



## Regular Meeting Agenda

October 7, 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**

**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](http://www.placentia.org), and at the 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  
October 7, 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(d)(1) for Conference with Legal Counsel Regarding Existing Litigation – One (1) Item  
Name of Case: OCFA & City of Irvine v. All Persons; OCSC Case No. 30-2013-00694527-CU-MC-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 group:
  - a. Placentia City Employees Association (PCEA)  
City Representatives: Troy L. Butzlaff, City Administrator  
Steve Pischel, Dir. Administrative Services
5. Pursuant to Government Code Section 54956.8 Conference with Real Property Negotiator:
  - a. 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
  - b. 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

6. Pursuant to Government Code Section 54957(b)(1) for Performance Evaluation of Employee:
  - a. City Attorney

**SUCCESSOR AGENCY:** None

**ICDA:**

1. Pursuant to Government Code Section 54956.8 Conference with Real Property Negotiator:
  - a. Property: 380 S. Placentia Avenue APN: 339-441-02  
City Negotiator: Troy L. Butzlaff, Executive Director  
Negotiating Parties: Larry West, Partner, Premier Automotive  
Under Negotiations: Price and Terms of Payment
2. Pursuant to Government Code Section 54956.8 Conference with Real Property Negotiator:
  - a. Property: 120 S. Bradford APN: 339-052-23  
ICDA Negotiator: Troy L. Butzlaff, Executive Director  
Negotiating Parties: John Jackson, Director of Center for Entrepreneurship, Cal State University at Fullerton  
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 ADJOURNED MEETING AGENDA  
October 7, 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:** Arturo Rodriguez, Police Chaplain

**PLEDGE OF ALLEGIANCE:**

**PRESENTATIONS:**

- a. **Proclamation – Freedom from Workplace Bullies Week of October 19<sup>th</sup>-25<sup>th</sup>**  
Recipients: Michelle Smith and Carrie Clark, Co-founders  
Presenters: Mayor Nelson and City Administrator Butzlaff
- b. **Proclamation – World Habitat Day October 6, 2014**  
Recipient: Gladys Hernandez, Habitat for Humanity of Orange County  
Presenters: Mayor Nelson and City Administrator Butzlaff
- c. **Proclamation – Native American Heritage Month for November**  
Recipient: Nathan K. Banda, Four Directions Foundation  
Presenters: Mayor Nelson and City Administrator Butzlaff
- d. **Presentation – Mosquito Vector Control District Video**  
Presenter: Jared Dever, MPA, Director of Communications
- e. **Citizens of the Year Recognition**  
Recipients: Brian Yamaguchi and Peggie Yamaguchi  
Presenters: Mayor Nelson and Dwayne DeRose, President of Chamber of Commerce

**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.i.):**

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**  
Fiscal Impact: None  
Recommended Action: Approve
- b. **Minutes**  
**City Council/Successor/ICDA Regular Meetings – June 17, 2014**  
Recommended Action: Approve
- c. **City Fiscal Year 2014-15 Check Register for October 7, 2014**  
Fiscal Impact: \$2,317,012.96  
Recommended Action: It is recommended that the City Council:  
1) Receive and file

#### **COUNCIL CONSENT CALENDAR:**

- d. **Integrated Law & Justice Agency for Orange County Governance Document Amendments and New Member Approval to Existing JPA**  
Fiscal Impact: None  
Recommended Action: It is recommended that the City Council:  
1) Approve the addition of the California State University Fullerton on behalf of their Police Department, as a new Member of the Integrated Law & Justice Agency for Orange County JPA; and  
2) Approve the recommended amendments to the Governance Document of the Integrated Law & Justice Agency for Orange County JPA; and  
3) Direct the City Clerk to provide a minute order to the Integrated Law & Justice Agency for Orange County Recording Secretary confirming the Council's action
- e. **Acceptance of Construction Work and Filing Notice of Completion for the Richfield Road Widening Project**  
Fiscal Impact: Expense: \$404,255  
Offsetting Revenue: \$350,000 OCTA Cooperative Agreement Funds and \$186,030 City Matching Funds  
Budgeted: \$404,255 (Account No.: 333552-6185 J/L 61020)  
Recommended Action: It is recommended that the City Council:  
1) Approve Change Order No. 1 to the Bali Contract in the amount of \$61,756, which is \$32,725 over the original contingency amount, and authorize City Administrator to execute the change order; and

- 2) Accept the work performed by Bali Construction, Inc., for construction of the Richfield Road Widening and RC Box Culvert Extension Project in the total amount of \$384,325; and
- 3) Authorize the City Engineer to file a Notice of Completion with the Orange County Clerk Recorder's Office for the Project; and
- 4) Authorize the City Engineer to release retention funds in accordance with the terms of the Bali Contract; and
- 5) Approve and authorize the City Administrator to execute Agreement Amendment No. 1 with Onward Engineering for additional Construction Management & Inspection Services, in the amount of \$19,930

f. **Recommendation to Approve Amendment No. 3 to Cooperative Agreement No. C-2-1330 between Orange County Transportation Authority and the City of Placentia for the Richfield Road Widening Project**

Fiscal Impact: Expense: \$397,000 for Professional and Construction Services  
Offsetting Revenue: \$377,000 OCTA, \$20,000 City of Yorba Linda

Recommended Action: It is recommended that the City Council:

- 1) Approve Amendment No. 3 to Cooperative Agreement No. C-2-1330 between the City of Placentia and the Orange County Transportation Authority for the Richfield Road Widening Project; and
- 2) Authorize the Mayor to execute Amendment No. 3 to Cooperative Agreement No. C-2-1330 on behalf of the City

g. **Approval of Memorandum of Understanding between the City and the Placentia City Employees Association**

Fiscal Impact: Expense: \$6,700 estimated in Fiscal Year 2014-15

Recommended Action: It is recommended that the City Council:

- 1) Approve the proposed Memorandum of Understanding with the Placentia City Employees Association; and
- 2) Authorize the Director of Administrative Services and Finance Services Manager to sign the document on behalf of the City Council and City Administrator

h. **Award of Contract for Official Tow Service and Issuance of Certificate of Public Convenience and Necessity**

Fiscal Impact: Expense: None

Revenue: \$32,500 per Tow Company (Annually) for Vehicle Towing Administrative Cost Recovery Fee

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2014-65, A Resolution of the City Council of the City of Placentia, California, issuing Certificates of Public Convenience and Necessity and Approving Official Tow Service Agreements; and
- 2) Approve the Tow Service Agreements and Exhibit "A" (Schedule of Rates) and authorize the Mayor to execute such agreements with A One Auto Body & Towing and Anaheim Fullerton Towing Company; and
- 3) Reject the other Request for Proposal/Statement of Qualifications submitted by the remaining tow service provider

i. **Approve the Agreement with All City Management Services and the Letter Agreement with the Placentia-Yorba Linda Unified School District for School Crossing Guard Services**

Fiscal Impact: \$148,416 Expenditure of General Funds to provide School Crossing Guard Services (Account #103047-6099) Fiscal Year 2014-2015 Budget of which \$98,426 will be reimbursed by the Placentia-Yorba Linda Unified School District (Account #100000-4299)

Recommended Action: It is recommended that the City Council:

- 1) Approve the contract amendment with All City Management Services for an amount not to exceed \$148,416; and
- 2) Approve the Letter Agreement between the City of Placentia and the Placentia-Yorba Linda Unified School District; and
- 3) Adopt Budget Resolution No. R-2014-66, A Resolution of the City Council of the City of Placentia, California, authorizing a budget amendment in Fiscal Year 2014-15 in the amount of \$98,426 in compliance with City Charter §§ 1206 and 1209 pertaining to appropriations for actual expenditures and offsetting revenues; and
- 3) Authorize the City Administrator and/or his designee to execute all the necessary documents to effectuate these actions

**SUCCESSOR AGENCY CONSENT CALENDAR:** None

**ICDA CONSENT CALENDAR:** None

**2. PUBLIC HEARINGS:** None

**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 of an Ordinance Adding § 1.18.030 to Chapter 1.18 of the Placentia Municipal Code Relating to Competitive Design-Build Processes**

Fiscal Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Waive full reading, reading by title only, and conduct first reading of Ordinance No. O-2014-11, an Ordinance of the City Council of the City of Placentia, California, adding a new § 1.18.130 to Chapter 1.18 of the Placentia Municipal Code relating to Design-Build Alternate Methods

b. **Retail Gap Analysis Study Presentation**

Fiscal Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Receive and file.

**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 October 21, 2014 at 5:30 p.m.

**TENTATIVE AGENDA FORECAST**

The Tentative Agenda Forecast is subject to change up until the posting of the Agenda for the Council Meeting listed below:

October 21, 2014

- Agreement with Muckenthaler Cultural Center for Use of Kraemer Memorial Park
- Revised Property Management Plan
- Second Reading of Design-Build Ordinance Amendment

**CERTIFICATION OF POSTING**

I, Amy Diaz, 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 October 7, 2014 meetings of the City Council, Successor Agency, and Industrial Commercial Development Authority was posted on October 2, 2014.

\_\_\_\_\_  
Amy Diaz, Deputy City Clerk