

MINUTES OF CITY COUNCIL MEETING
OF THE CITY OF BUENA PARK
HELD APRIL 23, 2019

Vol. 50 Pg. 360

CALL TO ORDER

The City Council met in a regular session on Tuesday, April 23, 2019, at 5 p.m. in the City Council Chamber of the Civic Center, 6650 Beach Boulevard, Buena Park, California, Mayor Brown presiding.

ROLL CALL

PRESENT: Park, Smith, Swift, Traut, Brown
ABSENT: None

Also present were: Jim Vanderpool, City Manager; Chris Cardinale, City Attorney; and Adria M. Jimenez, MMC, City Clerk.

INVOCATION

The invocation was led by Reverend Dion Thomas, Sonrise Community Church.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Eddie Fenton, Director of Human Resources and Risk Management.

CITY MANAGER REPORT

City Manager Vanderpool reported on the following:

- Cultural and Fine Arts Jazz at the Plaza featuring Dayren Santamaria & Made in Cuba Band, Friday, April 26, 6:00 p.m., Ehlers Event Center.
- Welcomed the Hampton Inn and Suites located at 7307 Artesia Avenue, to Buena Park.
- Congratulated Director of Finance Hyun on his appointment to the LAIF Board of Directors by California State Treasurer Ma.

PRESENTATIONS

Council Member Traut presented a Resolution honoring and commending Wood Nousome on his retirement.

The Buena Park Police Association presented a \$6,000 check from the Pink Patch Project to St. Jude's Kathryn T. McCarty Breast Center.

Lauren Morales, Community Services Coordinator, invited the public to Celebrate International Jazz Day with Jazz at the Plaza concert featuring Dayren Santamaria & Made in Cuba Band, Friday, April 26, 6:00 p.m., Ehlers Event Center.

ORAL COMMUNICATIONS

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

Jay Koo, Buena Park resident, commented regarding a news article advising residents' attempt to recall Council Member Park.

Vivian Crawford, Buena Park resident, expressed support for Council Member Park and in opposition to the recall attempt by residents.

Kyle Miller, Senator Archuleta's Office, invited the public and City Council to a Welcome Home Ceremony for Raul Antonio Guerra. After 52 years of missing in action, Mr. Guerra's remains will be brought home to Pico Rivera.

Patty Mouton, Alzheimer's Orange County, provided information on the local non-profit social services agency's programs free to Orange County residents experiencing memory loss, and dementia.

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

CONSENT CALENDAR (1 - 5)

Mayor Brown announced that Consent Calendar Items 1 through 5 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: Smith
- SECOND: Traut
- AYES: Smith, Traut, Park, Swift, Brown
- NOES: None

MOTION CARRIED that all actions recommended on Consent Calendar Items 1 through 5 be approved.

Minutes

1. APPROVAL OF MINUTES

Recommended Action: Approve Minutes for Regular City Council Meeting of February 12, 2019, 5:00 PM, and the Special City Council Town Hall Meeting of February 12, 2019, 7:00 PM.

APPROVED.

Finance 75

2. RESOLUTIONS APPROVING CLAIMS AND DEMANDS

Recommended Action: Adopt resolutions.

ADOPTED the following titled resolutions:

RESOLUTION NO. 13941:
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS IN THE SUM OF \$1,561,608.34 DEMAND NOS. 396190 THROUGH 396423 CANCELLED NO. 394145, 394450, 394943, 395968 AND 396172 VOIDS

RESOLUTION NO. 13942:
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS IN THE SUM OF \$10,290.34 DEMAND NOS. 396424 THROUGH 396431 CANCELLED NO 396310

RESOLUTION NO. 13943:
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA ALLOWING CERTAIN CLAIMS AND DEMANDS IN THE SUM OF \$ 738,448.25, COVERING REGULAR PAYROLL ENDING APRIL 5, 2019

Reports & Studies 129

- 3. TREASURER'S REPORT FOR THE MONTH OF MARCH 2019
Purpose: Review the Treasurer's Investment Report prepared by the Finance Department for the month of March 2019. There is no fiscal impact in receiving this report.

Recommended Action: Receive and file the reports.

APPROVED.

Commendations 65

- 4. RESOLUTION HONORING AND COMMENDING WOOD NOUSOME ON HIS RETIREMENT

Recommended Action: Adopt resolution.

ADOPTED the following titled Resolution:

RESOLUTION NO. 13944:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, HONORING AND COMMENDING WOOD NOUSOME ON HIS RETIREMENT

Parks & Recreation 110

- 5. APPROVE PEAK PARK POOL MURAL AS A LOVE BUENA PARK SERVICE PROJECT
Purpose: Approve the mural design concept as part of the 'Love Buena Park' event scheduled for Saturday, May 4, 2019. This proposed service project will offer 30 volunteers the opportunity to assist and paint a nautical theme pre-sketched design within the interior west wall of the Peak Park swimming pool deck area.

Recommended Action: Approve the design concept for the mural to be painted at the Peak Park Pool as part of a 'Love Buena Park' service project.

APPROVED.

NEW BUSINESS (6 -13)

Codes 64 Housing 87 Homelessness 88

- 6. URGENCY ORDINANCE ADOPTING APPENDIX 'N' TO THE 2016 CALIFORNIA BUILDING CODE GOVERNING EMERGENCY HOUSING
 Presented by Joel W. Rosen, AICP, Director of Community Development

Purpose: To facilitate the development of the Caballero Navigation Center, which will provide temporary and emergency shelter for homeless persons, staff proposes the City's adoption of the 2016 California Building Code, Appendix N, relative to emergency housing standards.

Recommended Action: Adopt an Urgency Ordinance amending Buena Park Municipal Code Chapter 15.56 by incorporating by reference Emergency Housing Building Standards Appendix N as adopted by the State of California for Emergency Housing Buildings and Facilities.

MOTION: Swift
 SECOND: Traut
 AYES: Park, Traut, Smith, Swift, Brown
 NOES: None

MOTION CARRIED to approve the recommended action and adopt the following titled Urgency Ordinance:

ORDINANCE NO.1660:

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, ADOPTING APPENDIX N OF THE 2016 CALIFORNIA BUILDING CODE RELATIVE TO THE PROVISION OF CERTAIN EMERGENCY HOUSING AND EMERGENCY HOUSING FACILITIES, AND ADDING THE SAME INTO NEW CHAPTER 15.115 OF THE BUENA PARK MUNICIPAL CODE

Contracts 70 C-3076 Homelessness 88

7. APPROVE PROFESSIONAL SERVICES AGREEMENT WITH GRIFFIN STRUCTURES FOR DESIGN DEVELOPMENT AND CONSTRUCTION MANAGEMENT SERVICES FOR THE NAVIGATION CENTER LOCATED AT 6490 CABALLERO BOULEVARD
Presented by Mina Mikhael, Assistant City Engineer

Purpose: Authorize staff to execute an agreement in the amount of \$592,000 for design development and construction management services. Contract amount includes services for up to design development phase and construction management for the entire duration of the project. Services include architecture, engineering, geotechnical, survey, and construction management. Associated costs in the amount of \$592,000 will be allocated from the Homeless Emergency Aid Program (HEAP) fund.

Recommended Action: 1) Approve Professional Services Agreement with Griffin Structures for design development and construction management services for the Navigation Center located at 6490 Caballero Boulevard in the amount of \$592,000; 2) Authorize the City Manager and City Clerk to execute the agreement; and, 3) Approve a budget amendment in the amount of \$592,000 for this purpose.

City Manager Vanderpool reported at the time of printing the Agenda, the City did not have confirmation that the \$6.7 million grant was approved. He was pleased to report funding was approved today for this project.

Council Members expressed their support for this project and Griffin Structures and thanked all who have been working to move this project forward.

MOTION: Smith
SECOND: Park
AYES: Smith, Park, Swift, Traut, Brown
NOES: None

MOTION CARRIED to approve the recommended action.

Contracts 70 C-3077 Public Works Proj. 125 PW-867

8. RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AWARD OF CONTRACT TO RJ NOBLE COMPANY FOR THE LA PALMA AVENUE IMPROVEMENTS FROM BEACH BOULEVARD TO KNOTT AVENUE PROJECT
Presented by Mina Mikhael, Assistant City Engineer

Purpose: Approve plans and specifications, and award a contract in the amount of \$1,478,955, for the La Palma Avenue Improvements from Beach Boulevard to Knott Avenue Project. Associated construction costs in the amount of \$1,478,955 will be funded from a combination of Road Maintenance and Rehabilitation Account (RMRA), and Measure M2 Fund (Account No. 24-9806-590154).

Recommended Action: 1) Adopt a resolution approving plans and specifications for the La Palma Avenue Improvements from Beach Boulevard to Knott Avenue Project; 2) Award a contract to RJ Noble Company in the amount of \$1,478,955; 3) Authorize contingency funds in the amount of \$150,000 in the same purchase order; and 4) Authorize the City Manager and the City Clerk to execute the contract.

MOTION: Swift
SECOND: Traut
AYES: Swift, Traut, Park, Smith, Brown
NOES: None

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

RESOLUTION NO. 13945:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK APPROVING PLANS AND SPECIFICATIONS FOR LA PALMA AVENUE IMPROVEMENTS FROM BEACH BOULEVARD TO KNOTT AVENUE PROJECT IN SAID CITY

Transportation 148 Budgets 47

- 9. RESOLUTION DESIGNATING PROJECTS TO SUBMIT TO THE CALIFORNIA TRANSPORTATION COMMISSION (CTC) FOR FUNDING UNDER THE ROAD MAINTENANCE AND REHABILITATION ACCOUNT (RMRA) AND INCORPORATING THE DESIGNATED PROJECTS INTO THE FISCAL YEAR 2019-2020 CAPITAL IMPROVEMENT PROGRAM BUDGET

Presented by Mina Mikhael, Assistant City Engineer

Purpose: Authorize the Public Works Department to submit projects to the CTC for funding under the RMRA. A budget amendment in the amount of \$1,750,000 is required to fund the designated projects, of which \$1,390,255 will be funded by the anticipated RMRA allocation, \$94,722 from the Traffic Congestion Relief Program (TCRP) loan repayment allocation and \$265,023 from the Gas Tax Fund.

Recommended Action: 1) Adopt a resolution designating projects to submit to the California Transportation Commission for funding under the Road Maintenance and Rehabilitation Account and incorporating the designated projects into the FY 2019-2020 Fiscal Year Capital Improvement Program budget; and 2) Approve a budget amendment in the amount of \$1,750,000 appropriating funds for the designated projects.

- MOTION: Smith
- SECOND: Swift
- AYES: Smith, Swift, Park, Traut, Brown
- NOES: None

MOTION CARRIED to approve the recommended action AND adopt the following titled resolution:

RESOLUTIONS NO. 13946:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK DESIGNATING PROJECTS TO SUBMIT TO THE CALIFORNIA TRANSPORTATION COMMISSION FOR FUNDING UNDER THE ROAD MAINTENANCE AND REHABILITATION ACCOUNT AND INCORPORATING THE DESIGNATED PROJECTS INTO THE FISCAL YEAR 2019-2020 CAPITAL IMPROVEMENT PROJECT BUDGET

Contracts 70 C-2805 Public Works Proj. 125 PW-845

- 10. AGREEMENT WITH RJM DESIGN GROUP, INC. FOR PHASE 2 DESIGN OF THE SILVERADO TRAIL IMPROVEMENT PROJECT

Presented by Jeff Townsend, Associate Engineer

Purpose: Authorize the Public Works Department to enter into an agreement with RJM Design Group, Inc. to provide design services for the Silverado Trail improvements along the SCE Corridor from Knott Avenue to Western Avenue. Amend the FY 18-19 budget to add monies in the amount of \$175,000 from FY 19-20 for design. The project will be funded by Park-in-Lieu Funds.

Recommended Action: 1) Approve a Professional Services Agreement with RJM Design Group, Inc. in the amount of \$164,035 for Phase 2 Design of the Silverado Trail Improvement Project; 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; and 4) Approve a budget amendment in the amount of \$175,000 from the FY 19-20 Capital Improvement Project budget for design of this project.

- MOTION: Swift
- SECOND: Park
- AYES: Swift, Park, Smith, Traut, Brown
- NOES: None

MOTION CARRIED to approve the recommended action.

Contracts 70 C-3108 C-3078 Budgets 47 Police Dept. 117

11. PROFESSIONAL SERVICES AGREEMENTS WITH BRODIN STUDIOS INC., AND RABBen/HERMAN DESIGN FOR THE FALLEN OFFICER MEMORIAL PROJECT
Presented by Mark L. Averell, Purchasing Manager

Purpose: Authorize \$200,000 of one-time general fund reserves to fund the Fallen Officer Memorial project. Authorize the City Manager and City Clerk to execute the agreements with Brodin Studios Inc. to design and construct an original bronze work of art for the Buena Park Fallen Officer Memorial and Rabben/Herman Design Office for professional design services for the Buena Park Fallen Officer Memorial project.

Recommended Action: 1) Approve an agreement with Brodin Studios Inc., to design and construct an original bronze work of art for the Buena Park Fallen Officer Memorial, not to exceed \$90,000; 2) Approve an agreement with Rabben/Herman Design Office for professional design services for the Buena Park Fallen Officer Memorial in the not to exceed amount of \$18,000; 3) Appropriate funds in the amount of \$200,000 from one-time general fund reserves for the Fallen Officer Memorial project; 4) Authorize the City Manager and City Attorney to make any necessary, non-monetary changes to the agreements; and, 5) Authorize the City Manager and City Clerk to execute the agreements.

Mark Averell, Purchasing Manager, reviewed previous direction given by City: conduct research regarding design, reuse of existing space and plaques, incorporate landscape, and obtain costs. Brodin Studios was selected to provide the design concept (two officers with a small child) using the existing footprint.

Council Member Traut expressed concerns regarding costs of the new monument.

Mayor Brown asked if the City would allow for private citizens or corporate sponsorships or subscriptions to purchase pavers around the outside of the memorial to help fund costs. Mr. Averell stated staff had not researched that option.

MOTION CARRIED to approve the recommended action and incorporate an opportunity for sponsorships.

MOTION: Traut
SECOND: Brown
AYES: Traut, Brown, Park, Smith, Swift
NOES: None

MOTION CARRIED to approve the recommended action as amended.

Codes 64 Communications 163

12. URGENCY ORDINANCE AMENDING CHAPTER 19.1220 OF THE BUENA PARK MUNICIPAL CODE RELATED TO WIRELESS COMMUNICATION FACILITY REGULATIONS & GUIDELINES AND ADOPT A RESOLUTION APPROVING THE FEE SCHEDULE FOR SMALL CELL GUIDELINES
Presented by Christopher G. Cardinale, City Attorney

Purpose: To adopt the urgency ordinance and resolution related to small cell wireless communication facilities. The ordinance amends the municipal code related to wireless communication facilities and the resolution establishes regulations, guidelines, and fees.

Recommended Action: 1) Adopt the proposed urgency ordinance with revisions to Chapter 19.1220 of the Buena Park Municipal Code; (2) Adopt the proposed resolution establishing small cell regulations, guidelines, and fees; and (3) Authorize and direct the City Manager, or his designee, to administer the regulations and guidelines consistent with federal, state, and local law.

City Attorney Cardinale reviewed the staff report and advised in September 2018, the FCC recently clarified and expanded rules in its "Third Order and Ruling" ("Order"); the purpose of which was to expedite the installation of the "small cell equipment" necessary to provide 5G network speeds. The Order sought to accomplish this by streamlining the local permit process for "small cell wireless facilities" located within the public right-of-way. The Order: prevents cities from permanently or temporarily banning small cell facilities, regardless of the underlying zoning designation (e.g. residential); imposes new "shot clock" deadlines on small cell applications,

requiring the City make a determination (a) within 90 days for any new site, and (b) within 60 days for attachment to an existing structure; requires fees to be published in advance, and prevents cities from imposing fees or charges that generate revenues in excess of costs; establishes "safe harbor" fees of: (a) \$500 for up to 5 attachment applications, with an additional \$100 for each subsequent application; (b) \$1000 for a new pole application; and (c) \$270 per small cell facility per year for all recurring fees; and, requires any design or aesthetic criteria to be: (a) reasonably directed at avoiding or remedying unsightly or out-of-character installations; (b) published in advance; (c) no more burdensome than are imposed on similar infrastructure deployments in the right-of-way; (d) applied on a competitively neutral and non-discriminatory basis across service providers; and, (e) not have the effect of prohibiting or unduly burdening the provision of wireless service.

In response to the FCC's Order, and in efforts to clarify the current municipal code, staff prepared the urgency ordinance. The proposed ordinance makes minor modifications to Chapter 19.1220, by: (a) making clear that the Chapter applies to facilities located in the right-of-way; (b) adding "small cell wireless facility" to the definitions; and (c) requiring installations within the right-of-way to comply with the City's "Small Cell Regulations."

The proposed regulations include standards similar to those adopted by similarly situated communities. The regulations provide for Applicants to provide a 12-month forecast of anticipated small cell installations, to allow the coordination of staff time and resources needed to process the large volume of anticipated applications. Aesthetic standards that incorporate SCE's design template, and standard design, access, and maintenance standards as are applied to other utilities; including requirements for ADA compliance. A license agreement between the City and applicant, as well as any encroachment, excavation, traffic control, and other standard requirements of the City for similar installations. Bonding and insurance requirements to protect the City's interest. Standard application and license agreement forms, and a detailed application review process that will facilitate the City's review of applications within the time required by the FCC's Order.

Staff received comment letters from AT&T, Mobilite, and Verizon. City Attorney Cardinale recommended two modifications to the City's Ordinance: 1) change language from license agreement to, "permit" in the Ordinance; 2) Approve the resolution with the exception of the fee schedule; and, 3) meet & confer with representatives from carriers.

MOTION to approve staff's recommendation.

MOTION: Park
SECOND:
AYES:
NOES:

Dan Vozenilek, AT&T, expressed opposition of the urgency ordinance based on standards, ordinance requirements, fees, inspection requirements, cable wiring, undergrounding, antenna locations, etc. Mr. Vozenilek requested the City Council defer action to allow AT&T to work with staff on resolving their concerns.

Michelle Brower, Verizon, shared the same sentiments expressed by AT&T, and stated Verizon would appreciate the City Council not taking any action and continue working with Verizon.

Ben R. Johnson, Mobilite, reiterated the comments and concerns expressed by representatives from AT&T and Verizon. Mobilite's primary concern is with the annual reoccurring fees. Mr. Johnson stated he would be willing to work with staff to address concerns.

Council Member Park withdrew her MOTION to approve staff's recommendation, and inquired if it would be beneficial to table this item until further discussions are held with the carrier companies whom spoke tonight.

City Attorney Cardinale recommended City Council not table this item because absent this the City does not have regulations that are enforceable to comply with the FCC's Order. The regulations are clear in a number of places, i.e., undergrounding, and Master License Agreement. City Attorney Cardinale recommended continuing to meet and defer as far as the fees but with regard to aesthetic and regulatory standards, they are consistent with federal and state law and there is enough flexibility in the language to address the carriers' concerns.

MOTION: Traut
 SECOND: Park
 AYES: Traut, Park, Smith, Swift, Brown
 NOES: None

MOTION CARRIED to approve the recommended action, as amended to change all references from license to permit; adopt the resolution, with the exception of the fee schedule, and to meet and confer with interested parties on proposed amendments; and, adopt the following titled ordinance and resolution:

ORDINANCE NO. 1661:

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, AMENDING CHAPTER 19.1220 OF THE BUENA PARK MUNICIPAL CODE, TITLED "WIRELESS COMMUNICATION FACILITY REGULATIONS AND GUIDELINES"

RESOLUTION NO. 13947:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, ADOPTING REGULATIONS FOR SMALL CELL TELECOMMUNICATIONS FACILITIES INSTALLED WITHIN THE PUBLIC RIGHT OF WAY, AND FEES ASSOCIATED THEREWITH, PURSUANT TO CHAPTER 19.1220 OF THE BUENA PARK MUNICIPAL CODE

Tourism & Conv. 184

13. ALLOCATION FOR INTERNATIONAL POW WOW (IPW) CONFERENCE EVENT AT KNOTT'S BERRY FARM
 Presented by Sara Copping, Visit Buena Park Director

Purpose: To assist our Entertainment Corridor partners in hosting guests at Knott's Berry Farm during the 2019 IPW Conference this summer.

Recommended Action: Approve the allocation to assist our community partners in hosting IPW Conference guests at Knott's Berry Farm.

MOTION: Swift
 SECOND: Brown
 AYES: Swift, Brown, Park, Smith, Traut
 NOES: None

MOTION CARRIED to approve the recommended action.

MAYOR/CITY COUNCIL REPORTS & CALENDAR

Council Member Park reported the following:

- April 10 MADD Luncheon, Los Coyotes Country Club
- April 12 Meet & Greet with Senator Chang
- April 13 Children's Art Festival
- April 20 Spring Eggstravaganza Event, Boisseranc Park
- April 22 Lunch with Visit Buena Park Tourism Board of Directors

Council Member Park calendared the installation of speed control devices on Los Coyotes Country Club Drive.

Mayor Pro Tem Smith reported on the following:

- April 12 Meet & Greet with Senator Chang
- April 17 ACCOC Board Meeting and New Member Installation
- April 18 Tip-a-Cop Special Olympics Fundraiser
- April 20 Spring Eggstravaganza Event, Boisseranc Park

Mayor Pro Tem Smith thanked City Staff for lighting up the City blue in support of Autism.

Council Member Traut reported the following:

- April 10 Buena Park Collaborative Meeting
- April 10 Senior Activity Center Volunteer Recognition
- April 10 Soroptimist Live Your Dream Awards Dinner
- April 12 Meet & Greet with Senator Chang
- April 15 Met with Bird Tract residents regarding the Navigation Center
- April 16 Presentation Meeting regarding LED Screens at the Source
- April 17 Cultural and Fine Arts Commission Meeting
- April 22 Lunch with Visit Buena Park Tourism Board of Directors

Council Member Swift reported the following:

- April 10 MADD Awards Luncheon, Los Coyotes Country Club
- April 10 Soroptimist Live Your Dream Awards Dinner
- April 13 Kent Morlach Memorial Service
- April 18 St. Jude Community Benefits Committee Meeting
- April 18 Pendelton School Awards Gala
- April 19 Good Friday Service, Away Fellowship Church

Council Member Swift calendared a report by City Clerk reviewing the City Council Protocol Guide and see if amendments need to be made for publishing the City Council Agenda.

Mayor Brown reported the following:

- April 10 MADD Awards Luncheon, Los Coyotes Country Club
- April 10 Senior Activity Center Volunteer Recognition
- April 10 Soroptimist Live Your Dream Awards Dinner
- April 18 Tip-a-Cop Special Olympics Fundraiser
- April 17 Auto Theft Advisory Commission Meeting
- April 18 Pendelton Elementary School Awards Gala
- April 20 Spring Eggstravaganza Event, Boisseranc Park
- April 22 Anaheim Union High School District Meeting with Buena Park

Mayor Brown calendared the location of the Study Session and creation of a Youth Commission.

RECESS

Mayor Brown recessed the meeting at 7:02 p.m. and announced the meeting would be reconvened in the Main Conference Room for Study Session.

STUDY SESSION (14 – 20)

14. DISCUSS AND PROVIDE DIRECTION REGARDING PARAMEDIC FEE WAIVER REQUEST

Report by: Aaron France, Assistant City Manager

Mr. France summarized the staff report noting the City received a letter from Gerrie Schipske of Community Legal Aid So Cal. indicating Mr. Sun Koo, needed transportation via ambulance to the hospital while dining in a Buena Park restaurant. Mr. Koo was sent a bill that included the first responder fee of \$300. Due to Mr. Koo's financial situation, the letter requests a waiver of the \$300 first responder fee. Unfortunately, Mr. Koo is a resident of Garden Grove and is not able to subscribe to the City's paramedic subscription program. Staff does not arbitrarily waive these fees, or other fees, administratively without direction by the City Council. On rare occasions, the City Council has directed staff to bring forward situations where an extreme financial hardship has been pled.

After discussion, a majority of the City Council (Smith dissented) directed staff to reduce the fee by one-half and offer a six month payment plan after financial status is verified.

15. DISCUSS AND PROVIDE DIRECTION REGARDING CITY PARTICIPATION IN THE 2019 ORANGE COUNTY PRIDE LGBT PARADE AND FESTIVAL
Report by: Jim Box, Director of Community Services

At the request of Council Member Traut, staff is researching options for participation in the 2019 OC Pride LGBT Parade and Festival to be held in Downtown Santa Ana. The Parade is scheduled to take place on Saturday, June 22, 2019, at 11:30 a.m. Participation in the parade could consist of Buena Park City Council, City Officials and representatives of the Buena Park Community in a horse-drawn carriage or decorated vehicle. Participation costs include a \$50 Parade application fee and rental cost for the mode of parade transportation.

Rebecca Kovacs, Buena Park resident, expressed support for the City's participation in the parade.

After discussion, a majority of the City Council did not support participating in the 2019 Orange County Pride LGBT Parade and festival.

16. DISCUSS AND PROVIDE DIRECTION REGARDING THE ORANGETHORPE MEDIAN PILOT PROGRAM BETWEEN BUENA PARK JUNIOR HIGH SCHOOL AND ESTERLINE POWER SYSTEMS
Report by: Nader M. Alqam, Assistant Engineer

Nader Alqam, Assistant Engineer, summarized the staff report, reviewed history of the location, existing conditions, BPSD's concerns, and provided four options for City Council's consideration:

- Option 1: No Changes
BPSD concern remains
35% of U-turns in PM use Driveway 5
- Option 2: Re-create 120 feet of median two-way left-turn lane east of Driveway 5
Creates head-on conflicts
Less organized U-turn opportunities
- Option 3: Create protected turn/acceleration pocket for exiting traffic from BPSD
Westbound traffic cannot make left turn/U-turn
Less organized U-turn opportunities
- Option 4: Install flashing beacons
Motorists may or may not yield to buses coming out of driveway

After further discussion, the City Council chose Option 3, requested the City Manager advise the BPSD superintendent and the BPJHS Principal, and formed an ad hoc committee of Council Members Swift and Park to conduct parent discussions.

17. DISCUSS AND PROVIDE DIRECTION REGARDING THE EXISTING CROSSWALK CONDITIONS ON STANTON AVENUE AT GOLDENROD CIRCLE
Report by: Nader M. Alqam, Assistant Engineer

Nader Alqam, Assistant Engineer, summarized the staff report, reviewed history of the location, existing conditions, collision history, and provided three options for City Council's consideration:

- Option 1: Crossing Guard
Limited Hours
- Option 2: Raised Median with additional LED lights in the center of the roadway
- Option #3: Move crosswalk and install Pedestrian Hybrid Beacon

The City Council approved Option 2, with split crossover crosswalk (zig zag) and allowing the design to confirm the pedestrian is visible to motorist (pedestrian facing on-coming traffic).

18. DISCUSS AND PROVIDE DIRECTION REGARDING PEDESTRIAN SAFETY ON DALE STREET NEAR BOISSERANC PARK

Report by: Norm Wray, Senior Engineering Technician

Norm Wray, Senior Engineering Technician, summarized the staff report advising a number of parents and residents have contacted the City regarding concerns on Dale Street at Boisseranc Park. The street is a 40 MPH zone with a 25 MPH School Zone, and there is one 64' wide lane in each direction. In the past five years, there have been a total of five reported collisions: one "vehicle vs. pedestrian" collision. The existing crosswalk is uncontrolled, meaning all vehicles must yield to pedestrians. This crosswalk does not meet the California Vehicle Code criteria to be a school crossing. The speed limit at this location is 40 mph. The area around the crosswalk is marked as a school zone speed limit of 25 MPH. The entire section of Dale along Boisseranc Park has no street lighting. There are existing wooded power poles on the west side of the street. A lighting design could be generated to use the existing poles and provide street lighting.

After discussion, the City Council agreed to add lighting on Dale Street, improve crosswalks with new reflective paint, provide options for bicycle lanes, and maintain current speed limits at the location.

19. CITY MANAGER REPORT

City Manager Vanderpool reported on the following:

- The sink hole on Auto Center Drive is fixed. Staff is working with the County and Caltrans to determine responsibility. Public Works staff opened the street within 48-hours. Thanks to Public Works for discovering a quick solution to a very dangerous situation.
- Reported to the Board of Education on the status of the Navigation Center.
- The new Starbucks on Beach Blvd., is having a VIP event on May 1, 2019, 5:00 p.m. – 7:00 p.m.
- Agenda Review with Council Members, available if desired.
- Advised of the Public Works reorganization and advised Joe Hunt is helping out in Administration and Doug Brodowski is at the City Yard.

20. COMMISSION/COMMITTEE APPOINTMENTS/REMOVALS

City Clerk Jimenez had nothing to report.

ADJOURNMENT

There being no further business, Mayor Brown adjourned the meeting at 8:58 p.m.



Mayor

ATTEST:



City Clerk

