



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

**Tuesday, August 17, 2021**

6:00 p.m. - Closed Session

7:00 p.m. - General Session

*Steven Vargas, Mayor*

*Cecilia Hupp, Mayor Pro Tem*

*Christine Marick, Council Member*

*Glenn Parker, Council Member*

*Marty Simonoff, 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](http://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**

This meeting is being conducted consistent with Governor Newsom's Executive Order N-29-20 dated March 17, 2020, regarding the COVID-19 pandemic.

Written comments may be sent to [cityclerksgroup@cityofbrea.net](mailto:cityclerksgroup@cityofbrea.net) no later than 12:00 p.m. on Tuesday, August 17, 2021 which will be summarized aloud into the record at the meeting. To provide comments in person, the Council Chambers will be open. To provide comments by teleconference (Zoom), members of the public must contact City Staff at (714) 990-7756 or [cityclerksgroup@cityofbrea.net](mailto:cityclerksgroup@cityofbrea.net) no later than 12:00 p.m. on Tuesday, August 17, 2021 to obtain the Zoom Meeting ID number and password. Teleconference participants will be muted until recognized at the appropriate time by the Council. The meeting will also be broadcast live at [www.cityofbrea.net](http://www.cityofbrea.net).

### **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](http://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.

**CLOSED SESSION**  
**6:00 p.m. - Executive Conference Room**  
**Level Three**

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**CALL TO ORDER / ROLL CALL - COUNCIL**

**1. Public Comment**

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 Fire Association (BFA); Brea Fire Management Association (BFMA); Brea Police Association (BPA); Brea Police Management Association (BPMA); Part-Time Employees; and Executive Managers - Chris Emeterio, Negotiator, Cindy Russell, Negotiator, and Mario E. Maldonado, Negotiator.**
- 3. Conference with Legal Counsel Pursuant to Government Code Section 54956.9(d)(1) - Existing Litigation.** Name of Case: Lucas Builders, Inc. v. City of Brea (Case No. 30-2020-01147152-CU-BC-NJC)

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

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**CALL TO ORDER/ ROLL CALL - COUNCIL**

- 4. Pledge of Allegiance: Brea Police Explorers**
- 5. Invocation: Daniel Mendoza, Celebration OC**
- 6. Presentation: 2021 Investment Advisory Committee (IAC) Annual Update Presentation and City Treasurer Presentation - *Long-Term Debt Obligation Overview***

**Attachments**

IAC Presentation

City Treasurer Presentation

- 7. Presentation: Police Department Hiring and Training**

**Attachments**

RCJTC Presentation

Brea Hiring Process Presentation

- 8. Community Announcements**

**9. Matters from the Audience**

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**10. Response to Public Inquiries - Mayor / City Manager**

**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**

- 11. July 20, 2021 City Council Regular Meeting Minutes** - Approve.

**Attachments**

Minutes

- 12. July 22, 2021 City Council Special Meeting Minutes** - Approve.

**Attachments**

Draft Minutes

- 13. Site Maintenance and Restoration Agreement for property located at 2700 E. Imperial Hwy** - Approve the Site Maintenance and Restoration Agreement. There is no fiscal impact to the General Fund.

**Attachments**

EXHIBIT 'A' - PROPERTY LOCATION

EXHIBIT 'B' - SEWER MAIN AND EASEMENT AREA

Site Maintenance and Restoration Agreement

- 14. Accept Public Improvements, Authorize City Clerk to Release Improvement Bonds and Accept One-Year Warranty Bond for Tract No. 17160 for La Floresta Development Planning Area 10 Located at the Northeast Corner of Imperial Highway and Valencia Avenue** - Accept Public Improvements; authorize the City Clerk to release Improvement Bonds; and accept One-year Warranty Bond. There is no fiscal impact to the General Fund.

**Attachments**

Exhibit "A" - Site Location

One-Year Warranty Bond

15. **Mutual Aid Agreement for COVID-19 Vaccination Effort with the County of Orange** - Approve Mutual Aid Memorandum of Agreement and Resolution No. 2021-051 between County of Orange and City of Brea. This Agreement may allow the City of Brea to receive reimbursement for costs associated with staffing the Vaccination PODs.

**Attachments**

Resolution for MOA with Orange County  
Mutual Aid Agreement for COVID PODs

16. **Software/Hardware Maintenance Support and Online Subscription Service Agreements** - Authorize the Purchasing Agent to approve renewal agreements with various support services providers for the life of the computer software or hardware and for online software subscription services; and Authorize the Purchasing Agent to issue purchase orders totaling \$149,436.00 for these renewal agreements that do not to exceed available budget appropriations. The City Council adopted Fiscal Year 2021-22 Budget has sufficient funding available for these purchases.
17. **Purchase of new Taser 7 CEW Devices for Police Department** - Approve the purchase of sixty-five Taser 7 CEW devices and related accessories from Axon Enterprises, Inc. for \$173,142.83. The FY 21-22 adopted Operating Budget allocated \$174,523 for this purchase in account 172-21-2141-4639.

**Attachments**

Decision Package  
Axon Taser Limited Distribution Letter  
Quote from Axon  
Quote from ProForce

18. **Purchase of New Zebra Brand Ticket-Writer Printers for Police Department** - Approve the purchase of thirty-two new Zebra brand model ZQ521 ticket-writer printers (and related accessories) from MSA Systems, Inc. for \$28,360.28. The FY 21-22 adopted Operating Budget allocated \$32,100 for this purchase in account 172-21-2141-4639.

**Attachments**

Decision Package  
Quote from MSA Systems

19. **Fire Investigation Services Agreement - City of Anaheim** - Approve The Fire Investigation Services Contract between the City of Anaheim and City of Brea. The projected impact to the General Fund would be \$3,500.

**Attachments**

Fire Investigator Services Agmt

20. **Award the Country Hills Pavement & Water Improvements, CIP Project No. 7322** - Approve the Plans and Specifications; Receive bids; Award Contract to the lowest responsive and responsible bidder, Williams Pipeline Contractors, Inc., in the amount of \$4,791,264.52; and Authorize the City Engineer to issue Change Orders up to a "not to exceed" amount of 10% of the Contract Price. The Project budget is programmed in the FY 2021- 22 Capital Improvement Program. There is no fiscal impact to the General Fund.

**Attachments**

Vicinity Map  
Proposal

21. **Purchase of Two (2) Generac Industrial Diesel Generators** - Authorize purchase of two (2) Generac industrial diesel engine-driven generators for Booster Pump Stations Nos. 2 and 3 for not-to-exceed amount of \$103,045.31. Sufficient funds for the purchase of the generators are available in the Capital Improvement Program budgets for Booster Pump Stations Nos. 2 and 3. There is no fiscal impact to the General Fund.

**Attachments**

Quote-BP2  
Quote-BP3

22. **Acceptance of the Imperial Highway/Berry Street Intersection Improvements, CIP Project No. 7278** - Accept project as complete and authorize City Clerk to record Notice of Completion; and Authorize the City Clerk to release the Payment and Performance Bonds. The source of funds for the project is the Traffic Impact Fund (Fund 540). There is no fiscal impact to the General Fund.

**Attachments**

Location Map  
NOC

23. **Acceptance of the Country Lane Street Rehabilitation, CIP Project No. 7323** - Accept project as complete and authorize City Clerk to record Notice of Completion; and Authorize City Clerk to release the Payment and Performance Bonds. The project was funded through the Measure M Fund (Fund 260) and the Gas Tax Fund (220). There is no fiscal impact to the General Fund.

**Attachments**

Location Map  
NOC

24. **Resolution in Support of a Veterans Cemetery in Anaheim** - Adopt Resolution No. 2021-052 in support of the establishment of a veterans cemetery in the City of Anaheim.

**Attachments**

Resolution

25. **Ratify Termination and Award Multiple Contracts for Landscape Maintenance Services at Various Locations in the City of Brea** -Ratify Termination of S.C. Yamamoto, Award Landscape Maintenance Agreements to Nieves Landscape Inc. for Mowing at City Parks, Landscape Maintenance at City Medians, and various Maintenance Districts totaling \$364,103.00; and Authorize City Manager to approve contract extensions.

**Attachments**

Agreement for Parks Mowing  
Agreement - City Medians

Agreement - MD1  
Agreement - MD3  
Agreement - MD6  
Agreement MD7  
Notice to Cure  
Notice of Termination  
Fee Schedule Parks Mowing  
Fee Schedule City Medians Greenbelts Entry Markers  
Fee Schedule MD1  
Fee Schedule MD3  
Fee Schedule MD6  
Fee Schedule MD 7  
Approved COI Nieves

26. **Budget Adjustment to Remodel Areas of Police Administration** - Appropriate \$40,000 from the City's Fixed Asset Replacement Fund (Fund 182) to the Civic Center Remodel Project (CIP 7955) to remodel the Police Department's Professional Standards office and the Police Administration kitchen area. The project is recommended to be funded by the Fixed Asset Replacement Program Fund (182). There is no fiscal impact to the General Fund.
27. **Investment Policy Guidelines for the City of Brea's Employee Benefits Fund Pension Plan** - Review and approve the Investment Policy Guidelines for the City of Brea's Employee Benefits Fund Pension Plan through Public Agency Retirement Services (PARS). There is no fiscal impact to the General Fund.

**Attachments**

Pension Trust Fund Investment Policy Guidelines - Redline Version  
Pension Trust Fund Investment Policy Guidelines - Clean Version

28. **Investment Policy Guidelines for the City of Brea's Other Post Employment Benefits (OPEB) Trust Fund** - Review and approve the Investment Guidelines for the City's Other Post Employment Benefits (OPEB) Trust Fund through Public Agency Retirement Services (PARS). There is no fiscal impact to the General Fund.

**Attachments**

OPEB Trust Investment Policy Guidelines - Redline Version  
OPEB Trust Investment Policy Guidelines - Clean Version

29. **Annual Review of Statement of Investment Policy for the City of Brea/Successor Agency to the Brea Redevelopment Agency** - Review and approve the City of Brea/Successor Agency to the Brea Redevelopment Agency Statement of Investment Policy. There is no fiscal impact to the General Fund.

**Attachments**

Current Investment Policy - Adopted 8/18/20  
Proposed Final Investment Policy - Redlined Version  
Proposed Final Investment Policy - Clean Version

30. **Monthly Report of Cash Investments for the City of Brea for Period Ending June 30, 2021 -**  
Receive and file.

**Attachments**

Attachment A

31. **Outgoing Payment Log and July 23 & 30 and August 6 & 13, 2021 City Disbursement Registers -** Receive and file.

**Attachments**

City Outgoing Payment Log

07-23-2021 Disbursement Register

07-30-2021 Disbursement Register

08-06-2021 Disbursement Register

08-13-2021 Disbursement Register

**CITY/ SUCCESSOR AGENCY - CONSENT**

32. **Monthly Report of Cash Investments for the Successor Agency to the Brea Redevelopment Agency for Period Ending June 30, 2021 -** Receive and file.

**Attachments**

Attachment A

33. **Annual Review of Statement of Investment Policy for the City of Brea/Successor Agency to the Brea Redevelopment Agency -** Review and approve the City of Brea/Successor Agency to the Brea Redevelopment Agency Statement of Investment Policy. There is no fiscal impact to the General Fund.

**Attachments**

Current Investment Policy - Adopted 8/18/20

Proposed Final Investment Policy - Redlined Version

Proposed Final Investment Policy - Clean Version

34. **Successor Agency Disbursement Registers July 26, 2021 and July 30, 2021 -** Receive and file.

**Attachments**

07-30-2021 Successor Agency Disbursement Register

**ADMINISTRATIVE ANNOUNCEMENTS**

35. **City Manager**

36. **City Attorney**

37. **Council Requests**

**COUNCIL ANNOUNCEMENTS**

**ADJOURNMENT**