



**City Council and Successor Agency
to the Brea Redevelopment
Agency Agenda**

Closed Session - 6:00 p.m.
Study Session - 6:30 p.m.
General Session - 7:00 p.m.

Tuesday, March 19, 2024, 7:00 PM
COUNCIL CHAMBERS
1 Civic Center Circle
Brea, California 92821

and

La Quinta Inn & Suites by Wyndham Pasadena - Lobby
3490 E Sam Houston Parkway So
Pasadena, TX 77505

Christine Marick, Mayor

Blair Stewart, Mayor Pro Tem

Cecilia Hupp, Council Member

Marty Simonoff, Council Member

Steven Vargas, Council Member

This agenda contains a brief general description of each item Council will consider. The City Clerk has on file copies of written documentation relating to each item of business on this Agenda available for public inspection. Contact the City Clerk's Office at (714) 990-7756 or view the Agenda and related materials on the City's website at www.cityofbrea.net. Materials related to an item on this agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office at 1 Civic Center Circle, Brea, CA during normal business hours. Such documents may also be available on the City's website subject to staff's ability to post documents before the meeting.

Procedures for Addressing the Council

The Council encourages interested people to address this legislative body by making a brief presentation on a public hearing item when the Mayor calls the item or address other items under Matters from the Audience. State law generally prohibits the City Council from responding to or acting upon matters not listed on this agenda.

The Council encourages free expression of all points of view. To allow all persons the opportunity to speak, please keep your remarks brief. If others have already expressed your position, you may simply indicate that you agree with a previous speaker. If appropriate, a spokesperson may present the views of your entire group. Council rules prohibit clapping, booing or shouts of approval or disagreement from the audience. Please silence all cell phones and other electronic equipment while the Council is in session. Thank you.

Written comments may be submitted in advance of the meeting by emailing cityclerksgroup@cityofbrea.net. Written comments received by 3 p.m. on the day of the meeting will be provided to the Council, will be made available to the public at the meeting, and will be included in the official record of the meeting.

Special Accommodations

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at (714) 990-7757. Notification 48 hours prior to the meeting will enable City staff to make reasonable arrangements to ensure accessibility. (28 CFR 35.102.35.104 ADA Title II)

Important Notice

The City of Brea shows both live broadcasts and replays of City Council Meetings on Brea Cable Channel 3 and over the Internet at www.cityofbrea.net. Your attendance at this public meeting may result in the recording and broadcast of your image and/or voice as previously described.

1: CLOSED SESSION - EXECUTIVE CONFERENCE ROOM 3RD FLOOR - 6:00 P.M.

- 1A. Call to Order/Roll Call
- 1B. Public Comment
- 1C. Conference with City's Labor Negotiator Pursuant to Government Code §54957.6 Regarding the Brea Fire Association (BFA) - Bill Gallardo, Negotiator

2: STUDY SESSION - EXECUTIVE CONFERENCE ROOM 3RD FLOOR - 6:30 P.M.

- 2A. Call to Order/Roll Call
- 2B. Public Comment
- 2C. Clarify Regular Meeting Topics
- 2D. Unscheduled Vacancy Appointment to the Cultural Arts Commission
- 2E. Focused General Plan Update Community Steering Committee
- 2F. Council Member Reports/Requests

3: GENERAL SESSION - COUNCIL CHAMBERS PLAZA LEVEL - 7:00 P.M.

- 3A. Call to Order/Roll Call
- 3B. Pledge of Allegiance: Brea Girl Scouts
- 3C. Invocation: Pastor Doug Green, North Hills Church
- 3D. Commendation: Outgoing Cultural Arts Commissioner - Sara Trujillo
- 3E. Report - Prior Study Session
- 3F. Community Announcements
- 3G. Matters from the Audience
- 3H. Response to Public Inquiries

4: PUBLIC HEARING

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.

4A. Public Hearings for Impact Fee Studies, Impact Fee Adoption, and Sewer Connection Fees

- 1. Open and Conduct a Public Hearing and Adopt Resolution No. 2024-012 to revise the amount of Fire Impact Fees, approve an Impact Fee Nexus Study, establish appeal fees, make all findings and analyses required by law and approve a CEQA exemption determination
- 2. Open and Conduct a Public Hearing and Adopt Resolution No. 2024-013 to revise the amount of Dispatch Impact Fees, approve an Impact Fee Nexus Study, establish appeal fees, make all findings and analyses required by law and approve a CEQA exemption determination
- 3. Open and Conduct a Public Hearing and Adopt Resolution No. 2024-014 to revise the amount of Water Impact Fees, approve an Impact Fee Nexus Study, establish appeal fees, make all findings and analyses required by law and approve a CEQA exemption determination
- 4. Open and Conduct a Public Hearing and Introduce Ordinance No. 1249 entitled, "An Ordinance of the City Council of the City of Brea Establishing Sewer Impact Fees for Certain New Developments within the City of Brea, and Approving a CEQA Exemption Determination"
- 5. Open and Conduct a Public Hearing and Adopt Resolution No. 2024-015 to establish the amount of Sewer Impact Fee Study, approve an Impact Fee Nexus Study, make all findings and analyses required by law and approve a CEQA exemption determination (To be effective after the adoption of Ordinance No. 1249)
- 6. Open and Conduct a Public Hearing and Adopt Resolution No. 2024-016 to establish and adjust Sewer Connection Fees, and approve a CEQA exemption determination

5: 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."

5A. March 5, 2024 Regular City Council Meeting Minutes

- 1. Approve.

5B. Second Reading and Adoption of Ordinance No. 1247, An Ordinance of the City Council of the City of Brea Amending the Brea City Code by Adopting Zoning Ordinance Text Amendment (ZOTA) No. 2023-04 and approving a CEQA Exemption Determination

- 1. Waive full reading of and adopt Ordinance No. 1247 titled "An Ordinance of the City Council of the City of Brea Amending the Brea City Code by adopting Zoning Ordinance Text Amendment NO. ZOTA 2023-04 (Omnibus Zoning Code Update) and approving a CEQA Exemption Determination");

5C. Second Reading and Adoption of Ordinance No. 1248, an Ordinance of the City Council of the City of Brea establishing procedures for setting sewer connection fees, and approving a CEQA exemption determination

- 1. Waive full reading of and adopt Ordinance No. 1248, "An Ordinance of the City Council of the City of Brea Establishing Procedures for Setting Sewer Connection Fees, and Approving a CEQA Exemption Determination."

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5D. Approve Amendment No. 1 to Golf Course Maintenance and Operation Agreement with Western Golf Properties, LLC

- 1. Approve Amendment No. 1 to Golf Course Maintenance and Operation Agreement with Western Golf Properties, LLC.;
- 2. Appropriate \$60,000 for future fiscal years for reimbursement of minor Capital Improvements at golf course facilities; and
- 3. Authorize the City Manager to approve reimbursement to operator for any minor Capital Improvements to golf course facilities in an amount not-to-exceed \$60,000 within the fiscal year. Funding for \$60,000 will come from Golf Course Fund (Fund 465) revenues and will be programmed annually as part of the budget process. There is no fiscal impact on the General Fund.

5E. Approve a Professional Design Services Agreement with Iteris, Inc. for the Preparation of Plans, Specifications, and Engineering Estimate for the Implementation of the City of Brea Closed Caption Television (CCTV) System.

- 1. Approve a Professional Design Services Agreement with Iteris, Inc. in the amount of \$214,726 for the Preparation of Plans, Specifications and Engineering Estimate for the Implementation of the City of Brea Closed Circuit Television (CCTV) System. The BSCC grant will reimburse \$214,726 for costs incurred through December 2026

5F. Professional Services Agreements for Annual As-Needed Design and Civil Engineering Services for Various Capital Improvement Program and Private Development Projects

- 1. Approve Professional Service Agreements between the City of Brea and Ardurra Group, Inc.; JMDiaz, Inc.; Kreuzer Consulting Group; Michael Baker International, Inc.; and Willdan Engineering for Design and Civil Engineering Services in the annual amount not-to-exceed \$300,000 per year for two (2) years, plus three (3) optional 1-year extensions; and
- 2. Authorize the City Manager to approve extensions. The approved FY 2023-25 CIP Budget includes all Design and Civil Engineering costs for each programmed project. There is no fiscal impact to the General Fund.

5G. Ambulance Equipment Purchase

- 1. Approve the purchase of equipment for ambulances;
- 2. Authorize the City Manager or designee to execute the purchases; and
- 3. Amend the City's 2023-25 Operating Budget to appropriate an additional \$340,997 from the City's General Fund (Fund 110) to cover the purchase of equipment for ambulances plus a 10% contingency.

5H. Award Contract with Urban Habitat in the amount of \$16,511,884.55, plus a 10% contingency, TELACU in the amount of \$735,890, plus a 10% contingency, David Volz Design in the amount not-to-exceed \$75,000 and Geocon West, Inc. in the amount not-to-exceed \$250,000 for the Arovista Park Modernization Project, CIP Project No. 7978

- 1. Reapprove the Plans and Specifications for the Arovista Park Modernization Project, Capital Improvement Program (CIP) No. 7978 (Phase 1), including Addendums #1, #2, and #3;
- 2. Receive bids;
- 3. Adopt Resolution No. 2024-017 to appropriate an additional \$12,668,123 from a combination of existing CIP projects and available fund balances described herein;
- 4. Award Contract to the lowest responsive and responsible bidder, Urban Habitat, in the amount of \$16,511,884.55;
- 5. Authorize the Director of Public Works to issue Change Orders up to a “not-to-exceed” amount of 10% of the Urban Habitat Contract Price;
- 6. Award a contract to TELACU for Construction Management and Inspection Services for \$735,890;
- 7. Authorize the Director of Public Works to issue Change Orders up to a “not-to-exceed” amount of 10% of the TELACU Contract Price;
- 8. Award a contract to David Volz, Inc. for Construction Support in an amount “not-to-exceed” \$75,000; and
- 9. Award a contract to GeoCon West, Inc. for Soils Inspection, Materials Testing and Special Inspections in an amount “not-to-exceed” \$250,000.

5I. Monthly Report of Investments for the City of Brea for Period Ended February 29, 2024

- 1. Receive and file.

5J. March 1 and 8, 2024 City Disbursement Registers

- 1. Receive and file.

6: CITY/SUCCESSOR AGENCY - CONSENT

6A. Monthly Report of Investments for the Successor Agency to the Brea Redevelopment Agency for Period Ended February 29, 2024

- 1. Receive and file.

7: ADMINISTRATIVE ANNOUNCEMENTS

- 7A. City Manager
- 7B. City Attorney
- 7C. Council Requests

8: COUNCIL ANNOUNCEMENTS

- 8A. Council Announcements

9: ADJOURNMENT

- 9A. Meeting Adjournment

Date Posted: March 14, 2024