



Regular Meeting Agenda

July 20, 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

City of Placentia
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Placentia, CA 92870

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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. Executive (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.

EXECUTIVE SESSION AGENDA

July 20, 2010

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

CALL 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(b) for Conference with Legal Counsel Regarding Anticipated Litigation – One (1) Item
2. Pursuant to Government Code Section 54956.9(c) for Conference with Legal Counsel Regarding the Initiation of Litigation – Two (2) Items
3. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:
 - a. Property: 911 Bradford Avenue, APN 339-283-18
City Negotiator: Troy Butzlaff
Negotiating Parties: Paz, Oscar and Yolanda
Under Negotiations: Price and Terms of Payment

ADJOURNMENT - The City Council/Redevelopment Agency will adjourn to 7:00 p.m. for a Study Session. The Regular Meeting of the City Council/Redevelopment Agency will be held immediately after the conclusion of the Study Session.

STUDY SESSION

CITY COUNCIL AND REDEVELOPMENT AGENCY

July 20, 2010

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

CALL 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/Board of Directors, and/or the Committee members concerning the Study Session agenda items only.

SS 1. Review and discussion of Ballot Measure options for adjustment to the City of Placentia Utility Users Tax.

ADJOURNMENT - The City Council/Redevelopment Agency will adjourn to their Regular Meeting.

REGULAR MEETING AGENDA

CITY COUNCIL AND REDEVELOPMENT AGENCY

July 20, 2010

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

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: Gary Drabek, Police Chaplain

PLEDGE OF ALLEGIANCE:

PRESENTATIONS: None

EXECUTIVE (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 ITEMS

Next Ordinance No. 7

Next Resolution No. 43

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 June 23, 2010 through July 20, 2010

Financial Impact: \$1,658,103.18

Recommended Action: Approve

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

Financial Impact: None.

Recommended Action: Approve

CC 3. Minutes

Regular Meeting – June 15, 2010

Recommended Action: Approve

CC 4. Receive and file of the Fiscal Year 2008/2009 Comprehensive Annual Financial Report

Financial Impact: None.

Recommended Action: It is recommended that the City Council receive and file the Comprehensive Annual Financial Report for the fiscal year ending June 30, 2009.

CC 5. Approval of contract change order with Onyx Architects for additional architectural design services for the Edwin T. Powell Building renovation project

Financial Impact: Not to exceed \$12,000 in Community Development Block Grant and Park Development Funds

Recommended Action: It is recommended that the City Council authorize the City Administrator to execute a contract change order with Onyx Architects for additional architectural design services for the Edwin T. Powell Building renovation project in an amount not to exceed \$12,000.

PUBLIC HEARINGS

CC. 6 Public Hearing to provide for the annual levy of assessment for the City of Placentia Street Lighting District 81-1.

<u>Financial Impact:</u> <u>Recouped through assessments:</u>	\$127,016.00
<u>Single Family Residential:</u>	\$27.38/Parcel
<u>Commercial Industrial:</u>	\$164.28/Acre
<u>Undeveloped:</u>	\$0.00/Parcel

Recommended Action: It is recommended that the City Council take the following actions:

1. Conduct a public hearing concerning the levy and collection of assessments within the Placentia Street Lighting District 81-1 and consider all objections to the assessment; and
2. Adopt **Resolution No. R-2010-43**, a Resolution of the City Council of the City of Placentia approving the Engineer's "Report" for annual levy of assessment for Fiscal Year 2010/2011 in a District within the City of Placentia and for the annexation of additional territory to Street Lighting District No. 81-1.
3. Adopt **Resolution No. R-2010-44**, a Resolution of the City Council of the City of Placentia confirming a diagram and assessment and providing for annual assessment levy.

CC. 7 Public Hearing to provide for the annual levy of assessment for the City of Placentia Landscape Maintenance District 92-1.

<u>Financial Impact:</u>	<u>Recouped through assessments:</u>	\$393,817.21
	<u>Single Family Residential:</u>	\$154.87/Parcel
	<u>Commercial Industrial:</u>	\$1,548.70/Acre
	<u>Multiple Family Residential:</u>	\$108.41/Unit
	<u>Undeveloped:</u>	\$774.35/Parcel

Recommended Action: It is recommended that the City Council take the following actions:

1. Conduct a public hearing concerning the levy and collection of assessments within the Landscape Maintenance District 92-1 and consider all objections to the assessment; and
2. Adopt **Resolution No. R-2010-45** a Resolution of the City Council of the City of Placentia approving the Engineer's "Report" for annual levy of assessment for Fiscal Year 2010/2011 in a District within the City of Placentia.
3. Adopt **Resolution No. R-2010-46**, a Resolution of the City Council of the City of Placentia confirming a diagram and assessment and providing for annual assessment levy.

OLD BUSINESS

None

NEW BUSINESS

CC. 8 Proposed Urgency Ordinance - Massage Establishments

Financial Impact: None

Recommended Action: It is recommended that the City Council adopt, by title only, **Ordinance No. O-2010-07-U**, an urgency Ordinance establishing a moratorium on the issuance of any new permit, license, approval, or entitlement pertaining to new massage establishments.

CC. 9 Determination and levy of special tax for Fiscal Year 2010/2011 in Community Facilities District No. 89-1 (East Placentia)

Financial Impact: No General Fund Impact - \$2,841,025.07 offsetting revenues and expenditures in the Community Facilities District Fund

Recommended Action: It is recommended that the City Council:

1. Approve the Community Facilities District 2010/2011 Special Tax Levy of \$2,841,025.07.
2. Approve **Resolution No. R-2010-47**, A Resolution of the City Council of the City of Placentia, State of California, authorizing the determination and levy of the special tax in Community Facilities District No. 89-1 for Fiscal Year 2010/2011
3. Authorize inclusion of the Special Tax Levy for Fiscal Year 2010/2011 on the Orange County Secured Property Tax Roll.

CC. 10 Amended, Revised and Restated Agreement for Solid Waste Handling Services

Financial Impact: None

Recommended Action: It is recommended that the City Council:

1. Adopt **Resolution No. R-2010-48** approving the amended, revised and restated agreement for solid waste handling services.
2. Adopt **Resolution No. R-2010-49** allowing for the placement of residential refuse collection rate on the 2010/2011 County of Orange Tax Roll.

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 ITEMS

Next Resolution No.: RA-04

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 June 23, 2010 through July 20, 2010

Financial Impact: \$ 36,148.83

Recommended Action: Approve

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

Recommended Action: Approve

RA 3. Minutes

Regular Meeting – June 15, 2010

Recommended Action: Approve

PUBLIC HEARINGS

None

OLD BUSINESS

None

NEW BUSINESS

None

ADJOURNMENT

The City Council and the Redevelopment Agency Board of Directors will adjourn to a Regular Meeting on August 3, 2010 at 5:00 p.m.

*IN
MEMORY
OF*

*Mr. Gerald Tollefson
Former Financial Audit Oversight Committee Member*

*Lance Cpl. Claudio Patino IV
2006 Graduate of El Dorado High School*

*Apolinar O. Ventura, Jr.
Former Placentia resident, U.S. Army Korean War Veteran, retired Aerospace worker,
and Uncle of Mayor Joseph V. Aguirre*

CERTIFICATION OF POSTING

I, Vida Barone, Interim Chief Deputy Clerk for the City of Placentia and Assistant Secretary of the Placentia Redevelopment Agency, hereby certify that the Agenda for the July 20, 2010, meetings of the City Council and Redevelopment Agency was posted on July 15, 2010.

Vida Barone, Interim Chief Deputy City Clerk