



Regular Meeting Agenda
September 20, 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.

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.

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

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**PLACENTIA CITY COUNCIL
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING AGENDA – EXECUTIVE SESSION
September 20, 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 – Three (3) Items
 - 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
 - c. People of the State of California and City of Placentia v. Doris M. Zavala, et al., Orange County Superior Court No. 30-2011-00450556
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

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
September 20, 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: Gary Drabek, Police Chaplain

PLEDGE OF ALLEGIANCE:

PRESENTATION:

- a. Recognition for Years of Service to Placentia Police Department and City of Placentia to Police Chaplain Edward P. Faulk and Police Chaplain Richard Kryder
Presenter: Chief of Police Hicks
Recipients: Police Chaplain Edward P. Faulk and Police Chaplain Richard Kryder
- b. Proclamation Designating the Week of September 17-23, 2011, as Constitution Week, in Placentia, California
Presenter: Mayor Nelson
Recipient: Carol Feola, National Society Daughters of the American Revolution
- c. Update on OC Bridges Project
Presenter: Tresa Oliveri, OCTA Senior Communications Specialist

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.g.):

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 – August 16, 2011
Recommended Action: Approve
- c. **City Fiscal Year 2011-2012 Warrant Register for August 17, 2011 Through September 20, 2011**
Financial Impact: \$1,550,467.16
Recommended Action: Approve
- d. **Agency Fiscal Year 2011-2012 Warrant Register for August 17, 2011 Through September 20, 2011**
Financial Impact: \$19,212.46
Recommended Action: Approve

COUNCIL CONSENT CALENDAR:

- e. **Approval of Resolution Authorizing Temporary Suspension of Regulatory Ordinances Pertaining to the Operation of the Heritage Festival and Parade Scheduled for October 15, 2011**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Adopt Resolution No. R-2011-42, a Resolution of the City Council of the City of Placentia authorizing the temporary suspension of Regulatory Sections 23.76.050 and 10.28.010 of the Placentia Municipal Code for the operation of the City of Placentia Heritage Festival and Parade on Saturday, October 15, 2011
- f. **Approval of Plans and Specifications and Award of Construction to Century Paving Incorporated, for the Placentia Parking Lot at 329 and 333 West Santa Fe Avenue Improvement Project**
Financial Impact: Expense: \$67,445.40 for construction
Offsetting revenue: \$47,945.40 CFD, \$19,500.00 ARRA EECBG Funds
Budgeted: \$75,000.00 (Account No.: 333554-6185 J/L 61063)
Recommended Action: It is recommended that the City Council:
 - 1) Reject the low bid
 - 2) Approve plans and specifications prepared by Willdan Engineering dated July 11, 2011, for the Placentia Parking Lot 329 and 333 West Santa Fe Avenue Improvement Project
 - 3) Award construction contract to the lowest responsive and responsible bidder, Century Paving Incorporated, for an amount not to exceed \$61,314.00
 - 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 aggregate 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

g. Ratification of Change Order to CJ Construction, Inc., for Construction of Bus Pad – Northbound Kraemer Boulevard at Chapman Avenue Project

Financial Impact: Expense: \$9,500.00

Offsetting Revenue: \$9,500.00 AB2766

Budgeted: \$9,500.00 (Account No.: 333552-6185 J/L 61058)

Recommended Action: It is recommended that the City Council:

- 1) Approve a contract change order to CJ Construction, Inc., in the amount of \$9,500.00 for the Bus Pad at Northbound Kraemer Blvd. at Chapman Avenue, for a total contract amount to CJ Construction, Inc., of \$32,450.00

AGENCY CONSENT CALENDAR: None

ICDA CONSENT CALENDAR: None

2. PUBLIC HEARINGS:

COUNCIL/AGENCY/ICDA: None

COUNCIL:

a. Fiscal Year 2011-12 Supplemental Law Enforcement Services Fund (SLESF Grant) – Approval of Future Expenditure Plan

Financial Impact: Expense \$100,000.00

Offsetting Revenue: \$100,000.00

Budgeted: \$0

Unbudgeted: \$100,000.00

Recommended Action: It is recommended that the City Council:

- 1) Open the hearing, receive public testimony, close public hearing
- 2) Adopt Resolution No. R-2011-43, a Resolution of the City Council of the City of Placentia, California, approving the recommended Expenditure Plan for the Supplemental Law Enforcement Services Fund

AGENCY: None

ICDA: None

3. OLD BUSINESS:

COUNCIL/AGENCY/ICDA OLD BUSINESS: None

COUNCIL OLD BUSINESS: None

AGENCY OLD BUSINESS: None

ICDA OLD BUSINESS: None

4. NEW BUSINESS:

COUNCIL/AGENCY/ICDA NEW BUSINESS: None

COUNCIL NEW BUSINESS:

- a. **Approval of the Purchase of a Mobile Command Vehicle**
Financial Impact: Expense: \$64,819.44 (Fiscal Year 2011-12)
Offsetting Revenue: \$0
Budgeted: \$65,000.00 (Account No.: 333558-6842/61106)
Total expenditure over 48 month term: \$259,277.76
Recommended Action: It is recommended that the City Council:
- 1) Approve acquisition of the Mobile Command Vehicle from Meridian Specialty Vehicles in an amount not to exceed \$242,00.00 (plus interest over 48 months = \$259,277.76)
 - 2) Approve a 48 month term lease through Municipal Leasing Consultants from the lowest bid received with desired terms, Pinnacle Public, in the amount of \$5,401.62 per month (based on an interest rate of 3.57%)
 - 3) Authorize the City Administrator to execute all documents necessary to effectuate this action
- b. **Establishing a Procedure for Setting the Date, Time and Location of City Committee Meetings**
Financial Impact: Not applicable
Recommended Action: It is recommended that the City Council:
- 1) Adopt Resolution No. R-2011-44, a Resolution of the City Council of the City of Placentia, establishing a procedure for setting the date, time and location of meetings of City Committees
- c. **First Reading and Introduction of an Ordinance Transferring Inspection and Enforcement Responsibility Pursuant to the Mobilehome Parks Act and Special Occupancy Parks Act from the City of Placentia to the California Department of Housing and Community Development**
Financial Impact: Nominal savings if approved
Recommended Action: It is recommended that the City Council:
- 1) Waive full reading, reading by title only, and introduce for first reading, Ordinance O-2011-11, an Ordinance of the City Council of the City of Placentia, California, authorizing notification to the California Department of Housing and Community Development for the cancelation of enforcement responsibility pursuant to the California Mobilehome Parks Act and the California Special Occupancy Parks Act
- d. **Purchase of Business License Software**
Financial Impact: Expense: \$43,790.00
Budgeted: \$45,000.00 (Account No.: 333523-6899 J/L 30018)
Recommended Action: It is recommended that the City Council:
- 1) Approve the purchase of a Business License System from HdL Software, LLC
 - 2) Authorize the City Administrator to execute a professional service agreement, in a form acceptable to the City Attorney, with HdL Software, LLC in an amount not to exceed \$43,790.00

e. **Award of Contract for Telecommunications Provider Services – Time Warner Communications**

Financial Impact:

Expense: \$30,960.00

Budgeted: \$160,000.00 (Account No.: 431010-6215)

Recommended Action: It is recommended that the City Council:

- 1) Approve a contract with Time Warner Communications in an amount not to exceed \$30,960.00 annually with a five (5) year contract term
- 2) Authorize the City Administrator to execute a services agreement, in a form acceptable to the City Attorney, with Time Warner Communications

f. **Introduction and Adoption of an Urgency Ordinance Determining to Comply with the Alternative Voluntary Redevelopment Program Pursuant to Part 1.9 of Division 24 of the California Health and Safety Code in Order to Permit the Continued Existence and Operation of the Redevelopment Agency of the City of Placentia**

Financial Impact: Not applicable

Recommended Action: It is recommended that the City Council:

- 1) Waive full reading, reading by title only, introduce for first reading and adopt, Ordinance O-2011-10, an Urgency Ordinance of the City Council of the City of Placentia, California, determining to comply with the Alternative Voluntary Redevelopment Program pursuant to Part 1.9 of Division 24 of the California Health and Safety Code in order to permit the continued existence and operation of the Redevelopment Agency of the City of Placentia

AGENCY NEW BUSINESS:

g. **Amendment of Rehabilitation Loan Documents with Orange County Community Housing Corporation in Exchange for Increased Affordability at 415 and 420 Ramona Street**

Financial Impact: Expense: \$0

Future Revenue Reduction: \$45,000.00

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. RA-2011-12, a Resolution of the Redevelopment Agency, of the City of Placentia making certain findings with respect to amending and restating loan documents for 415 and 420 Ramona Street
- 2) Authorize the Executive Director to execute the Amended and Restated Promissory Note, Deed of Trust and Assignment of Rents, and Declaration of Covenants, Conditions and Restrictions for Property as approved to form by Agency Counsel
- 3) Approve the forgivable loan structure in exchange for an additional 25 years of affordability for the two properties located at 415 and 420 Ramona Street

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 October 4, 2011.

*In
Memory
Of
Felipe Zambrano Sr.
Father of Community Services Coordinator Felipe Zambrano*

*Richard Olea
Long Time Placentia Resident, Nephew of Retired Employee*

*Richard Leverett
Long Time Placentia Resident, Long Time Art Teacher/Coach at Valencia High
School, and Volunteer Instructor at City of Placentia Youth Art Workshop*

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 September 20, 2011, meetings of the City Council, Redevelopment Agency, and Industrial Commercial Development Authority was posted on September 15, 2011.

Tania Moreno, Deputy City Clerk