



**BUENA PARK CITY COUNCIL
REGULAR MEETING
TUESDAY, NOVEMBER 10, 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, November 10, 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

**DIANNE KRYLO – BUENA PARK POLICE DEPARTMENT
CHAPLAIN**

PLEDGE OF ALLEGIANCE

ADRIA JIMENEZ, CITY CLERK

CITY MANAGER REPORT

PRESENTATIONS

**INTRODUCTION OF POLICE K-9 OFFICER OSCAR
GONZALEZ AND POLICE K-9 JUNO**

PRESENTATION OF CHP AND AAA 10851 AWARDS

**PROCLAMATION DECLARING NOVEMBER 8 - 14, 2020,
AS NATIONAL NURSE PRACTITIONER WEEK
PRESENTED TO DR. CYNTHIA SANCHEZ, DNP, NP-C**

**BEAUTIFICATION-ENVIRONMENTAL COMMISSION
HALLOWEEN CONTEST AWARDS**

- **1ST PLACE WINNER
JAVIER TORRES. 7491 SANTA ELENA DR.**
- **2ND PLACE WINNER
MIKE & BEVERLY ELLS, 7475 MOHAWK CIR.**
- **3RD PLACE WINNER
KELLI MOLTEN, 7630 HOLDER ST.**

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 – 7)**1. APPROVAL OF MINUTES**

Recommended Action: Approve Minutes of the Special and Regular City Council Meetings of October 27, 2020.

2. RESOLUTIONS APPROVING CLAIMS AND DEMANDS

Recommended Action: Adopt Resolutions.

3. PROCLAMATION DECLARING NOVEMBER 8 - 14, 2020 AS NATIONAL NURSE PRACTITIONER WEEK

Recommended Action: Approve Proclamation.

4. AGREEMENT WITH CORPORAL DEVIN BOYINGTON TO TRANSFER OWNERSHIP OF POLICE SERVICE DOG KONDOR

Purpose: Authorize the Police Department to transfer ownership of retiring service dog Kondor from the City of Buena Park to the dog's current handler, Devin Boyington. There is no significant impact to the budget.

Recommended Action: 1) Approve an agreement with Corporal Devin Boyington transferring ownership and responsibility for Police Service Dog Kondor from the City of Buena Park to Devin Boyington; and 2) Authorize the Mayor and City Clerk to execute the agreement.

5. **RESOLUTION AUTHORIZING THE CITY MANAGER TO CONSENT TO DEEDS OR GRANTS CONVEYING INTEREST IN OR EASEMENTS UPON REAL ESTATE TO THE CITY OF BUENA PARK FOR PUBLIC PURPOSES AND RESOLUTION AUTHORIZING THE CITY MANAGER AND ASSISTANT CITY MANAGER TO EXECUTE CERTIFICATES OF ACCEPTANCE AND LOAN DOCUMENTS PERTAINING ONLY TO THE CITY'S HOME IMPROVEMENT LOAN PROGRAMS AND THE FIRST TIME HOME BUYERS PROGRAMS**

Purpose: Update signatory authority as the result of personnel changes. There is no budget impact with the approval of this item.

Recommended Action: 1) Adopt a resolution of the City Council authorizing the City Manager to accept and consent to deeds or grants conveying interest in or easements upon real estate to the City of Buena Park for public purposes; 2) Authorize the City Manager and Assistant City Manager to execute certificates of acceptance and loan documents pertaining to the City's housing loan programs; and 3) Authorize the City Clerk to record the adopted resolutions.

6. **FINAL PAYMENT FOR THE ROSECRANS BOOSTER PUMP STATION PROJECT**

Purpose: Authorize the Public Works Department to issue final payment and file a Notice of Completion for the Buena Park Rosecrans Booster Pump Station Project. This Project was funded by the Water Fund (Account No. 52-9806-396845).

Recommended Action: 1) Accept project as complete and approve final payment to Pacific Hydrotech Corp (PHC) in the amount of \$51,602.19 for the Rosecrans Booster Pump Station ('Project'); and 2) Authorize the Public Works Department to file a Notice of Completion and release retention.

7. **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 (8 – 12)**8. AGREEMENT WITH BUENA PARK SCHOOL DISTRICT (BPSD) FOR SCHOOL RESOURCE OFFICER SERVICES FOR THE 2020-2021 SCHOOL YEAR**

Presented by Police Department

Purpose: Authorize the Police Department to execute an agreement to provide continued School Resource Officer service for BPSD. Associated costs are in the amount of \$133,052. The BPSD will reimburse the City for 75% of these costs, leaving \$33,263 to be funded by the General Fund.

Recommended Action: 1) Approve the agreement between the City of Buena Park and the Buena Park School District to provide School Resource Officer services at schools in the Buena Park School District for the school year 2020-2021; 2) Authorize the City Manager and City Attorney to make any necessary, non-monetary changes to the agreement; 3) Authorize the City Manager to execute the agreement; 4) Approve a budget amendment in the amount of \$133,052 from the General Fund, of which 75% will be reimbursed by the Buena Park School District.

9. RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND APPROVAL OF CONTRACT WITH RJ NOBLE COMPANY FOR THE ALTURA BOULEVARD PAVEMENT REHABILITATION FROM DESCANSO AVENUE TO ARTESIA BOULEVARD PROJECT

Presented by Public Works Department

Purpose: Approve plans and specifications and authorize the Public Works Department to hire a contractor for the Altura Boulevard Pavement Rehabilitation from Descanso Avenue to Artesia Boulevard Project. Associated construction costs in the amount of \$1,002,050 will be funded by the Gas Tax Fund (Account No. 24-9806-590161).

Recommended Action: 1) Adopt a resolution approving plans and specifications for the Altura Boulevard Pavement Rehabilitation from Descanso Avenue to Artesia Boulevard Project; 2) Award a contract to RJ Noble Company in the amount of \$864,050; 3) Authorize contingency funds in the amount of \$88,000 in the same purchase order; 4) Authorize construction engineering in the amount of \$50,000; 5) Authorize the City Manager and the City Clerk to execute the contract; 6) Authorize a budget transfer in the amount of \$300,000 from Valley View Signal Improvement Project account (Account 24-9806-590153) for this purpose.

10. PROFESSIONAL SERVICES AGREEMENT WITH OLDHAM ARCHITECTS FOR PLANS AND SPECIFICATIONS FOR BELLIS PARK ADA IMPROVEMENTS PROJECT

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 Bellis Park ADA Improvements Project. Associated costs in the amount of \$32,320 will be funded by the Park-in-Lieu Fund.

Recommended Action: 1) Approve a Professional Services Agreement with Oldham Architects for preparation of the Plans and Specifications in the amount of \$32,320 for the Bellis 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.

11. PROFESSIONAL SERVICES AGREEMENT WITH ENVIRONMENTAL COMPLIANCE INSPECTION SERVICES (ECIS) FOR GREASE CONTROL DEVICE INSPECTIONS AT FOOD SERVICE ESTABLISHMENTS

Presented by Public Works Department

Purpose: Authorize the Public Works Department to hire a consultant for inspection of grease control devices for food service establishments (i.e. restaurants, grocery stores, and industrial food processing plants) throughout the City in order to comply with Fats, Oils, and Grease (FOG) Control Program Mandate. Associated costs in the amount of \$27,000 are included in the adopted budget (Account No. 52-6240-352567).

Recommended Action: 1) Approve a Professional Services Agreement with Environmental Compliance Inspection Services (ECIS) in the amount of \$27,000 for one year to conduct inspections of grease control devices at food service establishments throughout the City; 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 City Clerk to execute the agreement.

12. PROFESSIONAL SERVICES AGREEMENT WITH RON'S MAINTENANCE, INC. FOR CATCH BASIN CLEANING SERVICES

Presented by Public Works Department

Purpose: Authorize the Public Works Department to execute an agreement with Ron's Maintenance, Inc. to clean catch basins. Associated costs in the amount of \$37,500 per year are included in the current adopted budget (Account No. 52-6240-352567). Proposed agreement is for a two (2) year term.

Recommended Action: 1) Approve a two-year professional services agreement with Ron's Maintenance in the amount of \$75,000 for the cleaning of catch basins; 2) Authorize the City Manager and City Attorney to make any necessary non-monetary changes to the agreement; 3) Authorize the City Manager and City Clerk to execute the agreement; and 4) Determine that dispensing with competitive bidding pursuant to Section 3.28.080.F of the Buena Park Municipal Code is in the best interest of the City because this contractor was previously awarded a contract with the County of Orange through a competitive bid process (MA-080-20011457), and utilizing a previously awarded contract will result in the lowest per-basin price for the City.

MAYOR/CITY COUNCIL REPORTS & CALENDAR

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

CALL TO ORDER 6 P.M.**PUBLIC HEARING (13 – 14)**

- 13. PUBLIC HEARING: ORDINANCES AND RESOLUTIONS FOR GENERAL PLAN NO. GP20-1, ZONE CHANGE NO. Z20-1, PARCEL MAP NO. PM20-01, MITIGATED NEGATIVE DECLARATION NO. MND20-1, AND DEVELOPMENT AGREEMENT NO. DA20-1 TO ALLOW THE DEVELOPMENT OF A NEW 66-UNIT AFFORDABLE SENIOR APARTMENT HOME COMMUNITY (ORCHARD VIEW GARDENS SENIOR HOUSING) WITH A 3,000-SQ. FT. COMMUNITY CENTER AND ASSOCIATED ON-SITE PARKING AND SITE IMPROVEMENTS LOCATED AT 8300 VALLEY VIEW STREET, BUENA PARK, CALIFORNIA (APN 069-283-25); AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE SAME ON BEHALF OF THE CITY OF BUENA PARK**
Presented by Community Development Department

Purpose: Approve the development of a new 66-unit affordable senior apartment home community (Orchard View Gardens Senior Housing) with a 3,000-sq. ft. community center and associated on-site parking and site improvements located at 8300 Valley View Street. There is no budget impact with the approval of this project.

Recommended Action: 1) Adopt Ordinances approving Zone Change Z20-1 and Development Agreement DA20-1; 2) Adopt Resolutions approving General Plan Amendment GP20-1, Tentative Parcel Map PM20-1, and Mitigated Negative Declaration MND20-1 to allow the development of 66 residential apartment homes, restricted for seniors aged 62 and older earning below 60% of the area median income, with associated parking and site improvements at 8300 Valley View Street, Buena Park, California; and 3) Authorize the Mayor and City Clerk to execute the Development Agreement.

- 14. CONTINUED PUBLIC HEARING: DEVELOPMENT AGREEMENT NO. DA 16-005 AND THE PROPERTIES LOCATED AT 7711-7733 BEACH BOULEVARD, BUENA PARK, CALIFORNIA (BUTTERFLY PAVILLION PROPERTY)**
Presented by City Attorney

Purpose: Conclude the public hearing that was commenced on October 13, 2020, concerning the Developer's ownership and use of the Property. There is no direct budget impact associated with this item.

Recommended Action: 1) That the City Council review this report, allow Proforma77 Corporation ('Developer') to address the City Council on any progress with the Property and development since the public hearing held on October 13, 2020, allow interested members of the public to comment, and then close the public hearing; and 2) At the conclusion of the public hearing, the City Council will have an opportunity to provide appropriate direction to staff and the Developer.

RECESS

STUDY SESSION (15 – 19) (Reconvene in the Council Chamber)

- 15. DISCUSS AND PROVIDE DIRECTION REGARDING AB 2151, MANDATORY WEBSITE PUBLICATION OF FAIR POLITICAL PRACTICES COMMISSION (FPPC) STATEMENTS, REPORTS OR OTHER DOCUMENTS**
Presented by City Clerk's Office

- 16. DISCUSS AND PROVIDE DIRECTION REGARDING PHASE 2 OF THE SILVERADO TRAIL PROJECT AND ADDING ADDITIONAL BENCHES TO EXISTING TRAIL SECTIONS**
Presented by Public Works Department

- 17. DISCUSS AND PROVIDE DIRECTION REGARDING FOOD TRUCK REGULATIONS IN THE CITY OF BUENA PARK**
Presented by City Attorney

- 18. CITY MANAGER REPORT**

- 19. 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.

시의제 목록에 있는 정식 안건에 대해 의견을 발표하고 싶으신 경우, 중국어, 한국어, 스페니쉬, 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: November 5, 2020

Adria M. Jimenez, MMC, City Clerk