



Regular Meeting Agenda 23 de julio de 2019

**Placentia City Council
Placentia City Council Acting as Successor Agency to
the Placentia Redevelopment Agency
Placentia Industrial Commercial
Development Authority**

Rhonda Shader
Mayor

Ward L. Smith
Mayor Pro Tem

Craig S. Green
Councilmember

Chad P. Wanke
Councilmember

Jeremy B. Yamaguchi
Councilmember

Robert S. McKinnell
City Clerk

Kevin A. Larson
City Treasurer

Damien R. Arrula
City Administrator

Christian L. Bettenhausen
City Attorney

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.

Copies of all agenda materials are available for public review in the Office of the City Clerk, online at www.placentia.org, and at the 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
401 E. Chapman Avenue
Placentia, CA 92870**

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**PLACENTIA CITY COUNCIL
PLACENTIA CITY COUNCIL ACTING AS SUCCESSOR AGENCY TO THE
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING AGENDA - CLOSED SESSION**

23 de julio de 2019

**5:30 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER:

ROLL CALL: Councilmember/Board Member Green
Councilmember/Board Member Wanke
Councilmember/Board Member Yamaguchi
Mayor Pro Tem/Board Vice Chair Smith
Mayor/Board Chair Shader

ORAL COMMUNICATIONS:

At this time the public may address the City Council and Boards of Directors concerning any items on the Closed Session Agenda only. There is a five (5) minute time limit for each individual addressing the City Council and Boards of Directors.

The City Council and Boards of Directors will recess to the City Council Caucus Room for the purpose of conducting their Closed Session proceedings.

1. Pursuant to Government Code Section 54957.6
CONFERENCE WITH LABOR NEGOTIATOR
Agency Designated Representatives: Damien R. Arrula, City Administrator
Rosanna Ramirez, Director of Administrative Services
Employee Organizations: Placentia City Employees Association (PCEA), Placentia Police Officers Association (PPOA), Placentia Police Management Association (PPMA), and Unrepresented Employee
2. Pursuant to Government Code Section 54956.9 (d)(2):
CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation
Significant exposure to litigation: (2 Cases)
3. Pursuant to Government Code Section 54956.8
CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Property: 207-209 W. Crowther Avenue
Agency Negotiator: Damien R. Arrula, City Administrator
Negotiating Parties: USA Properties
Under Negotiations: Price and Terms of Payment

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

**PLACENTIA CITY COUNCIL
PLACENTIA CITY COUNCIL ACTING AS SUCCESSOR AGENCY TO THE
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING AGENDA
23 de julio de 2019
7:00 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER:

ROLL CALL: Councilmember/Board Member Green
Councilmember/Board Member Wanke
Councilmember/Board Member Yamaguchi
Mayor Pro Tem/Board Vice Chair Smith
Mayor/Board Chair Shader

INVOCATION: Chaplain Sterling Bennett

PLEDGE OF ALLEGIANCE: Boy Scout Troop 723 Honor Guard

PRESENTATIONS:

- a. **Presentation of Mayor's "Do the Right Thing" Award to Joshua Correa**
Recipient: Joshua Correa
Presenter: Mayor Shader
- b. **Presentation of Mayor's "Do the Right Thing" Award to Virginia Thomas**
Recipient: Virginia Thomas
Presenter: Mayor Shader
- c. **Recognition of Winners of the Cultural Arts Commission Annual Photography Contest**
Recipients: Cultural Arts Commission Annual Photography Contest Winners
Presenters: Mayor Shader, Cultural Arts Commission Vice Chair Nadine La Borde, Cultural Arts Commissioner Kristina Muldoon, and Community Services Coordinator Felipe Zambrano

CLOSED 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. There is a five (5) minute time limit for each individual addressing the City Council and Boards of Directors.

CITY COUNCIL/BOARD MEMBER COMMENTS:

1. CONSENT CALENDAR (Items 1.a. through 1.u):

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.

1.a. Consideration to Waive Reading in Full of all Ordinances and Resolutions

Fiscal Impact: None

Recommended Action: Approve

1.b. City Fiscal Year 2018-19 Register for July 23, 2019

Check Register

Fiscal Impact: \$578,714.12

Electronic Disbursement Register

Fiscal Impact: \$ 64,360.50

City Fiscal Year 2019-20 Register for July 23, 2019

Check Register

Fiscal Impact: \$690,729.42

Electronic Disbursement Register

Fiscal Impact: \$761,783.43

Recommended Action: It is recommended that the City Council:

- 1) Receive and file

1.c. Acceptance of Resignations from the Recreation and Parks Commission

Fiscal Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Accept the resignations of Todd Emrick and Michael Dougherty from the Recreation and Parks Commission; and
- 2) Update the City's master Commission/Committee vacancy list to include the vacancies on the Recreation and Parks Commission

1.d. Reduction of the Recreation and Parks Commission Membership from Nine (9) to Seven (7) Members

Fiscal Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution R-2019-38, A Resolution of the City Council of the City of Placentia, California establishing the number of Recreation and Parks Commissioners at seven (7) members.

1.e. Second Reading and Adoption of Ordinance No. O-2019-05, Adopting Negative Declaration (ND) No. 2019-02 and Approving Zoning Code Amendment (ZCA) No. 2019-01 and Specific Plan Amendment (SPA) No. 2018-01, Resulting in an Amendment to the Placentia Municipal Code and an Amendment to Specific Plan 5 (SP-5) Which Would Amend Placentia Municipal Code Chapter 23.105 Entitled "Specific Plan 5" (SP-5) to Add Hospitality Uses and Other Commercial Uses to the Permitted Uses for All Parcels (Including Parcels 9 and 11) and to Modify the Maximum Allowable Height to Be Seventy-Five (75) Feet Within the Specific Plan Area Which Consists of 11 Parcels on Approximately 19.13 Acres, Generally Located at the Northeast Corner of Orangethorpe Avenue and Placentia Avenue, and Extending Northbound Along Placentia Avenue onto Kimberly Avenue (Brian Chuchua)

Fiscal Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Waive full reading, by title only, and adopt Ordinance O-2019-05, An Ordinance of the City Council of the City of Placentia, California adopting Negative Declaration (ND) No. 2019-02 for the proposed project and approving Zoning Code Amendment (ZCA) No. 2019-01 and Specific Plan Amendment (SPA) No. 2018-01 resulting in an amendment to Chapter 23.105 entitled "Specific Plan 5" to amend the permitted uses and maximum allowable height permitted within Specific Plan 5.

- 1.f. **Second Reading and Adoption of Ordinance No. O-2019-06, Whereby Amendment to the City of Placentia Municipal Code (PMC) Shall Be Made, by Adding Chapter 23.71 (Short-Term Residential Rentals – Licensed Use) and Chapter 6.45 (Short-Term Residential Rentals) Relating to Short-Term Residential Rentals and Making Conforming Changes to Chapters 23.10 ("R-A" – Residential Agricultural District), 23.12 ("R-1" – Single Family Residential District), 23.15 ("R-2" – Low-Medium Density Multiple-Family District), 23.18 ("R-G" – Medium Density Multiple-Family), 23.21 ("R-3" – High Density Multiple-Family), 23.25 ("RPC" – Residential Planned Community District), 23.72 ("PUD" – Planned Unit Development District), 23.106 ("SP-6" – Specific Plan 6), 23.107 ("SP-7" – Specific Plan 7), 23.108 ("SP-8" – Specific Plan 8), and 23.110 ("SP-10" – Specific Plan 10, 23.111 ("TOD" – Transit Oriented Development Packing House District), and 23.112 ("OT" – Old Town Placentia Revitalization Plan)**

Fiscal Impact: Potential for approximately \$31,600 in net revenue from Transient Occupancy Tax.

Recommended Action: It is recommended that the City Council:

- 1) Waive full reading, by title only, and adopt Ordinance No. O-2019-06, an Ordinance of the City Council of the City of Placentia, California, adopting a Categorical Exemption pursuant to CEQA Guidelines Section 15061 (b)(3) for the proposed project and amending the City of Placentia Municipal Code (PMC), by adding Chapter 23.71 (Short-Term Residential Rentals – Licensed Use) and Chapter 6.45 (Short-Term Residential Rentals) relating to Short-Term Residential Rentals and making conforming changes to Chapters 23.10, 23.12, 23.15, 23.18, 23.21, 23.25, 23.72, 23.106, 23.107, 23.108, 23.110, 23.111 and 23.112 of the Municipal Code.

- 1.g. **Segunda lectura de la Ordenanza para ajustar los límites del Mapa de Distritos del Consejo Municipal**

Impacto fiscal: \$50,000 (a la fecha)

Acción recomendada: Se recomienda que el Consejo Municipal:

- 1) Renuncie a la lectura completa, únicamente por títulos, y adopte la Ordenanza N.º O-2019-04, del Consejo Municipal de la Ciudad de Placentia, California, donde se ajustan los límites de los Distritos del Consejo Municipal y se adopta un mapa con los límites ajustados y el número de identificación de cada distrito electoral.

- 1.h. **Amendment No. 1 to Maintenance Services Agreement with Bear Electrical Solutions, Inc. for Traffic Signal Maintenance Services**

Fiscal Impact: Expense: \$ 350,000 Total Cost for Services

Budgeted: \$ 110,000 Fiscal Year 2018-19 Operating Budget

\$ 120,000 Fiscal Year 2019-20 Operating Budget

\$ 120,000 Estimated For Fiscal Year 2020-21 Operating Budget

Recommended Action: It is recommended that the City Council:

- 1) Approve Amendment No. 1 to the Maintenance Services Agreement with Bear Electrical Solutions, Inc. for provision of Traffic Signal Maintenance Services, increasing the contract not-to-exceed amount by \$123,590; and

- 2) Authorize the City Administrator to approve contract change orders up to 10% of the initial three-year contract amount, or \$35,000; and
- 3) Authorize the City Administrator to execute the necessary documents, in a form approved by the City Attorney.

1.i. **Ordinance Adding Article VI to Chapter 14.04 of Title 14 of the Placentia Municipal Code to Establish a Pavement Cut Moratorium on Newly Paved and Sealed Streets**

Fiscal Impact: There is no direct fiscal impact associated with the recommended action.

Recommended Action: It is recommended that the City Council:

- 1) A Waive full reading, by title only, and introduce for first reading Ordinance No. 2019-09, An Ordinance of the City Council of the City of Placentia, California, amending Title 14 of the Placentia Municipal Code by adding Article VI to Chapter 14.04 establishing a pavement cut moratorium on newly paved and sealed streets.

1.j. **Acceptance of Construction Work and Notice of Completion for the OCTA M2 Environmental Cleanup Program Tier 1 Grant Catch Basin Insert Project Phase V**

Fiscal Impact:

Expense:	\$200,000	Project Cost
Budgeted:	\$160,000	M2 Environmental Cleanup Program Grant
	\$ 25,000	CalRecycle Used Oil Payment Program
	\$ 10,000	Refuse Administration Fund
	\$ 5,000	General Fund

Recommended Action: It is recommended that the City Council:

- 2) Accept the work performed by G2 Construction, Inc., for construction of the OCTA M2 Environmental Cleanup Program Tier 1 Grant Catch Basin Insert Project, Phase V in the total amount of \$200,000; and
- 3) Authorize the City Administrator to file a Notice of Completion with the Orange County Clerk Recorder's Office for the Project; and
- 4) Authorize the City Administrator to release retention funds in accordance with the terms of the contract.

1.k. **Professional Services Agreement for Engineering Design Services: Citywide Cycle 9 Highway Safety Improvement Program Project (Project No. 2908)**

Fiscal Impact:

Expense:	\$ 132,445
Budgeted:	\$1,284,000

FY 2019-20 Capital Improvement Program
Budget – Federal HSIP Grant Funds
No General Fund dollars will be used on this project.

Recommended Action: It is recommended that the City Council:

- 1) Award a Professional Services Agreement for engineering design services for the Citywide Cycle 9 Highway Safety Improvement Program Project to KOA Corporation, for a not-to-exceed amount of \$132,445; and
- 2) Authorize the City Administrator to approve contract change orders up to 10% of the contract not-to-exceed amount, or \$13,244; and
- 3) Authorize the City Administrator and/or his designee to execute all the necessary documents, in a form approved by the City Attorney.

1.l. **Declaration of Surplus Property**

Fiscal Impact: Revenue realized from the sale of surplus property will be deposited into the City Equipment Replacement Fund.

Recommended Action: It is recommended that the City Council:

- 1) Declare the eleven (11) vehicles listed in this report as surplus property; and

- 2) Authorize the City Administrator or his designee to execute the necessary documents to dispose of these vehicles through a public auction; and
- 3) Direct Staff to deposit the auction proceeds into the City Equipment Replacement Fund.

1.m. **Professional Services Agreement for Engineering Design Services for Fiscal Year 2019-20 Residential Slurry Seal and Arterial Roadway Rehabilitation Project Nos. 1001 and 1002**

Fiscal Impact: Expense: \$ 308,500

Budgeted: \$2,710,000 FY 2019-20 Capital Improvement Program
Budget

Recommended Action: It is recommended that the City Council:

- 1) Award a Professional Services Agreement for the Engineering Design Services for FY 2019-20 Residential Slurry Seal and Arterial Roadway Rehabilitation Projects with NV5, Inc., for a not-to-exceed amount of \$308,500; and
- 2) Authorize the City Administrator to approve contract change orders up to 10% of the contract not-to-exceed amount or \$30,850; and
- 3) Authorize the City Administrator and/or his designee to execute all the necessary documents, in a form approved by the City Attorney.

1.n. **Acceptance of Construction Work and Notice of Completion for the Citywide Traffic Signal Repair Project (Multiple Project No.'s)**

Fiscal Impact: Expense: \$331,987.63 Final Project Cost

Budgeted: \$453,596.00 FY 2018-19 Capital Improvement Program
Budget

Recommended Action: It is recommended that the City Council:

- 1) Accept the work performed by Siemens Industry, Inc., for construction of the Citywide Traffic Signal Repair Project in the total amount of \$331,987.63; and
- 2) Authorize the City Administrator to file a Notice of Completion with the Orange County Clerk Recorder's Office for the Project; and
- 3) Authorize the City Administrator to release retention funds in accordance with the terms of the contract.

1.o. **Resolution Amending the City's Conflict of Interest Code**

Fiscal Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Review the proposed amendments to the City's Conflict of Interest Code, provide input and/or updates as necessary; and
- 2) Approve Resolution R-2019-39, A Resolution of the City Council of the City of Placentia, California, amending the City's Conflict of Interest Code.

1.p. **Second Quarter Fiscal Year 2018-19 Financial Update**

Fiscal Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Receive and file the Second Quarter Fiscal Year 2018-19 Financial Update for Period Ending December 31, 2018.

1.q. **Exclusive Memorandum of Understanding Between the County of Orange and the Cities of Placentia and Buena Park for Additional County Funding for the Operation of North Spa Navigation Centers**

Fiscal Impact: Revenue: \$625,000 from the County of Orange for operations.

Recommended Action: It is recommended that the City Council:

- 1) Approve the Memorandum of Understanding between the Cities of Buena Park and Placentia and the County of Orange; and

- 2) Authorize the City Administrator and/or his designee to make non-substantive amendments as necessary and execute the agreement on behalf of the City, in a form approved by the City Attorney.

1.r. **Second Reading of Ordinance No. O-2019-08 Reauthorizing the Public, Educational, and Governmental (PEG) Fee on State Video Franchisees Operating Within the City of Placentia**

Fiscal Impact: Approximately \$70,000 Annual PEG Restricted Revenue

Recommended Action: It is recommended that the City Council:

- 1) Waive full reading, by title only, and introduce for first reading Ordinance No. O-2019-08, An Ordinance of the City Council of the City of Placentia, California, reauthorizing the Public, Educational, and Governmental fee on State video franchisees operating within the City of Placentia.

1.s. **Purchase and Implementation of New Police Department Jail Camera and Panic Alarm System**

Fiscal Impact: Expense: \$ 68,660 Project Cost

Budgeted: \$ 68,660 FY 2019-20 Capital Improvement Program (CIP)
Budget (FY 2018-19 Budget Carryover)

Recommended Action: It is recommended that the City Council:

- 1) Approve the purchase and installation of the Avigilon Camera System and software from Avigilon in an amount not-to-exceed \$68,660; and
- 2) Authorize the City Administrator and/or his designee to execute all necessary documents, in a form approved by the City Attorney.

1.t. **Memorandum of Understanding Between the City and the Placentia City Employees Association**

Fiscal Impact: Fiscal Year 2019-20: \$ 153,274 (Estimated)

Fiscal Year 2020-21: \$ 300,521 (Estimated)

Recommended Action: It is recommended that the City Council:

- 1) Approve the Memorandum of Understanding with the Placentia City Employees Association as outlined in Exhibit 1; and
- 2) Authorize the City Administrator, Director of Administrative Services, and Director of Finance to execute the necessary documents on behalf of the City, in a form approved by the City Attorney.

1.u. **Professional Services Agreement with Public Consulting Group for Fire Department Implementation Services**

Fiscal Impact: Expense: \$ 50,000 Consultant Services

Budgeted: \$ 50,000 FY 2019-20 Operating Budget

Recommended Action: It is recommended that the City Council:

- 1) Award a Professional Services Agreement for Placentia Fire and Life Safety Department Implementation Services with Public Consulting Group, Inc., for a not-to-exceed amount of \$50,000; and
- 2) Authorize the City Administrator to approve contract change orders up to 10% of the contract not-to-exceed amount, or \$5,000; and
- 3) Authorize the City Administrator and/or his designee to execute all the necessary documents, in a form approved by the City Attorney.

2. PUBLIC HEARINGS: None

3. REGULAR AGENDA:

3.a. **Orange County Housing Finance Trust Joint Powers Authority Agreement**

Fiscal Impact: Possible Future Grant Funding For Supportive Housing

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2019-41 A Resolution of the City Council of the City of Placentia, California entering into the Joint Exercise of Powers Agreement to become a member of the Orange County Housing Finance Trust; and
- 2) Approve the Orange County Housing Finance Trust Joint Powers Authority Agreement and authorize the City Administrator, or designee, to sign and execute the Agreement; and
- 3) Receive and file the draft bylaws, which are subject to formal adoption by the Orange County Housing Trust's Board of Directors following its creation through the execution of the Orange County Housing Finance Trust Joint Powers Agreement by the County of Orange and participating cities; and
- 4) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly; and
- 5) Authorize the City Administrator, or his designee, to execute all documents necessary, substantially in a form approved by the City Attorney.

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/Successor Agency/ICDA Agency Board of Directors will adjourn to Tuesday, September 10, 2019 at 5:30 p.m.

Adjourned in Memory of

Steve Hemstreet, Lifelong Friend of Councilmember Green

TENTATIVE AGENDA FORECAST

The Tentative Agenda Forecast is subject to change up until the posting of the Agenda for the Council Meeting listed below:

- Second Reading of Pavement Moratorium Ordinance
- Media Production Contract Services
- Third Quarter Fiscal Year 2018-19 Treasurer's Report
- Third Quarter Fiscal Year 2018-19 Financial Update
- Placentia Open Spaces

CERTIFICATION OF POSTING

I, Rosanna Ramirez, Director of Administrative Services of the City of Placentia and Assistant Secretary of the Industrial Commercial Development Authority and Successor Agency, hereby certify that the Agenda for the July

23, 2019 meetings of the City Council, Successor Agency, and Industrial Commercial Development Authority was posted on July 18, 2019.

Rosanna Ramirez, Director of Administrative Services