



## Regular Meeting Agenda

August 2, 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](http://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.

**City of Placentia**  
**401 E Chapman Avenue**  
**Placentia, CA 92870**

**Phone: (714) 993-8117**

**Fax: (714) 961-0283**

**Email:**

**[administration@placentia.org](mailto:administration@placentia.org)**

**Website: [www.placentia.org](http://www.placentia.org)**

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.

**PLACENTIA CITY COUNCIL  
PLACENTIA REDEVELOPMENT AGENCY  
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY  
REGULAR MEETING AGENDA – STUDY SESSION  
August 2, 2011  
4:30 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 is invited to address the City Council/Board of Directors concerning the Study Session agenda items only.

**SS 1.** Impacts of Recent State Legislation on the City's Redevelopment Agency

**ADJOURNMENT** - The City Council/Redevelopment Agency will recess to their 5:30 pm Executive Session.

**PLACENTIA CITY COUNCIL  
PLACENTIA REDEVELOPMENT AGENCY  
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY  
REGULAR MEETING AGENDA – EXECUTIVE SESSION  
August 2, 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 Existing Litigation – One (1) Item
  - a. Placentia Police Officers Association v. City of Placentia, Orange County Superior Court, Case No. 30-2011-00485327
  - b. Mega Lighting, Inc./Norris-Repke v. City of Placentia, Orange County Superior Court No. 30-2010-00385719
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
5. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:
  - a. Property: 166 La Jolla Street, APN 344-24-103  
City Negotiator: Troy L. Butzlaff  
Negotiating Parties: William Taormina  
Under Negotiations: Price and Terms of Payment

**RDA:**

1. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:
  - b. Property: 132 E. Crowther, APN 339-09-108  
City Negotiator: Troy L. Butzlaff

Negotiating Parties: William Taormina  
Under Negotiations: Price and Terms of Payment

**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  
August 2, 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. Employee of the Quarter - Police (Sworn) Employee Group  
Presenter: Mayor Nelson, City Administrator Butzlaff, and Police Chief Hicks
- b. Recognition of Placentia Presbyterian Church Centennial Celebration  
Recipient: Claron Anderson, President of Corporation of the PPC  
Presenter: Mayor Nelson
- c. Recognition for Service to Placentia Battalion Division Chief Chuck Nicola  
Recipient: Chief Chuck Nicola  
Presenter: Mayor Nelson
- d. Update from Senator Bob Huff on State Budget and Other Legislative Matters  
Presenter: Senator Bob Huff

**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.k.):**

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 Special Meeting and Regular Meeting – July 12, 2011 & July 19, 2011**  
Recommended Action: Approve
- c. **City Fiscal Year 2010-2011 Warrant Register for July 20, 2011 Through August 2, 2011**  
Financial Impact: \$554,953.23  
Recommended Action: Approve
- d. **Agency Fiscal Year 2010-2011 Warrant Register for July 20, 2011 Through August 2, 2011**  
Financial Impact: \$29,149.43  
Recommended Action: Approve
- e. **City Fiscal Year 2011-2012 Warrant Register for July 20, 2011 Through August 2, 2011**  
Financial Impact: \$687,689.74  
Recommended Action: Approve
- f. **Agency Fiscal Year 2011-2012 Warrant Register for July 20, 2011 Through August 2, 2011**  
Financial Impact: \$7,982.53  
Recommended Action: Approve
- g. **Selection of Information Technology Services Contract**  
Financial Impact:  
Expense: \$109,512  
Budgeted: \$147,000 (Account No.: 422023-6290)  
Recommended Action: It is recommended that the City Council:
  - 1) Approve a Professional Services Agreement with the City of Brea, BreaIT Solutions to provide IT Support Services to the City of Placentia for the remainder of Fiscal Year 2011-2012 and Fiscal Year 2012-2013 with a one (1) year extension option
  - 2) Authorize the City Administrator to enter into a contract, in a form approved by the City Attorney, with the City of Brea, BreaIT Solutions on behalf of the City

**COUNCIL CONSENT CALENDAR:**

- h. **Determination and Levy of Special Tax for Fiscal Year 2011-2012 in Community Facilities District No. 89-1 (East Placentia)**  
Financial Impact:

No General Fund impact – District revenues of \$2,955,922.28 will not cover estimated District expenditures of \$3,055,922.28

Recommended Action: It is recommended that the City Council:

- 1) Approve the Community Facilities District 2011-2012 Special Tax Levy of \$2,955,922.28
- 2) Approve the attached Resolution authorizing the Special Tax Levy in Community Facilities District 89-1 for Fiscal Year 2011-2012
- 3) Authorize inclusion of the Special Tax Levy for Fiscal Year 2011-2012 on the Orange County Secured Property Tax Roll

i. **Approve Master Funding Agreement C-1-2778 Between the Orange County Transportation Authority and the City of Placentia for M2 Comprehensive Transportation Funding Programs**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Approve Master Funding Agreement C-1-2778 for the Comprehensive Transportation Funding Programs, Measure M2 Projects
- 2) Authorize the Mayor to execute the Master Funding Agreement on behalf of the City, in a form approved by the City Attorney

j. **Resolution Establishing Membership of the Cultural Arts Commission and Appointments to Fill Vacancies**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2011-37, A Resolution of the City Council of the City of Placentia, California establishing membership of the Cultural Arts Commission at nine (9) members
- 2) Entertain nominations and make necessary appointments to fill positions on the Cultural Arts Commission

k. **Consideration to Approve an Agreement for Media Production Services**

Financial Impact:

Expense: Not to exceed \$39,000.00 annually; Budgeted in Fiscal Year 2011-2012 Budget, Account#441573-6099

Revenue: Public, Educational, and Governmental (PEG) Funds

Recommended Action: It is recommended that the City Council:

- 1) Approve a Consulting Services Agreement with Mr. Daniel Fenstermaker for Media Production Services
- 2) Authorize the City Administrator to execute agreement and extensions permitted therein 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:** None

**AGENCY:** None

**ICDA:** None

**3. OLD BUSINESS:**

**COUNCIL/AGENCY/ICDA OLD BUSINESS:** None

**COUNCIL OLD BUSINESS:**

a. **Approve Award of Construction Contract to Union Construction Company and Award of Contract for Construction Management and Inspection Services to Willdan Engineering for the Gomez Community Center Renovation Project**

Financial Impact:

Expense: \$436,293 Construction; \$39,000 Construction Management and Inspection Services

Budgeted: \$263,000 Account No. 333554-6185 J/L 6107040133

Unbudgeted: \$212,293 Park Development

Recommended Action: It is recommended that the City Council:

- 1) Approve plans and specifications prepared by Williams Architects dated June 6, 2011 for the Gomez Community Center Renovation Project
- 2) Approve a budget amendment to allocate an additional \$212,293 in Park Development funds towards the project
- 3) Award the construction contract to the lowest responsive and responsible bidder, Union Construction Company, for an amount not to exceed \$396,630 and authorize the appropriation of a 10% construction contingency fund of \$39,663
- 4) Reject all other bids
- 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 10% 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
- 7) Authorize the City Administrator to execute a Professional Services Agreement, in a form approved by the City Attorney, with Willdan Engineering for an amount not to exceed \$39,000 for Construction Management and Inspection services for the Gomez Community Center Renovation project

**AGENCY OLD BUSINESS:** None

**ICDA OLD BUSINESS:** None

**4. NEW BUSINESS:**

**COUNCIL/AGENCY/ICDA NEW BUSINESS:** None

**COUNCIL NEW BUSINESS:**

a. **First Reading and Introduction of an Ordinance Amending Chapter 10.26 of Title X of the Placentia Municipal Code Relating to Bingo Games and Regulations for Remote Caller Bingo**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Waive full reading, reading by title only, and introduce for first reading, Ordinance O-2011-09, an Ordinance of the City Council of the City of Placentia, California, amending chapter 10.26 of the Placentia Municipal Code regarding the licensing and regulation of bingo games within the City

b. **Formation of Citizens Task Force on Establishment of a Citywide Assessment District**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Approve the formation of an ad-hoc Citizens Task Force consisting of community members and one (1) representative from each of the four (4) City Commission/Committees as determined by the Mayor

**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 16, 2011.

**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 August 2, 2011, meetings of the City Council, Redevelopment Agency, and Industrial Commercial Development Authority was posted on July 28, 2011.

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Tania Moreno, Deputy City Clerk