



ANAHEIM CITY COUNCIL

ACTION AGENDA

SEPTEMBER 10, 2019

Harry S. Sidhu, P.E.
Mayor

Lucille Kring
Mayor Pro Tem
District 4

Denise Barnes
Council Member
District 1

Jordan Brandman
Council Member
District 2

Dr. Jose F. Moreno
Council Member
District 3

Stephen Faessel
Council Member
District 5

Trevor O'Neil
Council Member
District 6

▪**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 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:** There are two Public Comment periods with speakers having one opportunity to address the City Council, except for scheduled public hearing items. The time limit established for public comments is three minutes per speaker unless a different time limit is announced. The City uses speaker cards that must be submitted to the City Clerk in order to address the City Council. 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 for the first Public Comment period where speakers will be permitted to speak on specific agenda item(s). This first Public Comment period is limited to 90 minutes or until all agenda item speakers have been heard, whichever is later. Any remaining time shall be provided to non-agenda item speakers until the 90 minute time limitation is exhausted. The second Public Comment period will be opened by the Mayor if any non-agenda item speakers were not called during the first Public Comment period. For public hearings, the Mayor or Chairperson will separately call for testimony at the time of each public hearing. 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 a member(s) requests an item(s) 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
SEPTEMBER 10, 2019
5:00 P.M.

Call to order the Anaheim City Council. **5:00 P.M.**

MEMBERS PRESENT: **Mayor Sidhu and Council Members Kring, Barnes, Brandman, Moreno, and Faessel. Council Member O’Neil joined the meeting at 7:13 P.M.**

Invocation: Pastor Joe Hogan, Cornerstone Church

Flag Salute: Council Member Denise Barnes

Presentations: Recognizing 2019 Anaheim Beautiful Art Contest Winners

Recognizing American Legion’s 100th Anniversary
Presentation not made; will be presented at a later date.

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

Recognizing September 13-22, 2019, as Welcoming Week

Recognizing September 2019, as National Library Card Sign-Up Month

Recognizing September 2019, as Childhood Cancer Awareness Month

Recognizing October 2, 2019, as International Walk to School Day

ADDITIONS/DELETIONS TO THE AGENDA:

City Clerk Theresa Bass announced Item Nos. 10 and 14 were withdrawn at the request of staff.

PUBLIC COMMENTS (all agenda items): 31 speakers

(limited to 90 minutes, or until all agenda item speakers have been heard; any time remaining shall be provided to non-agenda item speakers).

CITY MANAGER’S UPDATE:

City Manager Chris Zapata announced the stadium appraisal would be presented to Council during Closed Session on September 24, 2019. He also announced he met with Angels President John Carpino on September 9, 2019 to discuss tentative dates for negotiation sessions.

5:00 P.M. - CITY COUNCIL **6:44 P.M.**

Items pulled for discussion:
Council Member Moreno: Item Nos. 13 & 15

MOTION: **LK/SF** Waive reading of all ordinances and resolutions and adopt the consent calendar.
APPROVED VOTE: 6-0 (AYES: Mayor Sidhu and Council Members Kring, Barnes, Brandman, Moreno, and Faessel; ABSENT: Council Member O’Neil) (Item No. 17: Council Member Brandman

recused himself. APPROVED VOTE: 5-0-1 (AYES: Mayor Sidhu and Council Members Kring, Barnes, Moreno, and Faessel; ABSTAIN: Council Member Brandman; ABSENT: Council Member O'Neil.)) Motion carried.

CONSENT CALENDAR:

1. Receive and file minutes of the Community Services Board meetings of April 11, 2019, May 9, 2019, June 13, 2019, and July 11, 2019; Cultural and Heritage Commission meetings of April 18, 2019, May 16, 2019, and June 20, 2019; Parks and Recreation Commission meetings of March 27, 2019, April 24, 2019, May 22, 2019, June 26, 2019, and July 24, 2019; Public Utilities Board meeting of July 24, 2019, and the Sister City Commission meeting of June 24, 2019.
2. Approve proclamations recognizing the Irvine Ranch Outdoor Education Center's 10th Anniversary and the Orange County Black Chamber of Commerce's 35th Anniversary.
3. Approve Anaheim Fire & Rescue's response to the 2018-2019 Orange County Grand Jury Report entitled "Emergency Public Information - Should I Stay or Should I Go?" and authorize the Fire Chief to execute and forward the response by September 17, 2019 to the Presiding Judge of the Orange County Court and the Orange County Grand Jury.
4. Appoint Anthony Nardo and Linda Lopez, both representing the private sector, and reappoint both Jeff Farano Sr., representing the private sector, and Valentina Purltel, representing the public sector, to the Anaheim Workforce Development Board, to four year terms ending September 10, 2023.
5. Approve the 2020 Health and Welfare Plan Rates and authorize the Human Resources Director to execute all required provider agreements on behalf of the city.
6. Accept the bid from Quinn Power Systems, in the amount of \$43,966 plus applicable tax and a 15% contingency, to provide maintenance and testing services for manual and automatic transfer switches at various locations throughout the City for a one year period with up to four one-year optional renewals and authorize the Purchasing Agent to execute the renewal options in accordance with Bid #9312.
7. Accept the bid from Allen Tire Company, in the amount of \$191,038.82 plus applicable tax and a 15% contingency, to provide automotive tires on an as-needed basis for Fleet Services for a one year period with up to four one-year optional renewals and authorize the Purchasing Agent to execute the renewal options in accordance with Bid #9322.
8. Waive the sealed bid requirement of Council Policy 4.0 and authorize the Purchasing Agent to issue a purchase order to International Code Council, Inc., in the amount of \$30,183.55 plus applicable tax and freight, for California Code books for the Planning Department.
9. Waive the sealed bid requirement of Council Policy 4.0 and ratify an emergency purchase order issued to Total Environmental Management, Inc., in the amount of \$39,573, for providing emergency chiller rental services for the Anaheim Convention Center.

10. Waive Council Policies 4.0 and 4.1 and authorize the City Manager, or designee, to execute agreements with TASER International, Inc., in an amount not to exceed \$1,185,145.14 inclusive of applicable tax, for the purchase of 415 Taser 7 Electronic Incapacitation Devices (EID) and related accessories and services for use by sworn Anaheim Police personnel for a term of five years; and authorize the Purchasing Agent to issue future purchase orders of EIDs, accessories and related services and execute any and all documents necessary to complete the transactions, subject to available budget appropriations.
Item No. 10 Withdrawn by staff; no action taken.
11. Approve a contract with the Federal Highway Administration, in a reimbursement amount not to exceed \$1,055,059, for the City to test and verify transportation communications protocol; authorize the Director of Public Works to execute the contract and to take the necessary actions to implement and administer the contract; authorize de minimus changes that do not substantially change the terms and conditions of the contract, as determined by the City Attorney; approve increase to the Fiscal Year 2019/20 revenue and expenditure appropriations in the Public Works budget by \$1,055,059.
12. Approve the Master Agreement for water system construction, repair, maintenance and immediate response (Agreement) and authorize the Public Utilities General Manager, or designee, to execute the Agreement separately with the following contractors prequalified by the Public Utilities Department for a three year term with an extension of up to twelve (12) months: Arnaz Engineering Contractors, Inc.; Big Ben, Inc.; Boudreau Pipeline Corporation; Ferreira Construction Co., Inc.; General Pump Company, Inc.; J. De Sigio Construction, Inc.; Layne Christensen Company; Mike Prlich and Sons, Inc.; Paulus Engineering, Inc.; Ramona, Inc.; T.E. Roberts, Inc.; W.A. Rasic Construction Company, Inc.; and such other contractors as the department may prequalify during the term of the Agreement; approve a not to exceed amount of \$500,000 per work order package, plus change order authorization, in an amount not to exceed 10% per change order or \$100,000 in total per work order package; approve an incentive payment equal to 1% of the bid amount for contractors that meet a 25% Local Hire and/or Veteran hiring goal during the course of a project; authorize the Public Utilities General Manager, or designee, to take any and all actions as are necessary to implement and administer the Agreement; authorize de minimis changes that do not substantially change the terms and conditions of the agreement, as determined by the City Attorney; and determine that the projects to be performed under the Agreement shall be categorically exempt under the California Environmental Quality Act, Sections 15301, 15302, 15303, and/or 15304 of Title 14 of the California Code of Regulations.
13. Approve the First Amendment to Agreement with Selbert Perkins Design, Inc., increasing the not to exceed amount from \$100,000 to \$200,000, for continued on-call art and environmental graphic design services and authorize the Director of Community & Economic Development, or designee, to execute and administer the amendment.

At 6:46 P.M., Mayor Sidhu recessed the Council meeting and reconvened at 6:58 P.M.

Council Member O'Neil joined the meeting at 7:13 P.M

Item No. 13 Discussion. MOTION: LK/SF APPROVED VOTE: 6-0-1 (AYES: Mayor Sidhu and Council Members Kring, Barnes, Brandman, Faessel, and O'Neil; ABSTAIN: Council Member Moreno). Motion carried.

14. Approve the First Amendment to Professional Services Agreement with JSPR, Inc., increasing the not to exceed amount from \$100,000 to \$200,000, for continued on-call strategic services supporting economic development activities and authorize the Director of Community and Economic Development Department, or designee, to execute and administer the amendment.
Item No. 14 Withdrawn by staff; no action taken.
15. Approve an agreement, in substantial form, with Science Applications International Corporation, in the total not to exceed amount of \$14,585,500 for the first year and \$10,612,500 annually thereafter with a 15% contingency, to provide Information Technology Outsourcing (ITO) Services for a four year initial term with two two-year optional extensions; authorize the Finance Director/City Treasurer, or designee, to execute the agreement, extensions, and any related documents and take the necessary actions to implement and administer the agreement; and increase the Finance Department's Fiscal Year 2019/20 budget by \$2,805,000 for additional one-time costs associated with the ITO Services for the agreement.
Item No. 15 Discussion. MOTION: LK/SF APPROVED VOTE: 7-0.
16. RESOLUTION NO. 2019-103 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM dedicating certain city-owned property for public street and utility purposes (Orangewood Avenue Widening Project from State College Boulevard to the Santa Ana River; R/W ACQ 2019-01118).
17. ORDINANCE NO. 6469 (ADOPTION) AN (UN-CODIFIED) ORDINANCE OF THE CITY OF ANAHEIM granting a non-exclusive franchise to Chapman University for transportation services within and around the City of Anaheim and stating the terms and conditions upon which said franchise is granted based upon the finding and determination that said ordinance is not subject to the California Environmental Quality Act (CEQA) pursuant to Section 21080(b)(10) of the California Public Resources Code (Introduced at Council meeting of August 27, 2019, Public Hearing Item No. 36).
Item No. 17 Council Member Brandman recused himself. APPROVED VOTE: 5-0-1 (AYES: Mayor Sidhu and Council Members Kring, Barnes, Moreno, and Faessel; ABSTAIN: Council Member Brandman; ABSENT: Council Member O'Neil). Motion carried; ordinance adopted.
18. Approve minutes of the Council meetings of December 6, 2018 and December 18, 2018.

END OF CONSENT CALENDAR 7:37 P.M.

19. Consider appointments to the Sister City Commission to fill an unscheduled vacancy with term ending June 30, 2020 and scheduled vacancies with terms ending June 30, 2021 and June 30, 2022.

Item No. 19 Discussion.

SISTER CITY COMMISSION

Scheduled vacancies with eligible incumbents:

MOTION: SF/DB to reappoint eligible incumbents. APPROVED VOTE: 7-0.

Appointment: Taline Cole (term ending June 30, 2021)
(Incumbent, Taline Cole)

Appointment: Paul Anderson (term ending June 30, 2022)
(Incumbent, Paul Anderson)

Appointment: Larry Larsen (term ending June 30, 2022)
(Incumbent, Larry Larsen)

Unscheduled and Scheduled vacancies:

Appointment: Kevin Brown (term ending June 30, 2020)
(unscheduled vacancy of Eric Bullard)

Council Member Faessel nominated Kevin Brown; unanimously appointed with no objection.

Appointment: Susan Vodonick (term ending June 30, 2021)
(vacancy of Anthony Al-Jamie)

Mayor Pro Tem Kring nominated Susan Vodonick; unanimously appointed with no objection.

Appointment: LaShe Rodriguez (term ending June 30, 2021)
(vacancy of Barbara Gerovac)

Council Member Brandman nominated LaShe Rodriguez; unanimously appointed with no objection.

Appointment: Germaine Neumann (term ending June 30, 2022)
(vacancy of Jackie Filbeck)

Council Member Moreno nominated Germaine Neumann; unanimously appointed with no objection.

Appointment: Emily Fuentes (term ending June 30, 2022)
(vacancy of Jerry O'Keefe)

Council Member O'Neil nominated Emily Fuentes; unanimously appointed with no objection.

Appointment: _____ (term ending June 30, 2022)
(vacancy of Bridgette Rodgers)

Appointment continued to September 24, 2019.

20. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM opposing the Department of Homeland Security's public charge rule change as applied to legal permanent residency applications.
Item No. 20 Discussion. MOTION: JM/JB VOTE: 3-2-2 (AYES: Council Members Barnes, Brandman, and Moreno; NOES: Mayor Pro Tem Kring and Council Member O'Neil; ABSTAIN: Mayor Sidhu and Council Member Faessel). Motion failed.
21. Reinstatement of the City of Anaheim's original flag as the City's official flag, replacing the flag that was adopted on August 28, 2018 (Continued from Council meeting of August 13, 2019, Item No. 18).
Item No. 21 Discussion. MOTION: LK/TO to reinstate the original flag.

SUBSIDIARY MOTION: JB/DB to amend motion to consider alternative flag as presented by staff. VOTE: 3-4 (AYES: Council Members Barnes, Brandman, and Moreno: NOES: Mayor Sidhu and Council Members Kring, Faessel, and O'Neil). Motion failed.

SUBSIDIARY MOTION: JM/JB to continue to October 22, 2019 and post flag options online to allow for community feedback. VOTE: 3-4 (AYES: Council Members Barnes, Brandman, and Moreno: NOES: Mayor Sidhu and Council Members Kring, Faessel, and O'Neil). Motion failed.

MOTION: LK/TO to reinstate the original flag. APPROVED VOTE: 4-2-1 (AYES: Mayor Sidhu and Council Members Kring, Faessel, and O'Neil; NOES: Council Members Barnes and Moreno; ABSTAIN: Council Member Brandman). Motion carried.

PUBLIC COMMENTS (non-agenda items): None

Council Communications/Agenda Requests:

Council Member Moreno requested an agenda item to consider a budget amendment to fund the Northgate Community Center renovations, concurred by Council Members Brandman and Barnes. He also requested consideration of a strategic public art plan, concurred by Council Members Brandman and Barnes. Council Member Moreno thanked Principal Librarian Tasneem Watts for assisting with a second meeting regarding the stadium negotiations, as well as the residents who attended. He reported his attendance at the District 1 Anaheim First town hall meeting and encouraged all to attend the District 3 town hall on September 11th at the Ebell Club. He announced the District 3 Neighborhood Services meeting on October 3 at the Downtown Community Center. Council Member Moreno reported a campaign finance ordinance would be considered on September 24 to codify a requirement that Council Members recuse themselves for 12 months from any vote pertaining to a campaign contributor. On behalf of OCTA, he reported five Anaheim students in the AIME program interned at OCTA, OCTA approved \$100,000 in competitive grant funds for pedestrian and bicycle safety programs, the expansion and success of the College Pass program for bus riders, and the Beach Blvd. corridor study across nine cities for which he requested the OCTA CEO meet with City Manager Chris Zapata and District 1 Council Member Barnes.

Council Member Brandman requested an agenda item on September 24 to consider a mobile home rent subsidy program, concurred by Council Members Moreno and Barnes. He thanked those who attended a District 2 community meeting on August 22 and announced Dad Miller Golf Course would undergo improvements. He expressed regrets for missing the District 2 Anaheim First town hall, thanked Mayor Sidhu for attending, and reported that while at OCWD that evening, they voted on the final expansion of the County's groundwater replenishment system. On August 27, he attended Raising Cane's grand opening and ribbon cutting, and acknowledged them for including Anaheim's heritage and for hiring Anaheim students. He announced the OC Pride Festival and Parade was moving to Anaheim in 2020 and announced upcoming Hispanic Heritage Month events at city libraries.

Council Member Faessel requested a proclamation recognizing the 100th anniversary of the Orange County Historical Society, concurred by Council Members Moreno and Barnes. He acknowledged the anniversary of 9/11 and its connection to Anaheim via pilot and Anaheim High School graduate Chip Burlingame. He spoke about the State's passage of AB148. He reported his attendance at Tacos with a Cop at the Northgate Gonzalez Market at East and Romneya, Coffee with a Council Member at Zov's, a water policy breakfast at Colony House with Congressman Correa, his first meeting of the OC Housing Trust, a Republic Services' donation of a trash truck to Guanajuato, Mexico, the Orange County Family Justice Center teen ambassador program graduation, the Brewery X ribbon cutting, and the second

movie night at Ambassador Church, thanking the Police and Fire & Rescue Departments for their participation.

Mayor Pro Tem Kring reported her attendance last Thursday at the groundbreaking of El Verano housing, a 55-unit development for low income seniors. She highlighted upcoming library programs, the Anaheim First District 4 town hall on September 18 at Ponderosa Library, the 13th annual Anaheim Health Fair at the Anaheim Convention Center on September 21-22, and the District 4 Neighborhood Services Community Meeting at Ball Junior High School on October 9. She acknowledged Raising Cane's for supporting the Anaheim Family YMCA and hiring special needs individuals. Mayor Pro Tem Kring reiterated her previous request to recognize a woman who stopped a kidnapping at 7-11 and recognized the anniversary of 9/11. She reported her appointment to the Palm Lane Charter School board of directors and requested the City speak with the County animal shelter regarding their treatment of cats. On behalf of the Orange County Sanitation District, she reported construction was starting on the northern portion of State College Boulevard and announced two meetings to obtain additional information on September 11 at the Anaheim Royale Mobile Home Park clubhouse and on September 19 at the Arbor Park Apartments pool area.

Council Member Barnes asked to remember the hurricane victims and encourage all to donate blood. She requested staff consider changing the Zoning Code to prohibit eCigarettes and vaping stores from operating near schools, concurred by Council Members Faessel and Moreno. She reported her attendance at Higher Ground on August 28, the El Verano ground-breaking, and the Love Anaheim Day. Attended Higher Ground 8/28, beautiful program. She reported that September 10-12, OC Vector Control would be spraying parts of District 1 for mosquito control and referred to the City's website for more information. She also announced a Senior Citizens Advisory Council meeting at the Downtown Community Center on 9/13, a free pet chipping event sponsored by State Senator Ling Ling Chang at the Brookhurst Community Center on 9/14, a health resources and fitness fair on 9/14 at the Downtown Community Center, and a Haskett Library fashion event on 9/15. She displayed a photo of Mr. Hermie Stoeffel and his family at the open house at the Wolke-Stoffel House at Founders Park and referred to her newsletter for stories about his family.

Mayor Sidhu announced the free health and citizenship fair on September 21-22 and thanked Dr. Shah for his work across the world. He adjourned the meeting in honor of lives lost on 9/11 and Justin Dignam, Anaheim Hills resident, who was lost in a recent boat fire.

Adjournment: 9:35 P.M. in memory of lives lost on September 11, 2001 and Anaheim Hills resident Justin Dignam.

Next regular City Council meeting is scheduled for September 24, 2019.

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 September 5, 2019, a true and correct copy of this agenda was posted on the kiosk outside City Hall, 200 S. Anaheim Blvd., Anaheim, CA. Internet Access to City Council, Agency, and Authority agendas and related material is available prior to meetings at www.anaheim.net.