

MINUTES OF CITY COUNCIL MEETING
OF THE CITY OF BUENA PARK
HELD DECEMBER 12, 2023

Vol. 53 Pg. 484

1. GENERAL

The City Council met in a regular session on Tuesday, December 12, 2023, at 5:00 p.m. in the City Council Chamber of the Civic Center, 6650 Beach Boulevard, Buena Park, California, Mayor Brown presiding.

1A. CALL TO ORDER

1B. ROLL CALL

PRESENT: Ahn, Castañeda, Traut, Sonne, Brown
ABSENT: None

Also present were: Aaron France, City Manager; Chris Cardinale, City Attorney; and, Adria M. Jimenez, MMC, Director of Government and Community Relations/City Clerk.

1C. INVOCATION

The Invocation was led by Reverend Dr. Joel Van Soelen, Anaheim Christian Reformed Church.

1D. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Aaron France, City Manager.

1E. CITY MANAGER REPORT

City Manager France reported on the following:

- Coffee with a Cop, Wednesday, December 20, 2023, 8:30 a.m. – 10:30 a.m., at Seesaw Coffee Shop – Buena Park.
- Wished Buena Park residents a Happy Holiday and Happy New Year.

2. PRESENTATIONS

2A. AWARD OF MERIT PRESENTED TO BUENA PARK POLICE DEPARTMENT
LIEUTENANT JOHN BAILEY

Police Chief Nunes presented an Award of Merit to Buena Park Police Department Lieutenant John Bailey.

Fourth District Supervisor Doug Chaffee, and legislative representatives on behalf of federal, state, county, and local legislators presented commendations to Lieutenant John Bailey.

3. ORAL COMMUNICATIONS

3A. ORAL COMMUNICATIONS

Mayor Brown announced the public may at this time address the members of the City Council on any matters within the jurisdiction of the City Council. There being none, Mayor Brown closed oral communications.

4. NEW BUSINESS (4A – 4E)

4A. COMMENDATIONS TO OUTGOING MAYOR BROWN

Mayor Pro Tem Sonne thanked outgoing Mayor Brown for his service, leadership, and dedication as Mayor.

Senator Tom Umberg, Fourth District Supervisor Doug Chaffee, NOCC President/CEO Andrew W. Gregson, and legislative representatives on behalf of federal, state, county, and local legislators presented their commendations to outgoing Mayor Brown.

At 5:32 p.m., Mayor Brown called for a recess, and reconvened the meeting at 5:40 p.m.

4B. COMMENTS BY OUTGOING MAYOR BROWN

Outgoing Mayor Brown spoke in reflection of his service as Mayor and thanked his fellow Council Members, Department Heads, City staff, and residents for the support.

4C. SELECTION OF MAYOR

Director of Government and Community Relations/City Clerk Jimenez explained the process for the selection of Mayor and opened nominations.

Council Member Brown nominated Mayor Pro Tem Sonne for the position of Mayor. There being no further nominations, Mayor Pro Tem Sonne was appointed as Mayor.

Director Jimenez turned the meeting over to Mayor Sonne.

4D. SELECTION OF MAYOR PRO TEM

Mayor Sonne opened nominations for the position of Mayor Pro Tem.

Mayor Sonne nominated Council Member Ahn for the position of Mayor Pro Tem. There being no further nominations, Council Member Ahn was appointed as Mayor Pro Tem.

Contracts 70 C-3514 Budgets 47 Econ. Dev. 191

4E. PROFESSIONAL SERVICES AGREEMENT WITH DUDEK FOR PREPARATION OF A CLIMATE ACTION AND ADAPTATION PLAN

Recommended Action: 1) Approve a Professional Services Agreement (PSA) with DUDEK for the preparation of a Climate Action and Adaption Plan in an amount not to exceed \$374,120.50; 2) Approve a budget amendment in the amount of \$374,120.50 from the City's undesignated General Fund balance; 3) Authorize the City Manager and City Attorney to make any non-monetary amendments to the agreement; and, 4) Authorize the City Manager and City Clerk to execute the agreement.

Director of Community and Economic Development Foulkes provided a report regarding a Professional Services Agreement with DUDEK for the preparation of a Climate Action and Adaptation Plan. Director Foulkes explained the purpose of a Climate Action and Adaptation Plan (CAAP). Moreover, the CAAP includes actionable strategies the City will implement to both reduce greenhouse gas (GHG) emissions and address climate change impacts by adapting to and building resilience of the City's assets and operations. Buena Park's CAAP will focus on the reduction of GHG emissions in the construction, energy, transportation, and waste sectors. The City released a Request for Proposals (RFP) to seek professional consultant services to develop a comprehensive and an innovative CAAP. The City received ten proposals; interviewed the top five consultants; and, chose to award a Professional Services Agreement to DUDEK to partner with the City to prepare the CAAP. The 11-month process will include public participation and engagement to bring people, communities and businesses to the table to address concerns and hear suggestions from multiple stakeholders; assess needs, risks, and vulnerabilities; define community goals; identify preferred GHG reduction measures; and coalesce around common purposes. Additionally, the consultant team will conduct engagement efforts across City Departments, City Council, City Commissions, and regional bodies. If approved, the project kick-off is scheduled for January/February 2024 to coincide with the hiring of the City's Sustainability Manager position who will be the lead project manager for the CAAP development and implementation.

Council Member Castañeda suggested that the City look into SCAG's free technical assistance for greenhouse gas omission inventory.

Director of Government and Community Relations/City Clerk Jimenez acknowledged the email correspondence received in support of the item from Marilyn Palomino, Jake Comer, and Denise Fachko.

Tomas Castro, Climate Action Campaign Policy Advocate, spoke in support of the award of professional services agreement with DUDEK for the preparation of a Climate Action and Adaptation Plan, and indicated that moving forward with this effort will allow for numerous funding opportunities for Buena Park in the future.

Council Member Brown commented about the timeliness of putting together the CAAP.

Council Member Traut commended the City Council for the political courage to discuss about climate action and ensure that the City strives to reduce gas emissions and prepare for climate change impacts.

Council Member Castañeda spoke about a partnership with SoCal Edison for an all-electric reach codes as part of the climate action planning effort.

MOTION: Castañeda
SECOND: Ahn
AYES: Castañeda, Ahn, Brown, Traut, Sonne
NOES: None

MOTION CARRIED to approve the recommended action.

5. CONSENT CALENDAR (5A – 5J)

Mayor Sonne announced that Consent Calendar Item Nos. 5A through 5J would be acted upon by one motion affirming the actions as recommended on the agenda and agenda bills submitted and inquired if anyone present desired to have any item removed for separate consideration. Council Member Castañeda requested for separate consideration on Item No. 5G. There being no additional requests for separate discussion, the following action was taken:

MOTION: Ahn
SECOND: Brown
AYES: Ahn, Brown, Castañeda, Traut, Sonne
NOES: None

MOTION CARRIED that all actions recommended on Consent Calendar Item Nos. 5A – 5F and 5H – 5J be approved.

Finance 75

5A. RESOLUTION APPROVING CLAIMS AND DEMANDS
Recommended Action: Adopt Resolutions approving the Claims and Demands.

ADOPTED the following titled resolutions:

RESOLUTION NO. 14778
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA,
ALLOWING CERTAIN CLAIMS AND DEMANDS IN THE SUM OF \$1,760,932.74 DEMAND
NOS. 421869 THROUGH 422082

RESOLUTION NO. 14779
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA,
ALLOWING CERTAIN CLAIMS AND DEMANDS IN THE SUM OF \$24,566.69 DEMAND NOS.
422083 THROUGH 422087

RESOLUTION NO. 14780
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA,
ALLOWING CERTAIN CLAIMS AND DEMANDS IN THE SUM OF \$3,406,043.16 DEMAND
NOS., 422088 THROUGH 422310 NOS CANCELLED 418942, 420772, 421215 AND 421935

RESOLUTION NO. 14781

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS IN THE SUM OF \$24,725.81 COVERING RETIREE PAYROLL ENDING OCTOBER 31, 2023

RESOLUTION NO. 14782

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS IN THE SUM OF \$943,677.10 COVERING REGULAR PAYROLL ENDING NOVEMBER 10, 2023

RESOLUTION NO. 14783

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS IN THE SUM OF \$24,496.35 COVERING RETIREE PAYROLL ENDING NOVEMBER 30, 2023

RESOLUTION NO. 14784

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS IN THE SUM OF \$976,617.78 COVERING REGULAR PAYROLL ENDING NOVEMBER 24, 2023

Reports & Studies 129**5B. TREASURER'S REPORT FOR THE MONTH OF OCTOBER 2023**

Recommended Action: Receive and file the reports.

APPROVED the recommended action.

Finance 75**5C. RESOLUTION AUTHORIZING AND DIRECTING CERTAIN BANKS TO HONOR ALL CHECKS, DRAFTS, AND WARRANTS WHEN BEARING CERTAIN SIGNATURES AND FACSIMILE SIGNATURES OF CITY OFFICIALS AND RESCINDING ALL CONFLICTING RESOLUTIONS**

Recommended Action: Adopt resolution.

ADOPTED the following titled resolution:

RESOLUTION NO.14785

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, AUTHORIZING AND DIRECTING CERTAIN BANKS TO HONOR ALL CHECKS, DRAFTS, AND WARRANTS WHEN BEARING CERTAIN SIGNATURES AND FACSIMILE SIGNATURES OF CITY OFFICIALS AND RESCINDING ALL CONFLICTING RESOLUTIONS

Contracts 70 C-1998 C-3452 Budgets 47 Grants 185**5D. AGREEMENT WITH ORANGE COUNTY SHERIFF'S DEPARTMENT (OCSD) TO TRANSFER FUNDS RELATED TO THE 2023 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM FOR SUPPLEMENTAL FUNDING FOR THE LEASING OF FLOCK AUTOMATED LICENSE PLATE READER (ALPR) TECHNOLOGY**

Recommended Action: 1) Approve an agreement with the Orange County Sheriff's Department (OCSD) to transfer funds for the 2023 Edward Byrne Memorial Justice Assistance Grant (JAG) Program for supplemental funding for the leasing of Flock Automated License Plate Reader technology to assist in criminal investigations and identify suspects involved in criminal activity; 2) Authorize the City Manager and City Attorney to make any necessary, non-monetary changes to the agreement; 3) Authorize the City Manager to execute the agreement; 4) Approve a budgetary action to appropriate funds in the amount of \$16,948.00; and 5) Authorize the police department to work with the vendor, Flock, to secure additional technology.

APPROVED the recommended action.

Contracts 70 C-3485 Public Works Proj. 125 PW-935

- 5E. FINAL PAYMENT FOR THE ORANGETHORPE AVENUE REHABILITATION PROJECT
Recommended Action: 1) Accept project as complete and approve final payment to Hardy and Harper, Inc. in the amount of \$96,436.78; and 2) Direct the Public Works Department to file a Notice of Completion.

APPROVED the recommended action.

Contracts 70 C-3453 Public Works Proj. 125 PW-923

- 5F. FINAL PAYMENT FOR THE 2021-2022 AND 2022-2023 SEWER MAIN LINING PROJECT
Recommended Action: 1) Accept project as complete and approve final payment to Tunnelworks Services, Inc. in the amount of \$13,617.06; and 2) Direct the Public Works Department to file a Notice of Completion.

At 6:09 p.m., Mayor Sonne reopened public comment.

Dave Everett, Western Electrical Contractors Association, spoke about a request for the City Council's consideration of bidding future projects without adhering to the CWA.

APPROVED the recommended action.

Contracts 70 C-3398 Budgets 47

- 5G. AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT WITH ECONOMICS, INC. FOR SB 1383 PROGRAM SUPPORT AND OUTREACH
Recommended Action: 1) Approve Amendment No. 1 to the Professional Services Agreement with EcoNomics, Inc. for SB 1383 Program-related outreach and implementation; 2) Approve a budget amendment in the amount of \$9,930 of CalRecycle grant funds for this purpose; 3) Authorize the City Manager and City Attorney to make any necessary, non-monetary changes to the amendment; and, 4) Authorize the City Manager and City Clerk to execute the amendment.

Senior Management Analyst Aubuchon discussed the amendment to the Professional Services Agreement (PSA) with EcoNomics, Inc. for SB 1383 Program support and outreach. Since July of 2022, EcoNomics, Inc. has designed and implemented the City's SB 1383 Program, including developing an outreach and education program, a recordkeeping program, and facilitating relationships with edible food producers and edible food recovery organizations. There remains a high rate of non-compliance of Tier 1 and Tier 2 food generators. Therefore, the City desires to have EcoNomics, Inc. continue its outreach and notifications prior to enforcement that will take effect on January 1, 2024. The proposed amendment to the original PSA will extend EcoNomics, Inc.'s budget to include fees for services for November and December 2023 in the amount of \$9,930.

Council Member Castaneda commented about making an effort to have all businesses in Buena Park receive the same amount of information about the SB 1383 Program.

MOTION: Castañeda
SECOND: Traut
AYES: Castañeda, Traut, Brown, Ahn, Sonne
NOES: None

APPROVED the recommended action.

Contracts 70 C-3494 Budgets 47**5H. AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT WITH KNOWLAND CONSTRUCTION SERVICES, INC. FOR DSA REQUIRED IN-PLANT INSPECTION SERVICES**

Recommended Action: 1) Approve Amendment No. 1 to Professional Services Agreement (PSA) No. 23-11 with Knowland Construction Services, Inc. to perform additional Department of the State Architect (DSA) required inspection services for the Whitaker School Park Project in the amount of \$29,400; 2) Authorize the City Manager and City Attorney to make any necessary, non-monetary changes to the amendment; 3) Authorize the City Manager and City Clerk to execute the amendment; and, 4) Approve a reallocation from the approved construction contingency to construction engineering in the amount of \$140,000.

APPROVED the recommended action.

Contracts 70 C-3428**5I. AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT WITH ALLIED UNIVERSAL FOR JANITORIAL SERVICES**

Recommended Action: 1) Approve Amendment No. 1 to Professional Services Agreement with Allied Universal ('Allied') of Santa Ana, California, to provide janitorial services at City facilities for calendar year 2024 in the amount of \$356,215.44; 2) Authorize the City Manager and City Attorney to make any necessary, non-monetary changes to the amendment; and, 3) Authorize the City Manager and City Clerk to execute the amendment.

APPROVED the recommended action.

Records Destruction 171**5J. RESOLUTION AUTHORIZING THE DESTRUCTION OF CERTAIN RECORDS OF THE HUMAN RESOURCES DEPARTMENT**

Recommended Action: 1) Adopt resolution authorizing the Assistant City Manager/Director of Human Resources to destroy certain records of the Human Resources/Risk Management Department which are more than three years old and/or no longer required.

APPROVED the recommended action and ADOPTED the following titled resolution:

RESOLUTION NO.14786

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK, CALIFORNIA, AUTHORIZING THE DESTRUCTION OF CERTAIN RECORDS OF THE HUMAN RESOURCES DEPARTMENT

END OF CONSENT CALENDAR

6. PUBLIC HEARING

No items.

7. MAYOR/CITY COUNCIL REPORTS AND CALENDAR

7A. REPORT

Council Member Castañeda reported the following:

- November 15 National Association of Latino Elected Officials Public Health Policy Institute Day 1
- November 16 Buena Park Mayor's Prayer Breakfast
- November 16 Senior Center Turkey Distribution
- November 16 Thanksgiving Pie Party
- November 16 National Association of Latino Elected Officials Public Health Policy Institute Day 2
- November 17 Filipino American Chamber of Commerce Annual Awards Gala
- November 28 Special Meeting: City Council Goal Setting Workshop
- November 29 ACC-OC Annual Business Meeting and Orange County Regional Holiday Mixer
- November 30 Former City of Anaheim Council Member Jordan Brandman's Celebration of Life
- December 1 Buena Park Employee Christmas Reception
- December 1 Buena Park Christmas Tree Lighting
- December 2 CalOptima Drive to Revive Event
- December 6 Curt Pringle and Associates Christmas Party
- December 7 Cypress College Foundation Americana Awards Kickoff
- December 9 Orange County Union Carpenters Local 714 5th Annual Christmas Toy Giveaway
- December 9 52nd Annual Candy Caneland and Craft Fair
- December 11 HR Cookie Social
- December 11 Korean American Chamber of Commerce of Orange County Dinner

Council Member Castañeda commemorated December 1st as World AIDS Day. Also, Council Member Castaneda calendared adding Web Forms for requests for Council Member meetings, certificates and proclamations requests.

Council Member Traut reported the following:

- December 9 Keynote Speaker for Orange County Union Carpenters Graduation
- December 11 Meeting with Medieval Times Staff

Council Member Traut congratulated Council Member Ahn for her appointment as Mayor Pro Tem and Mayor Pro Tem Sonne for her appointment as Mayor.

Council Member Brown reported the following:

- November 16 Buena Park Mayor's Prayer Breakfast
- November 17 BPYT - Once On This Island the Musical
- November 20 LOSSAN Rail Corridor Board Meeting
- November 27 SCAG Connect SoCal Briefing
- November 28 Special Meeting: City Council Goal Setting Workshop
- November 29 ACC-OC Annual Business Meeting and Orange County Regional Holiday Mixer
- November 30 OCCOG Board Meeting
- November 30 Dr. Joanna Schilling's Retirement Party
- December 1 Dedication of 405 Freeway Improvements
- December 1 Buena Park Employee Christmas Reception
- December 1 Buena Park Christmas Tree Lighting
- December 3 Soroptimist 3rd Annual Holiday Tea
- December 4 Santa Photoshoot for Pacific Surfliner (AMTRAK)
- December 6 SCAG 14th Annual Southern California Economic Summit Reception
- December 7 SCAG 14th Annual Southern California Economic Summit
- December 8 Metrolink Board Meeting
- December 9 52nd Annual Candy Caneland and Craft Fair
- December 10 Buena Park Police Christmas for Kids
- December 11 HR Cookie Social
- December 11 Korean American Chamber of Commerce of Orange County Dinner
- December 12 OC Board of Supervisors Holiday Open House

Mayor Pro Tem Ahn reported the following:

- November 16 Buena Park Mayor's Prayer Breakfast
- November 16 Senior Center Turkey Distribution
- November 16 OC Mosquitoes & Vector Control Joint Board Meeting
- November 18 - 19 Non-Profit Events at The Source Mall - Kimchi Day and Taekwondo Demonstrations with San Diego Youth Group with Developmental Disabilities
- November 28 Special Meeting: City Council Goal Setting Workshop
- December 1 Buena Park Employee Christmas Reception
- December 1 Buena Park Christmas Tree Lighting
- December 2 Non-Profit Senior Event at The Source Mall
- December 6 CalCities Stop Hate: How Local Elected Officials Can Combat Rising Hate Crimes and Hate Speech Virtual Meeting
- December 6 Buena Park Ladies Holiday Luncheon
- December 7 BP Christmas Toy/Gift Drive Event for the Friendly Center
- December 9 52nd Annual Candy Caneland and Craft Fair
- December 11 HR Cookie Social
- December 11 Korean American Chamber of Commerce of Orange County Dinner

Mayor Sonne reported the following:

- November 15 Education Committee Meeting
- November 15 OC Sanitation District Board Meeting
- November 16 Mayor's Prayer Breakfast
- November 16 Senior Center Turkey Distribution
- November 16 Thanksgiving Pie Party
- November 17 Asian Business Association of OC Gala (OCPA Award Recipient)
- November 17 Filipino American Chamber of Commerce Annual Awards Gala (OCPA Award Recipient)
- November 18 Taekwondo and Kimchi Day at The Source
- November 20 OCPA Board Meeting
- November 28 Special Meeting: City Council Goal Setting Workshop
- November 29 OCPA Special Meeting
- December 1 Buena Park Employee Christmas Reception
- December 1 Buena Park Christmas Tree Lighting
- December 6 Buena Park Ladies Holiday Luncheon
- December 6 OC Sanitation Districts Operations Committee Meeting
- December 9 52nd Annual Candy Caneland and Craft Fair
- December 11 HR Cookie Social
- December 11 Korean American Chamber of Commerce of OC Dinner

8. RECESS/RECONVENE

9. STUDY SESSION

No items.

10. CITY MANAGER REPORT

City Manager France reported the following:

- Congratulated Mayor Sonne and Mayor Pro Tem Ahn for being appointed as Mayor and Mayor Pro Tem. City Manager France indicated that he is looking forward to working with Mayor Sonne in the coming year.
- BPCEA Holiday Luncheon, Wednesday, December 13, 2023, 11:30 a.m. - 1:00 p.m., City Yard.
- All Employee Christmas Luncheon, Thursday, December 14, 2023, 11:00 a.m. - 1:00 p.m., Community Center.

11. COMMISSION & COMMITTEE UPDATES

Director of Government and Community Relations/City Clerk Jimenez thanked outgoing Mayor Brown for his service and indicated she is looking forward to working with him in his last year as a Council Member. Director Jimenez also thanked newly appointed Mayor Sonne for her leadership and guidance in the previous year and she is looking forward to her year as Mayor.

Director Jimenez announced a vacancy on the Navigation Center Oversight Commission. Residents interested in applying for the position could contact Council Member Traut.

12. ADJOURNMENT

There being no further business, Mayor Sonne adjourned the meeting at 6:24 p.m.



Mayor

ATTEST:



City Clerk