



**BUENA PARK CITY COUNCIL
REGULAR MEETING
TUESDAY, AUGUST 25, 2020
5:00 P.M.**

PUBLIC HEARINGS AT 6:00 P.M.

COUNCIL CHAMBER
6650 BEACH BOULEVARD
BUENA PARK, CALIFORNIA

SPECIAL NOTICE REGARDING COVID-19

On March 4, 2020, Governor Newsom proclaimed a State of Emergency in California as a result of COVID-19. The Governor issued Executive Order N-25-20, which allows Council Members to attend City Council meetings telephonically. Please be advised that some, or all, of the City of Buena Park Council Members and staff may attend this meeting telephonically.

This meeting will allow public attendance in person with the following precautions in place to ensure the health and safety of the public:

- Attendees must submit to a verbal health screening and temperature check before entering the Council Chamber.
- Attendees will be required to wear a face covering at all times while in the Council Chamber or City Hall.
- Social distancing of 6 feet is required at all times. Designated seating has been identified for public use.

Members of the public may also submit their comments and questions in writing, for City Council consideration, by sending them to the City Clerk at comments@buenapark.com. **Please submit all comments and questions by 4:00 p.m., on Tuesday, August 25, 2020.** All comments and questions will be read during the meeting.

All meetings of the City Council are available on the City's website at www.buenapark.com and the City's Cable Channel BPTV Channel 3/99. Please contact the City Clerk's Office at (714) 562-3750, for any questions.

CALL TO ORDER

5:00 P.M.

ROLL CALL

**COUNCIL MEMBER ARTHUR C. BROWN
COUNCIL MEMBER SUNNY YOUNGSUN PARK
COUNCIL MEMBER ELIZABETH A. SWIFT
MAYOR PRO TEM CONNOR TRAUT
MAYOR FRED R. SMITH**

INVOCATION

CHAPLAIN DIANNE KRYLO, BUENA PARK PD

PLEDGE OF ALLEGIANCE

MARK AVERELL, PURCHASING MANAGER

CITY MANAGER REPORT

PRESENTATIONS

**BUENA PARK POLICE DEPARTMENT LIFESAVING
AWARD AND CITIZEN'S COMMENDATION**

- **SERGEANT SERGIO LEPE, BUENA PARK
POLICE DEPARTMENT**
- **OFFICER BRYANT KALAGIAN, BUENA PARK
POLICE DEPARTMENT**
- **ALEX DE LA ROSA, THE SOURCE SECURITY
GUARD**

**BUENA PARK POLICE DEPARTMENT LIFESAVING
AWARD**

- **OFFICER DAVID PANTOJA**
- **OFFICER XIOMARAH GUZMAN**

**BUENA PARK POLICE DEPARTMENT LIFESAVING
AWARD**

- **OFFICER OSCAR MUNOZ**
- **OFFICER TUYET TRAN**

ORAL COMMUNICATIONS

This is the portion of the meeting set aside to invite public comments regarding any matter within the jurisdiction of the City Council. Public comments are limited to no more than three minutes each. If comments relate to a specific agenda item, those comments will be taken following the staff report for that item and prior to the City Council vote. 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.

CONSENT CALENDAR NOTICE

The items listed under the Council Consent Calendar are considered routine business and will be voted on together by one motion unless a Council Member requests separate action. At this time the City Council or public may ask to speak on any item on the Consent Calendar.

CONSENT CALENDAR (1 – 10)**1. APPROVAL OF MINUTES**

Recommended Action: Approve Minutes of the Special and Regular City Council Meetings of August 11, 2020.

2. RESOLUTIONS APPROVING CLAIMS AND DEMANDS

Recommended Action: Adopt resolutions.

3. TREASURER'S REPORT FOR THE MONTH OF JULY 2020

Purpose: Review the Treasurer's Investment Report prepared by the Finance Department for the month of July 2020. There is no fiscal impact in receiving this report.

Recommended Action: Receive and file the reports.

4. RESOLUTION HONORING AND COMMENDING POLICE CORPORAL CHRISTOPHER W. PIMENTEL ON HIS RETIREMENT

Recommended Action: Adopt Resolution.

5. **AUTHORIZATION TO REPAIR BEACH BOULEVARD MEDIAN FOLLOWING A VEHICULAR ACCIDENT IN ACCORDANCE WITH CITY COUNCIL POLICY NO. 13**

Purpose: Authorize the Public Works Department to hire various vendors to repair a section of the Beach Boulevard Median that was damaged by a vehicular accident. Associated costs in the amount of \$39,667.52 will come from the Public Liability Fund. The City's Risk Manager will attempt to recoup the expenditures from the responsible party.

Recommended Action: 1) Authorize the Public Works Department to hire Built Rite Fence Company, Pro Landscaping, Inc., and Mid City's Electric for emergency repairs to fencing, landscaping, irrigation lines, and electrical lines in a total amount of \$39,667.52 in accordance with City Council Policy No. 13 within the Beach Boulevard Median following a vehicular accident; 2) Appropriate funds in the amount of \$40,000 from the Public Liability Fund for this purpose.

6. **AGREEMENT FOR THE REDESIGN OF BOTH THE CITY OF BUENA PARK AND THE BUENA PARK POLICE DEPARTMENT WEBSITES**

Purpose: Authorize the Purchasing Division to execute a sales agreement for the redesign of both the City of Buena Park and the Buena Park Police Department websites. Associated costs in the amount of \$18,150 will be funded by Asset Forfeiture funds.

Recommended Action: 1) Approve an agreement with Revize Software Systems, Troy, MI in the combined total amount of \$18,150 for the redesign of both the City of Buena Park and the Buena Park Police Department websites; 2) Authorize the City Manager to execute the agreements; 3) Approve a budget appropriation in the amount of \$18,150 from Asset Forfeiture funds for this purpose.

7. **RESOLUTION APPROVING THE CITY OF BUENA PARK STATEMENT OF INVESTMENT POLICY DATED AUGUST 25, 2020**

Purpose: Authorize the Director of Finance/City Treasurer to invest idle money in the City Treasury not required for the immediate necessities of the City as he deems appropriate, as allowed by State law. There is no direct budget impact with the approval of this item.

Recommended Action: 1) Adopt a resolution approving the City of Buena Park Statement of Investment Policy dated August 25, 2020.

8. APPROVAL OF PARK WASTE AND RECYCLING ENVIRONMENTAL TIMES AS A REGULAR QUARTERLY WATER BILL INSERT

Purpose: Authorize the Public Works Department to include Park's Environmental Times newsletter as a regular quarterly water bill insert. Associated costs in the amount of \$4,000 annually will be funded with Refuse Collection Fund (Account No. 11-6240-460220).

Recommended Action: 1) Authorize staff to include Park Waste and Recycling's (Park) Environmental Times newsletter as a regular quarterly insert in future water bills.

9. DONATION OF 800MHZ RADIOS TO THE NEW HARMONY VOLUNTEER FIRE DEPARTMENT IN WASHINGTON COUNTY, UTAH

Purpose: Authorize the donation of twenty (20) mobile and twenty (20) portable used Motorola 800 Mhz radios to the New Harmony Volunteer Fire Department in Washington County, Utah.

Recommended Action: 1) Authorize the donation of twenty (20) mobile and twenty (20) portable, used Motorola 800 MHz radios to the New Harmony Volunteer Fire Department in Washington County, Utah pursuant to Buena Park Municipal Code 3.28.150(D).

10. A REPORT TO THE CITY COUNCIL REGARDING THE EXISTENCE OF A LOCAL EMERGENCY IN THE CITY OF BUENA PARK REGARDING THE COVID-19 VIRUS

Purpose: Receive and file a report regarding the City's actions regarding COVID-19. There is no direct budget impact with the receipt of this item.

Recommended Action: 1) Receive and file report from staff.

END OF CONSENT CALENDAR

NEW BUSINESS (11 – 18)**11. PROFESSIONAL SERVICES AGREEMENT WITH CSG CONSULTANTS, INC. FOR AN ON-SITE PERMIT TECHNICIAN AND ON-CALL OTHER BUILDING DIVISION-RELATED STAFF SERVICES**

Presented by Community Development Department

Purpose: Authorize the Community Development Department to enter into an agreement for on-site and on-call building services. Associated costs in an amount not-to-exceed \$150,000 will be absorbed in the adopted FY 2020-2021 Community Development Department contractual services budget and available salary savings from staff on unpaid COVID-19 related leave.

Recommended Action: 1) Approve a professional services agreement with CSG Consultants, Inc. for an on-site permit technician and other on-call building division-related staff services in an amount not-to-exceed \$150,000; 2) Authorize the City Attorney and City Manager to make any necessary, non-monetary changes to the agreement; and 3) Authorize the City Manager and City Clerk to execute the agreement.

12. APPROVAL OF THE REVISED BUENA PARK NAVIGATION CENTER MANAGEMENT, OPERATIONS, AND PUBLIC SAFETY (MOPS) PLAN

Presented by City Manager's Office

Purpose: Approve the revised Buena Park Navigation Center MOPS Plan, which will guide the operation and management of the facility. There is no direct impact with the approval of this item.

Recommended Action: 1) Approve the revised MOPS Plan; and 2) Authorize the City Manager and City Attorney to make any necessary, non-monetary changes to the plan.

13. RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND APPROVAL OF A CONTRACT WITH ASBESTOS INSTANT RESPONSE (AIR), INC. FOR THE DEMOLITION OF EXISTING BUILDING AND IMPROVEMENTS AT 7511 8TH STREET PROJECT

Presented by Public Works Department

Purpose: Adopt a resolution approving plans and specifications, and approve a contract to demolish the buildings located at 7511 8th Street. Funds in the amount of \$54,985 will need to be allocated from the undesignated Park in-Lieu Fund balance for this purpose.

Recommended Action: 1) Adopt a resolution approving plans and specifications for the Demolition of Existing Building and Improvements at 7511 8th Street Project; 2) Award a contract to Asbestos Instant Response (AIR), Inc. in the amount of \$47,940; 3) Authorize contingency funds in the amount of \$5,000 in the same purchase order; 4) Authorize funds to prepare the asbestos and lead report for demolition in the amount of \$2,045; 5) Authorize a budget transfer in the amount of \$54,985 from the undesignated Park in-Lieu Fund balance for this purpose; and 6) Authorize the City Manager and the City Clerk to execute the contract.

14. PROFESSIONAL SERVICES AGREEMENT WITH OLDHAM ARCHITECTS FOR THE BOISSERANC PARK ADA IMPROVEMENTS PROJECT PLANS AND SPECIFICATIONS

Presented by Public Works Department

Purpose: Authorize the Public Works Department to enter into an agreement with Oldham Architects to provide design services for the Boisseranc Park ADA Improvements Project. Associated costs in the amount of \$46,020 were included in the adopted FY 2019-2020 budget and will be funded by the Park in-Lieu Fund (Account No. 32-9806-290157).

Recommended Action: 1) Approve a Professional Services Agreement with Oldham Architects for preparation of the Plans and Specifications in the amount of \$46,020 for the Boisseranc Park ADA Improvements Project; 2) Authorize the City Manager and City Attorney to make any necessary, non-monetary changes to the agreement; and 3) Authorize the City Manager and the City Clerk to execute the agreement.

15. DENIAL OF A REQUEST FOR A NEW PREFERENTIAL PARKING DISTRICT ON THE CRESCENT AVENUE FRONTAGE ROAD

Presented by Public Works Department

Purpose: Deny a request for a new PPD on the Crescent Avenue frontage road that does not meet the requirements of the policy. There is no budget impact associated with this item.

Recommended Action: 1) Deny a request for a new Preferential Parking District (PPD) on the Crescent Avenue frontage road.

16. AN URGENCY ORDINANCE REVISING REGULATIONS RELATED TO ACCESSORY DWELLING UNITS AND JUNIOR ACCESSORY DWELLING UNITS, AND MAKING CORRESPONDING AMENDMENTS TO TITLE 19 (ZONING CODE) OF THE BUENA PARK MUNICIPAL CODE; ADOPTION OF A RESOLUTION RESPONDING TO COMMENTS FROM DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Presented by City Attorney's Office

Purpose: For the City of Buena Park to regulate accessory dwelling units and junior accessory dwelling units in a manner that is both consistent with State law, yet protects and preserves the community against negative impacts associated with unregulated development. There is no budgetary impact associated with this action.

Recommended Action: 1) In response to comments recently received from the Department of Housing and Community Development ('Department'), that the City Council adopt the Urgency Ordinance amending the City's regulation accessory dwelling units (ADUs) to be consistent with State law; and 2) Adopt a companion Resolution responding directly to the Department's comments, and explaining why certain amendments suggested by the Department are not being made.

17. CONSIDERATION OF EXTENDING THE DURATION OF THE CITY OF BUENA PARK'S OUTDOOR DINING PROGRAM

Presented by City Attorney's Office

Purpose: Authorize the Community Development Department to extend the duration of the Outdoor Dining Program, which has, to date, proven successful for local restaurants and residents. There is no impact to the General Fund associated with this action.

Recommended Action:

1) Approve an extension of the City of Buena Park's Outdoor Dining Program for at least two months until October 31, 2020, or such other period of time directed by the City Council.

18. INTERIM CITY MANAGER EMPLOYMENT AGREEMENT BETWEEN THE CITY OF BUENA PARK AND AARON FRANCE

Presented by Human Resources/Risk Management Department

Purpose: Enter into an employment agreement for the position of Interim City Manager to plan for a leadership transition. It is anticipated the annual savings from this action will be approximately \$50,000.

Recommended Action: 1) Approve an Interim Employment Agreement between the City of Buena Park and Aaron France; and 2) Authorize the Mayor to execute the Interim City Manager's Employment Agreement.

MAYOR/CITY COUNCIL REPORTS & CALENDAR

- a. Scheduling dates for future City Council meetings.
- b. Identifying items for future discussion.

RECESS**STUDY SESSION (19 – 22) (Reconvene in the Council Chamber)**

- 19. DISCUSS AND PROVIDE DIRECTION ON THE PROPOSED FISCAL YEAR 2020-2021 BUDGET**
Report by Finance Department

- 20. DISCUSS AND PROVIDE A STATUS REPORT ON THE AMENITIES IN THE WHITAKER-JAYNES ESTATES & BACON HOUSE CURATOR OFFICE**
Report by Public Works Department

- 21. CITY MANAGER REPORT**

- 22. COMMISSION/COMMITTEE APPOINTMENTS/REMOVALS**

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.



If you would like to participate in any matter of business on the agenda and would like translation in Chinese, Korean, Spanish, Tagalog, or Vietnamese, please contact the **City Clerk's Office at (714) 562-3750 48-hours prior to the meeting**. Residents requiring translation during Oral Communications are encouraged to bring interpreters.

시의회 목록에 있는 정식 안건에 대해 의견을 발표하고 싶으신 경우, 중국어, 한국어, 스페인어, 타갈로에 대한 통역사가 필요하시면 시미팅 48시간전 시서기 오피스로 (714-562-3750) 연락하시면 됩니다. 정식안건이 아닌 주민 발언시간에 발표하실 경우, 본인의 통역사를 직접 모시고 오시면 감사하겠습니다.

Si le gustaría participar en audiencia pública o cualquier asunto de negocios programado en la agenda y necesita traducción en chino, coreano, español, tagalo o vietnamita, comuníquese con la Oficina del Secretario de la Ciudad, 48 horas antes de la reunión al (714) 562-3750. Para participar en los comentarios públicos sobre cualquier otro asunto dentro de la jurisdicción del ayuntamiento, se les recomienda que traiga un intérprete.

如果您想参与议程上的任何事务，并希望翻译成中文，韩文，西班牙文，他加禄文或越南文，请联系市政文员办公室，网址为（714）562-3750在会议开始前48小时。鼓励在口头交流中需要翻译的居民带同传译员。

Kung nais ninyong lumahok sa anumang usapin ng negosyo sa agenda at kailangan ang pagsasalin sa wikang Tsino, Koreano, Espanyol, Tagalog, o Vietnamese, mangyaring makipag-ugnay sa Opisina ng Clerk ng Lungsod sa (714) 562-3750 48-oras bago ang pulong. Ang mga residente na nangangailangan ng pagsasalin sa Oral Communications ay hinikayat na magdala ng mga tagasalin.

Nếu bạn muốn tham gia vào bất kỳ vấn đề kinh doanh nào trong chương trình nghị sự và muốn dịch sang tiếng Trung, tiếng Hàn, tiếng Tây Ban Nha, tiếng Tagalog hoặc tiếng Việt, vui lòng liên hệ với Văn phòng Thư ký Thành phố tại (714) 562-3750 48 giờ trước cuộc họp. Cư dân yêu cầu dịch thuật trong Giao tiếp bằng miệng được khuyến khích mang theo thông dịch viên.

I, Adria M. Jimenez, MMC, City Clerk for the 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., and uploaded to the City of Buena Park website www.buenapark.com. Under the declaration of a local emergency, the City of Buena Park attempted to post at the following location, but due to their closure was unable to: Buena Park Library, 7510 La Palma Avenue, Buena Park, CA.

Date Posted: August 20, 2020

Adria M. Jimenez, MMC, City Clerk