



Regular Meeting Agenda July 21, 2020

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

SPECIAL PROCEDURES NOTICE DURING COVID-19 EMERGENCY

On March 4, 2020, Governor Newsom proclaimed a State of Emergency as a result of the threat of the COVID-19 virus.

On March 17, 2020, Governor Newsom issued Executive Order N-29-20, which temporarily suspends requirements of the Brown Act allowing City Council Members to hold public meetings via teleconferencing and make public meetings accessible telephonically or otherwise electronically to all members of the public seeking to observe and to address the City Council.

Given the health risks associated with COVID-19, please be advised that the City Council Chambers are closed to the public and some, or all, of the Placentia City Council Members may attend this meeting telephonically. Those locations are not listed on the agenda and are not accessible to the public.

How to Observe the Meeting

To maximize public safety while maintaining transparency and public access, all City Council meetings are available to view live on AT&T U-verse (Channel 99), Spectrum (Channel 3), and online at www.placentia.org/pctv.

How to Submit Public Comment

Members of the public may provide public comment by sending comments for City Council consideration by email to the City Clerk at cityclerk@placentia.org. Please limit to 200 words or less. Comments received before or during a Council meeting, until the close of the **Oral Communications** portion of the agenda, will be read into the public record, subject to the regular time limitations per speaker. Longer submittals will be included in the public record. If you are unable to provide your comments in writing, please contact the City Clerk's Office for assistance at (714) 993-8231.

Americans with Disabilities Act Accommodation

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 cityclerk@placentia.org or by calling (714) 993-8231. Notification 48 hours prior to the meeting will generally enable City Staff to make reasonable arrangements to ensure accessibility while maintaining public safety. (28 CFR 35.102.35.104 ADA Title II)

Until further notice the City will implement the guidelines of the California Department of Public Health regarding social distancing.

The City of Placentia thanks you in advance for taking all precautions to prevent the spread of the COVID-19 virus.

The City will return to normal City Council meeting procedures as soon as the emergency has ended.



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Placentia Industrial Commercial
Development Authority

Ward L. Smith
Mayor

Jeremy B. Yamaguchi
Mayor Pro Tem

Craig S. Green
Councilmember

Rhonda Shader
Councilmember

Chad P. Wanke
Councilmember

Robert S. McKinnell
City Clerk

Kevin A. Larson
City Treasurer

Damien R. Arrula
City Administrator

Christian L. Bettenhausen
City Attorney

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

Phone: (714) 993-8117

Fax: (714) 961-0283

Email:

administration@placentia.org

Website: www.placentia.org

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

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(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.

**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
July 21, 2020
5:30 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER:

PRIOR TO ROLL CALL:

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

ORAL COMMUNICATIONS: (PLEASE SEE PAGE ONE FOR SPECIAL INSTRUCTIONS ON SUBMITTING PUBLIC COMMENT DURING THE COVID-19 CRISIS)

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 54956.9 (d)(2):
CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation
Significant exposure to litigation: (3 Cases)

2. Pursuant to Government Code Section 54956.8
CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Property: 321 S. Main Street APN: 339-393-09
Agency Negotiator: Damien R. Arrula, City Administrator
Negotiating Parties: Placita Santa Fe Downtown Merchants
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
July 21, 2020
7:00 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER:

PRIOR TO ROLL CALL:

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

INVOCATION: Sterling Bennett

PLEDGE OF ALLEGIANCE:

PRESENTATION:

1. **Citizens' Oversight Committee Annual Measure U Report**
Presenter: Citizens' Oversight Committee Chair Robert S. McKinnell

CLOSED SESSION REPORT:

CITY ADMINISTRATOR REPORT:

ORAL COMMUNICATIONS: (PLEASE SEE PAGE ONE FOR SPECIAL INSTRUCTIONS ON SUBMITTING PUBLIC COMMENT DURING THE COVID-19 CRISIS)

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.j):

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. **Minutes**
City Council/Successor/ICDA Regular Meeting: July 7, 2020
Recommended Action: Approve
- 1.c. **City Fiscal Year 2019-20 Register for July 21, 2020**
Check Register
Fiscal Impact: \$ 730,310.96
Electronic Disbursement Register
Fiscal Impact: \$ 49,396.01
- City Fiscal Year 2020-21 Register for July 21, 2020**
Check Register
Fiscal Impact: \$ 694,247.12
Electronic Disbursement Register
Fiscal Impact: \$ 826,751.54
Recommended Action: It is recommended that the City Council:
1) Receive and file
- 1.d. **Acceptance of Construction Work and Notice of Completion for Construction of Certain Tenant Improvements for the Placentia Navigation Center**
Fiscal Impact: Expense: \$2,967,122 Construction Cost
Budget: \$3,568,000 Placentia Reg. Nav. Center Fund 2019-20
(784070-6899)
Recommended Action: It is recommended that the City Council:
1) Accept the work performed by Cannon Constructors South, Inc. for construction of the tenant improvements for the Placentia Navigation Center for a grand total amount of \$2,967,122; and
2) Authorize the City Administrator to approve contract Change Order #1 in the amount of \$380,174; 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.e. **Purchase of Fuel Management System Software**
Fiscal Impact: Expense: \$29,728.79 Software Purchase and Installation
Budgeted: \$35,000.00 FY 2020-21 CIP Budget
(796114-6185) – Measure U Funds
Recommended Action: It is recommended that the City Council:
1) Approve the Fuel View 4 Software as a Service (SaaS) Agreement with EJ Ward, Inc. for the fuel management system software purchase and implementation in an amount not to exceed \$29,728.79; and
2) Authorize the City Administrator to approve change orders to EJ Ward up to 10%, or \$2,972.88, for a total amount not to exceed \$32,701.67; and
3) Authorize the City Administrator and/or his designee to execute all necessary documents, in a form approved by the City Attorney.
- 1.f. **Agreement With St. Jude Hospital to Accept a Healthy Communities Initiative Grant to Support Community Health and Wellness**
Fiscal Impact: Expense: \$58,000 St. Jude Grant
Revenue: \$58,000 St. Jude Grant
Recommended Action: It is recommended that the City Council:
1) Approve a Restricted Project Grant Agreement with St. Jude Hospital to accept a \$58,000 Healthy Communities Initiative Grant to support community health and wellness; and
2) Approve Resolution No. R-2020-49, a Resolution of the City Council of the City of Placentia, California authorizing a budget amendment in Fiscal Year 2020-21 in

compliance with City Charter of the City of Placentia §§ 1206 and 1209 pertaining to appropriations for actual expenditures; and

- 3) Authorize the City Administrator and/or his designee to execute all necessary documents, in a form approved by the City Attorney.

1.g. **City Council Chambers Video Renovation Project in Response to COVID-19**

Fiscal Impact: Expense: \$ 75,000
Revenue: \$ 75,000 CARES Act Funding

Recommended Action: It is recommended that the City Council:

- 1) Authorize the City Administrator to enter into an agreement with VMI Broadcast and Professional Video for the purchase and installation of audio and visual upgrades for the City Council Chamber for a total project cost of not-to-exceed amount of \$75,000; and
- 2) Authorize the City Administrator and/or his designee to execute all necessary documents, in a form approved by the City Attorney.

1.h. **Sole Source Professional Services Agreement With Koa Hills Consulting for Consulting Services for the Finance Enterprise System Upgrade**

Fiscal Impact: Expense: \$148,750 Professional Services
Budget: \$ 24,000 2020-21 Operating Budget (102020-6099)
\$125,000 2020-21 CIP Budget (Project No. 6103)

Recommended Action: It is recommended that the City Council:

- 1) Approve the sole source Professional Services Agreement with Koa Hills Consulting in the amount of \$148,750 for finance enterprise system upgrade consulting services; and
- 2) Waive bidding requirements as sufficient justification for a sole source professional services agreement exists.

1.i. **A Resolution of the City Council of the City of Placentia, California Reaffirming Proclamation P-2020-01 and Resolution No. R-2020-11 Which Declared the Existence of a Local Emergency**

Fiscal Impact: Expenses: Cost of Mitigation of COVID-19 Outbreak
Revenue: To Be Determined by Ongoing Damage Assessment of Tax Revenue From Hotel and Sales Tax

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2020-50, a Resolution of the City Council of the City of Placentia, California, reaffirming Proclamation P-2020-01 and Resolution No. R-2020-11 which declared the existence of a local emergency.

1.j. **Relaxation of Regulations and On-Site Parking Requirements for Restaurants and Other Businesses Related to COVID-19**

Fiscal Impact: Nominal expenditures related to Staff review of outdoor business and encroachment permits and working with participating businesses.
Unknown revenue gain from sales tax from businesses able to serve more customers than under indoor-only occupancy standards.

Recommended Action: It is recommended that the City Council direct the City Administrator, acting as the Director of Emergency Services, to revise the Temporary Outdoor Dining Establishment program to assist businesses in the following ways:

- 1) Outdoor Use of Public and Private Property. For the purpose of allowing businesses to request an increase in the allowable public and private space available for business activities and outdoor dining: relax outdoor dining and outdoor business operation regulations, development standards and conditions of approval, and to establish regulations which allow outdoor consumption of alcohol at restaurants where indoor consumption of alcohol was already allowed; and
- 2) Waive Fees. Waive the following fees until 11:59 p.m. on November 19, 2020:
 - a. Use of public space for outdoor business operations and outdoor dining; and

- b. Applications for a relaxation of outdoor business operations and outdoor dining regulations, including fees related to necessary Planning, Building and Fire permits.
- 3) Parking. Allow a reduction in mandatory on-site parking on private property for increased outdoor business operations and outdoor dining space with a property owner's permission; and
- 4) Administration. Allow Staff to process these adjustments administratively. This includes making temporary administrative adjustments (i.e., reduction of enforcement on existing conditions of approval) to previously approved Use Permits and other entitlement mechanisms.

2. PUBLIC HEARING: None

3. REGULAR AGENDA:

3.a. Pension Obligation Bond Study Session

Fiscal Impact: Expenditure: No Cost to Receive Presentation
 Revenue: Potential for Substantial FY 2020-21 Budgetary Savings and Long-Term Pension Cost Savings

Recommended Action: It is recommended that the City Council:

- 1) Receive the "Pension Obligation Bond Study Session" PowerPoint presentation;
- 2) Direct Staff to proceed with the additional evaluation of POBs for City Council consideration; and
- 3) Establish a PARS Pension Section 115 Trust.

3.b. Outdoor Dining Regulations for Old Town Placentia, Temporary Street Closure on Santa Fe Avenue and Establishment of "Dine Out Placentia" Program for Citywide Outdoor Dining in Response to COVID-19 State Mandated Closure of Restaurants for Indoor Dining

Fiscal Impact: Expenditures Related to the Temporary Closure of Santa Fe Avenue for Outdoor Dining Will Be Covered Under the CARES Act. A Forthcoming PowerPoint Presentation Will Outline Cost Details.

Recommended Action: It is recommended that the City Council:

- 1) Receive the PowerPoint presentation; and
- 2) Adopt Resolution No. R-2020-51, a Resolution of the City Council of the City of Placentia, California concerning the establishment of a 30-minute parking restriction for merchant curbside pick-up on City-owned property; and
- 3) Authorize the City Administrator to direct Staff to meet with the Old Town Placentia businesses and restaurants on a regular basis to determine if any changes or modifications are necessary; and
- 4) Approve a budgetary action to use CARES Act funding for the implementation of the temporary street closure to facilitate outdoor dining in Old Town in direct response to COVID-19; and
- 5) Authorize the City Administrator and/or his designee to execute all necessary documentation in a form approved by the City Attorney to implement the temporary closure of Santa Fe Avenue to facilitate outdoor dining for the purpose of allowing restaurants to increase allowable public space available to adhere to the State's social distancing requirements in response to COVID-19; and
- 6) Implement the citywide "Dine Out Placentia" Program.

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, August 4, 2020 at 5:30 p.m.

TENTATIVE AGENDA FORECAST

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

- Study Session: Citywide Streetlight LED Conversion Program

CERTIFICATION OF POSTING

I, Rosanna Ramirez, Acting Deputy City Administrator 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 21, 2020 meetings of the City Council, Successor Agency, and Industrial Commercial Development Authority was posted on July 16, 2020.

Rosanna Ramirez
Acting Deputy City Administrator