



**Regular Meeting Agenda
December 6, 2011**
Placentia City Council
Placentia Redevelopment Agency
Placentia Industrial Commercial
Development Authority

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

**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 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.

**PLACENTIA CITY COUNCIL
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING AGENDA – EXECUTIVE SESSION**

December 6, 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. 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 – Two (2) Items
4. Pursuant to Government Code Section 54957 for Public Employee Performance Evaluation
 - a. Chief of Police
5. 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: 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
- d. Property: 132 E. Crowther, APN 339-09-108
City Negotiator: Troy L. Butzlaff, City Administrator/Executive Director
Negotiating Parties: David G Lucero, American Legion Post 277
Under Negotiations: Sublease Terms and Conditions

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**

December 6, 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: Kenneth Milhander, Police Chaplain

PLEDGE OF ALLEGIANCE:

PRESENTATIONS: None

REORGANIZATION OF THE CITY COUNCIL

- a. City Clerk calls for the selection of Mayor of the City of Placentia
- b. Mayor calls for the selection of Mayor Pro Tem of the City of Placentia
- c. Recognition of Mayor Scott W. Nelson
- d. Comments by Incoming Mayor and Mayor Pro Tem
- e. Oral Communications

RECESS - RECEPTION RECOGNIZING CITY COUNCIL REORGANIZATION

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.h.):

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 – November 15, 2011
Recommended Action: Approve
- c. **City Fiscal Year 2011-12 Warrant Register for November 16, 2011 Through December 6, 2011**
Financial Impact: \$630,262.47
Recommended Action: Approve
- d. **Agency Fiscal Year 2011-12 Warrant Register for November 16, 2011 Through December 6, 2011**
Financial Impact: \$90.00
Recommended Action: Approve

COUNCIL CONSENT CALENDAR:

- e. **Resolution Approving Investment Policy for 2012**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Adopt Resolution No. R-2011-57, a Resolution of the City Council of the City of Placentia, California, acknowledging the receipt and filing of the Annual Statement of Investment Policy for calendar year 2012
 - 2) Receive and file the Investment Policy for calendar year 2012
- f. **M2 Expenditure Report for Fiscal Year 2010-11**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Adopt Resolution No. R-2011-58, a Resolution of the City Council of the City of Placentia, California, to receive and file the M2 Expenditure Report for Fiscal Year 2010-11
- g. **Approve Cooperative Agreement C-1-3024 Between the Orange County Transportation Authority and the City Of Placentia for the Tustin Avenue/Rose Drive Regional Traffic Signal Synchronization Project**
Financial Impact: Expense: \$20,000 Local Match
Offsetting Revenue: Air Quality Management District (AB 2766 Funds)
Recommended Action: It is recommended that the City Council:
 - 1) Approve the attached Cooperative Agreement C-1-3024 between the City of Placentia and the Orange County Transportation Authority for the implementation of the Tustin Avenue/Rose Drive Project funded as part of the Measure M2 Regional Traffic Signal Synchronization Project (Project P)
 - 2) Authorize the Mayor to execute the Cooperative Agreement on behalf of the City
 - 3) Adopt Resolution No. R-2011-59, 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 \$20,000.00 in compliance with

City Charter §§ 1206 and 1209 pertaining to appropriations for actual expenditures

h. Adoption of Resolution Requesting Waiver of 960 Hour Limit for Chief of Police Rick Hicks

Financial Impact: \$ Savings of \$49,836 through June 30,2012

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2011-60, a Resolution of the City Council of the City of Placentia, California, requesting the Board of Administration of the California Public Employee' Retirement System (CalPERS) for the appointment of the Chief of Police, Rick Hicks to exceed 960 hours during the 2011-12 Fiscal Year
- 2) Authorize Director of Administrative Services/Community Services to file the certified resolution with the PERS Board of Administration

AGENCY CONSENT CALENDAR: None

ICDA CONSENT CALENDAR: None

2. PUBLIC HEARINGS:

COUNCIL/AGENCY/ICDA: None

COUNCIL:

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) Based on the applicants request, direct Staff to reschedule a Public Hearing, if applicable, when requested by the owner/applicant

AGENCY: None

ICDA: None

3. OLD BUSINESS:

COUNCIL/AGENCY/ICDA OLD BUSINESS: None

COUNCIL OLD BUSINESS:

a. Award of Contract for Banking Services

Financial Impact: Expense: \$17,760.00

Budgeted: \$40,000.00 Account No. 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

AGENCY OLD BUSINESS: None

ICDA OLD BUSINESS: None

4. NEW BUSINESS:

COUNCIL/AGENCY/ICDA NEW BUSINESS: None

COUNCIL NEW BUSINESS:

- a. **Award of Contract to Baker Nowicki Design Studio for Architectural Services Related to the Downtown Parking Structure**
Financial Impact: Expense: Phase I -- \$49,318 Total Contract -- \$328,786 (Account #333552-6015) Revenue: \$300,000 Gas Tax Bond Proceeds and \$28,786 Community Facilities District
Recommended Action: It is recommended that the City Council:
- 1) Award a contract to Baker Nowicki Design Studio for Architectural Services related to the design and preparation of construction documents for the downtown parking structure
 - 2) Authorize staff to issue the design firm a Notice to Proceed for Phase I (Schematic Design) of the Project in an amount not to exceed \$49,318
 - 3) Direct staff to obtain City Council approval prior to commencing the next phase of the Project
 - 4) Authorize the City Administrator to execute all documents necessary to effectuate this action
- b. **First Reading of City Council Ordinance Amending Chapter 1.12 of the Placentia Municipal Code Relating to Use of the City Seal, Emblems and Logos**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
- 1) Waive full reading, read by title only, and introduce for first reading, Ordinance No. 0-2011-12, an Ordinance of the City Council of the City of Placentia, California, amending chapter 1.12 of the Placentia Municipal Code relating to use of the City Seal, Emblems and Logos
- c. **Adoption of City Council Resolution Approving and Adopting the Revised City of Placentia Policy No. 534 Pertaining to Employment Eligibility Verification**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
- 1) Adopt Resolution No. R-2011-61, a Resolution of the City Council of the City of Placentia approving and adopting a revised policy and procedure for employment eligibility verification

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 20, 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 December 6, 2011, meetings of the City Council, Redevelopment Agency, and Industrial Commercial Development Authority was posted on December 1, 2011.

Tania Moreno, Deputy City Clerk