



**BUENA PARK CITY COUNCIL
REGULAR MEETING
TUESDAY, FEBRUARY 9, 2021
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, February 9, 2021.** 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 SUSAN SONNE COUNCIL MEMBER ELIZABETH A. SWIFT MAYOR PRO TEM SUNNY YOUNGSUN PARK MAYOR CONNOR TRAUT
INVOCATION	PASTOR GABE MONTEZ, THE WAY FELLOWSHIP
PLEDGE OF ALLEGIANCE	LUCIE CAZARES, ASSISTANT CITY CLERK
PRESENTATIONS	46TH ANNUAL AMERICANA AWARDS <ul style="list-style-type: none">• Presented by Howard Kummerman, Executive Director, Cypress College Foundation ORANGE COUNTY 4TH DISTRICT KINDNESS AWARD <ul style="list-style-type: none">• Presented by Supervisor Doug Chaffee

CITY MANAGER REPORT

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 – 8)

1. APPROVAL OF MINUTES

Recommended Action: Approve Minutes of the Special and Regular City Council Meetings of January 26, 2021; and the Special City Council Meeting of February 2, 2021.

2. RESOLUTIONS APPROVING CLAIMS AND DEMANDS

Recommended Action: Adopt Resolutions.

3. AGREEMENT WITH EBIX FOR CONTRACT AND INSURANCE TRACKING SOFTWARE AND APPROVE A BUDGET AMENDMENT

Purpose: Authorize the City Clerk's Office to execute an agreement for contract and insurance tracking software. Associated costs in the amount of \$7,700 for this fiscal year will require approval of a budget amendment from the undesignated General Fund balance.

Recommended Action: 1) Approve an agreement with Ebix for contract and insurance tracking software; 2) Authorize the City Clerk and City Attorney to make any necessary, non-monetary changes to the agreement; 3) Approve a budget amendment in the amount of \$7,700 from the undesignated General Fund balance for this fiscal year; and, 4) Authorize the City Manager and City Clerk to execute the agreement.

4. PURCHASE OF LEGISLATIVELY-MANDATED CALIFORNIA INCIDENT-BASED REPORTING (CA IBR) SOFTWARE AND TRAINING FOR THE BUENA PARK POLICE DEPARTMENT

Purpose: Authorize the Police Department to purchase software to improve the overall quality of crime data collected by law enforcement.

Recommended Action: 1) Authorize the purchase of California Incident-Based Reporting (CA IBR) software for the Buena Park Police Department (BPPD) from Motorola Solutions Incorporated, Chicago, Illinois, in the amount of \$29,551.66.

5. AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH OLDHAM ARCHITECTS FOR PLANS AND SPECIFICATIONS FOR BELLIS PARK ADA IMPROVEMENTS PROJECT

Purpose: Authorize the Public Works Department to amend the Professional Services Agreement (PSA) with Oldham Architects to provide additional design services. Associated costs in the amount of \$5,000 are available in the project account (Account No. 32-9806-290157).

Recommended Action: 1) Approve Amendment No. 1 to the Professional Services Agreement (PSA) No. 20-17 with Oldham Architects in the amount of \$5,000 to provide additional design services for the Bellis Park ADA Improvements Project; 2) Authorize the City Manager and City Attorney to make any necessary, non-monetary changes to the amendment; and, 3) Authorize the City Manager and the City Clerk to execute the amendment.

6. FINAL PAYMENT FOR SEWER MANHOLE IMPROVEMENTS AT VARIOUS LOCATIONS FOR FISCAL YEAR 2020-2021 PROJECT

Purpose: Authorize the Public Works Department to issue final payment and file a Notice of Completion for the Sewer Manhole Improvements at Various Locations Project for Fiscal Year 2020-2021. This project was funded by the Water Enterprise Fund (Account No. 52-9806-499920).

Recommended Action: 1) Accept project as complete and approve final payment to Ayala Engineering, Inc., in the amount of \$35,019.09; and 2) Direct the Public Works Department to file a Notice of Completion.

7. FINAL PAYMENT FOR THE CRESCENT AVENUE REHABILITATION PROJECT

Purpose: Authorize the Public Works Department to issue final payment and file a Notice of Completion for the Crescent Avenue Rehabilitation Project. This project was funded from the Gas Tax Fund (Account No. 24-9806-590162).

Recommended Action: 1) Accept project as complete and approve final payment to RJ Noble Company in the amount of \$35,512.19; and 2) Direct the Public Works Department to file a Notice of Completion.

8. 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 (9 – 13)**9. RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND APPROVAL OF A CONTRACT WITH ALL AMERICAN ASPHALT FOR THE ROSECRANS AVENUE PAVEMENT REHABILITATION PROJECT**

Presented by Mina Mikhael, P.E., Assistant City Engineer

Purpose: Approve plans and specifications and authorize the Public Works Department to hire a contractor for the Rosecrans Avenue Pavement Rehabilitation Project. Associated construction costs in the amount of \$689,864 will be funded by the Gas Tax Fund (Account No. 24-9806-590160).

Recommended Action: 1) Adopt a resolution approving plans and specifications for the Rosecrans Avenue Pavement Rehabilitation Project; 2) Award a contract to All American Asphalt in the amount of \$599,864; 3) Authorize contingency funds in the amount of \$60,000 in the same purchase order; 4) Authorize construction engineering in the amount of \$30,000; 5) Authorize the City Manager and the City Clerk to execute the contract; and, 6) Authorize a budget transfer in the amount of \$200,000 from the Orangethorpe Avenue Pavement Rehabilitation Project for this purpose.

10. AGREEMENT WITH THE CITY OF CYPRESS FOR THE ARTERIAL STREET IMPROVEMENTS OF LINCOLN AVENUE PROJECT

Presented by Mina Mikhael, P.E., Assistant City Engineer

Purpose: Authorize the Public Works Department to enter into an agreement with the City of Cypress for the Lincoln Avenue Street Improvements Project. The City's proportionate share is estimated to be \$55,000. Staff proposes a budget transfer from the Annual Slurry Seal Program (Account No. 24-9806-590010).

Recommended Action: 1) Approve an agreement with the City of Cypress for the Lincoln Avenue Street Improvements Project; 2) Authorize the City Manager and City Attorney to make any necessary, non-monetary changes to the agreement; 3) Authorize the Mayor, the Director of Public Works, and the City Clerk to execute the agreement; and, 4) Approve a budget amendment in the amount of \$55,000 from the Annual Slurry Seal Program project account for this purpose.

11. COOPERATIVE AGREEMENT WITH THE COUNTY OF ORANGE FOR A CITY-WIDE STRIPING PILOT PROJECT

Presented by Nader M. Alqam, Assistant Engineer

Purpose: Authorize the Public Works Department to enter into a cooperative agreement with the County of Orange to rehabilitate traffic striping and markings at various locations in the City. Associated costs in an amount not-to-exceed \$30,000 will be funded from Gas Tax Fund (Account No. 24-9806-590015).

Recommended Action: 1) Approve a cooperative agreement with the County of Orange for the City-Wide Striping Pilot 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 City Clerk to execute the agreement.

12. EMPLOYMENT AGREEMENT WITH AARON FRANCE FOR THE POSITION OF CITY MANAGER

Presented by Eddie Fenton, Assistant City Manager

Purpose: Execute an employment agreement with Aaron France for the position of City Manager to ensure a smooth and timely transition. This position has been previously funded in the FY20-21 budget and staff anticipates a budget savings of \$50,000.

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

13. TREASURER'S REPORT FOR THE MONTH OF DECEMBER 2020

Presented by Sung Hyun, Director of Finance

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

Recommended Action: 1) Receive and file the reports.

MAYOR/CITY COUNCIL REPORTS & CALENDAR

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

RECESS

STUDY SESSION (14 – 19)

- 14. DISCUSS AND PROVIDE DIRECTION ON THE CITY'S MEMBERSHIP IN THE ORANGE COUNTY POWER AUTHORITY (OCPA)**
Presented by Eddie Fenton, Assistant City Manager

- 15. DISCUSS AND PROVIDE DIRECTION REGARDING ESTABLISHING A CAP ON CHARGES AND FEES BY THIRD-PARTY FOOD DELIVERY FIRMS FOR ORDERING AND DELIVERING RESTAURANT FOOD WITHIN THE CITY OF BUENA PARK**
Presented by Eddie Fenton, Assistant City Manager

- 16. DISCUSS AND PROVIDE DIRECTION REGARDING CITY SPONSORSHIP OF THE CYPRESS COLLEGE FOUNDATION AMERICANA AWARDS**
Presented by Adria M. Jimenez, MMC, City Clerk

- 17. DISCUSS AND PROVIDE DIRECTION REGARDING SELECTION OF MAYOR AND MAYOR PRO TEM**
Presented by Adria M. Jimenez, MMC, City Clerk

- 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 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: February 4, 2021

Adria M. Jimenez, MMC, City Clerk