



Regular Meeting Agenda
December 7, 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 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.

City of Placentia
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Placentia, CA 92870

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**PLACENTIA
CITY COUNCIL AND REDEVELOPMENT AGENCY
REGULAR MEETING AGENDA – EXECUTIVE SESSION
December 7, 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 Chair Underhill
Mayor / Agency Chairman Aguirre

ORAL COMMUNICATIONS:

At this time the public may address the City Council/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 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. Peter Small, Faith Pantel, Philip Kruger, Jeffery Kruger v. City of Placentia, et.al., Orange County Superior Court, Case No. 30-2009-00325206-CU-PO-CJC
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

RDA:

1. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:
Property: 738 W. La Jolla, Placentia, CA 92870 APN 344-011-12
Agency Negotiator: Troy Butzlaff, City Administrator/Executive Director
Property Negotiator: Patricia Drew, TriMont Real Estate Advisors
Under Negotiations: Price and Terms of Payment

RECESS: - The City Council/Redevelopment Agency will recess to their 7:00 p.m. Regular Meeting.

**PLACENTIA
CITY COUNCIL AND REDEVELOPMENT AGENCY
REGULAR MEETING AGENDA
December 7, 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 Chair Underhill
Mayor / Agency Chairman Aguirre

INVOCATION: Ed Faulk, Police Chaplain

PLEDGE OF ALLEGIANCE:

CERTIFICATION OF NOVEMBER 2, 2010 GENERAL MUNICIPAL ELECTION RESULTS

a. **Certification of canvass for the November 2, 2010 General Municipal Election**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Receive the statement of the Certificate of Register of Voters to result of the Canvas of the General Election returns read into the record by the City Clerk
- 2) Approve Resolution No. R-2010-71, A resolution of City Council of the City of Placentia, California, reciting the fact of the General Municipal Election held on Tuesday, November 2, 2010 declaring the result and such other matters as provided by law

RECOGNITION OF OUTGOING COUNCILMEMBER AND CITY TREASURER

- a. Congressman Gary Miller's Office
Presenter: Shaun S. Rundle
- b. Congressman Ed Royce's Office
Presenter: Ryan Holmes
- c. Senator Bob Huff's Office
Presenter: Tim Shaw
- b. Assemblymember Chris Norby's Office
Presenter: Craig Green
- e. Supervisor Shawn Nelson's Office
Presenter: Steve Spernak
- f. City of Placentia
Presenter: Mayor Aguirre

COUNCILMEMBERS COMMENTS:

OATHS OF OFFICE, PRESENTATION OF CERTIFICATES OF ELECTION AND SEATING OF OFFICIALS

- a. City Clerk Patrick Melia – administered by City Attorney Andrew V. Arczynski
- b. Councilmember Chad Wanke – administered by City Clerk Patrick Melia
- c. Councilmember Joseph Aguirre – administered by City Clerk Patrick Melia

(Following the Oath of Office Councilmembers may be seated at the dais)

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

COMMENTS – NEWLY ELECTED OFFICIALS

- a. City Clerk Patrick Melia
- b. Councilmember Chad Wanke
- c. Councilmember Joseph Aguirre

REORGANIZATION OF THE CITY COUNCIL

- a. City Clerk calls for the selection of Mayor of the City of Placentia
- b. Mayor calls for the selection of Mayor Pro Tem of the City of Placentia
- c. Recognition of Mayor Joseph Aguirre

RECESS FOR RECEPTION RECOGNIZING OUTGOING COUNCILMEMBER AND CITY COUNCIL REORGANIZATION

PRESENTATIONS:

- a. Supervisor Shawn Nelson’s Office – Presentation of a Certificate of Recognition for Outstanding Police Investigatory Work
Recipient: Police Chief James Anderson
Presenter: Policy Advisor Steve Spernak

EXECUTIVE SESSION REPORT:

CITY ADMINISTRATOR REPORT:

ORAL COMMUNICATIONS:

At this time the public may address the City Council/Redevelopment Agency Board of Directors concerning any agenda item, which is not a public hearing item, or on matters within the jurisdiction of the City Council/Redevelopment Agency Board of Directors.

CITY COUNCIL/AGENCY MEMBER 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/Agency Member would like formal action on any of the discussed items it will be placed on a future Council/Agency 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/Redevelopment Agency 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.

CONSENT CALENDAR CONTINUED:

COUNCIL/AGENCY CONSENT CALENDAR:

- a. **Consideration to Waive Reading in Full of all Ordinances and Resolutions**
Financial Impact: None
Recommended Action: Approve
- b. **Minutes**
City Council/Agency Regular Meeting – November 16, 2010
Recommended Action: Approve
- c. **City Warrant Register for November 16, 2010 through December 7, 2010**
Financial Impact: \$
Recommended Action: Approve
- d. **Agency Warrant Register for November 16, 2010 through December 7, 2010**
Financial Impact: \$
Recommended Action: Approve

COUNCIL CONSENT CALENDAR:

- e. **Second Reading - An Ordinance repealing Chapter 13.82 of the Placentia Municipal Code related to parking violations-penalties**
Financial Impact: None
Recommendation: It is recommended that the City Council:
 - 1) Conduct a second reading and approve Ordinance O-2010-12, An Ordinance of the City Council of the City of Placentia, California, repealing Chapter 13.82 of the Placentia Municipal Code
- f. **Approval of Measure M2 Local Signal Synchronization Plan**
Financial Impact: None
Recommendation: It is recommended that the City Council:
 - 1) Approve and direct Staff to submit a Local Signal Synchronization Plan to Orange County Transportation Authority (OCTA) for compliance with Measure M2 requirements
 - 2) Approve Resolution No. R-2010-72, A Resolution of the City Council of the City of Placentia concerning the adoption of a Local Signal Synchronization Plan for the City of Placentia
- g. **Request to Remove Resident-Only Permit Parking on Steinbeck Street**

Financial Impact: None

Recommendation: It is recommended that the City Council:

- 1) Approve Resolution No. R-2010-73, A Resolution of the City Council of the City of Placentia rescinding Resolution 97-R-152, and removing preferential parking privileges for residents residing on Steinbeck Street

h. **Earthquake Insurance for Specified City Facilities**

Financial Impact: Expense not-to-exceed: \$35,000 funds available in 001-431010-6999

Recommendation: It is recommended that the City Council:

- 1) Approve Resolution No. R-2010-74, A Resolution of the City Council of the City of Placentia, California, approving the purchase of earthquake insurance for specified City facilities from Alliant Insurance Services in an amount not-to-exceed \$35,000 for Policy Year 2010-2011
- 2) Authorize the City Administrator to execute all documents necessary to effectuate insurance coverage

i. **A Resolution Approving Investment Policy For 2011**

Financial Impact: None

Recommendation: It is recommended that the City Council:

- 1) Approve Resolution No. R-2010-75, A Resolution of the City Council of the City of Placentia acknowledging the receipt and filing of the Annual Statement of Investment Policy for the Year 2011

AGENCY CONSENT CALENDAR: None

2. PUBLIC HEARINGS:

COUNCIL: None

3. OLD BUSINESS: None

4. NEW BUSINESS:

COUNCIL NEW BUSINESS: None

AGENCY NEW BUSINESS:

a. **Approval of Fiscal Year 2009-10 Redevelopment Agency Annual Report**

Financial Impact: Not Applicable

Recommendation: It is recommended that the Agency Board:

- 1) Approve the Redevelopment Agency of the City of Placentia's Annual Report for 2009-10 and direct staff to required documents to the State of California in compliance with California Health and Safety Code 33080, et al.

b. **Award a contract to American Wrecking Inc. for demolition of Agency-owned property at 307 Baker Street**

Financial Impact:

Expenditure: \$44,280 (347536-6499)

Recommendation: It is recommended that the Agency Board:

- 1) Rescind the award of a contract to Orange County Demolition Inc., made November 16, 2010 in the amount of \$36,900

- 2) Award contract to American Wrecking, Inc., in the amount of \$39,294
- 3) Approve a construction contingency amount of \$4,986 for construction related contingencies, if required
- 4) Authorize the Executive Director, or his designee, to approve construction change orders pursuant to the requirements set forth in the construction contract in an aggregate amount not to exceed 20% of the project construction cost
- 5) Authorize the Executive Director to execute contract documents on behalf of the City, in a form approved by Agency Counsel
- 6) Approve Resolution RA-2010-09, A Resolution of the Board of Directors of the Redevelopment Agency of the City of Placentia authorizing expenditure of low and moderate housing income funds for demolition of agency-owned property at 307 Baker Street and awarding a contract for demolition and related site clearance

CITY COUNCIL/AGENCY MEMBER REQUESTS:

Council/Agency members may make requests or ask questions of staff. If a Council/Agency member would like to have formal action taken on a requested matter, it will be placed on a future Council/Agency Agenda.

ADJOURNMENT:

The City Council/Redevelopment Agency Board of Directors will adjourn to December 14, 2010 at 5:30 p.m.

*In
Memory
Of
Long time Placentia Resident
Joe Samaniego*

*Long time Placentia Resident
and Senior Center Volunteer
Josie Cortez Jimenez*

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 December 7, 2010, meetings of the City Council and Redevelopment Agency was posted on December 1, 2010.

Vida Barone, Interim Chief Deputy City Clerk