



Regular Meeting Agenda
October 5, 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. 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.

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

**PLACENTIA
CITY COUNCIL AND REDEVELOPMENT AGENCY
REGULAR MEETING AGENDA – EXECUTIVE (CLOSED) SESSION
October 5, 2010
6:00 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 may address the City Council and Redevelopment Agency Board of Directors concerning any items on the Executive Session Agenda only.

The City Council/Redevelopment Agency Board of Director will recess to the City Council Caucus Room for the purpose of conducting its Executive (Closed) Session proceedings.

CITY COUNCIL:

1. Pursuant to Government Code Section 549569(a) for Conference with Legal Counsel Regarding One (1) Item of Existing Litigation.
 - a. Arnie Pike v. City of Placentia, United States District Court of California, Case No. CV-08-8582
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. Pursuant to Government Code Section 54957 for Consultation with City Administrator and Police Chief Regarding Potential Threat to Public Buildings and Security of Essential Public Services.

ADJOURNMENT: - The City Council/Redevelopment Agency will adjourn to their 7:00 p.m. Regular Meetings.

**PLACENTIA
CITY COUNCIL AND REDEVELOPMENT AGENCY
REGULAR MEETING AGENDA
October 5, 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

INVOCATION: Gary Drabek, Police Chaplain

PLEDGE OF ALLEGIANCE:

PRESENTATIONS:

1. OCFA/City of Placentia Emergency Preparedness Update
Presenter: Chief Michael Moore
Management Analyst Eddie DeLaTorre
2. Introduction of Dr. Rajen Vurdien, President Fullerton College
Presenter: Dr. Rajen Vurdien, President Fullerton College

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 AGENDA

CITY COUNCIL 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.

- CC1 Warrant Register for September 22, 2010 through October 5, 2010**
Financial Impact: \$404,458.92
Recommended Action: Approve
- CC2 Consideration to Waive Reading in Full of all Ordinances and Resolutions**
Financial Impact: None
Recommended Action: Approve
- CC3 Minutes**
Regular Meeting – September 21, 2010
Recommended Action: Approve
- CC4 Authorize Issuance of Tax and Revenue Anticipation Notes**
Financial Impact:
Estimated Expense: \$134,500 Cost of Issuance and Interest Expense

Offsetting Revenue: \$0

Recommended Action: It is recommended that the City Council, adopt Resolution R-2010-60 providing for the borrowing of funds for Fiscal Year 2010-11 and the issuance and sale of the Tax and Revenue Anticipation Notes

CC5 Sale of Rule 20A Credits

Financial Impact: Expense: N/A

REVENUE: Positive intake of \$480,650 in General Fund Revenues.

Recommended Action: It is recommended that City Council approve in a form acceptable to the City Attorney, a Purchase and Sale Agreement with the City of Indian Wells for the sale of the City's unallocated balance of Rule 20A Credits at a negotiated rate of \$0.43 on the dollar.

CC6 Ordinance Amending Chapters 23.39, 23.47, 23.105, and Chapter 23.107 of Title 23 of the Placentia Municipal Code (Zoning Code) pertaining to findings of determinations to be made by the Planning Commission regarding proposed uses within various Commercial and Manufacturing Zones (Second Reading)

Financial Impact: None

Recommended Action:

It is recommended that the City Council adopt the Ordinance No. 0-2010-09, entitled: "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PLACENTIA AMENDING CHAPTERS 23.39, 23.47, 23.105 AND CHAPTER 23.107 OF TITLE 23 OF THE PLACENTIA MUNICIPAL CODE (ZONING CODE) PERTAINING TO USE CONFORMITY DETERMINATIONS."

CC7 Approval to enter into a professional agreement with Gary Wayne Associates for General Plan and Zoning Code updates and related environmental and planning documents.

Financial Impact: \$130,000 over two fiscal years

Recommended Action:

It is recommended that the City Council approve a Professional Services Agreement, in a final form approved by the City Attorney, with Gary Wayne Associates and authorize the City Administrator to execute the agreement for a term of twelve (12) months and rate of \$125.00 per hour, not to exceed \$130,000 without further City Council approval.

CITY COUNCIL PUBLIC HEARINGS: None

CITY COUNCIL OLD BUSINESS: None

CITY COUNCIL NEW BUSINESS: None

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

REDEVELOPMENT AGENCY 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.

RA1 Warrant Register for September 22, 2010 through October 5, 2010

Financial Impact: \$8,088.22

Recommended Action: Approve

RA2 Consideration to Waive Reading in Full of all Ordinances and Resolutions

Financial Impact: None

Recommended Action: Approve

RA3 Minutes

Regular Meeting – September 21, 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 Study Session on October 19, 2010 at 5:00 p.m. followed by a Regular Meeting at 7:00 p.m.

*In
Memory
Of
Frank Peterson
Father of Police Officer Roy Peterson

Charlene Worden
Mother of Police Officer Larry Worden*

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 October 5, 2010, meetings of the City Council and Redevelopment Agency was posted on September 30, 2010.

Vida Barone, Interim Chief Deputy City Clerk