



Regular Meeting Agenda
March 15, 2011
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.

Scott W. Nelson
Mayor

Jeremy B. Yamaguchi
Mayor Pro Tem

Joseph V. Aguirre
Council Member

Constance M. Underhill
Council Member

Chad P. Wanke
Council Member

Patrick J. Melia
City Clerk

Craig S. Green
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
March 15, 2011
6:00 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER:

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

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(b) for Conference with Legal Counsel Regarding Anticipated Litigation – Two (2) Items
2. Pursuant to Government Code Section 54956.9(c) for Conference with Legal Counsel Regarding the Initiation of Litigation – Two (2) Items
3. Pursuant to Government Code Section 54957.6 for Conference with City’s Labor Negotiator as follows:

City Representatives: Troy L. Butzlaff, City Administrator
Stephen D. Pischel, Director of Administrative Services and
Community Services

Employee Group: Placentia City Employees Association (PCEA)

4. Pursuant to Government Code Section 54957 for Public Employee Performance Evaluation – City Administrator

RDA:

1. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:
Property: 229 Alta Street, Placentia, CA 92870 APN: 339-061-10
Agency Negotiator: Troy Butzlaff, City Administrator/Executive Director
Under Negotiations: Disposition of Real Property

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
March 15, 2011
7:00 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER:

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

INVOCATION: Ed Faulk, Police Chaplain

PLEDGE OF ALLEGIANCE:

PRESENTATIONS:

- a. El Dorado High School Varsity Cheer Team – National Title from UCA & El Dorado High School Varsity Cheer Team Coach Katie Bowers
Presenter: Mayor Nelson
Recipient: Coach Katie Bowers
- b. Proclamation Designating the Week of March 14-20, 2011, as Multiple Sclerosis Week, in Placentia, California
Presenter: Mayor Nelson
Recipient: Marian Davidson
- c. Proclamation Designating the Week of March 13-19, 2011, as Childhood Cancer Awareness Week, in Placentia, California

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.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/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.

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 –January 29, 2011 and March 1, 2011
Recommended Action: Approve
- c. **City Warrant Register for March 2, 2011 through March 15, 2011**
Financial Impact: \$1,810,909.29
Recommended Action: Approve
- d. **Agency Warrant Register for March 2, 2011 through March 15, 2011**
Financial Impact: \$3,550.25
Recommended Action: Approve

COUNCIL CONSENT CALENDAR:

- e. **Request to Remove Resident-Only Permit Parking on Peg Place**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Adopt Resolution R-2011-06, A resolution of the City Council of the City of Placentia rescinding Resolution 99-R-142, and removing preferential parking privileges for residents residing on Peg Place
- f. **Ratification of Emergency Contract Award for Final Refurbishment of 550 Crowther Avenue**
Financial Impact: Funds are available in Account #484376-6120 R&M Sewer and Storm Drain - \$52,910.00
Recommended Action: It is recommended that the City Council:
 - 1) Award contract to All County Environmental for an amount not to exceed \$48,100.00
 - 2) Authorize the City Administrator, or his designee, to approve a contingency of 10% for any unforeseen incidentals that may result in charge orders pursuant to the project
 - 3) Authorize the City Administrator to execute contract documents on behalf of the City, in a form approved by the City Attorney

AGENCY CONSENT CALENDAR: None

2. PUBLIC HEARINGS:

COUNCIL:

- a. **Placentia Gas Works Business License Tax Appeal**
Financial Impact: Potentially \$20,000.00 in revenue reduction
Recommended Action: It is recommended that the City Council:

- 1) Deny the appeal of the business license tax assessed of Placentia Gas Works

b. Appeal of Denial of Entertainment Permit for Mariscos Playa de Corales – 640 W. Chapman Avenue

Financial Impact: Not Applicable

Recommended Action: It is recommended that the City Council:

- 1) Open the hearing, receive testimony from appellant and members of the public
- 2) Upon the conclusion of all testimony, uphold the denial of the entertainment permit for Mariscos Playa de Corales located at 640 Chapman Avenue and Adopt Resolution R-2011-08, A resolution of the City Council of the City of Placentia, California, upholding the denial of an entertainment permit for 640 W. Chapman Avenue – Mariscos Playa de Corales

AGENCY: None

3. OLD BUSINESS: None

4. NEW BUSINESS:

COUNCIL/AGENCY:

a. Relocation Settlement Agreement with Todd and Kelly Roberts, dba Visions Lighting

Financial Impact: \$132,545.00 (70% Capital Projects Fund; 30% Low and Moderate Income Housing Fund) unbudgeted

Recommended Action: It is recommended that the City Council:

- 1) Approve the All-Inclusive Settlement Agreement with Todd and Kelly Roberts, dba Visions Lighting, LLC and authorize the City Administrator/Executive Director to execute the agreement
- 2) Adopt Resolution RA-2011-05, A resolution of the Board of Directors of the Redevelopment Agency of the City of Placentia approving the expenditure and making findings for use of Low and Moderate Income Funds for relocation expenses related to property purchased with Agency funds

b. City-Agency Property Acquisition Reimbursement Agreement

Financial Impact: Expense N/A

Recommendation: It is recommended that the City Council:

- 1) Approve agreement for the reimbursement of funds temporarily advanced by Agency to City in connection with City's acquisition of certain real properties identified as:
 - 321 Main Street, Placentia, California (Orange County APN: 339-393-09)
 - 101 and 125 E. Crowther Avenue, Placentia, California (Orange County APN: 339-063-01; 339-063-02; 339-063-03);
 - 207-209 West Crowther Avenue, Placentia California (Orange County APN: 339-402-05; 339-402-07; 339-402-08; 339-402-11);
 - 329 W. Santa Fe Avenue, Placentia, California (Orange County APN: 339-363-13).
- 2) Authorize the Mayor/Chairman to execute the reimbursement agreements

- c. **Proposed Exclusive Negotiating Agreement with National Core**
Financial Impact: Expense N/A
Recommendation: It is recommended that the City Council:
1) Approve the Exclusive Negotiating Agreement ("ENA") with National Community Renaissance ("National Core") which will allow for a period of exclusive negotiations between City/Agency and National core to evaluate the potential sizing, design, and financing options available to construct an affordable housing project and authorize the Mayor/Chairman to execute the ENA on behalf of the City/Agency

COUNCIL NEW BUSINESS:

- d. **Adoption of City Council Policy No. 370 Regarding the City's Use of Social Media**
Financial Impact: Not Applicable
Recommended Action: It is recommended that the City Council:
1) Adopt City Council Policy No. 370 related to the City's use of Social Media and amend the City's Policy Manual to include said policy
- e. **Report on Feasibility of Utilizing E-Verify for Contractors, Vendors, Employees and Candidates**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
1) Review and provide direction to staff on the preferred process for verification to legally work in the United States for City contractors, vendors, employees and candidates
- f. **Reduction and Modification of Commercial Re-Roofing Permit Fee**
Financial Impact: Not applicable
Recommended Action: It is recommended that the City Council:
1) Adopt Resolution R-2011-07, A resolution of the City Council of the City of Placentia, California, Amending the Comprehensive Fee Schedule regarding fees for commercial re-roofing projects
- g. **Amendment of Chapter 3.08 of Title 3 of the Placentia Municipal Code Relating to Expenditures Without Competitive Bidding in Response to Emergencies**
Financial Impact: Not Applicable
Recommended Action: It is recommended that the City Council:
1) Introduce for first reading, Ordinance No. O-2011-02, An Ordinance of the City Council of the City Placentia, California, adding a new section 3.08.140 to Chapter 3.08 of Title 3 of the Placentia Municipal Code relating to expenditures without competitive bidding in response to emergencies within the City of Placentia

AGENCY NEW BUSINESS: None

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 April 5, 2011.

CERTIFICATION OF POSTING

I, Tania Moreno, Deputy City Clerk for the City of Placentia and Assistant Secretary of the Placentia Redevelopment Agency, hereby certify that the Agenda for the March 15, 2011, meetings of the City Council and Redevelopment Agency was posted on March 10, 2011.

Tania Moreno, Deputy City Clerk