



Regular Meeting Agenda
July 19, 2011
Placentia City Council
Placentia Redevelopment Agency
Placentia Industrial Commercial
Development Authority

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.

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

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, 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/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.

City of Placentia
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Placentia, CA 92870

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**PLACENTIA CITY COUNCIL
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING AGENDA – EXECUTIVE SESSION
July 19, 2011
5:30 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER:

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

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.

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(a) for Conference with Legal Counsel Regarding Exiting Litigation – One (1) Item
 - a. Placentia Police Officers Association v. City of Placentia, Orange County Superior Court, Case No. 30-2011-00485327
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 54956.9(c) for Conference with Legal Counsel Regarding Potential Litigation – Two (2) Items
4. Pursuant to Government Code Section 54957 for Public Employee Performance Evaluation –
 - a. City Administrator
 - b. City Attorney

RDA: None

ICDA: None

RECESS: The City Council and Boards of Directors will recess to their 7:00 p.m. Regular Meeting.

**PLACENTIA CITY COUNCIL
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING AGENDA
July 19, 2011
7:00 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER:

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

INVOCATION: Ed Faulk, Police Chaplain

PLEDGE OF ALLEGIANCE:

PRESENTATION:

- a. Recognition of Miss Placentia, Miss Yorba Linda, Placentia's Outstanding Teen, Yorba Linda's Outstanding Teen for their Participation in the Miss California Pageant
Recipients: Whitney Thomas, Jordan Krinke, Jinnie Rhee, and Anneliese Klages
Presenter: Mayor Nelson

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.

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.m.):

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/AGENCY/ICDA CONSENT CALENDAR:

- a. **Consideration to Waive Reading in Full of all Ordinances and Resolutions**
Financial Impact: None
Recommended Action: Approve

- b. **Minutes**
City Council/RDA/ICDA Regular Meeting and Adjourned Regular Meeting - June 21, 2011 & June 28, 2011
Recommended Action: Approve
- c. **City Fiscal Year 2010-2011 Warrant Register for June 15, 2011 Through July 19, 2011**
Financial Impact: \$692,201.24
Recommended Action: Approve
- d. **Agency Fiscal Year 2010-2011 Warrant Register for June 15, 2011 Through July 19, 2011**
Financial Impact: \$8,239.04
Recommended Action: Approve
- e. **City Fiscal Year 2011-2012 Warrant Register for June 15, 2011 Through July 19, 2011**
Financial Impact: \$202,868.23
Recommended Action: Approve

COUNCIL CONSENT CALENDAR:

- f. **Award Contract to H.R. Green for On-Call Plan Check and Project Management Services for the OC Bridges Projects**
Financial Impact:
Expense: Reimbursed through project funding at no net cost to the City
Recommended Action: It is recommended that the City Council:
 - 1) Approve the Professional Services Agreement with HR Green to include on-call plan review and project management services for the OC Bridges Projects at the contract rate of \$175.00 per hour
 - 2) Authorize the City Administrator to execute all necessary documents to effectuate this agreement
- g. **Acceptance of Construction Work for the Fiscal Year 2010-2011 Slurry Seal Project**
Financial Impact:
Expense: \$131,754.05 Budgeted Account#333552-6185 J/L 61058
(Construction Capital Projects)
Revenue: Local Proposition 42 funding - \$111,973.00
Community Facilities District Funding - \$19,781.05
Recommended Action: It is recommended that the City Council:
 - 1) Accept contract work performed by Pavement Coatings Company for construction of the Fiscal Year 2010-11 Slurry Seal Project in the total amount of \$131,754.05
 - 2) Authorize the City Clerk to file a Notice of Completion with the Orange County Clerk Recorder's Office for the project
 - 3) Authorize the City Engineer to release retention funds in accordance with the terms of the contract
- h. **Approve Amendment No. 1 to Cooperative Agreement C-9-0412 Between the Orange County Transportation Authority and the City of Placentia for the Orange County Gateway/Orangethorpe Corridor Grade Separation Projects**

Financial Impact: Estimated \$136,500 additional funds in City support and services costs to be reimbursed by Orange County Transportation Authority for total amount of \$674,000

Recommended Action: It is recommended that the City Council:

- 1) Approve the attached Amendment to Cooperative Agreement C-9-0412, in a form approved by the City Attorney, between the City of Placentia and the Orange County Transportation Authority for the design, right-of-way acquisition and construction phases of the Orange County Gateway/Orangethorpe Corridor Grade Separation Projects
- 2) Authorize the Mayor to execute the Cooperative Agreement on behalf of the City

i. **Approve Award of Construction Contract to Micon Construction, Inc. for the Kraemer Memorial Park Restroom Renovation and Park Amenities Improvement Project**

Financial Impact:

Expense: \$365,082.60 for construction; Budgeted in Fiscal Year 2011-2012 Budget, Account#333554-6185 J/L 6104940153

Revenue: State Park Grant Funds/Park Development Funds

Recommended Action: It is recommended that the City Council:

- 1) Approve plans and specifications prepared by Richard Fisher Associates dated June 1, 2011 for the Kraemer Memorial Park Restroom Renovation and Park Amenities Improvement Project
- 2) Award the construction contract to the lowest responsive and responsible bidder, Micon Construction, Inc., for an amount not to exceed \$317,463.13 and authorize the appropriation of a 15% construction contingency fund of \$47,619.47
- 3) Reject all other bids
- 4) Approve a budget amendment to allocate an additional \$45,082.60 in Park Development Funds towards the project
- 5) Authorize the City Administrator, or his designee, to approve construction change orders pursuant to the requirements set forth in the construction contract and in an agreement amount not to exceed 15% of the project construction cost
- 6) Authorize the City Administrator to execute contract documents on behalf of the City, in a form approved by the City Attorney

j. **Resolution Establishing Fees for Waste Hauling Tiers and Construction and Demolition Projects**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2011-32, A Resolution of the City Council of the City of Placentia establishing fees for Waste Hauling Tiers and Construction and Demolition Projects

k. **Approval of Plans and Specifications and Award of Construction Contract to CJ Construction, Inc., for OCTA Bus Pad – Northbound Kraemer Boulevard at Chapman Avenue**

Financial Impact:

Expense: \$27,540.00 for Construction

\$27,540.00 budgeted in Fiscal Year 2011-2012 Budget, Account #333552-6185 J/L 61058

Revenue: AB 2766 Funding - \$27,540.00

Recommended Action: It is recommended that the City Council:

- 1) Approve plans and specifications prepared by Willdan Engineering dated March 16, 2011, for the Kraemer Boulevard at Chapman Avenue Bus Pad Project
- 2) Award the Construction Contract to the lowest responsive and responsible bidder, CJ Construction, Inc., for an amount not to exceed \$22,950.00
- 3) Reject all other bids
- 4) Authorize the City Administrator, or his designee, to approve construction change orders pursuant to the requirements set forth in the Construction Contract and in an aggregate amount not to exceed 20% of the project construction cost
- 5) Authorize the City Administrator to execute contract documents on behalf of the City, in a form approved by the City Attorney

i. Approval of Agreement for Extension of Memorandum of Understanding between the City of Placentia and the Placentia City Employees Association

Financial Impact:

Expense: To be determined

Recommended Action: It is recommended that the City Council:

- 1) Approve the attached Amendment to the Memorandum of Understanding (MOU) between the City and the Placentia City Employees Association (PCEA)
- 2) Approve for Unrepresented Management and Mid-Management Employees to receive the same terms and conditions relative to retirement formulas, medical re-openers, medical opt outs, and non-cashable compensation time as approved for PCEA

m. Supplemental Agreement for Construction and Maintenance of Placentia Avenue and Kraemer Boulevard Undercrossings

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Approve Supplemental Agreements for Construction and Maintenance of the Placentia Avenue and Kraemer Boulevard grade separation projects
- 2) Authorize the Mayor to execute the Final Construction and Maintenance Agreements on behalf of the City, in a form approved by the City Attorney

AGENCY CONSENT CALENDAR: None

ICDA CONSENT CALENDAR: None

2. PUBLIC HEARINGS:

COUNCIL/AGENCY/ICDA: None

COUNCIL:

a. Public Hearing to Provide for the Annual Levy of Assessment for the City of Placentia Street Lighting District 81-1

Financial Impact:

Recouped Through Assessments: \$137,477.38

Single Family Residential: \$27.38/Parcel

Commercial/Industrial: \$164.28/Acre

Tentative/Final Map: \$8.21/Unit

Recommended Action: It is recommended that the City Council:

- 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
- 2) Adopt Resolution No. R-2011-33, A Resolution of the City Council of the City of Placentia approving the Engineer's Report for Annual Levy of Assessment for Fiscal Year 2011-2012 in a Street Lighting District No. 81-1 located within the City of Placentia
- 3) Adopt Resolution No. R-2011-34, A Resolution of the City Council of the City of Placentia confirming a diagram and assessment and providing for Annual Assessment Levy

b. Public Hearing to Provide for the Annual Levy of Assessment for City of Placentia Landscape Maintenance District 92-1

Financial Impact:

Recouped Through Assessments: \$395,898.66

Single Family Residential: \$154.87/Parcel

Commercial/Industrial: \$1,548.70/Acre

Multiple Family Residential: \$108.41/Unit

Undeveloped: \$774.35/Parcel

Recommended Action: It is recommended that the City Council:

- 1) Conduct a Public Hearing concerning the levy and collection of assessments within the Placentia Landscape Maintenance District 92-1 and consider all objections to the assessment
- 2) Adopt Resolution No. R-2011-35, A Resolution of the City Council of the City of Placentia approving the Engineer's Report for the Annual Levy of Assessment for Fiscal Year 2011-2012 in a Landscape Maintenance District No. 92-1 located within the City of Placentia
- 3) Adopt Resolution No. R-2011-36, A Resolution of the City Council of the City of Placentia confirming a diagram and assessment and providing for Annual Assessment Levy

AGENCY: None

ICDA: None

3. OLD BUSINESS:

COUNCIL/AGENCY/ICDA OLD BUSINESS: None

COUNCIL OLD BUSINESS:

a. Continuation of Discussion on Street Trees and Sidewalk Maintenance (Continued from June 21, 2011)

Financial Impact: Not applicable

Recommended Action: It is recommended that the City Council:

- 1) Continue this item to a Study Session on a date to be determined by City Council. No further action required.

AGENCY OLD BUSINESS: None

ICDA OLD BUSINESS: None

4. NEW BUSINESS:

COUNCIL/AGENCY/ICDA NEW BUSINESS: None

COUNCIL NEW BUSINESS:

- a. **Appointments to Fill Vacancies on City Commissions and Committees**
Financial Impact: Not applicable
Recommended Action: It is recommended that the City Council:
 - 1) Entertain nominations and make necessary appointments to fill positions on the Cultural Arts Commission, Planning Commission, Recreation and Parks Commission, and Traffic Safety Commission
 - 2) Re-open application/recruitment process for positions on the Senior Advisory and Veterans Advisory Committees

- b. **Designation of Voting Delegate for the 2011 League of California Cities Annual Conference**
Financial Impact: Not applicable
Recommended Action: It is recommended that the City Council:
 - 1) Appoint one delegate to represent the City at the League of California Cities Annual Conference 2011
 - 2) Appoint an alternate to represent the City at the League of California Cities Annual Conference 2011

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/Redevelopment/ICDA Agency Board of Directors will adjourn to August 2, 2011.

*In
Memory
of
Joan A. Barasa
Mother of Recreation and Parks Commissioner Mary Granger*

CERTIFICATION OF POSTING

I, Tania Moreno, Deputy City Clerk for the City of Placentia and Assistant Secretary of the Placentia Redevelopment Agency and the Industrial Commercial Development Authority, hereby certify that the Agenda for the July 19, 2011, meetings of the City Council, Redevelopment Agency, and Industrial Commercial Development Authority was posted on July 14, 2011.

Tania Moreno, Deputy City Clerk