



ANAHEIM CITY COUNCIL AGENDA

JULY 25, 2017

Tom Tait
Mayor

James Vanderbilt
Mayor Pro Tem
At Large

Kris Murray
Council Member
At Large

Denise Barnes
Council Member
District 1

Dr. Jose F. Moreno
Council Member
District 3

Lucille Kring
Council Member
District 4

Stephen Faessel
Council Member
District 5

- **ORDER OF BUSINESS:** Public sessions of all regular meetings of the City Council/Successor Agency to the Redevelopment Agency/Housing Authority/Public Financing Authority/Public Improvement Corporation begin at 5:00 P.M. Public hearings begin at 5:30 P.M. unless otherwise noted. Closed sessions begin at 3:00 P.M. or such other time as noted. Closed sessions may be preceded by one or more public workshops. If a workshop is scheduled, the subject and time of the workshop will appear on the agenda. Not all of the above agencies may be meeting on any given date. The agenda will specify which agencies are meeting. All meetings are in the Anaheim City Hall, Council Chambers 200 S. Anaheim Blvd., Anaheim, CA 92805 or such other location as noted.
- **REPORTS:** All agenda items and reports are available for review in the City Clerk's Office, the Central Library and www.anaheim.net. Any writings or documents provided to a majority of the City Council regarding any item on this agenda (other than writings legally exempt from public disclosure) will be made available for public inspection in the Office of the City Clerk, located at 200 S. Anaheim Blvd., 2nd Floor, Anaheim, CA 92805, during regular business hours.
- **PUBLIC COMMENTS:** Prior to the business portion of the agenda, the City Council and all other related agencies meeting on such date will convene in joint session to receive public comments regarding any agenda items or matters within the jurisdiction of any such governing bodies. This is the only opportunity for public input except for scheduled public hearing items. The Mayor or chairperson will separately call for testimony at the time of each public hearing. The City uses speaker cards that should be submitted to the City Clerk (Please note, speaker cards are not required; everyone will have an opportunity to address the Council). The time limit established for public comments is three minutes per speaker unless a different time limit is announced. Testimony during public hearings is subject to the following time limits: Project applicant or issue initiator: twenty minutes for initial presentation and ten minutes for rebuttal; Residents within the noticed area of the subject property: ten minutes; All other members of the public: three minutes. Public hearings regarding legislative matters: five minutes. The Mayor or chairperson may limit the length of comments during public hearings due to the number of persons wishing to speak or if comments become repetitious or irrelevant. Pursuant to Government Code Section 54954.2(a)(2), no action or discussion by the City Council shall be undertaken on any item not appearing on the posted agenda, except to briefly provide information, ask for clarification, provide direction to staff, or schedule a matter for a future meeting.
- **ADDITIONS/DELETIONS:** Items of business may be added to the agenda upon a motion adopted by a minimum 2/3 vote finding that there is a need to take immediate action and that the need for action came to the attention of the City or Agency subsequent to the agenda being posted. Items may be deleted from the agenda upon request of staff or upon action of the Council or Agency.
- **CONSENT CALENDAR:** Consent Calendar items will be acted on by one roll call vote unless members, staff or the public request the item be discussed and/or removed from the Consent Calendar for separate action.
- **SERVICIOS DE TRADUCCION: (TRANSLATION SERVICES: SEE LAST PAGE OF AGENDA FOR DESCRIPTION IN ENGLISH)** La ciudad provee servicios de interpretación al español en las juntas del Consejo. La interpretación simultánea al español se ofrece por medio del uso de audífonos y la interpretación consecutiva (español a inglés) también está disponible para cualquiera que desee dirigirse al Ayuntamiento, declarando su petición en el podio. No tiene que usar los servicios de interpretación de la Ciudad; las personas pueden proveer su propio intérprete, si lo desean. Debido a que existen muchos dialectos y regionalismos, la Ciudad no puede garantizar que los intérpretes puedan traducir a un dialecto o regionalismo en particular y rehúsa cualquier responsabilidad que surja de tales servicios. Para servicios de interpretación en otros idiomas, comuníquese con la oficina de la Ciudad (City Clerk), cuando menos 48 horas antes de la junta programada.

ANAHEIM CITY COUNCIL
ANAHEIM, CALIFORNIA
JULY 25, 2017
3:30 P.M.

Call to order the Anaheim City Council.

ADDITIONS\DELETIONS TO CLOSED SESSION:

PUBLIC COMMENTS ON CLOSED SESSION ITEMS:

Recess to closed session.

3:30 P.M. - CLOSED SESSION

1. **CONFERENCE WITH LEGAL COUNSEL ANTICIPATED LITIGATION**
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of California Government Code Section 54956.9: One potential case

2. **CONFERENCE WITH LABOR NEGOTIATORS**
(Subdivision (a) of Section 54957.6 of the California Government Code)
Agency Designated Representative: Kristen Pelletier, Acting City Attorney
Position: Interim City Manager

3. **CONFERENCE WITH REAL PROPERTY NEGOTIATORS**
(Section 54956.8 of the Government Code)
Property: Assessor Parcel Numbers: 253-473-01 - 1200 S. Phoenix Club Drive, Anaheim, CA 92806; 253-631-32 - 1200 S. Phoenix Club Drive, Anaheim, CA 92806; 253-631-39 - 1200 S. Phoenix Club Drive, Anaheim, CA 92806
Agency Negotiators: Greg Garcia, Deputy City Manager; Brent Dennis, Community Services Director
Negotiating Parties: Orange County Water District and City of Anaheim
Under Negotiation: Price and Terms of Payment

4. **CONFERENCE WITH LABOR NEGOTIATORS**
(Subdivision (a) of Section 54957.6 of the California Government Code)
Agency Designated Representative: Jason Motsick, Acting Human Resources Director
Name of Employee Organizations: International Brotherhood of Electrical Workers, Local 47, Anaheim Firefighters Association, and Teamsters, Local 952

Reconvene the Anaheim City Council.

5:00 P.M.

Invocation: Pastor Mark Tatum, Anaheim Seventh Day Adventist Church

Flag Salute: Council Member Denise Barnes

Presentations: Recognizing Bottled Water Art Contest Winner

Recognizing Planning Department Employees as American Planning Association Award Winners for the Anaheim Canyon Specific Plan and Andy's Map

Recognizing Sister City Participants return from Mito, Japan

Acceptance of Other Recognitions (To be presented at a later date):

Proclaiming August 12, 2017, as International Youth Day

ADDITIONS/DELETIONS TO THE AGENDA:

PUBLIC COMMENTS (all agenda items, except public hearing):

COUNCIL COMMUNICATIONS/AGENDA REQUESTS:

CITY MANAGER'S UPDATE:

5:00 P.M. - CITY COUNCIL

MOTION: _____ Waive reading in full of all ordinances and resolutions and adopt the consent calendar.

CONSENT CALENDAR:

1. Receive and file minutes of the Public Utilities Board meeting of May 24, 2017 and Library Board meeting of June 12, 2017.
2. Receive and file the outreach plan for the recruitment of members to serve on the newly formed Senior Citizen Commission and Youth Commission.
3. Approve the Investment Portfolio Report for June 2017.
4. Approve the proposed Five-Year Underground Conversion Plan for fiscal years 2017/18 to 2021/22.
5. Accept the bid of ACTEnviro, in the amount of \$565,732, for outdoor cleaning services of amenities and hardscapes in the Anaheim Resort Maintenance District for the Public Works Department for a one year period with four one-year optional renewals and authorize the Purchasing Agent to exercise the renewal options in accordance with Bid #8911.
6. Authorize the Purchasing Agent to issue a purchase order to Angeles Contractors, Inc., in the amount of \$266,506.86, to perform electrical and lighting upgrades needed to support the Anaheim Police Departments Overt Surveillance Camera Project at Twila Reid, Maxwell, and Brookhurst Parks utilizing a cooperative purchasing agreement issued by the National Joint Powers Authority Contract No. CA-GC08B-082013-AC, which meets the criteria required by Council Policy 4.0, and amend the Community Services Department fiscal year 2017/18 budget by \$137,459 using appropriations available for carryover from fiscal year 2016/17.

7. Authorize the Purchasing Agent to issue a purchase order to Express Energy Services, Inc., in the amount of \$231,421.43, to replace the lighting fixtures in and around the City Hall facility with new energy efficient LED fixtures utilizing a cooperative purchasing agreement issued by the National Joint Powers Authority Contract No. CA-GL10D-082013-EES, which meets the criteria required by Council Policy 4.0.
8. Waive the sealed bid requirement of Council Policy 4.0 and authorize the Purchasing Agent to issue a master agreement to Environmental Systems Research Institute, Inc., in the aggregate amount of \$600,000, for the Geographic Information System Enterprise licensing and annual maintenance for a three year period with two one-year optional renewals and authorize the Purchasing Agent to exercise the renewal options.
9. Accept the proposals and approve Professional Services Agreements with D. Woolley & Associates, Inc., Johnson-Frank & Associates, Inc., KDM Meridian, and Robert J Lung & Associates, in an amount not to exceed \$500,000 per work order or request, for on-call land surveying services to support Public Works Construction Services for a two year period with two additional two-year renewal options and authorize the Director of Public Works to take the necessary actions to implement and administer the agreements.
10. Approve a Cooperative Agreement with the City of Orange to implement traffic signal synchronization on Orangewood Avenue from the intersection of Batavia Street in the City of Orange to Harbor Boulevard in the City of Anaheim, in which Anaheim is the lead agency and Orange will provide in-kind labor and cash matches to support the project.
11. Approve the All Inclusive Acquisition Agreement for Easement Acquisition with DML Investment Inc., in the total acquisition payment amount of \$211,000, for a portion of right-of-way located at 1001 North State College Boulevard for a public road and utility easement and a temporary construction easement for the State College Boulevard and La Palma Intersection Improvement Project (R/W ACQ 2015-00570).
12. Approve an Agreement for Acquisition of Real Property, a Grant Deed, and a Covenant to Hold Properties as Single Parcel with Ingrid Cruz, in the amount of \$11,000, for the sale of surplus city property located at 1773 South Gardenaire Lane (R/W ACQ 2017-00930).
13. Approve Master Agreements, in substantial form, with 13 contractors, in an amount not to exceed \$300,000 per work order package or request with no more than three open packages or requests at any one time, for facility maintenance, repair, replacement and immediate response services for a two year period with two additional two-year renewal options, authorize the Director of Public Works to administer, execute and take the necessary actions to implement the agreements and authorize minimal changes that do not substantially change the term and conditions of the agreements, as long as such changes are determined to be minimal by the City Attorney (AJ Fistes, Carmody Construction Co., Exbon Development, Inc., Geary Floors, Inc., Golden State Constructors, JKP, Inc., LaMain Cabinetry & Millwork, Performance Abatement Services, Inc., R. Dependable Construction, Ramco General Engineering Contractors, Real Estate Consulting & Services, Signature Flooring, Inc., and Westcor Environmental).

14. Approve and authorize the City Manager to execute a Maintenance Agreement with the State of California Department of Transportation (Caltrans) for median fencing and landscaping within the Caltrans right-of-way on Beach Boulevard (State Route 39) from Lynrose Drive and Stonybrook Drive.

15. Approve and authorize the Director of Public Works to execute and take the necessary actions to implement and administer an agreement with Nelson\Nygaard Consulting Associates, Inc., in an amount not to exceed \$90,000, for consultant services related to the spillover parking policy procedure and implementation plan update.

16. Approve the Fiscal Year 2017-2018 Annual Action Plan for the federal Community Development Block Grant (CDBG), HOME Investment Partnership (HOME), Emergency Solutions Grant (ESG), and Housing Opportunities for Persons with AIDS (HOPWA) programs outlining expenditures totaling \$15,710,270, approve the amended Citizen Participation Plan, amend the FY 2017-2018 Community & Economic Development budget accordingly, and designate the Director of Community & Economic Development as the certifying official authorized to execute all documents related to the administration, management, and implementation for the CDBG, HOME, ESG, and HOPWA programs.

17. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM adopting a Memorandum of Understanding establishing terms and conditions of employment for employees in classifications represented by Teamsters, Local 952 (effective January 2, 2017 through January 1, 2019).

18. RESOLUTION NO _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM approving a Letter of Understanding between the Anaheim Police Management Association and the City of Anaheim (establishing reimbursable overtime opportunities to Police Lieutenants and Police Captains in the Anaheim Police Department).

19. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM requesting a temporary detour to Caltrans I-5 offramps for Disneyland Half Marathon (September 3, 2017, 5:30 a.m. - 10:00 a.m.; northbound and southbound I-5 off-ramps at Gene Autry Way).

20. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM requesting a temporary detour to Caltrans I-5 offramps for Super Heroes Half Marathon (November 12, 2017, 5:30 a.m. -10:00 a.m.; northbound and southbound I-5 offramps at Gene Autry Way).

21. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM accepting certain deeds conveying to the City of Anaheim certain real properties or interests therein (City Deed Nos. 12138 and 12139; State College Boulevard/La Palma Avenue Intersection Improvement Project).

22. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM accepting certain deeds conveying to the city of Anaheim certain interests in real property (City Deed Nos. 12140, 12141, 12142, 12143, 12144, 12145, and 12146; current and future placement of water and electrical facilities for the provision of utility services).
23. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM accepting certain deeds conveying to the City of Anaheim certain real properties or interests therein (City Deeds Nos. 12147, 12148, and 12149; Katella Avenue Smart Street Project).
24. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM vacating public utility easements pursuant to California Streets and Highway Code Section 8330, et seq. - Summary Vacation (ABA2017-00352; 101-213 East Katella Avenue).
25. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM discontinuing the Elevated Water Shortage Level and Water Reduction Plan II and declaring a mild water shortage and ordering the implementation of Water Reduction Plan I in accordance with Chapter 10.18 of the Anaheim Municipal Code.
26. ORDINANCE NO. _____ (INTRODUCTION) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ANAHEIM adding Section 1.04.740 to Chapter 1.04 of Title 1 of the Anaheim Municipal Code pertaining to the Public Utilities Hearing Board and amending Chapter 17.24 of Title 17 of the Anaheim Municipal Code pertaining to Underground Utilities and based upon the finding and determination that said ordinance is not subject to the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2), 15060(c)(3), and 15378 of Title 14 of the California Code of Regulations.

RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM modifying the rates, rules and regulations, which do not increase rates, for the sale and distribution of electricity as adopted by Resolution No. 71-478 and most recently amended by Resolution No. 2017-068 and determining that the said actions are exempt from the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080(b)(8) and Sections 15061(b)(3) and 15273(a) of Title 14 of the California Code of Regulations (modification of Rule Nos. 1 and 20 of the Electric Rates, Rules and Regulations relating to the Underground Conversion Program, effective October 1, 2017).

END OF CONSENT CALENDAR

27. Presentation on potential changes to the City's mail notice requirements for public hearings associated with discretionary land use permits and provide staff with direction on this matter.
28. ORDINANCE NO. _____ (INTRODUCTION) AN ORDINANCE OF THE CITY OF ANAHEIM adding Chapter 1.11 to Title 1 of the Anaheim Municipal Code to include a "Sunshine" provision to increase transparency in government operations and establish lobbyist registration, reporting and disclosure requirements and prohibitions on the employment of lobbyists.

29. Review Chapter 11.10 of the Anaheim Municipal Code related to the City's Anti-Camping Ordinance, and direct staff to continue an integrated, comprehensive program to ensure the homeless and general public are protected.

5:30 P.M. PUBLIC HEARING:

30. This is a public hearing to grant a franchise to Cardinal Pipeline, L.P., to maintain and operate pipelines for the transportation of hydrocarbon substances in Knott Avenue.

ORDINANCE NO. _____ (INTRODUCTION) AN ORDINANCE OF THE CITY OF ANAHEIM granting a franchise to Cardinal Pipeline, L.P., a California Limited Partnership, to maintain and operate pipelines for the transportation of hydrocarbon substances in Knott Avenue.

Determine that the proposed ordinance is exempt from the California Environmental Quality Act pursuant to Public Resources Code Section 15301 (existing facilities) of Title 14 of the California Code of Regulations as this franchise is being issued on an existing pipeline.

MOTION: _____

Report on Closed Session Actions:

Council Communications/Agenda Requests:

Adjournment:

Next regular City Council meeting is scheduled for August 15, 2017.

All agenda items and back-up materials are available for review at the Anaheim City Clerk's Office, www.anaheim.net and the Central Library. Any writings or documents provided to a majority of the City Council regarding any item on this agenda (other than writings legally exempt from public disclosure) will be made available for public inspection in the Office of the City Clerk, located at 200 S. Anaheim Blvd., 2nd Floor, Anaheim, CA 92805, during regular business hours.

If requested, the agenda and backup materials will be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof.

Any person who requires a disability-related modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may request such modification, accommodation, aid or service by contacting the City Clerk's Office either in person at 200 South Anaheim Boulevard, Anaheim, California, or by telephone at (714) 765-5166, no later than 10:00 AM on the day preceding the scheduled meeting.

TRANSLATION SERVICES: Spanish interpreting services are provided at City Council meetings. Simultaneous Spanish interpretation is provided through the use of headsets and consecutive interpretation (Spanish-to-English) is also available to anyone addressing the Council by stating your request at the podium. The use of city provided interpreters is not required and persons are welcome to use their own interpreter. Because many dialects and regionalisms exist the City cannot guarantee that interpreters will be able to interpret into a particular dialect or regionalism, and disclaims any liability alleged to arise from such services. For translation services in other languages, contact the City Clerk's office no later than 48 hours prior to the scheduled meeting.

POSTING STATEMENT: On July 21, 2017, a true and correct copy of this agenda was posted on the kiosk outside City Hall, 200 S. Anaheim Blvd. Internet Access to City Council/Successor Agency to the Redevelopment Agency/Housing Authority agendas and related material is available prior to City Council Meetings at www.anaheim.net.