



**Regular Meeting Agenda
November 15, 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
November 15, 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 – Two (2) Items
 - a. Mega Lighting, Inc./Norris-Repke v. City of Placentia, Orange County Superior Court No. 30-2010-00385719
 - b. City of Placentia vs. Woodruff, Spradlin & Smart, Orange County Superior Court Case No. 30-2010-00367949
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 – Three (3) Items
4. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8
 - a. Property: 1280 N Kraemer Blvd. APN 340-034-20
Agency Negotiator: Troy Butzlaff, City Administrator/Executive Director
Property Negotiator: Don Huennekens, HQT Homes
Under Negotiations: Price and Terms of Payment
 - b. Property: 2.455 acre vacant parcel located south of Blankenship Drive, APN 341-501-66
Agency Negotiator: Troy Butzlaff, City Administrator/Executive Director
Property Negotiator: Eric Pfahler, Shapell Homes
Under Negotiations: Price and Terms of Payment

- c. Property: 2301 North Kraemer Blvd., Placentia, CA 92870 APN: 336-30-101, 336-30-105, 336-54-111
City Negotiator: Troy Butzlaff, City Administrator/Executive Director
Negotiating Party: Mark Denny, Director Orange County Parks Department
Under Negotiations: Price and Terms of Payment

- d. Property: 166 La Jolla Street, APN 344-24-103
City Negotiator: Troy L. Butzlaff
Negotiating Parties: Karagines Family Trust and Dennis Sigalos Trust
Under Negotiations: Price and Terms of Payment

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
November 15, 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:

PRESENTATIONS:

- a. Proclamation Designating the Month of November, 2011, Pancreatic Cancer Awareness Month in Placentia, California
Presenter: Mayor Nelson

- b. Donation by the Chamber of Commerce to El Dorado High School and Valencia High School Bands
Recipients: Eric Samson, El Dorado High School Band Director and Richard King, Valencia High School Band Director
Presenter: Mayor Nelson and Rosalina Davis, Chamber of Commerce President

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 City Council Meeting – October 18, 2011
Recommended Action: Approve
- c. **City Fiscal Year 2011-12 Warrant Register for October 19, 2011 Through November 15, 2011**
Financial Impact: \$1,279,454.30
Recommended Action: Approve
- d. **Agency Fiscal Year 2011-12 Warrant Register for October 19, 2011 Through November 15, 2011**
Financial Impact: \$2,181.01
Recommended Action: Approve

COUNCIL CONSENT CALENDAR:

- e. **Approval of a Resolution Expressing Support for the Groundwater Replenishment System Initial Expansion**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
1) Adopt Resolution No. R-2011-50, a Resolution of the City Council of the City of Placentia, California, expressing support for the Groundwater Replenishment System Initial Expansion
- f. **Approval of a Resolution Expressing Support for the Prado Basin, CA Feasibility Study**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
1) Adopt Resolution No. R-2011-51, a Resolution of the City Council of the City of Placentia, California, expressing support for the Prado Basin, CA Feasibility Study
- g. **Approval of Resolution Authorizing Temporary Suspension of Regulatory Ordinance Section 10.28.010 to Facilitate the Placentia Founders Society Special Event Scheduled for December 4, 2011**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
1) Adopt Resolution No. R-2011-52, a Resolution of the City Council of the City of Placentia, California, authorizing temporary suspension of Regulatory Ordinance Section 10.28.010 of the Placentia Municipal Code to facilitate the Placentia Founders Society special event scheduled for December 4, 2011
- h. **Approval of Resolution Authorizing Temporary Suspension of Regulatory Ordinances Pertaining to the Operation of the Las Posadas and Tamale Festival Scheduled for Wednesday, December 7, 2011**
Financial Impact: None
Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2011-53, a Resolution of the City Council of the City of Placentia, California, authorizing the temporary suspension of Regulatory Sections 23.76.050 and 10.28.010 of the Placentia Municipal Code for the operation of the Las Posadas and Tamale Festival on December 7, 2011 on the 100 and 200 block of Santa Fe Avenue and the 200 block of Bradford Avenue

i. **Approval of Placentia Rotary Club Cowabunga Crab Fest Fundraiser at Kraemer Memorial Park Saturday, June 9, 2012**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Provide preliminary approval for the Placentia Rotary Club to hold the Cowabunga Crab Fest at Kraemer Memorial Park on Saturday, June 9, 2012 contingent upon the Rotary Club continuing to work with City Staff to obtain all appropriate permits, insurance, and follow all City regulations for the event

j. **Acceptance of Construction Work to Korston Construction Inc. for the Civic Center Restroom and Flooring Renovation Project**

Financial Impact: Expense: \$145,733.79

Offsetting Revenue: \$145,733.79 CDBG & CFD Funds

Budgeted: \$144,900.00 (Account No. 333554-6185 J/L 6106640133-6185)

Unbudgeted: \$833.79 CFD Funds

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2011-54, a Resolution of the City Council of the City of Placentia, California, authorizing a Budget Amendment in Fiscal Year 2011-12 in the aggregate amount of \$833.79 in compliance with City Charter §§ 1206 and 1209 pertaining to appropriations for actual expenditures
- 2) Approve a Contract Change Order to Korston Construction, Inc. in an amount not to exceed \$833.79, for said project
- 3) Accept the contract work by Korston Construction, Inc. for renovation of the Civic Center Restroom and Flooring Renovation Project in the total amount of \$145,733.79
- 4) Authorize the City Administrator or designee to file a Notice of Completion with the Office of the Orange County Clerk-Recorder for the Project
- 5) Authorize the City Administrator or designee to release the retention in accordance with the terms of the contract

k. **Earthquake Insurance for Specified City Facilities**

Financial Impact: Expense: Not to exceed \$39,000.00

Budgeted: Account No. 404582-6201

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2011-55, a Resolution of the City Council of the City of Placentia, California, approving the purchase of Earthquake Insurance for specified City facilities from Alliant Insurance Services in an amount not-to-exceed \$39,000.00 for Policy Year 2011-2012
- 2) Authorize the City Administrator to execute all documents necessary to effectuate insurance coverage

l. **Approve One Year Extension with Willdan Engineering for As-Needed Engineering and Traffic Engineering Services**

Financial Impact: Expense: \$6,720 per month for as-needed City Engineering Services, \$4,480 per month for Traffic Engineering Services

Offsetting Revenue: Engineering Deposits
Budgeted: As-needed Engineering – 20% 103550-6015, 80% 484356-6015,
Traffic Engineering – 100% 103550-6015

Recommended Action: It is recommended that the City Council:

- 1) Approve a one-year contract extension with Willdan Engineering for as-needed engineering and traffic engineering services
- 2) Authorize the City Administrator to execute a subject Amendment on behalf of the City in a form approved by the City Attorney

m. January Through June 2011 City Treasurer's Reports

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Receive and file the January – June 2011 Treasurer's Reports

AGENCY CONSENT CALENDAR: None

ICDA CONSENT CALENDAR: None

2. PUBLIC HEARINGS:

COUNCIL/AGENCY/ICDA: None

COUNCIL: None

AGENCY:

a. Approval of Use Permit (UP) 2011-12, Permitting the Operation of a Service Station at 102 E. Yorba Linda Boulevard in the Town Center (T-C) District

Financial Impact: Not applicable

Recommended Action: It is recommended that the City Council:

- 1) Open the hearing, receive public testimony, close public hearing
- 2) Adopt Resolution No. R-2011-56, a Resolution of the City Council of the City of Placentia, California, approving Use Permit No. 2011-13 permitting the operation of a service station at 102 E. Yorba Linda Boulevard in the Town Center (T-C) District and making findings in support thereof
- 3) Approve Use Permit (UP) 2011-12 and its attached corresponding Special Conditions of Approval set forth in Attachment B

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. **Appointments to Fill Vacancies on the Veterans Advisory Committee**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Entertain nominations and make necessary appointments to fill two (2) positions on the Veterans Advisory Committee
 - 2) Maintain the Veterans Advisory Committee recruitment open until filled

- b. **Award of Contract for Banking Services**
Financial Impact: Expense: \$17,760.00
Budgeted: \$40,000.00 Account Number 101003-6040
Recommended Action: It is recommended that the City Council:
 - 1) Approve a contract with Bank of America for a period of three (3) years, with an option to extend the contract for an additional three (3) one-year terms
 - 2) Authorize the City Administrator to sign the professional services agreement, in a form acceptable to the City Attorney

- c. **Reapproval of City Council Appointments to Various Intergovernmental Agencies and Boards**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Reaffirm appointments to the Orange County Fire Authority Board of Directors, Orange County Sanitation District, Orange County Vector Control District Board of Trustees, and Southern California Association of Governments. Reaffirm delegates and alternates to these intergovernmental agencies, as applicable, for the remainder of the year using this method.

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 December 6, 2011.

*In
Memory
of
Edwin T. Powell
Former City Administrator for City of Placentia*

*Wyly A. Moore
Grandfather of Councilmember Chad Wanke*

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 November 15, 2011, meetings of the City Council, Redevelopment Agency, and Industrial Commercial Development Authority was posted on November 9, 2011.

Tania Moreno, Deputy City Clerk