



Regular Meeting Agenda

May 20, 2014

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, 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 20, 2014
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. There is a five (5) minute time limit for each individual addressing the City Council and Boards of Directors.

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 – One (1) Item
 - a. Regina Santiago vs. City of Placentia, Orange County Superior Court Case No. 30-2013-00663328-CU-OE-CJC
2. Pursuant to Government Code Section 54956.9(d)(2) for Conference with Legal Counsel Regarding Anticipated Litigation – One (1) Item
3. Pursuant to Government Code Section 54956.9(d)(4) for Conference with Legal Counsel Regarding the Initiation of Litigation – Two (2) Items
4. Pursuant to Government Code Section 54957.6 Conference with City Labor Negotiator Concerning Labor Negotiations with the following groups:
 - a. Placentia Police Management Association (PPMA)
 - b. Placentia Police Officers Association (PPOA)
 - c. Placentia City Employees Association (PCEA)City Representatives: Troy L. Butzlaff, City Administrator
Steve Pischel, Dir. Administrative/Community Services
5. Pursuant to Government Code Section 54956.8 Conference with Real Property Negotiator:
 - a. Property: 207-209 W. Crowther Ave APN: 339-402-05; 07; 08; 11
City Negotiator: Troy L. Butzlaff, City Administrator
Negotiating Parties: Patrick Helgeson, Newport Equities
Under Negotiations: Price and Terms of Payment

- b. Property: 307 Baker Street APN: 339-392-14, 15
City Negotiator: Troy L. Butzlaff, City Administrator
Negotiating Parties: Wes Larmore, Domus Development
Under Negotiations: Price and Terms of Payment

SUCCESSOR AGENCY: None

ICDA:

- 1. Pursuant to Government Code Section 54956.8 Conference with Real Property Negotiator:

- a. Property: 601 W. Orangethorpe Avenue, APN 339-112-03
Agency Negotiator: Troy L. Butzlaff, City Administrator/Executive Director
Negotiating Parties: James Williams, JAW Land and Trading LLC
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 20, 2014
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 Roger Mendoza

PLEDGE OF ALLEGIANCE:

PRESENTATIONS:

- a. Proclamation Designating the Period of May 26 - September 1, 2014, as Drowning Prevention Summer Campaign
Recipient: OCFA Battalion Chief Phil Johnson
Presenter: Mayor Nelson
- b. Recognition of the 10 Year Anniversary of the Placentia Community Chorus
Recipient: Judy Avalos, Placentia Community Chorus President
Presenter: Mayor Nelson
- c. Proclamation Designating the Week of May 18-24, 2014 as National Public Works Week
Recipient: Public Works Manager McConaha
Presenter: Mayor Nelson
- d. True North Research Voter Opinion Survey Summary Report
Presenter: Dr. Timothy McLarney, President of True North Research

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.f.):

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 Meetings – May 6, 2014 and May 12, 2014
Recommended Action: Approve
- c. **City Fiscal Year 2013-14 Warrant Register for May 7, 2014 through May 20, 2014**
Financial Impact: \$187,511.98
Recommended Action: Approve

COUNCIL CONSENT CALENDAR:

- d. **Adoption of Two (2) Resolutions Declaring Intent to Form Landscape Maintenance District No. 2014-01, Preliminarily Approving the Engineer’s Report, Providing Notice of Public Hearing and Mailing Ballots and Adopting Proposition 218 Ballot Proceedings Procedures**
Financial Impact: (Recouped through Assessments): \$207,031
Single Family Equivalent Rate: \$92.00/Parcel
Recommended Action: It is recommended that the City Council:
 - 1) Adopt Resolution No. R-2014-22, A Resolution of the City Council of the City of Placentia, California, declaring intention to form Landscape Maintenance District No. 2014-01 and levy assessments, preliminarily approval of the Engineer’s Report, providing notice of Public Hearing and mailing of the assessment ballots
 - 2) Adopt Resolution No. R-2014-23, A Resolution of the City Council of the City of Placentia, California, adopting Proposition 218 assessment ballot proceedings procedures
- e. **Acceptance of Resignation from the Veterans Advisory Committee**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Accept the resignation of John L. Smith from the Veterans Advisory Committee
 - 2) Include the vacancy in the Veterans Advisory Committee with the current application/recruitment process
- f. **Adoption of a Resolution Supporting Assembly Bill 1453 to Establish a State Veterans Cemetery in Orange County**
Financial Impact: None
Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2014-24, A Resolution of the City Council of the City of Placentia, California, in support of Assembly Bill 1453 and in favor of the establishment of the Southern California State Veterans Cemetery

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. **Consideration of an Exclusive Negotiating Agreement (ENA) with Newport Equities, LLC for Development of a Proposed Transit Oriented Residential Development on City Owned Property**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Approve an Exclusive Negotiating Agreement ("ENA") with Newport Equities, LLC which allows for a period of exclusive negotiations between the City and Newport Equities, LLC for the purpose of preparing major elements of the proposed development including, but not limited to: a site plan; design schematics; technical and economic studies; and, the pre-development obligations of all parties
- 2) Authorize the Mayor to execute, on behalf of the City, an ENA with Newport Equities, LLC in a form approved by the City Attorney

b. **Designation of Voting Delegate and Alternate for the 2014 League of California Cities Annual Conference**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Appoint one (1) delegate to represent the City at the League of California Cities Annual Conference 2014
- 2) Appoint one (1) alternate to represent the City at the League of California Cities Annual Conference 2014

SUCCESSOR AGENCY NEW BUSINESS: None

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 a Study Session on May 27, 2014 at 6:00 p.m.

CERTIFICATION OF POSTING

I, Tania Moreno, Deputy City Clerk of the City of Placentia and Assistant Secretary of the Industrial Commercial Development Authority and Successor Agency, hereby certify that the Agenda for the May 20, 2014 meetings of the City Council, Successor Agency, and Industrial Commercial Development Authority was posted on May 15, 2014.

Tania Moreno, Deputy City Clerk