



Agenda

October 6, 2009

Placentia City Council

Placentia Redevelopment Agency

Mission Statement

The City Council is committed to keeping Placentia a pleasant place by providing a safe family atmosphere, superior public services and policies that promote the highest standards of community life.

Vision Statement

The City of Placentia will maintain an open, honest, responsive and innovative government that delivers quality services in a fair and equitable manner while optimizing available resources.

Greg Sowards
Mayor

Joseph V. Aguirre
Mayor Pro Tem

Scott W. Nelson
Council Member

Constance M. Underhill
Council Member

Jeremy B. Yamaguchi
Council Member

Patrick J. Melia
City Clerk

Chad P. Wanke
City Treasurer

Troy L. Butzlaff, ICMA-CM
City Administrator

Andrew V. Arczynski
City Attorney

Copies of all agenda materials are available for public review in the Office of the City Clerk, online at www.placentia.org, and at Placentia Library Reference Desk. Persons who have questions concerning any agenda item may call the City Clerk's Office, (714) 993-8231, to make inquiry concerning the nature of the item described on the agenda.

Procedures for Addressing the Council/Redevelopment Agency

Any person who wishes to speak regarding an item on the agenda or on a subject within the City's jurisdiction during the "Oral Communications" portion of the agenda should fill out a "Speaker Request Form" and give it to the City Clerk BEFORE that portion of the agenda is called. Testimony for Public Hearings will only be taken at the time of the hearing. Any person who wishes to speak on a Public Hearing item should fill out a "Speaker Request Form" and give it to the City Clerk BEFORE the item is called.

The Council and Agency Board encourage 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 an entire group. To encourage all views, Council and Agency Board discourage clapping, booing or shouts of approval or disagreement from the audience.

PLEASE SILENCE ALL PAGERS, CELL PHONES, AND OTHER ELECTRONIC EQUIPMENT WHILE COUNCIL AND AGENCY BOARD ARE IN SESSION.

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) 993-8231. Notification 48 hours prior to the meeting will generally enable City staff to make reasonable arrangements to ensure accessibility. (28 CFR 35.102.35.104 ADA Title II)

In compliance with Senate Bill 343, any writings or documents provided to a majority of the City Council regarding any item on this agenda that are not exempt from disclosure under the Public Records Act will be made available for public inspection at the City Clerk's Office at City Hall, 401 East Chapman Avenue, Placentia, during normal business hours.

Study Sessions are open to the public and held in the City Council Chambers or City Hall Community Room. Closed Sessions are held in the Council Caucus Room. While the public may be in attendance during oral announcements preceding Closed Sessions, Closed Sessions are not open to the public.

City of Placentia
401 E Chapman Avenue
Placentia, CA 92870

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Email: administration@placentia.org

Website: www.placentia.org

EXECUTIVE SESSION AGENDA

October 6, 2009

5:30 p.m. – City Council Caucus Room
401 E. Chapman Avenue

EXECUTIVE SESSION CALLED TO ORDER

ROLL CALL: Councilmember / Agency Member Nelson
Councilmember / Agency Member Underhill
Councilmember / Agency Member Yamaguchi
Mayor Pro Tem / Agency Vice Chairman Aguirre
Mayor / Agency Chairman Sowards

ORAL COMMUNICATIONS

At this time the public may address the City Council and Redevelopment Agency Board of Directors concerning any items on the Executive Session Agenda.

CITY COUNCIL

1. Pursuant to Government Code Section 54956.9(a) for Conference with Legal Counsel Regarding One (1) Item of Existing Litigation – Del Cerro Mobile Estates and S&D Associates v. City of Placentia, et. al., Orange County Superior Court Case No. 00180072
2. Pursuant to Government Code Section 54956.9(b) for Conference with Legal Counsel Regarding Anticipated Litigation - One (1) Item
3. Pursuant to Government Code Section 54956.9(c) for Conference with Legal Counsel Regarding the Initiation of Litigation - Two (2) Items
4. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:
 - a. Property: 321 S Main Street, APN 339-393-09
City Negotiator: Troy L. Butzlaff
Negotiating Parties: Dennis Blake
Under Negotiations: Price and Terms of Payment

REDEVELOPMENT AGENCY

5. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:
 - a. Property: 321 S Main Street, APN 339-393-09
Agency Negotiator: Troy L. Butzlaff
Negotiating Parties: Dennis Blake
Under Negotiations: Price and Terms of Payment
 - b. Property: 132 East Crowther Avenue, APN 339-091-08
Agency Negotiator: Troy Butzlaff
Negotiating Parties: The Boys and Girls Club of Placentia-Yorba Linda-Brea
Under Negotiations: Price and Terms of Payment
 - c. Property: 738 S. La Jolla Street, APN 344-011-09
Agency Negotiator: Troy Butzlaff
Negotiating Parties: SC-DC-LLC II
Under Negotiations: Price and Terms of Payment

REGULAR MEETING AGENDA

CITY COUNCIL AND REDEVELOPMENT AGENCY

October 6, 2009

7:00 p.m. – City Council Chambers
401 E. Chapman Avenue

MEETING CALLED TO ORDER

ROLL CALL: Councilmember / Agency Member Nelson
Councilmember / Agency Member Underhill
Councilmember / Agency Member Yamaguchi
Mayor Pro Tem / Agency Vice Chairman Aguirre
Mayor / Agency Chairman Sowards

INVOCATION: Gary Drabek, Police Chaplin

PLEDGE OF ALLEGIANCE

PRESENTATIONS

- 1. Proclamation Designating October 19, 2009 as El Dorado Golden Hawks Band and Colorguard Day**
Recipient: Richard Watson, Band Director
Presenter: Mayor Sowards
- 2. Presentation from the Sempra Energy Company to Placentia/Yorba Meals on Wheels and the City of Placentia**
Presenter: Tina Javid, Sempra Energy Company
- 3. Introduction of New City Employees**
Recipient: Police Officer Michael Moore and School Resource Officers Mike Burges, Steve Martinez, and Russ Rose
Presenter: Chief Anderson

CLOSED SESSION REPORT

CITY ADMINISTRATOR REPORT

ORAL COMMUNICATIONS

At this time the public may address the City Council or the Board of Directors of the Redevelopment Agency concerning any agenda item, which is not a public hearing item or matters within the jurisdiction of the City Council or the Redevelopment Agency Board of Directors.

CITY COUNCIL COMMENTS AND REPORTS

The purpose of these reports is to provide information on projects and programs that are discussed at interagency board, committee, and commission meetings. No decisions are to be made on these issues. If a Council Member would like formal action on any of the discussed items, it will be placed on a future Council Agenda.

CITY COUNCIL AGENDA

Next Ordinance No. 14

Next Resolution No. 99

CONSENT CALENDAR

All items on the Consent Calendar are considered routine and are enacted by one motion approving the recommended action listed on the Agenda. Any Member of the City Council or City Administrator may request an item be removed from the Consent Calendar for discussion. All items removed shall be considered immediately following action on the remaining items.

CC 1. Warrant Register for September 16, 2009 through October 6, 2009

Financial Impact: \$1,317,302.95

Recommended Action: Approve

CC 2. Consideration to Waive Reading in Full of all Ordinances and Resolutions

Recommended Action: Approve

CC 3. Minutes

Regular Meeting – September 15, 2009

Recommended Action: Approve

CC 4. Consideration to Approve the Purchase of Two (2) 2009 Honda ST1300PA9 Police Motorcycles and Associated Equipment

Financial Impact: Expense \$75,143.24; Budgeted \$40,950 (JAG Grant), \$34,193.24 (Asset Seizure Account #4425)

Recommended Action: Adopt **Resolution No. R-2009-99**, A Resolution of the City Council of the City of Placentia Authorizing a Budget Amendment in Fiscal Year 2009/10 in the Aggregate Amount of \$75,143.24 in Compliance with City Charter Requiring Sufficient Appropriations for Actual Expenditures

CC 5. Consideration to Approve Fiscal Year 2008/09 Budget Carryovers for Capital Improvement Projects

Financial Impact: Budget Appropriation \$280,000

Recommended Action: Approve Project Carryovers Listed in the Staff Report and Authorize the Finance Director to appropriate these amounts in the 2009/10 Fiscal Year Budget

CC 6. Consideration to Approve an Amendment to the Agreement for Legal Services with Andrew Arczynski

Financial Impact: \$3,800 per month Retainer; Total Estimated Cost \$300,000 for Fiscal Year 2009/10

Recommended Action: Approve and Authorize the Mayor to Sign an Amendment to the Attorney-Client Fee Agreement with Andrew Arczynski Modifying the Compensation for Retainer Services to \$3,800 per Calendar Month

CC 7. Consideration to Accept Committee Member Resignations and Initiation of Recruitment Efforts to Fill Vacancies on Various Committees Including the Placentia Community Foundation Board of Directors

Financial Impact: None

Recommended Action: Receive and File and Direct Staff to begin Recruitment Efforts to Fill the Vacancies on the Financial Audit Oversight Committee, Senior Advisory Committee, Veterans Advisory Committee, and Placentia Community Foundation Board of Directors

END OF CONSENT CALENDAR

PUBLIC HEARINGS

None

OLD BUSINESS

None

NEW BUSINESS

CC 8. Emergency Response Alarm Systems and False Alarm Ordinance

Financial Impact: None

Recommended Action: Introduction and First Reading (per Section 615 of the Placentia City Charter Reading of the Title is Waived) of **Ordinance No.**

O-2009-14, Entitled:

An Ordinance of the City Council of the City of Placentia, California, Repealing Chapter 10.38 of the Placentia Municipal Code and Adding a New Chapter 10.38 Regulating Burglary, Robbery, Medical Assistance and Fire Alarm Systems

CITY COUNCIL REQUESTS

Councilmembers may make requests or ask questions of staff. If a Councilmember would like to have formal action taken on a requested matter, it will be placed on a future Council Agenda.

REDEVELOPMENT AGENCY AGENDA

Next Resolution No. 12

CONSENT CALENDAR

All items on the Consent Calendar are considered routine and are enacted by one motion approving the recommended action listed on the Agenda. Any Member of the Redevelopment Agency or Executive Director may request an item be removed from the Consent Calendar for discussion. All items removed shall be considered immediately following action on the remaining items.

RA 1. Warrant Register for September 16, 2009 through October 6, 2009

Financial Impact: \$24,652.29

Recommended Action: Approve

RA 2. Consideration to Waive Reading in Full of all Ordinances and Resolutions

Recommended Action: Approve

RA 3. Minutes

Regular Meeting – September 15, 2009

Recommended Action: Approve

PUBLIC HEARINGS

None

OLD BUSINESS

None

NEW BUSINESS

None

JOINT CITY COUNCIL AND REDEVELOPMENT AGENCY AGENDA

CC 9./ RA 4. Approval of Agreement for Acquisition of Real Property for Downtown Parking

Financial Impact: \$194,000 Purchase Price of Real Property; \$41,000 for Relocation/Reestablishment Assistance

Recommended Action:

City Council: Approve and Authorize the City Administrator to Sign the Acquisition Agreement and any Related Documents necessary to Fund and Effectuate the Acquisition Transaction

Agency Board: Adopt **Resolution RA-2009-12**, A Resolution of the Board of Directors of the Placentia Redevelopment Agency Authorizing a Budget Amendment in Fiscal Year 2009/10 in the Aggregate Amount of \$194,000 in Compliance with City Charter Requiring Sufficient Appropriations for Actual Expenditures

ADJOURN

The City Council and the Redevelopment Agency Board of Directors Adjourn to their next regular meeting.

*IN
MEMORY
OF*

*Josefina Luna,
Grandmother of Placentia Police Detective Chris Anderson*

CERTIFICATION OF POSTING

I, Angela Robles, Chief Deputy Clerk for the City of Placentia and Assistant Secretary of the Placentia Redevelopment Agency, hereby certify that the Agenda for the October 6, 2009, meetings of the City Council and Redevelopment Agency was posted on October 1, 2009.

Angela Robles, Chief Deputy City Clerk