



## Regular Meeting Agenda

May 21, 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**

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### *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](http://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  
May 21, 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(a) for Conference with Legal Counsel Regarding Existing Litigation – Three (3) Items
  - a. City of Placentia v. Chris Becker & Associates, Incorporated, et. al. Orange County Superior Court Case No.: 30-2011-00450162
  - b. Jones v. City of Placentia, US Federal District Court No. SACV-1878-JST(JPRx)
  - c. Pike v. City of Placentia, US District Court No. CV08-8586 AHM(Ex)
2. Pursuant to Government Code Section 54956.9(b) for Conference with Legal Counsel Regarding Anticipated Litigation – Two (2) Items
3. Pursuant to Government Code Section 54956.9(c) for Conference with Legal Counsel Regarding the Initiation of Litigation – One (1) Item
4. 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:

Property: 235 South Bradford Avenue, APN 339-365-15

Agency Negotiator: Troy L. Butzlaff, City Administrator/Executive Director

Negotiating Parties: Gerald Near

Under Negotiations: Price and Terms of Payment

**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  
May 21, 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. Proclamation Designating the Week of May 27-31, 2013, as Orange County Police Week  
Recipient: Chief of Police Hicks  
Presenter: Mayor Nelson
- b. Proclamation Designating May 27–September 2, 2013 as Drowning Prevention Summer Campaign  
Recipient: Fire Captain Nathan Arellano  
Presenter: Mayor Nelson
- c. Recognition of Placentia Stake-LDS Church for Contributions during Serve Day, 2013  
Recipients: Stake President Randy Burnett and Serve Day Coordinator William Kendig  
Presenter: Mayor Nelson
- d. Southern California Edison Summer Readiness 2013 Program  
Presenter: SCE Representative Pat Buttress

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.e.):**

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 Study Session Meeting – April 30, 2013**  
Recommended Action: Approve
- c. **City Fiscal Year 2012-13 Warrant Register for May 8, 2013 through May 21, 2013**  
Financial Impact: \$ 484,546.54  
Recommended Action: Approve

**COUNCIL CONSENT CALENDAR:**

- d. **Solid Waste Handling Services Rate Adjustment and Related Resolutions for Fiscal Year 2013-14**  
Financial Impact: None  
Recommended Action: It is recommended that the City Council:
  - 1) Adopt Resolution R-2013-18, a Resolution of the City Council of the City of Placentia, California, approving rates for solid waste handling services
  - 2) Adopt Resolution R-2013-19, a Resolution of the City Council of the City of Placentia, California, authorizing and determining residential solid waste handling service charges and directing placement thereof on the Orange County Tax Rolls
  - 3) Approve Amendment No. 3 to the Agreement approving the revised residential and commercial rates
- e. **Appointment of Representatives to the Public Agency Risk Sharing Authority of California (PARSAC) Board of Directors**  
Financial Impact: None  
Recommended Action: It is recommended that the City Council:
  - 1) Adopt Resolution R-2013-20, a Resolution of the City Council of the City of Placentia, California, appointing representatives to the Public Agency Risk Sharing Authority of California (PARSAC) Board of Directors

**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:**

- a. **Conduct Second Reading by Title Only and Adopt Ordinance O-2013-04 Approving that Document Entitled "Development Agreement No. 2012-01 Concerning Property Located at 1049 Golden Avenue, West of Rose Avenue and South of Imperial Highway, Placentia, California"**

Financial Impact: Revenue: \$347,540 + (Public Benefits)

Recommended Action: It is recommended that the City Council:

- 1) Conduct second reading by title only and adopt, Ordinance O-2013-04, An Ordinance of the City Council of the City of Placentia, California approving that document entitled "Development Agreement No. 2012-01 concerning property located at 1049 Golden Avenue, West of Rose Avenue and South of Imperial Highway, Placentia, California" and authorizing the Mayor and City Clerk to execute the same on behalf of the City of Placentia

**SUCCESSOR AGENCY OLD BUSINESS:** None

**ICDA OLD BUSINESS:** None

**4. NEW BUSINESS:**

**COUNCIL/SUCCESSOR AGENCY/ICDA NEW BUSINESS:** None

**COUNCIL NEW BUSINESS:**

- a. **Discussion of Economic Development Incentives and a Voluntary Green Business Program**

Financial Impact: Estimated Expense: \$20,000

Offsetting Revenue: Potential unquantified increase in sales tax revenue

Recommended Action: It is recommended that the City Council:

- 1) Approve the implementation of economic development incentives to include the Business Start-Up Fee Reduction, New/Expanding Retail Business Incentive Program, and Business License Amnesty Program
- 2) Approve the implementation of the Voluntary Green Business Program

- b. **Designation of Voting Delegate for the 2013 League of California Cities Annual Conference**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Appoint one delegate to represent the City at the League of California Cities Annual Conference 2013
- 2) Appoint an alternate to represent the City at the League of California Cities Annual Conference 2013

**COUNCIL/SUCCESSOR AGENCY NEW BUSINESS:**

c. **Transferring Additional Housing Assets to the City of Placentia as the Housing Successor Agency**

Financial Impact: None

Recommended Action: It is recommended that the City Council, acting as the Successor Agency to the Redevelopment Agency of the City of Placentia, take the following action:

- 1) Adopt Resolution RSA-2013-04, 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, transferring remaining housing assets of the Redevelopment Agency of the City of Placentia to the City of Placentia

It is recommended that the City Council take the following action:

- 2) Adopt Resolution R-2013-21, a Resolution of the City Council of the City of Placentia, California, acting as the Housing Successor Agency, accepting additional housing assets previously held by the Redevelopment Agency of the City of Placentia
- 3) Authorize City Administrator to execute all applicable transfer documentation and conduct necessary recordation

**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 May 28, 2013 at 6:00 p.m.

*In  
Memory  
of  
Brooks Van Houten  
Police Services Supervisor*

*Chuck Schoenberg  
Long Time Placentia Resident*

**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 May 21, 2013 meetings of the City Council, Successor Agency, and Industrial Commercial Development Authority was posted on May 16, 2013.

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Tania Moreno, Deputy City Clerk