

**BREA CITY COUNCIL
SUCCESSOR AGENCY TO THE
BREA REDEVELOPMENT AGENCY
MEETING**

**MINUTES
JUNE 15, 2021**

**CLOSED SESSION
5:30 p.m. - Council Chamber
Plaza Level**

CALL TO ORDER / ROLL CALL - COUNCIL

Mayor Vargas called the Closed Session to order at 5:30 p.m., all members were present.

Present: Marick, Simonoff, Hupp, Parker, Vargas

- 1. Public Comment**
None.

Closed Session may convene to consider matters of purchase / sale of real property (G. C. §54956.8), pending litigation [G.C. §54956.9(d)(1)], potential litigation [G.C. §54956.9(d)(2)(3) or (4)], liability claims (G. C. §54961) or personnel items (G.C. §54957.6). Records not available for public inspection.

- 2. Conference with City's Labor Negotiator Pursuant to Government Code §54957.6 Regarding the Brea Management Association (Non-Safety); Brea City Employees' Association (BCEA); Administrative and Professional Employees' Association (APEA); Brea Fire Association (BFA); Brea Fire Management Association (BFMA); Brea Police Association (BPA); Brea Management Association (BMA); and the Brea Police Management Association (BPMA) - Chris Emeterio, Negotiator, Cindy Russell, Negotiator, and Mario E. Maldonado, Negotiator.**

Mayor Vargas adjourned the Closed Session at 5:55 p.m.

**STUDY SESSION
6:00 p.m. - Council Chamber
Plaza Level**

CALL TO ORDER / ROLL CALL - COUNCIL

Mayor Vargas called the Study Session to order at 6:03 p.m., all members were present.

- 3. Public Comment**
None.
- 4. Clarify Regular Meeting Topics**
None.

DISCUSSION ITEMS

5. District-Based Elections Update

Deputy City Clerk Victoria Popescu provided a report that included a recap on the district-based elections process; looking ahead; and consideration of awarding a contract for project planning, public outreach and coordination of initial pre-draft map hearings.

Council discussed whether they should go forward with a contract for districting services prior to the decision of the Santa Monica Voting Rights Act case. Council also discussed the need for public engagement and expressed concern for moving forward before the Census data is received.

City Manager Gallardo suggested Council allow National Demographics Corporation (NDC) an opportunity to attend a City Council meeting in July to provide more information about the process and mandates.

6. Amendment No. 2 to Professional Services Agreement with Keyser Marston Associates, Inc.

Management Analyst Marie Dao presented a PowerPoint that included: the background, completed work, current needs, and moving forward.

Council discussed management of the Acacia Apartments. The also discussed the need for cost sharing and training of City staff to do the work instead of hiring a consultant.

7. Organic Recycling Update - Senate Bill 1383

Senior Management Analyst Gillian Lobo presented a PowerPoint that included: SB 1383 jurisdiction responsibilities; areas of city compliance; timelines and milestones; Brea's SB 1383 efforts underway; recent changes; and next steps.

Council Member Parker reported that the Orange County Sanitation District initiated a project to convert food waste to energy and requested staff provide public education.

Senior Management Analyst Gillian Lobo added that staff is working with the Chamber of Commerce to educate local businesses about the mandate.

REPORT

8. Council Member Report/Requests

Council Member Parker reported that he was appointed Chair of the Orange County Sanitation District Administration Committee.

Mayor Vargas adjourned the Study Session meeting at 6:51 p.m.

**GENERAL SESSION
7:00 p.m. - Council Chamber
Plaza Level**

CALL TO ORDER/ ROLL CALL - COUNCIL

Mayor Vargas called the General Session to order at 7:01 p.m., all members were present.

9. Pledge of Allegiance

Brea Girl Scout Day Camp led the Pledge of Allegiance.

10. Invocation

City Clerk Lillian Harris-Neal and Fernando Villicana, Firehouse Church delivered the invocation.

11. Presentation: 2021 Mayor's Youth Award Recipients

Mayor Vargas introduced the Mayor's Youth Community Service Award recipients from the Class of 2021.

12. Commendation:

Mayor Vargas commended the Brea Chamber of Commerce, Brea Ministerial Association, Home Depot, Brea Rotary, Ring LLC, Islands Restaurant, Condor Outdoor Products, Brea Korea Sister City Association, Target, Opus International, Adrenaline Shoc, Brookdale Senior Living, The Willow Corporation and ALMIL Nutritional Products for supporting the community and donating during/through the pandemic.

13. Report - Prior Study Session

City Manager Gallardo provided the prior Study Session report.

14. Community Announcements

Council Member Parker announced that fireworks are banned in the City of Brea. If residents are able to identify the exact location of someone using fireworks, they should report it to the Brea Police Department's non-emergency line at 714-990-7911.

Council Member Simonoff announced that permit parking enforcement resumes on Tuesday, July 6. For more information about parking permits and how to purchase parking permits online, please visit the City's website.

Council Member Marick announced that Family Films in the Park and the 41st Annual Country Fair are back! Movies will be shown outdoors on a gigantic screen at Arovista Park on Friday, June 18th and June 25th. Residents are encouraged to bring their blankets and low-back beach chairs. Admission is free and movies begin at approximately 8:15 p.m.

Council Member Marick also announced that the 41st Annual Country Fair held on Saturday, July 3rd from 9:00 a.m. to 3:00 p.m. at City Hall Park. For more information on these events, visit the City's website at cityofbrea.net, or call (714) 990-7771.

Council Member Parker announced that COVID-19 vaccines continue to be available to those ages 12 and up. To get a vaccine through the County, visit Othena.com or call (714) 834-2000 to schedule or find a mobile clinic near you. Vaccines are also available through your health care provider, along with hospitals, health clinics, and large retail pharmacies.

Mayor Pro Tem Hupp announced that June 20th is the start of National Mosquito Awareness Week and the Orange County Mosquito and Vector Control District will be launching their annual mosquito awareness campaign. In the meantime, continue to regularly inspect your property for any stagnant water that may attract mosquitos. Common sources for mosquito breeding include: Plant saucers, buckets, and pet water bowls. Any collected water should be emptied, and containers should be tightly sealed to prevent mosquito entry. For more information, visit ocvector.org.

Mayor Vargas announced that June 14th was World Blood Donor Day. The American Red Cross is urging residents to commemorate the day by giving blood. The Red Cross urgently needs blood donors of all types, especially type O, and platelet donors, to overcome this severe blood shortage. Please help by signing-up to donate at rcblood.org/donate.

15. Matters from the Audience

Lee Squire spoke about the Vietnam War, the Brea War Memorial Wreath and the Oath of Office.

Tony Fanticola suggested that a parking structure be built behind the Yard House Restaurant and expressed gratitude for Dwight Manley's contribution to the City of Brea.

Drew Fanticola expressed gratitude for Dwight Manley's contribution to the City of Brea and discussed the Council's Code of Conduct.

Sean Thomas commended Council for their contribution to the City and discussed the Brea War Memorial, the Tracks at Brea, and the Country Fair.

16. Response to Public Inquiries - Mayor / City Manager

City Manager Gallardo responded to public inquiries.

PUBLIC HEARINGS - *This portion of the meeting is for matters that legally require an opportunity for public input. Audience participation is encouraged and is limited to 5 minutes per speaker.*

17. Public Hearing to Consider the Adoption of the City of Brea FY 2021-22 Operating Budget

Administrative Services Director Cindy Russell presented a PowerPoint Presentation for items 17, 18, 20, and 21 that included the agenda; City Council top priorities and projects; 2021-22 budget process; fiscally strong Brea; budget highlights; FY 2021-22 operating budget by department - all funds; authorized full-time equivalents (FTE's) by fiscal year; summary of debt obligations; 2021-22 general fund revenues; 2021-22 general fund expenditure; five year projection and assumptions; FY 2021-22 Successor Agency budget; FY 2021-22 Public Financing Authority budget; and FY 2021-22 Brea Community Benefit Financing Authority budget.

Mayor Pro Tem Hupp suggested that priority 5b in the 2020-2021 Council Priorities be amended to add the word "evaluate" before Fullerton Fire Department Partnership.

Council discussed the CBED fund, mid year budget review, ARPA funding, and possibly starting a complaint based code enforcement program.

Motion was made by Council Member Marick, seconded by Council Member Parker to adopt Resolution No. 2021-040, approving the Fiscal Year 2021-22 Operating Budget and appropriating funds for the City of Brea Fiscal Year 2021-22 Operating Program.

AYES: Council Member Marick, Mayor Simonoff, Council Member Hupp, Council Member Parker, Mayor Pro Tem Vargas

Passed

18. Public Hearing to Consider the Adoption of the Successor Agency to the Brea Redevelopment Agency 2021-22 Operating Budget

This item was discussed with item 17.

Motion was made by Council Member Marick, seconded by Council Member Parker to adopt Resolution No. SA 2021-01, appropriating funds for the Successor Agency to the Brea Redevelopment Agency 2021-22 Proposed Operating Program Budget.

AYES: Council Member Marick, Mayor Simonoff, Council Member Hupp, Council Member Parker, Mayor Pro Tem Vargas

Passed

19. Public Hearing to Approve the Capital Improvement Program Budget For Fiscal Year 2021-2022

Deputy Public Works Director/City Engineer Michael Ho presented a PowerPoint that included: CIP goals and priorities, completed projects, continuing appropriations, Cliffwood traffic calming improvements, new FY 21-22 appropriations, project highlight, and the proposed FY 21-22 CIP Summary.

Council Member Simonoff expressed concern that the traffic issues on Cliffwood Avenue are being moved to Cashew Avenue.

Mayor Pro Tem Hupp expressed that she does not support the Cliffwood Avenue project.

Mayor Vargas and Council Members Marick and Parker agree that the improvements on Cliffwood Avenue as presented by staff are adequate.

Motion was made by Council Member Marick, seconded by Council Member Parker to adopt Resolution No. 2021-041 for the Capital Improvement Program (CIP) Budget for Fiscal Year 2021-2022 as presented in the proposed Seven-Year CIP document.

AYES: Council Member Marick, Council Member Hupp, Council Member Parker, Mayor Pro Tem Vargas

NOES: Mayor Simonoff

Passed

20. Public Hearing to Consider Adoption of 2021-22 Operating Budget for the Brea Community Benefit Financing Authority

This item was discussed with item 17.

Motion was made by Council Member Marick, seconded by Council Member Parker to adopt Resolution No. BCBFA 2021-01, appropriating funds for the Brea Community Benefit Financing Authority 2021-22 Operating Budget, as presented in the 2021-22 Proposed Budget document.

AYES: Council Member Marick, Mayor Simonoff, Council Member Hupp, Council Member Parker, Mayor Pro Tem Vargas

Passed

21. Public Hearing to Consider Adoption of 2021-22 Operating Budget for the Brea Public Financing Authority

This item was discussed with item 17.

Motion was made by Council Member Marick, seconded by Council Member Parker to adopt Resolution No. A 2021-02, appropriating funds for the Brea Public Financing Authority 2021-22 Operating Budget, as presented in the 2021-22 Proposed Budget document.

AYES: Council Member Marick, Mayor Simonoff, Council Member Hupp, Council Member Parker, Mayor Pro Tem Vargas

Passed

- 22. Public Hearing to Consider Resolution Adding New User Fees for Special City Services**
Administrative Services Director Russell presented a PowerPoint that included the Planning Division preliminary plan review fee.

Mayor Vargas expressed support for the new user fee.

Motion was made by Council Member Marick, seconded by Council Member Parker to adopt Resolution No. 2021-042, adding a new Preliminary Plan Review (PPR) User Fee and Zoning Verification Letter User Fee.

AYES: Council Member Marick, Mayor Simonoff, Council Member Hupp, Council Member Parker, Mayor Pro Tem Vargas

Passed

CONSENT CALENDAR - *The City Council/Successor Agency approves all Consent Calendar matters with one motion unless Council/Agency or Staff requests further discussion of a particular item. Items of concern regarding Consent Calendar matters should be presented during "Matters from the Audience."*

CITY COUNCIL - CONSENT

- 23. June 1, 2021 City Council Regular Meeting Minutes**
The City Council approved the June 1, 2021 City Council Regular Meeting Minutes.
- 24. Renewed Measure M (M2) Eligibility Submittal Package for Fiscal Year 2021-22**
The City Council approved and authorized staff to submit to Orange County Transportation Authority (OCTA) the Measure M2 Seven-Year Capital Improvement Program for Fiscal Years 2021-22 through 2027-28 to comply with Measure M2 eligibility criteria; and adopted Resolution No. 2021-043 concerning the status and update of the Circulation Element, Mitigation Fee Program, and Pavement Management Plan for the Measure M (M2) Program.
- 25. Adopt a Resolution approving a Side Letter Agreement between the City of Brea and the Brea Police Association to comply with CalPERS Special Compensation reporting requirements for Holiday Pay**
The City Council adopted Resolution No. 2021-044, approving a Side Letter Agreement between the City of Brea and the Brea Police Association regarding Special Compensation reporting requirements for Holiday Pay in order to comply with CalPERS Regulations.
- 26. Amendment No. 2 to Professional Services Agreement with Keyser Marston Associates, Inc.**
The City Council approved Amendment No. 2 to Professional Services Agreement (PSA) with Keyser Marston Associates, Inc. (KMA) to provide financial analysis services for the Acacia Apartments project and Trumark affordable for-sale units at Central Park Village in the additional amount of \$30,250.
- 27. Approval of the Fiscal Year 2021-22 Appropriations Limit**
The City Council adopted Resolution No. 2021-045, approving the Fiscal Year 2021-22 Appropriations Limit.

- 28. **Easement Agreement with Southern California Edison for Installation and Maintenance of Equipment for Electric Charging Stations at Parking Structure No.2**
The City Council approved an Easement Agreement with SCE for the installation of Tesla charging stations.
- 29. **First Amendment to Supercharger Agreement with Tesla to Install Charging Stations in Parking Structure No. 2**
The City Council approved the First Amendment to Supercharger Agreement.
- 30. **Purchase of New Schwarze CNG Model A7 Tornado Street Sweeper**
The City Council approved issuance of a purchase order in the amount \$323,978.12.
- 31. **Acceptance of Contract and Notice of Completion for Contract with Stephen Doreck Equipment Rentals, Inc., CIP No. 7311, CIP No. 7453, and CIP No. 7464**
The City Council accepted the project as complete and authorized the City Clerk to record a Notice of Completion for the Puente Street from Imperial Highway to Lambert Road Improvements, Capital Improvement Program (CIP) No. 7311; Gemini Avenue and Titan Way Improvements, CIP 7453; and Puente Street from Briarwood Road to Imperial Highway Improvements project; and authorized the City Clerk to release the Payment and Performance Bond upon notification from the Public Works Department.
- 32. **Outgoing Payment Log and June 4 and 11, 2021 City Disbursement Registers**
The City Council received and filed the Outgoing Payment Log and June 4 and 11, 2021 City Disbursement Registers.

Motion was made by Council Member Hupp, seconded by Council Member Parker to approve City Council Consent Items 23 -32.

AYES: Council Member Marick, Mayor Simonoff, Council Member Hupp, Council Member Parker, Mayor Pro Tem Vargas

Passed

ADMINISTRATIVE ANNOUNCEMENTS

- 33. **City Manager**
None.
- 34. **City Attorney**
None.
- 35. **Council Requests**
None.

COUNCIL ANNOUNCEMENTS

Mayor Vargas announced the Brea Post raised money for the American Legion Senior League Baseball and encouraged residents to attend upcoming games.

ADJOURNMENT

Mayor Vargas adjourned the General Session at 8:36 p.m.

Respectfully submitted,

The foregoing minutes are hereby approved this 20th day of July, 2021.



Lillian Harris-Neal, City Clerk



Steven Vargas, Mayor