



# ANAHEIM CITY COUNCIL

## ACTION AGENDA

### SEPTEMBER 25, 2018

Tom Tait  
Mayor

Dr. Jose F. Moreno  
Mayor Pro Tem  
District 3

Kris Murray  
Council Member  
At Large

James Vanderbilt  
Council Member  
At Large

Denise Barnes  
Council Member  
District 1

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/Housing and Public Improvements Authority 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.

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**ANAHEIM CITY COUNCIL**  
**ANAHEIM, CALIFORNIA**  
**SEPTEMBER 25, 2018**  
**3:00 P.M.**

Call to order the Anaheim City Council.      **3:06 P.M.**

**MEMBERS PRESENT:**      Mayor Tait and Council Members Moreno, Barnes, and Faessel.  
Council Member Murray joined the meeting at 3:17 p.m. Council  
Member Vanderbilt joined the meeting at 4:02 p.m.

**MEMBERS ABSENT:**      Council Member Kring

**3:00 P.M. – WORKSHOP**      **3:06 P.M.**

Proposed Beach Boulevard Specific Plan

**ADDITIONS/DELETIONS TO CLOSED SESSION:**

City Attorney Robert Fabela announced Closed Session Item No. 3 related to a claim by Tiffany Stewart.

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

Recess to closed session.      **4:01 P.M.**

**CLOSED SESSION**      **4:01 P.M.**

1.      **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**  
**(Subdivision (d)(1) of Section 54956.9 of the California Government Code)**  
**Name of Case:** Palmer v. City of Anaheim, Orange County Superior Court Case No. 30-2017-00938646-CU-JR-CXC
2.      **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:** Service Employees International Union; Anaheim Firefighters Association; Anaheim Municipal Employees Association -General, Clerical and Part-Time Police Cadet Units; and Anaheim Police Management Association
3.      **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.
4.      **CONFERENCE WITH REAL PROPERTY NEGOTIATORS**  
**(Section 54956.8 of the Government Code)**  
**Property:** Assessor Parcel Number: 232-072-06: 2626 E. Katella Ave, Anaheim, CA 92806; Assessor Parcel Number: 253-601-02: 1621 S. Douglass Rd, Anaheim, CA 92806; Assessor Parcel Number: 253-521-16 and 253-521-17: 2695 E. Katella Ave, Anaheim, CA 92806  
**Agency Negotiator:** Chris Zapata, City Manager; Linda Andal, City Clerk; and Tom Morton, Convention, Sports and Entertainment Executive Director  
**Negotiating Parties:** Anaheim Arena Management and City of Anaheim

**Under Negotiation: Price and Terms of Payment**

Reconvene the Anaheim City Council. **5:32 P.M.**

**MEMBERS PRESENT:** Mayor Tait and Council Members Moreno, Murray, Vanderbilt, Barnes, and Faessel.

**MEMBERS ABSENT:** Council Member Kring

**5:00 P.M.** **5:32 P.M.**

**Invocation:** Pastor Mark Bove, Calvary Chapel Anaheim

**Flag Salute:** Council Member James Vanderbilt

**Presentations:** Recognizing Somos Anaheim for supporting the Anaheim Community  
Recognizing Miss Anaheim 2018 and Miss Anaheim Hills Court 2018

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

Proclaiming September 17-23, 2018, as Constitution Week

Proclaiming September 2018, as World Alzheimer's Awareness Month

Proclaiming October 7-13, 2018, as Public Power Week

**ADDITIONS/DELETIONS TO THE AGENDA:** **None**

**PUBLIC COMMENTS (all agenda items):** **19 speakers**

**COUNCIL COMMUNICATIONS/AGENDA REQUESTS:**

Council Member Murray presented a SMART City program including its goals and components, and asked staff to bring the program back for Council consideration at the first meeting in November to include an ordinance, strategic technology master plan, and program implementation timeline.

Council Member Faessel recognized staff for coordinating a meeting to discuss nuisance properties in District 5.

Council Member Vanderbilt asked staff to follow-up on a public comment regarding bus stops on Katella Avenue needing extensive cleaning.

Mayor Pro Tem Moreno asked staff to schedule the proposed public arts ordinance for Council consideration. He announced the 13<sup>th</sup> Annual Mariachi Festival at Pearson Park on September 29 and the Anaheim Health Fair and Citizenship Clinic at the Convention Center on September 29-30.

Mayor Tait thanked Patriots and Paws volunteers, reported his attendance at the 140<sup>th</sup> anniversary of United Methodist Church on State College, congratulated staff and his Council colleagues on the Beach Blvd. Specific Plan workshop, and requested a presentation on the 39 Commons project.

**CITY MANAGER'S UPDATE:**

At the request of the City Manager, Public Works Director Rudy Emami reported the city had collaborated with school districts for increased safety and revealed a Kindness Way street sign to be installed at school drop-off and pick-up zones, a component of the 21 Days of Kindness challenge.

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

**7:05 P.M.**

Items pulled for discussion:

Mayor Tait:	Item No. 07
Council Member Barnes:	Item No. 10
Mayor Pro Tem Moreno:	Item No. 12

MOTION: SF/DB Waive reading in full of all ordinances and resolutions and adopt the consent calendar. **APPROVED VOTE: 6-0 (AYES: Mayor Tait and Council Members Moreno, Murray, Vanderbilt, Barnes, and Faessel; ABSENT: Council Member Kring).**

### **CONSENT CALENDAR:**

1. Approve recognitions for Small Business Saturday (November 24, 2018); Hannahlei Cabanilla who recently won the dance competition "So You Think You Can Dance"; and Heather Fuller for her act of kindness.
2. Approve the Investment Portfolio Report for August 2018.
3. Accept the bid from RCA Investments, in the amount of \$51,506.36 plus a 15% contingency and applicable tax, for the purchase of BMW motorcycle 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 Bid #9185.
4. Accept the bid from McPrint Direct, in the amount of \$27,720 plus a 20% contingency, to provide printing and mailing services for Public Works community notices, 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 Bid #9172.
5. Accept the bids of Mekong Printing and Tajen Graphics, Inc., in a combined amount not to exceed amount \$79,000 plus applicable tax, and a 20% contingency, for citywide specialty, digital and litho printing 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 #9170.
6. Waive the sealed bidding requirement of Council Policy 4.0 and authorize the Purchasing Agent to issue a purchase order to Crown Building Services, Inc., in the amount of \$35,740 plus applicable taxes, for performing all the work necessary to clean the interior and exterior windows of the Anaheim Convention Center south facility and the Anaheim Arena.
7. Waive the competitive bid requirement of Council Policy 4.0 and authorize the Purchasing Agent to issue a Master Agreement to the Orange County Conservation Corps, in an amount not to exceed \$75,000, to provide various recycling services and cleanup of litter and debris as needed for the Streets and Sanitation Division of the Public Works Department, for the period October 1, 2018 through June 30, 2019; and authorize the Purchasing Agent to enter into future labor based agreements with the Orange County Conservation Corps, when requested by City Departments for similar types of work, in amounts not to exceed the \$100,000 limit delegated to the Purchasing Agent to award competitive solicitations.

**Item No. 07 Discussion. MOTION: TT/KM APPROVED VOTE: 6-0 (AYES: Mayor Tait and**

**Council Members Moreno, Murray, Vanderbilt, Barnes, and Faessel; ABSENT: Council Member Kring).**

8. Authorize the Director of Public Works to execute a Release for Property Damage Only related to the damage caused during the Anaheim West Tower 2<sup>nd</sup> Floor Housing and Workforce Development Tenant Improvement Project.
9. Approve an agreement with GHD, Inc., in an amount not to exceed \$300,000, to provide professional engineering services for the Citywide Wastewater Fee Study and authorize the Director of Public Works, or designee, to take the actions necessary to implement the agreement.
10. Approve a License Agreement with The First Tee of Orange County to provide educational programs at the Dad Miller Golf Course for a term of five years, which may be terminated at any time by either party by giving a 30-day written notice.  
**Item No. 10 Discussion. MOTION: JM/DB APPROVED VOTE: 6-0 (AYES: Mayor Tait and Council Members Moreno, Murray, Vanderbilt, Barnes, and Faessel; ABSENT: Council Member Kring).**
11. Approve the Service and Software License Agreement with Third Chapter Partners, in the amount of \$36,950, to provide and install Patron Point, a managed marketing service and automation platform specifically for libraries for a one year period with a one-year automatic renewal; and authorize the City Librarian, or designee, to administer the agreement.
12. Approve the First Amendment to Agreement with City Net to increase the contract amount by \$90,000, for a total not to exceed amount of \$250,000 annually, with the option to renew for two one-year terms, and authorize the City Manager to execute and administer the agreement and renewal options on behalf of the City.  
**Item No. 12 Discussion. MOTION: JM/DB APPROVED VOTE: 6-0 (AYES: Mayor Tait and Council Members Moreno, Murray, Vanderbilt, Barnes, and Faessel; ABSENT: Council Member Kring).**
13. RESOLUTION NO. 2018-125 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM dedicating certain city-owned property for public street and utility purposes (ACQ2016-00796; property adjacent to 800-1008 West Katella Avenue).
14. RESOLUTION NO. 2018-126 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM adopting a new Memorandum of Understanding establishing terms and conditions of employment for employees in the Part-Time Police Cadet classification represented by the Anaheim Municipal Employees Association.
15. RESOLUTION NO. 2018-127 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 the Service Employees International Union, United Service Workers West.
16. Approve minutes of the City Council Meeting of May 8, 2018.

**END OF CONSENT CALENDAR 8:08 P.M.**

**Mayor Tait considered the agenda out of order, taking Item No. 18 prior to the remainder of the agenda.**

17. Receive and file a presentation from the Association of California Cities Orange County on Assembly Bill No. 448-Orange County Housing Trust.  
**Item No. 17 Discussion. MOTION: JM/TT APPROVED VOTE: 6-0 (AYES: Mayor Tait and Council Members Moreno, Murray, Vanderbilt, Barnes, and Faessel; ABSENT: Council Member Kring).**
18. Consider the city's supplemental plan to address matters related to homelessness until additional beds and shelters are funded and built; waive Council Policy 4.1 and authorize the City Manager to enter into contracts in an amount not to exceed \$400,000, as necessary, to continue providing homeless services while increasing resources to address public safety and further maintain neighborhoods, streets and city parks; and increase City Administration Fiscal Year 2018/19 budget by \$400,000.  
**Item No. 18 Discussion. MOTION: JM/KM APPROVED VOTE: 6-0 (AYES: Mayor Tait and Council Members Moreno, Murray, Vanderbilt, Barnes, and Faessel; ABSENT: Council Member Kring).**
19. Receive, file and issue the "Report of the City Council: Extension of Ordinance No. 6445" pursuant to Government Code Section 65858(d), which describes the measures taken to alleviate the conditions which led to the adoption of Ordinance No. 6445 temporarily banning the establishment of needle exchange programs in the City of Anaheim (Public hearing scheduled for October 9, 2018).  
**Item No. 19 Discussion. MOTION: TT/KM APPROVED VOTE: 6-0 (AYES: Mayor Tait and Council Members Moreno, Murray, Vanderbilt, Barnes, and Faessel; ABSENT: Council Member Kring).**
20. Consider (re)appointments to the Youth Commission to serve a 10-month term, ending June 30, 2019 (continued from Council meeting of September 11, 2018, Item No. 18).  
**Item No. 20 Discussion. Mayor Tait nominated Ashley Arroyo, Briana Acosta, and Milad Khosaravi. APPROVED VOTE: 6-0 (AYES: Mayor Tait and Council Members Moreno, Murray, Vanderbilt, Barnes, and Faessel; ABSENT: Council Member Kring).**

**Youth Commission:**

At large (re) appointments:  
(three (3) appointments)

\_\_\_\_\_ Ashley Arroyo \_\_\_\_\_ (18-21 age bracket)

\_\_\_\_\_ Briana Acosta \_\_\_\_\_ (22-26 age bracket)

\_\_\_\_\_ Milad Khosaravi \_\_\_\_\_ (22-26 age bracket)

## **Report on Closed Session Actions:**

**City Attorney Robert Fabela reported Council deferred Closed Session Item No. 3.**

## **Council Communications/Agenda Requests:**

Council Member Faessel reported his attendance at the Pathways of Hope shelter expansion and fundraiser events, the Caterina's Club fundraiser, the ribbon cutting for Affordable Appliance, and the Boys and Girls Club Ace of Spades casino night. He announced a Library-Carl's Jr. partnership starting September 26, the Muzeo Bowl on September 27, the first Police Review Board meeting on September 27, and the opening of the Hope Center of the Arts facility on September 29.

Council Member Vanderbilt announced the Raymond Basin was added to the city's list of potential recreation sites that may be eligible for funding through Proposition No. 68.

Council Member Barnes reported her attendance at the League of California Cities meeting, the ACC-OC Homeless Task Force meeting, the County's quarterly meeting regarding homelessness, a high-speed train exhibit, the 140<sup>th</sup> anniversary of United Methodist Church, the Sweet Shop event at the Convention Center, and a Districts 1/2 town hall meeting. She announced the WAND tree lighting meeting on October 1 and asked for volunteers and the District 1 Community meeting on October 3 at Brookhurst Community Center. She asked staff to report if the recycling center at Beach and Ball was closed and for a moratorium on future recycling centers. She requested status of clinicians and police officers requested from the County and for a resolution asking the County provide the city with notice prior to using Anaheim motels to shelter homeless.

Mayor Pro Tem Moreno thanked Police and Planning staff for attending a District 3 meeting addressing homelessness, group homes, and crime around Anaheim Plaza, Westmont, and the Colony, and requested additional police patrols. He thanked the AMEA for its employee BBQ, and staff and the First Presbyterian Church for organizing and hosting community meetings regarding the proposed veterans container permanent supportive housing project. He asked City Manager Zapata to place the project on hold until all efforts were exhausted to locate feasible, alternate locations. Mayor Pro Tem Moreno thanked Police and Utilities staff for a flashlight walk in the Vine Bush Rose neighborhood and requested an internal memo regarding the shifting of \$1 million in a neighborhood improvement fund. He requested information on the number of business licenses applied for annually and requested a report on the status of the Lincoln Avenue Widening project.

Council Member Murray restated her request for a SMART City program and reported her participation in an Anaheim Hills Community Council town hall meeting. She announced the upcoming Grandma's House of Hope gala where she would be recognized, and thanked her colleagues for donations. She announced an update from Orange Unified School District on Measure S, the upcoming Halloween Parade and Fall Festival, and the Auto Show.

Mayor Tait reported his attendance at the galas for Caterina's Club, Taller San Jose Hope Builders, and the Boys and Girls Club, along with the Youth Leadership of America annual meeting. He reported he spoke at both the Opioid and Asian American conferences and asked for an agenda item related to crime statistics, particularly regarding gang crime. He thanked staff for the Kindness Way street sign and congratulated Thomas Edison Elementary school and others on their kindness.

**Adjournment: 9:31 P.M.**

Next regular City Council meeting is scheduled for October 9, 2018.

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 September 21, 2018, 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).