391168 THROUGH 391172

RESOLUTION NO. 13792:

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS IN THE SUM OF \$2,867,660.65 DEMAND NOS. 391173 THROUGH 391391 VOIDS SEE ATTACHED LIST

RESOLUTION NO. 13793:

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS IN THE SUM OF \$24,444.40 COVERING RETIREE PAYROLL ENDING MAY 31, 2018

RESOLUTION NO. 13794:

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA ALLOWING CERTAIN CLAIMS AND DEMANDS IN THE SUM OF \$736,522.58, COVERING REGULAR PAYROLL ENDING MAY 18, 2018

Contracts 70 C-2211

5. ADDENDUM NO. 8 TO CONTRACT WITH TOWNSEND PUBLIC AFFAIRS, INC. (TPA) FOR PUBLIC AFFAIRS ADVOCACY FOR THE CITY OF BUENA PARK
Purpose: Authorize the City Manager's Office to extend the contract with Townsend Public Affairs, Inc. for consultant services related to public affairs advocacy for the City. Associated costs in the amount of \$96,900 will be funded by the General Fund (Account No. 11-6240-105105) and the Water Enterprise Fund (52-6240-352267).

Recommended Action: 1) Approve Addendum No. 8 to the contract with Townsend Public Affairs, Inc. for public affairs advocacy consultant services; and 2) Authorize the City Manager to execute the addendum.

APPROVED the recommended action.

Contracts 70 C-2997

6. FINAL PAYMENT TO MIRAMONTES CONSTRUCTION COMPANY, INC. FOR THE WESTERN AVENUE SEWER SPOT REPAIR PROJECT
Purpose: Authorize the Public Works Department to issue final payment and file a Notice of Completion for the Western Avenue Sewer Spot Repair Project. This project was funded by the Water Enterprise Fund (Account No. 52-9806-497824).

Recommended Action: 1) Accept project as complete and ratify final payment to Miramontes Construction Company, Inc. in the amount of \$28,975; and 2) Direct the City Clerk to file a Notice of Completion.

APPROVED the recommended action.

Contracts 70 C-2882

7. FINAL PAYMENT TO BEST CONTRACTING SERVICES, INC. FOR THE POOL BUILDINGS ROOFING IMPROVEMENTS AT PEAK AND BOISSERANC PARKS PROJECT

Purpose: Authorize the Public Works Department to finalize the project, and direct the City Clerk's Office to file a Notice of Completion for the Pool Buildings Roofing improvements at Peak and Boisseranc Parks Project. Associated costs in the amount of \$155,942.18 were funded by the Park-in-Lieu Fund (Account No. 32-9806-290128), and the Facility Maintenance Fund (Account No. 77-6240-170670).

Recommended Action: 1) Accept the Pool Buildings Roofing and Improvements at Peak and Boisseranc Parks Project as complete; and 2) Direct the City Clerk to file a Notice of Completion.

APPROVED the recommended action.

Boards & Commissions 42

8. COMMISSION APPOINTMENTS

Purpose: Accept the reappointments of commissioners as recommended by Mayor Vaughn.

Recommended Action: 1) Confirm the reappointment of Tom Woodward to the Traffic & Transportation Commission for a term that will expire April 10, 2021; 2) Confirm the reappointment of Robert Mote to the Traffic and Transportation Commission for a term that will expire February 28, 2021; 3) Confirm the reappointment of James Kester to the Traffic and Transportation Commission for a term that will expire April 14, 2021; and 4) Confirm the reappointment of Brian Beger to the Traffic and Transportation Commission for a term that will expire April 14, 2021.

APPROVED the recommended action.

END OF CONSENT CALENDAR

PUBLIC HEARING (9-10)

No action taken. Item continued to July 10, 2018

9. PUBLIC HEARING - PURSUANT TO CODE OF CIVIL PROCEDURE SECTION 1245.235 REGARDING ADOPTION OF RESOLUTION OF NECESSITY DECLARING CERTAIN REAL PROPERTY INTERESTS NECESSARY FOR A PUBLIC PURPOSE AND AUTHORIZING THE ACQUISITION OF THE FEE SIMPLE INTEREST IN THE REAL PROPERTY IDENTIFIED AS 6263-6265 AUTO CENTER DRIVE IN THE CITY OF BUENA PARK, AND FURTHER IDENTIFIED AS ORANGE COUNTY TAX ASSESSOR PARCEL NOS.: 277-021-06 AND 277-021-07 FOR PUBLIC HEALTH, SAFETY AND WELFARE PURPOSES

Presented by: Regina Danner, Assistant City Attorney

Purpose: Adopt a Resolution of Necessity for the acquisition by eminent domain of the fee simple interest in the real property located at 6263-6265 Auto Center Drive, and identified as Orange County Tax Assessor's Parcel Nos. 277-021-06 and 277-021-07 for public purposes. There is no budget impact with the adoption of this resolution.

Recommended Action: 1) Consider and adopt the proposed Resolution of Necessity of the City of Buena Park ("City") Declaring Certain Real Property Necessary for Public Purposes and Authorizing Acquisition thereof for public health, safety, and welfare purposes consistent with the principles, goals and policies of the City's General Plan ("Proposed Project.")

2) Open and conduct a hearing on the adoption of the proposed Resolution of Necessity, receive from City staff the evidence stated and referred to in this Agenda Report ("Report"), take testimony from any person wishing to be heard on issues A, B, C, and D below, and consider all evidence to determine whether to adopt the proposed Resolution of Necessity, which requires the City Council's separate consideration and determination.

3) If the City Council finds, based upon the evidence contained and referred to in this Report, the testimony and comments received at the hearing, and all written testimony submitted to the City Council, that the evidence supports the necessary findings with respect to the proposed Resolution of Necessity, then City staff recommends that the City Council, in the exercise of its discretion, adopt the proposed Resolution, (which

requires a 4/5 vote of the City Council) and authorize the City's legal counsel to commence eminent domain proceedings to acquire the real property interest described as follows:

- The fee simple interest in the real property located at 6263-6265 Auto Center Drive in the City of Buena Park, and identified as Orange County Tax Assessor Parcel Numbers 277-021-06 and 277-021-07 (collectively "Subject Property").

4) The Subject Property that the City seeks to acquire in fee is described more particularly in Exhibit "A" to the attached Resolution of Necessity. The Resolution also contains a drawing depicting the location of the Subject Property. The drawing is attached as Exhibit "B" to the Resolution of Necessity. The Resolution and its exhibits is attached as Attachment "1" hereto, and is incorporated into this Report by this reference.

5) If the Resolution of Necessity is approved, authorize the City's legal counsel and City staff to take all necessary steps to deposit with the Court the amount of probable compensation required by law for issuance of an Order for Possession for the Subject Property identified above.

6) Authorize the City Manager, or his designee, to execute all necessary documents.

Mayor Vaughn stated that this was the time and place for a public hearing to consider adoption of a resolution of necessity declaring certain real property interest necessary for a public purpose and authorizing the acquisition of the fee simple interest in the real property identified as 6263-6265 Auto Center Drive, Buena Park, further identified as APN Nos.: 277-021-06 and 277-021-07 for public health, safety and welfare purposes, and opened the public hearing.

City Manager Vanderpool presented staff's recommendation to open the public hearing, take public comment, if any, and continue the public hearing to July 10, 2018.

Mayor Vaughn inquired if anyone present desired to speak. There were no requests to speak.

MOTION

Continue the Public Hearing to July 10, 2018.

MOTION: Swift
 SECOND: Berry
 AYES: Swift, Berry, Smith, Vaughn
 NOES: None
 ABSENT: Brown (Excused)

MOTION CARRIED to continue the Public Hearing to July 10, 2018.

No action taken. Item continued to June 26, 2018

10. PUBLIC HEARING – ADOPT ORDINANCES FOR ZONE CHANGE NO. Z17-25820 TO REZONE PROPERTY FROM CG (COMMERCIAL GENERAL) AND ML (LIGHT INDUSTRIAL) TO GMU (GENERAL MIXED USE), AND DEVELOPMENT AGREEMENT NO. DA17-25819 TO ALLOW A NEW FIVE-LEVEL, MIXED-USE DEVELOPMENT WITH 34 MULTI-FAMILY APARTMENT UNITS ABOVE 1,418 SQUARE FEET OF NEIGHBORHOOD-SERVING COMMERCIAL WITH RELATED ON-SITE PARKING AND ASSOCIATED SITE IMPROVEMENTS LOCATED AT 6555 BEACH BOULEVARD, BUENA PARK, CALIFORNIA; AND AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE THE DEVELOPMENT AGREEMENT; AND WAIVE THE REQUIREMENT FOR TEMPORARY FENCING AND LANDSCAPING
 Presented by: Brady M. Woods, Planning Manager

Purpose: Authorize the Planning Division to approve a new five-level, mixed-use development with 34 multi-family apartment units above 1,418 square feet of neighborhood-serving commercial with related on-site parking and associated site improvements located at 6555 Beach Boulevard. There is no budget impact associated with the approval of this project.

Recommended Action: 1) Adopt Ordinances approving Zone Change Z17-25820 and Development Agreement DA17-25819 allowing a new five-level, mixed-use development with 34 multi-family apartment units above 1,418 square feet of neighborhood-serving commercial with related on-site parking and associated site improvements located at

6555 Beach Boulevard; 2) Authorize the Mayor and City Clerk to execute the Development Agreement; and 3) Waive the requirement for temporary fencing and landscaping, consistent with DA16-004 given that building permits for this mixed-use development have been issued within 180 days of this approval.

Mayor Vaughn stated that this was the time and place for a public hearing to consider adoption of ordinance for Zone Change No. Z17-25820 to rezone property from CG (Commercial General) and ML (Light Industrial), and Development Agreement No. DA17-25819 to allow a new five-level, mixed-use development located at 6555 Beach Boulevard, and opened the public hearing, and inquired if anyone present desired to speak. There being no one desiring to speak, Mayor Vaughn closed the public hearing.

Council Member Smith expressed concern about ongoing and incomplete projects in the City from the developer, holding the developer accountable for finishing the existing projects as listed under the terms and conditions, before moving forward with new projects.

Council Member Swift commented that this project is in the City's historic district, and the proposed five-story "ultra-modern" building does not fit. She expressed concern about the small green space (500 sq. ft.), and apartments ranging from a studio (500 sq. ft.), to two-bedroom (980 sq. ft.), and it's inappropriate to replace 4 apartments with 34 apartments. The building height should be restricted to three-story maximum, and decrease to the number of apartments to allow for larger units.

Council Member Berry commented that voting tonight could end in a tie, the motion fail, and inquired about the recourse of action. Mr. Rosen stated if the City Council denied without prejudice, the applicant could reapply at any time. However, if the City Council denied with prejudice, the applicant would have to wait six months to reapply.

MOTION

Continue the Public Hearing to June 26, 2018, when all City Council members are present.

- MOTION: Berry
- SECOND: Swift
- AYES: Berry, Swift, Vaughn
- NOES: Smith
- ABSENT: Brown (Excused)

MOTION CARRIED to continue the Public Hearing to June 26, 2018, when all City Council members are present.

NEW BUSINESS (11-16)

Contracts 70 C-2112

- 11. AMENDMENT NO. 5 TO AGREEMENT WITH THE SOUTHEAST AREA ANIMAL CONTROL AUTHORITY (SEAACA) FOR FY 18-19 ANIMAL CONTROL SERVICES Presented by Aaron France, Assistant City Manager

Purpose:

Authorize the City Manager's Office to contract animal control field and shelter services for the City. Associated costs in the amount of \$457,700 will be funded by the General Fund (Account No. 11-6240-160108).

Recommended Action:

1) Approve Amendment No. 5 to the Agreement with SEAACA for FY 18-19 animal control services; 2) Authorize the City Manager and City Attorney to make any necessary, non-monetary changes to the agreement; and 3) Authorize the Mayor, City Clerk, and City Attorney to execute the Amendment to the Agreement.

Council Member Berry commented the contract is for quite a bit more (5%), and includes dog license canvassing. Mr. France stated SEAACA gives the City a revenue guarantee based on licensing revenue projections. SEAACA will mail renewal notices to existing dog owners and canvass the City once a year.

MOTION: Berry
 SECOND: Smith
 AYES: Berry, Smith, Swift, Vaughn
 NOES: None
 ABSENT: Brown (Excused)

MOTION CARRIED to approve the recommended action.

Contracts 70 C-2365 Transportation 148

12. ADOPT RESOLUTION CONCERNING THE STATUS AND UPDATE OF THE PAVEMENT MANAGEMENT PLAN AND APPROVAL OF 2018-2019 MEASURE M2 SEVEN-YEAR CAPITAL IMPROVEMENT PROGRAM
 Presented by Iris Lee, Assistant City Engineer

Purpose:

Authorize the Public Works Department to submit a City Council-adopted resolution concerning the Pavement Management Plan (PMP) and approve an updated capital improvement program to maintain Measure M2 Program eligibility to comply with OCTA requirements for future funding opportunities. There is no budget impact with the approval of these programs, plans, and resolution.

Recommended Action:

1) Adopt a resolution concerning the status and update of the Pavement Management Plan (PMP); 2) Approve the Measure M2 Seven-Year Capital Improvement Program; and 3) Authorize staff to submit the necessary documentation to Orange County Transportation Authority (OCTA).

Council Member Berry asked how much flexibility the City has to make changes once this has been presented to OCTA. Ms. Lee stated as long as the City properly documents qualified transportation related projects, the City can use the money and report later and receive reimbursement for the projects.

MOTION: Swift
 SECOND: Berry
 AYES: Swift, Berry, Smith, Vaughn
 NOES: None
 ABSENT: Brown (Excused)

MOTION CARRIED to approve the recommended action and ADOPT the following titled resolution:

RESOLUTION NO. 13795:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK CONCERNING THE STATUS AND UPDATE OF THE PAVEMENT MANAGEMENT PLAN FOR THE MEASURE M (M2) PROGRAM

Admin. Svcs. 112 Budgets 47

13. RESOLUTION TO ADOPT A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF BUENA PARK AND THE BUENA PARK CITY EMPLOYEES' ASSOCIATION (BPCEA)
 Presented by Eddie Fenton, Dir. Human Resources/Risk Management

Purpose:

Authorize the Human Resources and Risk Management Department to execute a labor contract with BPCEA. Associated costs in the amount of \$201,100 will be funded by the General Fund. A total of \$143,100 will be funded this fiscal year for the ratification bonus, and the remaining \$58,000 will be included in the proposed FY 18-19 and FY 19-20 budgets.

Recommended Action:

1) Adopt a resolution approving a Memorandum of Understanding (MOU) between the City of Buena Park and the Buena Park City Employees' Association; and 2) Approve a budget amendment in the amount of \$143,100 for the ratification bonus.

Mr. Fenton combined the staff reports for Item 13 and 14 and reported on the changes. He recognized BPCEA for their efforts in reaching an agreement with the City. The City agreed to the following:

- A one-time lump sum bonus of \$3,000 for this fiscal year. Pursuant to State law, the City Council is not eligible to receive this bonus.
- A monthly increase to medical coverage: \$50 – Employee Only; \$90 – Employee +1; and \$150 – Employee + Family.
- Increase the dental insurance annual maximum to \$2,000, effective January 1, 2019.
- Designate Martin Luther King, Jr. Day as a paid holiday.
- Increase the hourly rate by \$1.44 per hour for three BPCEA positions to a top step of \$33.31 per hour.

The budget impact is approximately \$93,000 for the next fiscal year for the two groups.

Council Member Swift asked where the funds will come from. Mr. Fenton confirmed that \$201,000 will come from the General Fund, and \$143,000 paid from one-time funds. He also stated that the one-time bonus is not "PERSable".

Council Member Berry commented about City Council salary increase. Mr. Fenton stated that State law provides an opportunity for the City Council to adopt those changes, and they don't take effect until after the next election. Mr. Berry commented that the City Council chose to provide one-time bonuses, instead of a permanent salary increase, as a money saving strategy.

MOTION: Berry
 SECOND: Swift
 AYES: Berry, Swift, Smith, Vaughn
 NOES: None
 ABSENT: Brown (Excused)

MOTION CARRIED to approve the recommended action and ADOPT the following titled resolution:

RESOLUTION NO. 13796:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, APPROVING A NEW MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE BUENA PARK CITY EMPLOYEES' ASSOCIATION EFFECTIVE JUNE 30, 2018, AND SUPERCEDING RESOLUTION NO. 13434

Admin. Svcs. 112 Budgets 47

14. RESOLUTION TO ADOPT THE COMPENSATION PLAN FOR MANAGEMENT AND EXECUTIVE EMPLOYEES AND CITY COUNCIL
 Presented by Eddie Fenton, Director of Human Resources and Risk Management

Purpose:

Authorize the Human Resources and Risk Management Department to execute a successor Compensation Plan with the Buena Park Management Unit and Executive Employees, the City Manager, City Clerk, and Police Chief, and the City Council. Associated costs in the amount of \$135,500 will be funded by the General Fund. A total of \$100,500 will be used toward the ratification bonus and the remaining \$35,000 will be incorporated into the proposed FY18-19 and FY19-20 budgets.

Recommended Action:

1) Adopt a resolution approving a Compensation Plan for Management and Executive Employees, the City Manager, City Clerk, and Police Chief, and the City Council; and 2) Approve a budget amendment in the amount of \$100,500 for the ratification bonus.

MOTION: Berry
 SECOND: Swift
 AYES: Berry, Swift, Smith, Vaughn
 NOES: None
 ABSENT: Brown (Excused)

MOTION CARRIED to approve the recommended action and ADOPT the following titled resolution:

RESOLUTION NO. 13797:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, APPROVING A NEW COMPENSATION PLAN FOR THE BUENA PARK MANAGEMENT EMPLOYEES AND CITY COUNCIL EFFECTIVE JUNE 30, 2018, AND SUPERCEDING RESOLUTION NO. 13780

Contracts 70 C-3006 Budgets 47

- 15. PROFESSIONAL SERVICES AGREEMENT WITH RJM DESIGN GROUP TO PROVIDE DESIGN SERVICES FOR A PRELIMINARY OPEN SPACE CONCEPT AT WHITAKER SCHOOL

Presented by Iris Lee, Assistant City Engineer

Purpose:

Authorize the Public Works Department to contract with RJM Design Group to provide a preliminary design for Whitaker School open space project. Associated design costs in the amount of \$10,000 will be funded by previously unspent funds from the SCE Corridor Project (Account No. 32-9806-290092).

Recommended Action:

1) Approve a Professional Services Agreement with RJM Design Group, Inc. to provide design services for a preliminary open space concept at Whitaker School; 2) Authorize a budget transfer in the amount of \$10,000 for this purpose; and 3) Authorize the City Manager and City Clerk to execute the agreement.

Council Member Swift inquired if the issue with implementing the KaBoom park was with the School District. Ms. Lee stated there were no issues coordinating this project with the School District.

- MOTION: Berry
- SECOND: Swift
- AYES: Berry, Swift, Smith, Vaughn
- NOES: None
- ABSENT: Brown (Excused)

MOTION CARRIED to approve the recommended action.

Contracts 70 C-3007 Budgets 47

- 16. PROFESSIONAL SERVICES AGREEMENT WITH CLARK & GREEN ASSOCIATES TO PROVIDE PROFESSIONAL DESIGN AND CONSTRUCTION SUPPORT SERVICES FOR TWO CITY ENTRY MONUMENT SIGNS AT LA PALMA AVENUE AND VALLEY VIEW STREET AND AT LA PALMA AVENUE AND DALE STREET

Presented by Iris Lee, Assistant City Engineer

Purpose:

Authorize the Public Works Department to enter into a professional services agreement with Clark & Green Associates to provide professional design and construction support services for the two City entry monument signs. Associated costs in the amount of \$52,500 will be funded by the General Fund (Account No. 11-9806-190049). Construction costs in the amount of \$400,000 will require a budget amendment to the General Fund.

Recommended Action:

1) Approve a Professional Services Agreement with Clark & Green Associates ('Clark & Green') in the amount of \$52,500 for the City Entry Monument Sign projects at La Palma Avenue and Valley View Street, and at La Palma Avenue and Dale Street; 2) Authorize the City Manager and City Attorney to make any necessary, non-monetary changes to the agreement; 3) Authorize the City Manager and the City Clerk to execute the agreement; 4) Approve a budget amendment in the amount of \$400,000 for the construction of the two entry signs; and 5) Dispense with the competitive bid process pursuant to Buena Park Municipal Code BPMC 3.28.140 as the use of Clark & Green will provide design uniformity with the existing entry monument signs.

Council Member Smith inquired if the amount included design and construction of the sign. Ms. Lee confirmed the \$400,000 cost includes design and construction, and the construction component will be by competitive bid. Council Member Smith requested staff provide an estimate for scaled down entry signage costs.

Council Member Swift commented about the \$400,000 cost for two signs, some of the City's parks in need of renovation, and other ways to spend the funds.

Mayor Vaughn mentioned the condition of the entry sign at Beach Boulevard and La Mirada Boulevard, and inquired if that and other signs in the City will be changed. Ms. Lee stated that the staff can touch-up this and other signage throughout the City. It was confirmed that the \$400,000 will come from one-time monies from the general fund.

Council Member Berry inquired about scaling down the size of the entry signs. Ms. Lee stated the signs are scalable and may need to be scaled down to fit the location, and the theme and design would stay the same.

City Manager Vanderpool stated that the \$400,000 will be incorporated into the budget for City Council consideration on June 26, 2018. This project was approved by the City Council and requested to expedite this fiscal year. If approved today, the \$52,000 design cost will be expended, however, the construction bid would be brought back for City Council consideration and the \$400,000 expended at another time.

MOTION TO AMEND MAIN MOTION to change the budget amendment amount to \$300,000.

MOTION: Berry
 SECOND: Smith
 AYES: Berry, Smith, Vaughn
 NOES: Swift
 ABSENT: Brown (Excused)

MOTION TO AMEND MAIN MOTION CARRIED to change the budget amendment amount to \$300,000.

MAIN MOTION

MOTION: Smith
 SECOND: Berry
 AYES: Smith, Berry, Vaughn
 NOES: Swift
 ABSENT: Brown (Excused)

MAIN MOTION CARRIED to change recommended action 4 to approve a budget amendment in the amount of \$300,000 for the construction of the two entry signs.

MAYOR/CITY COUNCIL REPORTS & CALENDAR

Council Member Berry reported on the following:

- May 23 Buena Park Police Appreciation Brunch
- May 24 Traffic & Transportation Commission Interviews
- May 28 Memorial Day Ceremony
- June 6 Concert in the Park
- June 11 Larwin Park Soft Opening

Council Member Berry commented about the improvements to the Council Chamber sound audio system.

Council Member Swift reported on the following:

- May 28 Memorial Day Ceremony
- May 31 Buena Park High School Graduation Ceremony
- June 2 Relay for Life
- June 11 Larwin Park Soft Opening
- June 11 Fullerton Joint Union High School Bond Oversight Committee Meeting and tour of Buena Park High School

Council Member Smith reported on the following:

- May 23 Buena Park Police Appreciation Brunch
- May 24 Public Works Week BBQ
- Orange County Sanitation District Board Meeting
- May 28 Memorial Day Ceremony
- June 6 Orange County Sanitation District Committee Meeting

- June 6 Concert in the Park
- June 11 Larwin Park Soft Opening

Council Member Smith commented about the "Toilet to Tap Water Tour", and to contact him for information about attending a tour.

Mayor Vaughn reported on the following:

- May 28 Memorial Day Ceremony
- June 6 Concert in the Park
- June 7 Wake up with the Mayor
- June 9 Buena Park Police Department and City Hall Open House
- June 9 Speech & Language Development Center Afternoon Tea Speakeasy
- June 11 Larwin Park Soft Opening
- June 12 Ria Financial Services Recognition Event
- June 12 Buena Park Cable Foundation Meeting

MAYOR/CITY COUNCIL CALENDAR

- Report on Buena Park students who competed in the County and State Track Meet (Swift)
- Three entrances into Los Coyotes/Bellhurst neighborhood (Coyote Club Drive, Malvern, Lynx/Malvern and Monticello/Malvern) (Vaughn)

RECESS

Mayor Vaughn recessed the meeting at 6:33 p.m. and announced the meeting would be reconvened in the Main Conference Room for study session. The meeting was reconvened at 6:47 p.m.

STUDY SESSION (17-24)

17. DISCUSS AND PROVIDE DIRECTION REGARDING A KABOOM PLAYGROUND AT BELLIS PARK
Presented by: Aaron France, Assistant City Manager

Mr. France reported that on April 24, 2018, the City Council directed staff to identify an alternate site for the KaBoom playground, due to the challenges at Whitaker School. Staff indicated that the play equipment and surface (wood chips) at Gilbert School is not to City standard. Staff has identified a location at Bellis Park (near the exercise equipment) and submitted a KaBoom application. The cost is \$8,500 plus any change to surface. Council Member Smith opposed moving forward with this project. Mayor Vaughn expressed concern that the quality is not consistent with other parks in the City. Council Member Berry inquired about another site near 8th Street and Western Avenue. He also mentioned a site near Stanton Avenue and Darlington Avenue, near the railroad tracks. Council Member Swift commented about the lack of play/green space throughout the City.

Following discussion, a majority of the City Council directed staff to move forward with a City site suitable for the project.

18. DISCUSS AND PROVIDE DIRECTION REGARDING THE CITY'S AMBULANCE TRANSPORT FEES
Presented by: Aaron France, Assistant City Manager

Mr. France reported that there are three (3) fees when the ambulance and paramedics are called out to a home or business as follows:

- An ambulance transport fee set by the County of \$1,013.84 (not a City fee).
- A paramedic fee of \$350 when Advanced Life Support (ALS) is provided with a paramedic riding along with the patient to the medical facility. This is a City fee and in line with other cities and the Orange County Fire Authority (OCFA), in terms of cost.
- A \$300 first responder fee, which can be avoided by participating in the subscription program through the City water billing system, and is a City fee.

The City of La Habra's program is different, as La Habra owns two ambulances, leases Emergency Medical Technicians (EMTs) from CARE Ambulance, and the La Habra Police

Department manages the program. The City Council expressed concern about apartment residents who are not covered, since they don't receive a water bill.

Following discussion, the City Council directed staff to promote the paramedic subscription program through water bill inserts and social media to reach apartment residents who are unaware, and to leave current rates and program unchanged.

19. DISCUSS AND PROVIDE DIRECTION ON THE BEAUTIFICATION-ENVIRONMENTAL COMMISSION'S RECOMMENDATION ON BANNING POLYSTYRENE (STYROFOAM) WITHIN THE CITY OF BUENA PARK
Presented by: Gerry Lopez, Field Operations Manager

Mr. Lopez and Susan Sonne, Beautification-Environmental Commissioner, reported on the Styrofoam ban in California. Ms. Sonne stated that 116 cities in California have banned Styrofoam due to harmful effects on the environment and sea life, and that there are plenty of alternative products to replace Styrofoam.

Following discussion, the City Council directed staff to discontinue the purchase of Styrofoam at City Hall. In addition, the City Council directed the Beautification-Environmental Commission to bring back a plan for citywide implementation and/or an educational program to discourage the use of Styrofoam.

20. DISCUSSION AND DIRECTION REGARDING THE DEVELOPMENT OF A CITY-WIDE COMMUNICATIONS STRATEGIC PLAN TO ADDRESS SMALL-CELL & FIBER ENHANCEMENTS WITHIN THE CITY
Presented by: Iris Lee, Assistant City Engineer

Ms. Lee presented information on dark fiber and small cell sites, and options on potential revenues for the City. During the discussion, staff commented about decommissioning select Southern California Edison (SCE) street light poles for small cell sites.

Following discussion, the City Council directed staff to explore the small cell option with a streamlined process for providers.

21. DISCUSS AND PROVIDE DIRECTION REGARDING PARKING LIFTS AT MULTI-FAMILY AND COMMERCIAL DEVELOPMENTS
Presented by: Joel W. Rosen, AICP, Community Development Director

Mr. Rosen presented information on parking lifts and mentioned current locations (Culver City, Anaheim, Newport Beach, etc.), of existing lift systems. The system has safety optics to prevent hydraulic systems from coming down on someone or something. Steve Mandic, Business Development Vice President, stated that ParkPlus has installed several systems for the City of Los Angeles. Council Member Swift commented on the need for parking spaces in apartment complexes.

Following discussion, the City Council directed staff to move forward with implementing stackable hydraulic (parking lift) systems in the City.

22. DISCUSS AND PROVIDE DIRECTION REGARDING SUPPORT OF ASSEMBLY BILL (AB) 448 ENTITLED JOINT POWERS AUTHORITIES: ORANGE COUNTY HOUSING TRUST
Presented by: Aaron France, Assistant City Manager

Mr. France reported on Assembly Bill (AB) 448 that would provide a conduit for both private and public investment into housing funds. City Manager Vanderpool mentioned the Association of California Cities – Orange County (ACCOC), is spearheading this effort and working quickly to get a bill in writing, and is asking for the City's support.

Following discussion, the City Council directed staff to send a letter in support of AB 448.

23. CITY MANAGER REPORT

No report.

24. COMMISSIONER REPORTS & FUTURE AGENDA REQUESTS

The following appointments were made to an ad hoc committee to interview applicants:

Beautification-Environmental Commission

Mayor Pro Tem Brown
Council Member Smith

Cultural and Fine Arts Commission

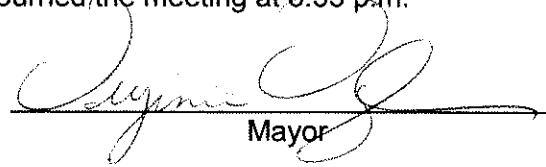
Council Member Swift
Mayor Vaughn

Planning Commission

Mayor Pro Tem Brown
Mayor Vaughn

ADJOURNMENT

There being no further business, Mayor Vaughn adjourned the meeting at 8:55 p.m.



Mayor

ATTEST:



City Clerk