



Agenda

June 1, 2010

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.

Joseph V. Aguirre
Mayor

Constance M. Underhill
Mayor Pro Tem

Scott W. Nelson
Council Member

Greg Sowards
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 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. 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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Website: www.placentia.org

STUDY SESSION

CITY COUNCIL AND REDEVELOPMENT AGENCY

June 1, 2010

5:00 p.m. – City Council Chambers

401 E. Chapman Avenue

MEETING CALLED TO ORDER

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

ORAL COMMUNICATIONS

At this time the public is invited to address the City Council and/or the Board of Directors of the Redevelopment Agency concerning any agenda item, which is not a public hearing item or other items under the jurisdiction of the Placentia City Council and/or the Placentia Redevelopment Agency Board of Directors.

SS 1. Fiscal Year 2010/11 Budget (materials to be provided under separate cover)

a. City Operating Budget

Recommended Action: Provide Direction to Staff

ADJOURNMENT

EXECUTIVE SESSION WILL START AT POSTED TIME OR IMMEDIATELY FOLLOWING STUDY SESSION. REGULAR MEETING WILL START AT 7:00 PM.

EXECUTIVE SESSION AGENDA

June 1, 2010

6:00 p.m. – City Council Caucus Room
401 E. Chapman Avenue

EXECUTIVE SESSION CALLED TO ORDER

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

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 –
 - a. 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 – Two (2) Items
 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: 166 E. La Jolla Street, APN 344-211-03
City Negotiator: Troy Butzlaff
Negotiating Parties: Karagines Family Trust and Dennis Arthur Sigalos Trust
Under Negotiations: Price and Terms of Payment
 - b. Property: 1275 E Yorba Linda Blvd., APN 334-161-05
City Negotiator: Troy Butzlaff
Negotiating Parties: Yanley Investment Co. LTD
Under Negotiations: Price and Terms of Payment
-

REGULAR MEETING AGENDA

CITY COUNCIL AND REDEVELOPMENT AGENCY

June 1, 2010

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

MEETING CALLED TO ORDER

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

INVOCATION: Richard Kryder, Police Chaplain

PLEDGE OF ALLEGIANCE

PRESENTATIONS

- 1. Employee of the Quarter for the Public Works Department Maintenance Services Division**
Recipient: Matt Pineda, Facilities Maintenance Technician
Presenter: City Administrator Butzlaff
- 2. Presentation of the Cultural Arts Commission Photography Contest Winners**
Presenter: Allan Stark, Cultural Arts Commission Vice Chair, and Thea Bullock, Cultural Arts Commissioner

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. 07

Next Resolution No. 26

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 May 19, 2010 through June 1, 2010

Financial Impact: \$903,182.09

Recommended Action: Approve

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

Recommended Action: Approve

CC 3. Minutes

Regular Meeting – May 18, 2010

Recommended Action: Approve

CC 4. Consideration of Resolution Pertaining to the November 2, 2010 General Municipal Election

Financial Impact: Expense \$46,000 (Estimated); Budgeted Fiscal Year 2010/11

Account No. 101002-6299

Recommended Action: Adopt

1. **Resolution No. R-2010-26**, A Resolution of the City Council of the City of Placentia, California, Calling and Giving Notice for the Holding of a General Municipal Election to be Held on Tuesday, November 2, 2010, for the Election of Certain Officers as Required by the Provisions of the Laws of the State of California Relating to Charter Cities and the Placentia City Charter
2. **Resolution No. R-2010-27**, A Resolution of the City Council of the City of Placentia, California, Requesting the Board of Supervisors of the County of Orange to Consolidate a General Municipal Election to be Held on Tuesday, November 2, 2010, with the Statewide General Election, to be Held on the Date Pursuant to §10403 of the California Elections Code

3. **Resolution No. R-2010-28**, A Resolution of the City Council of the City of Placentia, California, Adopting Regulations for Candidates for Elective Office Pertaining to Candidates Statements Submitted to the Voters at an Election to be Held on Tuesday, November 2, 2010

CC 5. Consideration of Resolutions Relating to FY 2010/11 Levy of Assessments for the City of Placentia Landscape Maintenance District No. 92-1 and Setting the Public Hearing for July 20, 2010, at 7:00 p.m.

Financial Impact: Recouped through Assessments \$390,690; Single Family Residential \$153.64/Parcel; Commercial/Industrial: \$1,536.40/Acre; Multiple Family Residential: \$107.55/Unit; Undeveloped: \$768.20/Acre

Recommended Action: Adopt

1. **Resolution No. R-2010-29**, A Resolution of the City Council of the City of Placentia Ordering the Preparation of Plans, Specifications, Cost Estimate, Diagram, Assessment and Report Pursuant to the Provisions of Division 15, Part 2, of the Streets and Highways Code of the State of California, for Proceedings for Annual Assessment Levy After Formation of a District
2. **Resolution No. R-2010-30**, A Resolution of the City Council of the City of Placentia Declaring Its Intention to Provide for an Annual Levy and Collection of Assessments for Certain Maintenance in an Existing District Pursuant to the Provisions of Division 15, Part 2, of the Streets and Highways Code of the State of California, and Setting a Time and Place for Public Hearing Thereon

CC 6. Consideration of Resolutions Relating to FY 2010/11 Levy of Assessments to the City of Placentia Street Lighting District No. 81-1, Annexation of Tract No. 16839 and Setting the Public Hearing for July 20, 2010, at 7:00 p.m.

Financial Impact: Recouped through Assessments \$131,469.10; Single Family Residential \$27.38/Parcel; Commercial/Industrial \$164.28/Acre; Undeveloped \$0/Unit

Recommended Action: Adopt

1. **Resolution No. R-2010-31**, A Resolution of the City Council of the City of Placentia Ordering the Preparation of Plans, Specifications, Cost Estimate, Diagram, Assessment and Report Pursuant to the Provisions of Division 15, Part 2, of the Streets and Highways Code of the State of California, for Proceedings for Annual Assessment Levy After Formation of a District and for the Annexation of Additional Territory to Said Existing District
2. **Resolution No. R-2010-32**, A Resolution of the City Council of the City of Placentia Declaring Its Intention to Provide for an Annual Levy and Collection of Assessments for Certain Maintenance in an Existing District, Pursuant to the Provisions of Division 15, Part 2, of the Streets and Highway Code of the State, of California, and Setting a Time and Place for Public Hearing Thereon

CC 7. Consideration to Approve Additional Appropriation to Black Rock Construction Company for Construction of the City-Wide Pedestrian Accessibility Project

Financial Impact: Expense: Not-to-Exceed \$65,000 Budgeted in FY 2009-2010 Budget, Capital Improvement Program Account #333552-6185 J/L 61029; Revenue: CDBG, Gas Tax

Recommended Action: Approve Additional Appropriation to Black Rock Construction Company in the Amount of \$65,000 for a Total Contract Amount to Black Rock Construction of \$277,000

CC 8. Consideration to Approve an Agreement for Interim Chief Deputy City Clerk Services with Vida Barone, City Clerk Management Services, Inc.

Financial Impact: \$5,000 FY 2009/2010 (101002-6099), \$40,000 FY 2010/2011 (101002-6099)

Recommended Action: Approve and Authorize the City Administrator to Sign the Employment Agreement with Vida Barone of City Clerk Management Services, Inc.

CC 9. Consideration to Accept a Grant and Enter into an Agreement with Nutrition and Physical Activity Collaborative of Orange County (NuPAC) and the Volunteer Center of Orange County for Community Health and Obesity Prevention

Financial Impact: Positive Grant Funding of \$30,000

Recommended Action: Approve and Authorize the City Administrator to Enter into an Agreement, in a Form Approved by the City Attorney, with Nutrition and Physical Activity Collaborative (NuPAC) and the Volunteer Center of Orange County (VCOC) to Receive the Community Health and Obesity Prevention Grant

PUBLIC HEARINGS

CC 10. Public Hearing and Resolution Establishing New Fees, Rates, and Charges for Various City Services and Amending the Comprehensive Fee Schedule Accordingly

Financial Impact: Estimated Increase of \$50,000 for the 2010/11 Fiscal Year

Recommended Action:

1. Open the Public Hearing, Take Public Testimony, Close the Public Hearing, or if Applicable Continue the Hearing to June 15, 2010;
2. Upon Conclusion of the Public Hearing, Adopt **Resolution No. R-2010-33**, A Resolution of the City Council of the City of Placentia, California, Amending the Comprehensive Fee Schedule Setting the Fees and Charges for Various City Fees

OLD BUSINESS

CC 11. Second Reading and Adoption of Ordinance Pertaining to Tax Refund Claims Against the City of Placentia

Financial Impact: None

Recommended Action: Second Reading and Adoption of **Ordinance No. O-2010-06**, An Ordinance of the City Council of the City of Placentia, California, Adding Section 3.04.020 to Chapter 3.04 of Title 3 of the Placentia Municipal Code Regarding Tax Refund Claims Against the City

NEW BUSINESS

CC 12. Bi-Annual Review of the Garage Sale Permit Program

Financial Impact: Not Applicable

Recommended Action: Receive and File

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. 05

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 May 19, 2010 through June 1, 2010

Financial Impact: \$23,742.08

Recommended Action: Approve

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

Recommended Action: Approve

RA 3. Minutes

Regular Meeting – May 18, 2010

Recommended Action: Approve

PUBLIC HEARINGS

None

OLD BUSINESS

None

NEW BUSINESS

None

ADJOURN

The City Council and the Redevelopment Agency Board of Directors Adjourn to an Adjourned Regular Meeting on June 8, 2010 at 6:30 p.m. for the Purpose of Conducting Interviews for the City's Commissions and Committees.

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 June 1, 2010, meetings of the City Council and Redevelopment Agency was posted on May 27, 2010.



Angela Robles, Chief Deputy City Clerk