



# ANAHEIM CITY COUNCIL

## ACTION AGENDA

### January 24, 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](http://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., 2<sup>nd</sup> 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**

**January 24, 2017**

**3:00 P.M.**

Call to order the Anaheim City Council. **3:04 P.M.**

## **3:00 P.M. - WORKSHOPS**

1. Permit Parking **3:04 P.M.**
2. Boards and Commissions **4:26 P.M.**

**ADDITIONS\DELETIONS TO CLOSED SESSION: None**

**PUBLIC COMMENTS ON CLOSED SESSION ITEMS: None**

Recess to closed session. **4:48 P.M.**

## **CLOSED SESSION**

1. **CONFERENCE WITH LABOR NEGOTIATORS**  
(Subdivision (a) of Section 54957.6 of the California Government Code)  
**Agency Designated Representative:** Jason Motsick  
**Name of Employee Organizations:** Anaheim Municipal Employees Association Part-Time Unit, International Brotherhood of Electrical Workers Local 47 General and Part-Time Units, Teamsters Local 952, Anaheim Firefighters Association Local 2899, and Service Employees International Union
2. **PUBLIC EMPLOYEE APPOINTMENT**  
(Section 54957(b)(1) of the California Government Code)  
**Position:** City Attorney
3. **CONFERENCE WITH LABOR NEGOTIATORS**  
(Subdivision (a) of Section 54957.6 of the California Government Code)  
**Agency Designated Representative:** Jason Motsick  
**Position:** City Attorney

Reconvene the Anaheim City Council. **5:22 P.M.**

**5:00 P.M.** **5:22 P.M.**

**Invocation:** Pastor John Austin Helm, Sunkist Community Church

**Flag Salute:** Council Member Denise Barnes

**Presentations:** OC Human Relations annual report and presentation for city support and partnership

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

Proclaiming February 2017, as American Heart Month

Proclaiming February 2017, as Black History Month

Proclaiming February 2017, as Career and Technical Education Month

Proclaiming February 2017, as Make Kindness Contagious Month

Proclaiming February 4, 2017, as World Cancer Day

**ADDITIONS/DELETIONS TO THE AGENDAS:**

**Item No. 14: Item continued to February 7, 2017**

**PUBLIC COMMENTS (all agenda items): Public comment by 45 speakers.**

**COUNCIL COMMUNICATIONS: None**

**CITY MANAGER'S UPDATE:**

At the request of the City Manager, Dukku Lee, Public Utilities General Manager, responded to the misstatements about Anaheim's water. Paul Emery, City Manager, also provided an update about the conditions of Beach Blvd. and Ball Rd., including former Lyndy's Motel.

**5:00 P.M. - CITY COUNCIL**

**7:53 P.M.**

Item pulled for discussion:

Council Member Faessel: Item Nos.6 and 10

Mayor Pro Tem Vanderbilt: Item No. 12

Mayor Tait: Item No. 13

**MOTION: LK/SF Waive reading in full of all ordinances and resolutions and adopt the consent calendar.  
Approved Vote: 7-0.**

**CONSENT CALENDAR:**

1. Receive and file minutes of the Parks and Recreation Commission meetings of July 27, 2016, August 24, 2016, September 28, 2016 and October 26, 2016, Cultural and Heritage Commission meetings of August 18, 2016, September 15, 2016 and October 20, 2016, and Community Services Board meetings September 15, 2016 and October 13, 2016.
2. Approve proclamation recognizing Leonard Lahtinen and Tony Ontiveros on their years of service with the North Orange County Community College District.
3. Approve the Investment Portfolio Report for December 2016.
4. Accept the low bid of Omega Fire Protection, in an amount not to exceed \$40,000, for fire sprinkler maintenance services 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 #8805.
5. Accept the bids of Westrux International and Fred M. Boerner Truck Co., in a combined amount not to exceed \$115,836, for the purchase of auto and truck parts for a one year period with four one-year optional renewals and authorize the Purchasing Agent to exercise the renewal options, in accordance with RFB #8854.

6. Accept the lowest responsible and responsive bid from the Orange County Conservation Corps., in an amount not to exceed \$148,000, for mechanical brush clearance for the Fire Department for a one year period with up to four one-year optional renewals and authorize the Purchasing Agent to exercise the renewal options, in accordance with RFB #8804; and accept the bid from Environmental Land Management, in an amount not to exceed \$115,750, for natural brush clearance services, using goats, for the Fire Department for a one year period with up to four one-year optional renewals and authorize the Purchasing Agent to exercise the renewal options, in accordance with RFB #8777.

**Item No. 06 Discussion. Motion: SF/JM Approved Vote: 7-0**

7. Ratify the purchase order to Kone, Inc., in the amount of \$409,537.84, for State mandated repairs to fifteen escalators at the Anaheim Convention Center and approve a master agreement increase with Kone, Inc., in the amount of \$200,000, increasing the contract amount from a not to exceed amount of \$350,000 to \$550,000 for additional unforeseen repairs and upgrades to the elevators and escalators at the Anaheim Convention Center.
8. Waive the sealed bid requirement of Council Policy 4.0 and ratify an interim master agreement with DMS Facility Services, in an amount not to exceed \$98,000, for landscape maintenance services of the rights-of-way, parkways, and medians, in the eastern portion of the City for an initial three month period, effective January 1, 2017, with the option to extend for a total of six months while the City solicits competitive bids for these services.
9. Waive the sealed bidding requirement of Council Policy 4.0 and authorize the Purchasing Agent to issue a purchase order to Siemens Industry, Inc., in the amount of \$123,230, for furnishing and installing new building automation system controllers at the Anaheim Convention Center.
10. Approve Contract Change Order No. 5 with All American Asphalt, Inc., in the amount of \$410,311.93, for the Residential Street Improvement Project, Group 6, extending the scope of work in four neighborhoods (Key Lane, Jerrilee, Devonshire, and West/Westmont) and direct and authorize the Director of Public Works to execute the change order and any related documents.

**Item No. 10 Discussion. Motion: SF/JM Approved Vote: 7-0**

11. Approve Amendment No. 1 to Cooperative Agreement C-2-1993 with the Orange County Transportation Authority, in partnership with the cities of Buena Park and Orange, extending the term of the agreement for an additional 36 months until June 30, 2019 for coordinating Ball Road as part of the Measure M2 Traffic Signal Synchronization Program.
12. Approve and authorize the Director of Community Services, or his designee, to execute and administer the Amended and Restated License Agreement with Renewable Farms for the Aquaponics farm located at 1426 East Vermont Avenue, authorize de minimus changes that do not substantially change the term and conditions, so long as such changes are determined to be de minimus by the City Attorney; and authorize the Risk Manager to approve changes, as he may deem appropriate, to the indemnification and insurance provisions of the Agreement.

**Item No. 12 Discussion. Motion: JV/LK Approved Vote: 7-0**

13. Approve the Emergency Solutions Grant (ESG) and HOME Investment Partnership Act (HOME) Subrecipient Agreements, in substantial form, with Illumination Foundation and Mercy House, Inc., each receiving amounts not to exceed \$250,000 in HOME and \$31,087 in ESG funds, approve the Chronically Homeless Individuals Pilot Program (CHIPP) Operating Guidelines, and authorize the Director of Community and Economic Development to execute and administer the ESG and HOME Subrecipient Agreements and operate the CHIPP program to assist chronically homeless individuals in the City.

**Item No. 13 Discussion. Motion: TT/JM Approved Vote: 7-0**

14. Staff requests continuance to February 7, 2017.

Approve the Lease Agreement with Orange County Water District, Lease Agreement with Orange County Flood Control District, and License Agreement with Southern California Edison to develop a nine-acre passive recreation/nature park as the northern extension of Anaheim Coves located west of the Santa Ana River between Lincoln Avenue and Frontera Street; authorize the Community Services Director, or his designee, to act as the agent on all matters concerning the Lease and License Agreements and to take such actions as are necessary, advisable or required to implement and administer the Agreements and authorize de minimis changes that do not substantially change the terms and conditions of the Agreements approved hereby, as determined by the City Attorney's Office; and approve in the naming of the entire park as Anaheim Coves.

RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM adopting a Mitigated Negative Declaration and Mitigation Monitoring Plan No. 341 for the Anaheim Coves Northern Extension supported by those findings required by the California Environmental Quality Act (CEQA).

**Item No. 13 Continued to February 7, 2017**

15. RESOLUTION NO. 2017-011 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM authorizing the destruction of certain city records more than two years old (Planning and Building).
16. RESOLUTION NO. 2017-012 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM approving a Joint Powers Agreement to join the California State Association of Counties Insurance Authority (access medical malpractice insurance product).
17. ORDINANCE NO. 6394 (INTRODUCTION) AN ORDINANCE OF THE CITY OF ANAHEIM amending the zoning map referred to in Title 18 of the Anaheim Municipal Code relating to zoning (Reclassification No. 2014-00275; DEV2016-00130) (5055 East Short Street; rezoning from the Transition Zone to the RS-3 Single-Family Residential Zone).
18. ORDINANCE NO. 6395 (INTRODUCTION) AN ORDINANCE OF THE CITY OF ANAHEIM amending the zoning map referred to in Title 18 of the Anaheim Municipal Code relating to zoning (Reclassification No. 2016-00296; DEV 2016-00027) (1525 South Euclid Street; rezoning property from Transition Zone to the RM-3 Multiple-Family Residential Zone).

19. ORDINANCE NO. 6396 (INTRODUCTION) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ANAHEIM establishing the campaign contribution limit for the election cycle commencing January 1, 2017, pursuant to Anaheim Municipal Code Section 1.09.050 (\$1,900 to \$2,000).

**END OF CONSENT CALENDAR**

**8:29 P.M.**

**With the Consent of Council, agenda was taken out of order and Item No. 27 was considered first.**

20. RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM authorizing the City Manager to enter into certain agreements for and on behalf of the City when the amount does not exceed fifty thousand dollars and amending Council Policy 4.1 accordingly.

**Item No. 20 Motion: TT/LK To continue to February 7, 2017. Approved Vote: 7-0**

21. RESOLUTION NO. 2017-013 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM amending Resolution No. 2014-095 which established rates of compensation for classifications designated as Professional Management (creating classification "Chief Policy Advisor to the Mayor", effective December 30, 2016).

RESOLUTION NO. 2017-014 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM amending Resolution No. 2016-033 which established personnel rules applicable to employees in Management, Confidential, and Non-Represented Part-time Classification (amending Sections 1.2(b) and 1.2(c) of the Personnel Rules, effective December 30, 2016).

Increase the City Council budget for fiscal year 2016/17 by \$47,000 and decrease the City Administration budget by \$47,000 in the General Fund.

**Item No. 21 Discussion. Motion: KM/LK To continue to February 7, 2017 and return with the market analysis and comparable classifications from other cities. Vote 3-4; Ayes: Council Member Murray, Kring and Faessel; Noes: Mayor Tait, Mayor Pro Tem Vanderbilt and Council Members Barnes and Moreno. Motion Failed.**

**Motion: DB/TT Approve with amendment to the budget increase to reflect a \$14,000 increase to the City Council budget for fiscal year 2016/17 and a decrease in the City Administration budget by \$14,000 . Vote 5-2; Ayes: Mayor Tait, Mayor Pro Tem Vanderbilt and Council Members Barnes, Faessel and Moreno; Noes: Council Member Murray and Kring. Motion Passed.**

**City Council recessed at 11:24 P.M.**

**City Council reconvened at 11:37 P.M.**

22. Review the composition of all City Council appointed boards and commissions, which includes discussion and direction to staff relating to the terms of office, the manner in which members are appointed by Council, eligibility requirements, duties and any other actions related to changes to city boards/commissions, including dissolution of the Community Center Authority (Budget, Investment and Technology Commission, Community Center Authority, Community Services Board, Cultural and Heritage Commission, Housing and Community Development Commission, Library Board, Parks and Recreation Commission, Planning Commission, Public Utilities Board, and Sister City Commission).

**Item No. 22 Discussion. Motion: TT/JM To change the method in which Boards and Commissions are appointed allowing each district council member one appointment, regardless of candidate residency, and the remaining seats to be appointed by a majority vote of the at-large Council, until District 2 and 6 have elected representatives; adjust all commissions to seven member commissions, with the exception of Sister City and Library Board, discontinue the Community Center Authority; create term limits consistent with the elected, appointing member, and allow all current commission members to reapply. No Vote Taken.**

**Discussion. Motion: TT/SF To continue to February 7, 2017 to allow Council Member Faessel to offer an alternative transition option. Approved Vote: 7-0**

23. Receive and file an update regarding the Mayoral Task Force on the Welcoming Anaheim initiative.

**Item No. 23 Motion: TT/LK To continue to February 7, 2017. Approved Vote: 7-0**

24. RESOLUTION NO. \_\_\_\_\_ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM amending Policy 1.6 of the City Council Policy Manual relating to the manner in which members of the City Council may place matters on the agenda of a regular City Council meeting and rescinding Resolution No. 2016-241.

**Item No. 24 Motion: TT/LK To continue to February 7, 2017. Approved Vote: 7-0**

25. Review and discuss Resolution No. 88R-124, which delegates authority to the Director of Public Works to execute change orders on behalf of Public Works and establishes limitations in an amount not to exceed \$10,000 or 10% of the total contract price, whichever is greater, and provide direction to staff regarding matters related to the authority granted within said resolution.

**Item No. 25 Motion: TT/LK To continue to February 7, 2017. Approved Vote: 7-0**

26. Receive and file report regarding Short Term Rental program enforcement.

**Item No. 26 Motion: TT/LK To continue to February 7, 2017. Approved Vote: 7-0**

27. Review and discuss Chapter 11.10 of the Anaheim Municipal Code, "Camping and Storage of Personal Property in Public Areas," and other various matters concerning the homeless population, including consideration to repeal or amend Chapter 11.10 of the code, city park restroom hours, safe zones, and any other matters that may involve the assessment of and efforts to address homelessness in the city, and provide staff with direction on all related matters.

**City Council recessed at 8:29 P.M.**

**City Council reconvened at 8:33 P.M.**

**Item No. 27 Discussion. Motion: TT/JV To continue to February 28, 2017.  
Approved Vote: 7-0**

28. Discuss and provide direction to staff regarding the transition of the former Neighborhood Council Districts to the proposed Neighborhood Services District Community meetings.

**Item No. 28 Motion: TT/LK To continue to February 7, 2017. Approved Vote: 7-0**

29. Receive and file status report regarding the Beach Boulevard Specific Plan and associated Environmental Impact Report.

**Item No. 29 Motion: TT/LK To continue to February 7, 2017. Approved Vote: 7-0**

30. Discuss and provide direction to staff on a request to review and improve park conditions, park programming, sports fields and other park areas within District 1 and to conduct a full assessment of all City parks.

**Item No. 30 Motion: TT/LK To continue to February 7, 2017. Approved Vote: 7-0**

**Report on Closed Session Actions: None**

#### **Council Communications:**

Council Member Faessel announced the Black History Parade to be held on February 4, 2017.

Council Member Moreno congratulated the Anaheim Union School District for the success with the Servathon, thanked the Senior Center and Senior Club attending the District 3 Community meeting, congratulated the organizers of the OC Women's March, and thanked Public Works and Public Utilities for their Department tours.



Council Member Kring shared appreciation expressed by Richard Delgado for the city's work during the storms, requested a recognition for Pete's Music Shop, and announced her appointment as Chair of the ACCOC Homelessness Community task force. Council Member Murray requested a recognition for Assemblywoman Young Kim for her service and provided specific clarification to her request regarding the Welcoming Anaheim Mayoral Task Force, which included a request for action to provide direction to ensure full transparency.

Council Member Moreno restated his request to agendize the homeless issue every other meeting and requested a representative of the County be invited to share their steps in addressing the issue.

Mayor Tait reported his attendance to the US Conference of Mayors.

Council Member Faessel and Barnes reported they both attended the League of California Cities training in Sacramento.

Council Member Kring reported her attendance at the League of California Cities Transportation Committee meeting in Sacramento.

**Adjournment: 12:31 A.M.**

Next regular City Council meeting is scheduled for February 7, 2017.

All agenda items and back-up materials are available for review at the Anaheim City Clerk's Office, [www.anaheim.net](http://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., 2<sup>nd</sup> 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 January 20, 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](http://www.anaheim.net).