



**BUENA PARK CITY COUNCIL
SPECIAL MEETING
TUESDAY, NOVEMBER 13, 2018
3:30 P.M.**

COUNCIL CHAMBER
6650 BEACH BOULEVARD
BUENA PARK, CALIFORNIA

CALL TO ORDER

3:30 P.M.

ROLL CALL

**COUNCIL MEMBER STEVE BERRY
COUNCIL MEMBER FRED R. SMITH
COUNCIL MEMBER ELIZABETH A. SWIFT
MAYOR PRO TEM ARTHUR C. BROWN
MAYOR VIRGINIA VAUGHN**

ORAL COMMUNICATIONS

This is the portion of the meeting set aside to invite public comments regarding any item on the agenda or any matter within the jurisdiction of the City Council. Public comments are limited to no more than five minutes each. Those wishing to speak are asked to complete a speaker identification form located at the council chamber entrance and place it in the box near the speaker's lectern.

CLOSED SESSION (1-5) (Adjourn to Conference Room)

1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Gov. Code Section 54956.9 (d)(1)
Name of Case: City of Buena Park v. Rome In, LLC; Pramukh Patel
Case No.: 30-2018-01014041-CU-E1-CXC

2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Gov. Code Section 54956.9 (d)(4)
Based on existing facts and circumstances, the City is seeking legal advice on whether to protect the City's rights and interests by initiating litigation.

Number of potential cases: One

Our core values are excellence, communication, teamwork, commitment, respect, and integrity.

3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Gov. Code Section 54956.9 (d)(2)

A point has been reached where, in the opinion of the City Council on the advice of its City Attorney based on existing facts and circumstances, there is a significant exposure to litigation against the City.

Number of potential cases: One

4. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957

Title: City Clerk

5. CONFERENCE WITH LABOR NEGOTIATOR

Pursuant to Gov. Code Section 54957.6

Agency Negotiator: Eddie Fenton, Director of Human Resources & Risk Management
Employee Organization: Buena Park Management Unit & Buena Park Unrepresented Employees

ADJOURNMENT

This agenda contains a brief general description of each item to be considered. Supporting documents are available for review and copying at City Hall or at www.buenapark.com. Video streaming of the meeting is available on the City's website. This governing body is prohibited from discussing or taking action on any item which is not included in this agenda; however, may ask clarifying questions, ask staff to follow-up, or provide other direction. The order of business as it appears on this agenda may be modified by the governing body.



In compliance with the Americans with Disabilities Act, if you need accommodations to participate in this meeting, contact the City Clerk's Office at (714) 562-3750 or the California Relay Service at 711. Notification at least 48 hours prior to the meeting will enable the City to make arrangements to assure accessibility.

I, Adria M. Jimenez, MMC, City of Buena Park, do hereby certify, under penalty of perjury under the laws of the State of California that a full and correct copy of this agenda was posted pursuant to Government Code Section 54950 et. seq., at the following locations: Buena Park City Hall, 6650 Beach Blvd., the Buena Park Library, 7510 La Palma Avenue, and uploaded to the City of Buena Park website www.buenapark.com.

Date Posted: November 8, 2018

Adria M. Jimenez, MMC, City Clerk



STUDY AND EXECUTIVE SESSION

BUENA PARK CITY COUNCIL
STUDY SESSION EXECUTIVE SESSION
SUMMARY SHEET

MEETING DATE: November 13, 2018

TOPIC: CONF W/LEGAL COUNSEL-EXISTING LIT.

FROM: Regina Danner, Special Counsel, Richards Watson & Gershon

EXECUTIVE SESSION INFORMATION REQUIRED BY THE BROWN ACT:

- License Permit Determination 54956.7
Conf w/Legal Counsel-Existing Lit. 54956.9(d)(1)
Liability Claims 54956.95
Worker's Compensation Claims 54956.95
Public Employee Appointment 54957
Public Employee Performance Evaluation 54957
Conference with Labor Negotiator 54957.6
Case Review/Planning 54957.8
Conference with Real Property Negotiator 54956.8
Conf w/Legal-Anticipated Lit. (exposure to) 54956.9(d)(2)
Conf w/ Legal-Anticipation Lit. (city initiated) 54956.9(d)(4)
Threat to Public Services or Facilities 54957
Public Employment 54957
Public Employee Discipline/Dismissal/Release 54957
Report Involving Trade Secret
Hearings

Pursuant to Government Code Section 54956.9(d)(1) (example: 54956.8, 54957.6)

Applicant:

Property:

Negotiating Parties:

Under Negotiation:

Name of Case: City of Buena Park v. Rome In, LLC; Pramukh Patel; Case No. 30-2018-01014041-CU-E1-CXC

Title (public employee items):

Employee Organization (labor items):

Subject Matter:

Other:

BACKUP MATERIAL? YES NO IN C.C. CONF. ROOM

REQUESTED OF COUNCIL/AGENCY BOARD:



City of BUENA PARK

STUDY AND EXECUTIVE SESSION

BUENA PARK CITY COUNCIL
STUDY SESSION EXECUTIVE SESSION
SUMMARY SHEET

MEETING DATE: November 13, 2018

TOPIC: CONF W/ LEGAL-ANTICIPATION LIT. (CITY INITIATED)

FROM: Joel W. Rosen, AICP, Director of Community Development

EXECUTIVE SESSION INFORMATION REQUIRED BY THE BROWN ACT:

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Conf w/ Legal-Anticipation Lit. (city initiated) 54956.9(d)(4)
Threat to Public Services or Facilities 54957
Public Employment 54957
Public Employee Discipline/Dismissal/Release 54957
Report Involving Trade Secret
Hearings

Pursuant to Government Code Section 54956.9(d)(4) (example: 54956.8, 54957.6)
Applicant:
Property:
Negotiating Parties:
Under Negotiation:
Name of Case:
Title (public employee items):
Employee Organization (labor items):
Subject Matter:
Other:

BACKUP MATERIAL? YES NO IN C.C. CONF. ROOM

REQUESTED OF COUNCIL/AGENCY BOARD:



STUDY AND EXECUTIVE SESSION

BUENA PARK CITY COUNCIL
STUDY SESSION EXECUTIVE SESSION
SUMMARY SHEET

MEETING DATE: November 13, 2018

TOPIC: CONF W/LEGAL-ANTICIPATED LIT. (EXPOSURE TO)

FROM: Chris Cardinale, City Attorney

EXECUTIVE SESSION INFORMATION REQUIRED BY THE BROWN ACT:

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Pursuant to Government Code Section 54956.9(d)(2) (example: 54956.8, 54957.6)
Applicant:
Property:
Negotiating Parties:
Under Negotiation:
Name of Case:
Title (public employee items):
Employee Organization (labor items):
Subject Matter:
Other:

BACKUP MATERIAL? YES NO IN C.C. CONF. ROOM

REQUESTED OF COUNCIL/AGENCY BOARD:



STUDY AND EXECUTIVE SESSION

BUENA PARK CITY COUNCIL
STUDY SESSION EXECUTIVE SESSION
SUMMARY SHEET

MEETING DATE: November 13, 2018

TOPIC: PUBLIC EMPLOYEE PERFORMANCE EVALUATION

FROM: Eddie Fenton, Director of Human Resources / Risk Management

EXECUTIVE SESSION INFORMATION REQUIRED BY THE BROWN ACT:

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Pursuant to Government Code Section 54957 (example: 54956.8, 54957.6)
Applicant:
Property:
Negotiating Parties:
Under Negotiation:
Name of Case:
Title (public employee items): City Clerk
Employee Organization (labor items):
Subject Matter:
Other:

BACKUP MATERIAL? YES NO IN C.C. CONF. ROOM

REQUESTED OF COUNCIL/AGENCY BOARD:



STUDY AND EXECUTIVE SESSION

BUENA PARK CITY COUNCIL
STUDY SESSION EXECUTIVE SESSION
SUMMARY SHEET

MEETING DATE: November 13, 2018

TOPIC: CONFERENCE WITH LABOR NEGOTIATOR

FROM: Eddie Fenton, Director of Human Resources/Risk Management

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Property:

Negotiating Parties:

Under Negotiation:

Name of Case:

Title (public employee items):

Employee Organization (labor items): Buena Park Management Unit and Buena Park Unrepresented Employees

Subject Matter:

Other:

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