



Regular Meeting Agenda

April 2, 2013

Placentia City Council
Placentia City Council as Successor to the
Placentia Redevelopment Agency
Placentia Industrial Commercial
Development Authority

Scott W. Nelson
Mayor

Joseph V. Aguirre
Mayor Pro Tem

Constance M. Underhill
Council Member

Chad P. Wanke
Council Member

Jeremy B. Yamaguchi
Council Member

Patrick J. Melia
City Clerk

Craig S. Green
City Treasurer

Troy L. Butzlaff, ICMA-CM
City Administrator

Andrew V. Arczynski
City Attorney

City of Placentia
401 E. Chapman Avenue
Placentia, CA 92870

Phone: (714) 993-8117

Fax: (714) 961-0283

Email:
administration@placentia.org

Website: www.placentia.org

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.

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/Board Members

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 Board members 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, the Council and 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 BOARD MEMBERS 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 California Government Code § 54957.5, 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. Executive Sessions are held in the Council Caucus Room. While the public may be in attendance during oral announcements preceding Executive Sessions, Executive Sessions are not open to the public.

**PLACENTIA CITY COUNCIL
PLACENTIA CITY COUNCIL AS SUCCESSOR TO THE
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING AGENDA – EXECUTIVE SESSION
April 2, 2013
5:30 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER:

ROLL CALL: Councilmember/Board Member Underhill
Councilmember/Board Member Wanke
Councilmember/Board Member Yamaguchi
Mayor Pro Tem/Board Vice Chair Aguirre
Mayor/Board Chair Nelson

ORAL COMMUNICATIONS:

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

The City Council and Boards of Directors will recess to the City Council Caucus Room for the purpose of conducting their Executive Session proceedings.

CITY COUNCIL:

1. Pursuant to Government Code Section 54956.9(b) for Conference with Legal Counsel Regarding Anticipated Litigation – Two (2) Items
2. Pursuant to Government Code Section 54956.9(c) for Conference with Legal Counsel Regarding the Initiation of Litigation – One (1) Item
3. Pursuant to Government Code Section 54957.6 Conference with City Labor Negotiator Concerning Labor Negotiations with the following groups:
 - a. Placentia Police Officers Association (PPOA)
 - b. Placentia Police Management Association (PPMA)
 - c. Placentia City Employees Association (PCEA)

City Representatives: Troy L. Butzlaff, City Administrator
Steve Pischel, Director of Administrative/Community Services

SUCCESSOR AGENCY: None

ICDA:

1. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:
 - a. Property: 132 Crowther Avenue, APN 339-091-08
Agency Negotiator: Troy L. Butzlaff, City Administrator/Executive Director
Negotiating Parties: Jon Coulombe, DaddyO's California LLC
Under Negotiations: Price and Terms of Lease

RECESS: The City Council and Boards of Directors will recess to their 7:00 p.m. Regular Meeting.

**PLACENTIA CITY COUNCIL
PLACENTIA CITY COUNCIL AS SUCCESSOR TO THE
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING AGENDA
April 2, 2013
7:00 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER:

ROLL CALL: Councilmember/Board Member Underhill
Councilmember/Board Member Wanke
Councilmember/Board Member Yamaguchi
Mayor Pro Tem/Board Vice Chair Aguirre
Mayor/Board Chair Nelson

INVOCATION: Police Chaplain Gary Drabek

PLEDGE OF ALLEGIANCE:

PRESENTATIONS:

1. Requests for Commendations and Proclamations

- a. Recognition of Boys and Girls Club "Youth of the Year"
Recipient: Allyssa Boone
Presenter: Mayor Nelson
- b. Proclamation Designating the Month of April 2013, as DMV/Donate Life California Month
Recipient: Donate Life Ambassadors Coordinator Lacey Wood
Presenter: Mayor Nelson
- c. Proclamation Designating the Week of April 7-13, 2013 as National Public Safety Telecommunicators Week
Recipient: Chief of Police Hicks
Presenter: Mayor Nelson

Recommended Action: It is recommended that the City Council:
Approve requests as submitted and make presentations to those present

EXECUTIVE SESSION REPORT:

CITY ADMINISTRATOR REPORT:

ORAL COMMUNICATIONS:

At this time the public may address the City Council and Boards of Directors concerning any agenda item, which is not a public hearing item, or on matters within the jurisdiction of the City Council and Boards of Directors. There is a five (5) minute time limit for each individual addressing the City Council and Boards of Directors.

CITY COUNCIL/BOARD MEMBERS 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 or Board Member would like formal action on any of the discussed items, it will be placed on a future Council or Board Agenda.

1. CONSENT CALENDAR (Items 1.a. through 1.o.):

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 and Boards of Directors 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.

COUNCIL/SUCCESSOR AGENCY/ICDA CONSENT CALENDAR:

- a. **Consideration to Waive Reading in Full of all Ordinances and Resolutions**
Financial Impact: None
Recommended Action: Approve
- b. **Minutes**
City Council/Successor/ICDA Regular Meeting – March 5, 2013
Recommended Action: Approve
- c. **City Fiscal Year 2012-13 Warrant Register for March 6, 2013 through April 2, 2013**
Financial Impact: \$1,777,663.79
Recommended Action: Approve

COUNCIL CONSENT CALENDAR:

- d. **November – December 2012 Treasurer’s Reports**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
1) Receive and file the November – December 2012 Treasurer’s Reports
- e. **Approval of Plans Specifications and Award of Construction to Y & M Construction for the Pedestrian Accessibility Phase II Project**
Financial Impact: Expense: \$257,119.50 for construction
Offsetting revenue: \$257,119.50 CDBG & Gas Tax Bond Funds
Budgeted: \$257,119.50 (Account No.: 333552-6185 J/L 61102)
Recommended Action: It is recommended that the City Council:
1) Approve plans and specifications prepared by Onward Engineering dated February 19, 2013, for the Pedestrian Accessibility Phase II Project
2) Award construction contract to the lowest responsive and responsible bidder, Y & M Construction, for an amount not to exceed \$233,745
3) Reject all other bids
4) Authorize the City Administrator, or his designee, to approve construction change orders pursuant to the requirements set forth in the construction contract and in an aggregate amount not to exceed 10% of the project construction
5) Authorize the City Administrator to execute contract documents on behalf of the City, in a form approved by the City Attorney
- f. **Authorization to Accept Grant Funds from the State of California Department of Resources, Recycling, and Recovery (CalRecycle) in the Amount of \$250,000 to Fund the Bastanchury Rehabilitation Project**
Financial Impact: Offsetting revenue: \$250,000
Recommended Action: It is recommended that the City Council:
1) Accept \$250,000 from CalRecycle for their Rubberized Pavement Program
2) Authorize the City Administrator to execute all grant documents

- g. **Recommendation to Approve a Temporary Easement to Southern California Edison Company for Placentia Avenue Grade Separation Project**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
- 1) Approve the attached anchor easement between the City of Placentia and the Southern California Edison Company for the installation of a temporary guy wire anchor for the Placentia Avenue Underpass
 - 2) Authorize the Mayor to sign the subject anchor easement on behalf of the City
 - 3) Direct the City Clerk to endorse the anchor easement which embodies the acceptance of said right-of-way easement, and cause the document to be submitted to the Orange County Clerk Recorder for recording of the document
- h. **Approve Agreement with Superior Pavement Markings, Inc., for Repainting Traffic Control Striping**
Financial Impact: Expense: \$33,842.47
Budgeted: \$33,842.47 (Account No.: 103652-6132) for maintenance services
Recommended Action: It is recommended that the City Council:
- 1) Award a maintenance agreement, in a form approved by the City Attorney, to Superior Pavement Markings, Inc., for repainting traffic control striping
 - 2) Authorize the City Administrator to sign the required documents
- i. **Recommendation to Approve Program Supplement Agreement No. 0K80 Rev. 000 for the Valencia Avenue Rehabilitation Project Utilizing State Proposition 1B Funding**
Financial Impact: Expense: \$636,000
Offsetting revenue: \$318,000 State Proposition 1B Funding and \$318,000 Measure M Fair Share Funds
Budgeted: \$636,000 (Account No.: 333552-6185 J/L 61034)
Recommended Action: It is recommended that the City Council:
- 1) Approve Program Supplement Agreement No. 0K80 Rev. 000
 - 2) Adopt Resolution No. R-2013-11, A Resolution of the City Council of the City of Placentia, California approving Administering Program Supplement Agreement No. 0K80 Rev. 000 with the State of California for Proposition 1B Funding for the Valencia Avenue Rehabilitation Project
 - 3) Authorize the Mayor to execute the Program Supplement Agreement on behalf of the City in a form approved by the City Attorney
- j. **Recommendation to Approve Program Supplement Agreement No. 0K81 Rev. 000 for the Rose Drive and Yorba Linda Boulevard Intersection Improvement Project Utilizing State Proposition 1B Funding**
Financial Impact: Expense: \$288,000
Offsetting revenue: \$95,000 State Proposition 1B Funding, \$95,000 Measure M Fair Share Funds and \$98,000 Developer Funds
Budgeted: \$288,000 (Account No.: 333552-6185 J/L 61105) Rose Drive/Yorba Linda Boulevard
Recommended Action: It is recommended that the City Council:
- 1) Approve Program Supplement Agreement No. 0K81 Rev. 000
 - 2) Adopt Resolution No. R-2013-12, A Resolution of the City Council of the City of Placentia, California approving Administering Program Supplement Agreement No. 0K81 Rev. 000 with the State of California for Proposition

1B Funding for the Rose Drive and Yorba Linda Boulevard Intersection Improvement Project

- 3) Authorize the Mayor to execute the Program Supplement Agreement on behalf of the City, in a form approved by the City Attorney

k. **2012 Housing Element Annual Progress Report**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Receive and file the 2012 Housing Element Annual Progress Report

l. **Approval of Amendment to Attorney-Client Fee Agreement**

Financial Impact: Increase of \$15.00/hour and \$200 per month for retainer services

Recommended Action: It is recommended that the City Council:

- 1) Approve an Amendment to the Attorney-Client Fee Agreement with Andrew Arczynski
- 2) Authorize the Mayor to execute the Amendment on behalf of the City

m. **Budget Amendment - Allocation of Asset Forfeiture Funds and Authorization to Provide Staff Training and Purchase AED Equipment**

Financial Impact: Expense: 28,000

Budgeted: \$28,000 (Account No.: 213041-6250)

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2013-13, A Resolution of the City Council of the City of Placentia, California authorizing a budget amendment in Fiscal Year 2012-13 in the aggregate amount of \$28,000 in compliance with City Charter §§ 1206 and 1209 pertaining to appropriations for actual expenditures
- 2) Authorize the allocation of asset forfeiture funds to provide for Staff training and to purchase specified equipment
- 3) Authorize the City Administrator or his designee to execute all necessary documents to effectuate this action

n. **Acceptance of Resignation from the Traffic Safety Commission**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Accept the resignation of Freddi-Jo Brusckke (Traffic Safety Commission)

o. **Acceptance of Resignation and Adoption of Resolution Establishing the Number of Cultural Arts Commissioners**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Accept the resignation of Lori Jacklin (Cultural Arts Commission)
- 2) Adopt Resolution No. R-2013-14, A Resolution of the City Council of the City of Placentia, California establishing the number of Cultural Arts Commissioners at seven (7)
- 3) Continue application/recruitment process for remaining vacancies on the Cultural Arts Commission

SUCCESSOR AGENCY CONSENT CALENDAR: None

ICDA CONSENT CALENDAR: None

2. PUBLIC HEARINGS:

COUNCIL/SUCCESSOR AGENCY/ICDA: None

COUNCIL: None

SUCCESSOR AGENCY: None

ICDA: None

3. OLD BUSINESS:

COUNCIL/SUCCESSOR AGENCY/ICDA OLD BUSINESS: None

COUNCIL OLD BUSINESS: None

SUCCESSOR AGENCY OLD BUSINESS: None

ICDA OLD BUSINESS: None

4. NEW BUSINESS:

COUNCIL/SUCCESSOR AGENCY/ICDA NEW BUSINESS: None

COUNCIL NEW BUSINESS:

- a. **First Reading and Introduction of an Ordinance Amending Sections 20.30.030 and 20.30.040 of Chapter 20.30 of Title 20 of the Placentia Municipal Code Pertaining to Maintenance and Rehabilitation of Long-Term Boarded and Vacant Buildings**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Waive Full Reading, Reading by Title Only, and Introduce for First Reading, Ordinance O-2013-02, An Ordinance of the City Council of the City of Placentia, California, Amending Sections 20.30.030 and 20.30.040 of Chapter 20.30 of Title 20 of the Placentia Municipal Code Pertaining to Maintenance and Rehabilitation of Long-Term Boarded and Vacant Buildings

SUCCESSOR AGENCY NEW BUSINESS:

- b. **Adoption of a Resolution Requesting the Oversight Board to the Successor Agency to Direct the Successor Agency to Undertake Proceedings for the Refunding of the 2002 Tax Allocation Bonds as Allowed Under Assembly Bill 1484**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. RSA-2013-03, A Resolution of the City Council of the City of Placentia, California, acting as the Successor Agency to the Redevelopment Agency of the City of Placentia, requesting the Oversight Board to direct the Successor Agency to undertake proceedings for the refunding of the 2002 Tax Allocation Bonds

ICDA NEW BUSINESS: None

CITY COUNCIL/BOARD MEMBERS REQUESTS:

Council/Board Members may make requests or ask questions of Staff. If a Council/Board Member would like to have formal action taken on a requested matter, it will be placed on a future Council or Board Agenda.

ADJOURNMENT:

The City Council/Successor Agency/ICDA Agency Board of Directors will adjourn to April 16, 2013 at 5:30 p.m.

***In
Memory
of
Betty Schoenberg
Long Time Placentia Resident***

***Albert Serna-Frausto
Friend of City Clerk Specialist Candice Martinez***

CERTIFICATION OF POSTING

I, Tania Moreno, Deputy City Clerk for the City of Placentia and Assistant Secretary of the Industrial Commercial Development Authority and Successor Agency, hereby certify that the Agenda for the April 2, 2013 meetings of the City Council, Successor Agency, and Industrial Commercial Development Authority was posted on March 28, 2013.

Tania Moreno, Deputy City Clerk