



City Council and Successor Agency to the Brea Redevelopment Agency Agenda

Tuesday, February 1, 2022

6:15 p.m. - Closed Session

7:00 p.m. - General Session

Cecilia Hupp, Mayor

Glenn Parker, Mayor Pro Tem

Christine Marick, Council Member

Steven Vargas, 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. 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 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. 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 DEVICES.

To provide comments via zoom or to provide written comments (which will be summarized aloud into the record at the meeting), members of the public must contact City Staff at (714) 990-7756 or email cityclerksgroup@cityofbrea.net no later than 12:00 p.m. on Tuesday, February 1, 2022. Upon request, zoom participants will be provided with a zoom meeting ID and password and will remain muted during the meeting until recognized at the appropriate time by the Council. The meeting will also be broadcast live at 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 (28 CFR 35.102.35.104 ADA Title II)

Important Notice

The City of Brea's 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.

CLOSED SESSION
6:15 p.m. - Executive Conference Room
Level Three

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 Legal Counsel Pursuant to Government Code Section 54956.9(d)(4) - Anticipated Litigation. Initiation of Litigation: 1 potential case/case.

3. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8.

Property: 3351 Birch Street (Oil and Gas Lease)
City of Brea Negotiator: Michael Ho, Acting Public Works Director
Negotiating Party: Thompson Energy Resources, LLC
Under Negotiation: Price and Terms of Payment

4. Conference with Legal Counsel Pursuant to Government Code Section 54956.9(d)(2) - Anticipated Litigation. Significant Exposure to Litigation: 1 potential case. Facts and Circumstances: Shenkman & Hughes, PC California Voting Rights Act Claim

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

CALL TO ORDER/ ROLL CALL - COUNCIL

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.*

5. Public Hearing to Receive Input Concerning Voting District Maps for City Council Elections and Election Sequencing - 1) Receive a report from National Demographics Corporation ("NDC"), the City's demographic consultant, concerning draft voting district maps and potential election sequencing; 2) Open a public hearing and invite members of the public to provide feedback on the draft voting district maps and the potential election sequencing; and 3) Close the public hearing and provide direction to NDC about any modifications to one or more proposed voting district maps and to the potential election sequencing.

6. Matters from the Audience

7. Response to Public Inquiries - Mayor / City Manager

8. **Approval of the Application for Participation in the Community Development Block Grant Program (CDBG) for Fiscal Year 2022-23** - Adopt Resolution No. 2022-012 approving the application for Fiscal Year 2022-23 for Public Facilities & Improvements to the County of Orange for the Community Development Block Grant Program (CDBG) funding.

ADMINISTRATIVE ITEMS - *This agenda category is for City Council consideration of a wide variety of topics related to the City's operations. Public comments regarding items in this section should be presented during "Matters from the Audience."*

9. **Zoning Ordinance Text Amendment No. 2021-02 (ZOTA 2021-02) to Amend Title 20 of the Brea City Code Regulating the PD (Precise Development) Zone within the City of Brea - Second Reading** - Adopt Ordinance No. 1223 of the City Council of the City of Brea approving Zoning Ordinance Text Amendment No. 2021-02, to amend Title 20, Chapter 20.260 of the BCC regulating the PD (Precise Development) Zone within the City of Brea. Second reading was waived at the January 18, 2022, meeting.
10. **SB 1383 Organic Waste Recycling Compliance: Introduce Ordinance No. 1224 for First Reading by Title Only, adding Chapter 8.56, Organic Waste Disposal, to the Brea Municipal Code; Notice of Intent to Comply (SB 619) submittal to CalRecycle; and SB 1383 CalRecycle grant application** - Introduce Ordinance No. 1224, adding Chapter 8.56, Organic Waste Disposal, to the Brea Municipal Code and adopting regulations for organic waste recycling per SB 1383; and approve Resolution No. 2022-013 approving Notice of Intent to Comply (SB 619) submittal to CalRecycle.

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. **January 18, 2022 City Council Regular Meeting Minutes** - Approve.
12. **2022 Brea Legislative Platform** - Adopt the 2022 City of Brea Legislative Platform to coincide with the current legislative session.
13. **Approval of Memorandums of Understanding between the City of Brea and the Brea Police Association and the Brea Firefighters' Association** - Adopt Resolution No. 2022-014 approving Memorandums of Understanding (MOUs) with the Brea Police Association (BPA) and the Brea Firefighters' Association (BFA).
14. **Adoption of a New Job Description and Salary Table for the Position of Civilian Fire Marshal and Amending the Position Allocation List for FY 2021-22 to reflect the changes, and placing the new classification in the Brea Management Association Bargaining Unit for representation purposes** - Approve the Resolution No. 2022-015, 1) adopting a new job description and salary table for the classification of civilian Fire Marshal; 2) placing the new classification in the Brea Management Association bargaining unit for representation purposes; and 3) amending the Position Allocation List to include this position in the Fire Department.
15. **Monthly Report of Cash Investments for the City of Brea for Period Ended November 30, 2021** - Receive and file.

16. **Monthly Report of Cash Investments for the City of Brea for Period Ended December 31, 2021 - Receive and file.**
17. **City Disbursement Registers for January 21 and 28, 2022 - Receive and file.**

CITY/ SUCCESSOR AGENCY - CONSENT

18. **Monthly Report of Cash Investments for the Successor Agency to the Brea Redevelopment Agency for Period Ended November 30, 2021 - Receive and file.**
19. **Monthly Report of Cash Investments for the Successor Agency to the Brea Redevelopment Agency for Period Ended December 31, 2021 - Receive and file.**

ADMINISTRATIVE ANNOUNCEMENTS

20. **City Manager**
21. **City Attorney**
22. **Council Requests**

COUNCIL ANNOUNCEMENTS

ADJOURNMENT