



ANAHEIM CITY COUNCIL AGENDA

February 7, 2012

Tom Tait
Mayor

Lorri Galloway
Mayor Pro Tem

Harry S. Sidhu, P.E.
Council Member

Gail E. Eastman
Council Member

Kris Murray
Council Member

- **ORDER OF BUSINESS:** Public sessions of all regular meetings of the City Council/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.
- **REPORTS:** All agenda items and reports are available for review in the City Clerk's Office, the Central Library and www.anaheim.net. Any writings or documents provided to a majority of the City Council regarding any item on this agenda (other than writings legally exempt from public disclosure) will be made available for public inspection in the Office of the City Clerk, located at 200 S. Anaheim Blvd., 2nd Floor, Anaheim, CA 92805, during regular business hours.
- **PUBLIC COMMENTS:** Prior to the business portion of the agenda, the City Council and all other related agencies meeting on such date will convene in joint session to receive public comments regarding any agenda items or matters within the jurisdiction of any such governing bodies. This is the only opportunity for public input except for scheduled public hearing items. The Mayor or chairperson will separately call for testimony at the time of each public hearing. If you wish to speak, please step to the podium at the appropriate time and state your name and address for the record. The time limit established for public comments is three minutes per speaker unless a different time limit is announced. Testimony during public hearings is not subject to the three minute time limit but speakers are encouraged to be brief. 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.

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**ANAHEIM CITY HALL
ANAHEIM, CALIFORNIA
FEBRUARY 7, 2012
4:30 P.M.**

Call to order the Anaheim City Council.

ADDITIONS/DELETIONS TO CLOSED SESSION:

PUBLIC COMMENTS ON CLOSED SESSION ITEMS:

Recess to closed session.

CLOSED SESSION

1. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:
Initiation of litigation pursuant to subdivision (c) of Government Code
Section 54956.9:** City of Anaheim v. Richard B. Beck; Universal Solutions for
Alternative Energy, Inc.; Chris Curtis and John Yenser, Riverside Superior Court,
Case No. RIC1200165.
2. **PUBLIC EMPLOYEE APPOINTMENT (Government Code Section 54957)
Title:** City Manager
3. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:
Initiation of litigation pursuant to subdivision (c) of Government Code
Section 54956.9:** Approximately 35 potential cases.

5:00 P.M.

Invocation: Scholar Mahesh Bhatt, Gayatri Consciousness Center

Flag Salute: Mayor Pro Tem Lorri Galloway

Presentations: Recitation of the Gettysburg Address by the Fairmont Private
School Kindergarten Class

Presentation of the Make Kindness Contagious Month proclamation
to Dr Jaievsky

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

Proclaiming February 19-25, 2012, as National Engineers Week

Recognizing the recipients of the Women's Division, Anaheim
Chamber of Commerce, annual Spotlight on Youth Awards

Recognizing Neighborhood Housing Services of Orange County on
their 35th Anniversary

Recognizing Bruno Serato as the Cypress College Foundation Man of the Year

Recognizing Paul and Carol Bostwick as the Cypress College Foundation Citizens of the Year for Anaheim

ADDITIONS/DELETIONS TO THE AGENDA:

PUBLIC COMMENTS (all agenda items):

5:00 P.M. - CITY COUNCIL

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

CONSENT CALENDAR:

1. Receive and file minutes of the Community Services Board meeting of October 13, 2011 and the Cultural and Heritage Commission meeting of November 17, 2011.
2. Support the recommendations included in the Citygate feasibility summary report for sharing of fire and EMS services between the cities of Anaheim, Fullerton and Orange, direct staff to develop a plan to accomplish the merger or contracting of support services, and provide for a foundational agreement that would allow for the continued expansion of shared services into the future.
3. Authorize an appropriation adjustment to increase the Police Department's revenue and expenditure appropriations in fiscal year 2011/12 under the fiscal year 2010 Urban Area Security Initiative Grant by \$300,000.
4. Authorize the Chief of Police, or his designee, to enter into a Sub-grantee agreement with the City of Santa Ana, in an amount not to exceed \$1,843,461, for reimbursement of funds expended for the purchase of equipment, services, and training authorized under the fiscal year 2011 Urban Area Security Initiative Grant; amend the Police Department's revenue and expenditure appropriations in fiscal year 2011/12 accordingly; approve and authorize the City Manager to execute the Memorandum of Understanding with Santa Ana; authorize the Purchasing Agent to make the appropriate purchases as approved by the Department of Homeland Security in the Investment Justification proposal and, if Council Policy 4.0 is in conflict with federal or state procedures governing this grant, waive those conflicting provisions of Council Policy 4.0; and authorize the Purchasing Agent to comply with the appropriate federal or state procedures with regard to purchases made under this grant.
5. Reject all bids for the Security Enhancements Project, Phase 2, at the Anaheim Convention Center.

6. Approve speed bumps on Solomon Drive, Calle Diaz and Calle Da Gama between Camino Pinzon and Avenida Portola as a traffic calming measure.
7. Approve the Third Amendment to Agreement with Parsons Brinckerhoff, Inc., formerly known as PB Americas, Inc., to reflect a name change.
8. Approve a Design and Engineering Service Agreement with Tetra Tech Bas, Inc., dba KFM Engineering, in an amount not to exceed \$360,000, for the State College Boulevard and La Palma Avenue Intersection Improvements.
9. Approve and authorize the Director of Public Works to execute Contract Change Order No. 1, and any related documents, in favor of Marina Landscape, Inc., in the amount of \$112,574.10, for the Anaheim Coves landscape planting and two year plant establishment project.
10. Authorize the Fire Department, as a Sub-grantee to the County of Orange, to accept \$250,000 of State Homeland Security Grant Program fiscal year 2009 funding for the purchase of video conferencing, video training equipment, and video services from Vidyo, Inc., increase Fire Department's fiscal year 2011/12 revenue and expenditure appropriations accordingly, waive City Council Policy 4.0 and authorize the Purchasing Agent to make additional purchases from Vidyo, Inc.
11. Approve and authorize the Public Utilities General Manager to execute and to take such actions as are necessary to implement and administer the one-time Project Change Request, any other related documents, with Equifax Information Services LLC, in the amount of \$3,400, which will provide necessary information needed to meet the requirements of the Dodd-Frank Wall Street Reform and Consumer Financial Protection Act.
12. Approve and authorize the Public Utilities General Manager to execute, implement and administer the First Amendment to Agreement with MWH Americas, Inc., in the amount of \$175,407, to provide additional consulting services and engineering support during construction of the Water Recycling Demonstration Project.
13. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM accepting certain deeds conveying to the City of Anaheim certain real properties or interests therein (City Deed Nos. 11463-11471, 11474, 11476-11478).
14. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM accepting certain deeds conveying to the City of Anaheim certain real properties or interests therein (City Deed Nos. 11479 and 11480).

15. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEM authorizing the Department of Public Works Director, or her designee, to submit a cost sharing matching grant application for funding from the Urban Forestry Grant Program entitled, "An Urban Forest for Every City," as provided through Proposition 40 and/or Proposition 84 and if awarded, authorizing the acceptance of such project assistance on behalf of the City and amending the budget accordingly.
16. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEM authorizing the Public Utilities General Manager or her designee to submit a cost sharing matching grant application for Anaheim's Water Efficient Irrigation System and Hydro-Generation Projects under the WaterSMART Grant Program, to accept such funds as awarded, on behalf of the City of Anaheim, from the United States Department of the Interior Bureau of Reclamation, and to take such actions in furtherance of the grant and amend the budget.
17. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEM amending and restating the procedures and rules of order for the conduct of City Council meetings.
18. ORDINANCE NO. 6232 (ADOPTION) 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. 2011-00244; DEV2011-00070; 2201 East Cerritos Avenue; Introduced at Council meeting of January 24, 2012, Item No. 21).
19. ORDINANCE NO. 6233 (ADOPTION) AN UNCODIFIED ORDINANCE OF THE CITY OF ANAHEIM approving the sixth amended and restated franchise agreement for the collection, handling, processing, recycling, transportation and disposal of solid waste with the city limits of Anaheim for Republic Waste Services of Southern California, LLC dba Anaheim Disposal (Introduced at the Council meeting of January 24, 2012, Item No. 24).
20. ORDINANCE NO. _____ (INTRODUCTION) AN ORDINANCE OF THE CITY OF ANAHEIM amending Chapters 18.10, 18.38, 18.42 and 18.92 of Title 18 of the Anaheim Municipal Code relating to emergency shelters.
21. ORDINANCE NO. _____ (INTRODUCTION) AN ORDINANCE OF THE CITY OF ANAHEIM creating a pilot program for the operation of self-service bicycle sharing systems within the City of Anaheim.

END OF CONSENT CALENDAR

- 22. Consider an appointment to fill an unscheduled vacancy on the Budget, Investment, and Technology Commission to a term ending June 30, 2013 (Jeffrey McNutt).

Budget, Investment and Technology Commission:

Appointment: _____

CITY COUNCIL, ACTING AS SUCCESSOR AGENCY TO THE ANAHEIM REDEVELOPMENT AGENCY

- 23. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM, AS THE SUCCESSOR AGENCY TO THE ANAHEIM REDEVELOPMENT AGENCY, authorizing investment of monies in the Local Agency Investment Fund.

Report on Closed Session Actions:

Council Communications:

Adjournment:

Next regular City Council meeting is scheduled for February 28, 2012.

All agenda items and back-up materials are available for review at the Anaheim City Clerk's Office, www.anaheim.net and 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.

POSTING STATEMENT: On February 3, 2012, 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/Redevelopment Agency/Housing Authority agendas and related material is available prior to City Council Meetings at www.anaheim.net.