



Regular Meeting Agenda June 5, 2012

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

Jeremy B. Yamaguchi
Mayor

Chad P. Wanke
Mayor Pro Tem

Joseph V. Aguirre
Council Member

Scott W. Nelson
Council Member

Constance M. Underhill
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
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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 CITY COUNCIL AS SUCCESSOR TO THE
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING AGENDA – EXECUTIVE SESSION
June 5, 2012
5:30 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER:

ROLL CALL: Councilmember/Board Member Aguirre
Councilmember/Board Member Nelson
Councilmember/Board Member Underhill
Mayor Pro Tem/Board Vice Chair Wanke
Mayor/Board Chair Yamaguchi

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. City of Placentia vs. Woodruff, Spradlin & Smart, Orange County Superior Court, Case No. 30-2010-00367949
 - b. City of Placentia vs. Richard Johnson, Orange County Superior Court, Case No. 30-2011-00477091
2. Pursuant to Government Code Section 54956.9(c) for Conference with Legal Counsel Regarding Potential Litigation – One (1) Item
3. Pursuant to Government Code Section 54956.9(c) for Conference with Legal Counsel Regarding the Initiation of Litigation – One (1) Item
4. Pursuant to Government Code Section 54957.6 Conference with City Labor Negotiator concerning Labor Negotiations with the Following Groups:
 - a. Placentia Police Officers Association (PPOA)
City Representative: Troy L. Butzlaff, City Administrator
 - b. Placentia City Employees Association (PCEA)
City Representative: Troy L. Butzlaff, City Administrator
5. Conference with Legal Counsel – Case Review/Planning – Government Code 54957.8:
 - a. Vacant 2.78 Acre Parcel Located at 1049 Golden Avenue APN: 334-021-03
John Reischl, Olson Company

6. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:
 - a. Property: 2301 North Kraemer Blvd., APN: 336-30-101, 336-30-105, 336-54-111
City Negotiator: Troy Butzlaff, City Administrator/Executive Director
Negotiating Party: Mark Denny, Director of Orange County Parks Department
Under Negotiations: Price and Terms of Payment

SUCCESSOR AGENCY: None

ICDA:

7. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:
 - a. Property: 601 W. Orangethorpe Avenue, APN 339-112-03
Agency Negotiator: Troy L. Butzlaff, City Administrator/Executive Director
Negotiating Parties: Jim Williams, JAW Land & Trading LLC
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
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PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING AGENDA
June 5, 2012
7:00 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER:

ROLL CALL: Councilmember/Board Member Aguirre
Councilmember/Board Member Nelson
Councilmember/Board Member Underhill
Mayor Pro Tem/Board Vice Chair Wanke
Mayor/Board Chair Yamaguchi

INVOCATION: Police Chaplain Gary Drabek

PLEDGE OF ALLEGIANCE:

PRESENTATIONS:

1. Requests for Commendations and Proclamations

- a. Acceptance of Donation to the Placentia Police Department K-9 Program
Recipients: Sergeant Brian Perry and K-9 Officer Christopher Anderson
Presenters: Placentia Round Table Women's Club Members Tommie Kalman and Gerry Carnevali
- b. Cultural Arts Commission Photography Contest Winners
Recipients: Grant Bagne, Liz Marchant, Connor Colby, Matthew Nelson and David McLaren
Presenters: Cultural Arts Commission Members Allan Stark and Marsha Mulroney

Recommended Action: It is recommended that the City Council:
Approve requests as submitted and make presentations to those present.

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.k.):

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/SUCCESSOR 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/Financial Audit Oversight Committee Joint Study Session Meeting - May 7, 2012 and City Council/Successor/ICDA Regular Meeting - May 15, 2012
Recommended Action: Approve
- c. **City Fiscal Year 2011-12 Warrant Register for May 16, 2012 Through June 5, 2012**
Financial Impact: \$1,105,210.03
Recommended Action: Approve
- d. **Successor Agency Fiscal Year 2011-12 Warrant Register for May 16, 2012 Through June 5, 2012**
Financial Impact: \$19,531.97
Recommended Action: Approve

COUNCIL CONSENT CALENDAR:

- e. **Acceptance of Resignation from the Cultural Arts Commission, Recreation and Parks Commission and Veterans Advisory Committee**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Accept the resignations of Evelyn Lawrence, Elizabeth Dewey (Cultural Arts Commission), Danny McDermott (Recreation and Parks Commission) and John Smith (Veterans Advisory Committee)
- f. **Solid Waste Handling Services Rate Adjustment and Related Resolutions for Fiscal Year 2012-13**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Adopt Resolution No. R-2012-20, A Resolution of the City Council of the City of Placentia, California, establishing rates for solid waste handling services for residential and commercial accounts effective July 1, 2012
 - 2) Adopt Resolution No. R-2012-21, A Resolution of the City Council authorizing the placement of the residential rates on the 2012/13 County of Orange tax roll
 - 3) Approve Amendment No. 2 to the Agreement approving the revised residential and commercial rates

g. **Recommendation to Approve Professional Services Agreement with Onward Engineering for Construction Management Services Related to the 2012 Residential Street Improvement Project**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Approve a professional services agreement with Onward Engineering in a form approved by the City Attorney, in the amount of \$71,412 and provide a 15% project contingency of \$10,712 for a total appropriation of \$82,124 to provide construction management services for the Residential Street Rehabilitation Project
- 2) Authorize the City Administrator to execute all necessary documents to effectuate this agreement

h. **Adoption of Resolutions Relating to Fiscal Year 2012-13 Levy of Assessments for the City of Placentia Landscape Maintenance District No. 92-1 and Setting a Public Hearing for July 17, 2012, at 7:00 P.M.**

Financial Impact:

Recouped through Assessments:	\$395,898.66
Single Family Residential:	\$154.87/Parcel
Commercial/Industrial:	\$1,548.70/Acre
Multiple Family Residential:	\$108.41/Unit
Undeveloped:	\$774.35/Acre

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution R-2012-22, A Resolution of the City Council of the City of Placentia ordering the preparation of plans, specifications, cost estimate, diagram, assessment and report pursuant to the provisions of Division 15, Part 2, of the Streets and Highways code of the State of California, for proceedings for annual assessment levy after formation of a district
- 2) Adopt Resolution R-2012-23, A Resolution of the City Council of the City of Placentia declaring its intention to provide for an annual levy and collection of assessment for certain maintenance in an existing district pursuant to the provisions of Division 15, Part 2, of the Streets and Highways Code of the State of California, and setting a time and place for public hearing thereon

i. **Adoption of Resolutions Relating to Fiscal Year 2012-13 Levy of Assessments to the City of Placentia Street Lighting District No. 81-1 and Setting Public Hearing for July 17, 2012, at 7:00 P.M.**

Financial Impact:

Recouped Through Assessments:	\$134,739.52
Single Family Residential:	\$27.38/Parcel
Commercial/Industrial:	\$164.28/Acre
Tentative/Final Map:	\$8.21/Unit

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution R-2012-24, A Resolution of the City Council of the City of Placentia, California, ordering the preparation of plans, specifications, cost estimate, diagram assessment and report pursuant to the provisions of Division 15, Part 2, of the Streets and Highways Code of the State of California, for proceedings for annual assessment levy after formation of a district
- 2) Adopt Resolution No. R-2012-25, A Resolution of the City Council of the City of Placentia, California, declaring its intention to provide for an

annual levy and collection of assessments for certain maintenance in an existing district, pursuant to the provisions of Division 15, Part 2, of the Streets and Highways Code of the State of California, and setting a time and place for public hearing thereon

j. **Approve Award of Construction Contract to VT Electric Inc. for the Park Lighting Improvement Project Phase I**

Financial Impact:

Expense:	\$167,200	Construction
Offsetting Revenue:	\$167,200	Park Development & Maintenance Services
Budgeted:	\$150,000	(Account No. 333555-6185 J/L 6104740023-6185)
Unbudgeted:	\$12,200	Park Development

Recommended Action: It is recommended that the City Council:

- 1) Approve plans and specifications prepared by Richard Fisher Associates dated March 15, 2012 for the Park Lighting Improvement Project
- 2) Adopt Budget Resolution No. R-2012-26, Authorizing a budget amendment in Fiscal Year 2011-12 Capital Improvement Program budget allocating an additional \$12,200 in Park Development Funds towards the Park Lighting Improvement Project
- 3) Award the construction contract to the lowest responsive and responsible bidder, VT Electric, Inc., for an amount not to exceed \$152,000 and authorize the appropriation of a 10% construction contingency fund of \$15,200
- 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 agreement amount not to exceed 10% of the project construction cost

k. **Transfer of Asset Forfeiture Funds and Authorization to Purchase a Police Service Dog and Associated Canine Team Training and Equipment**

Financial Impact: Transfer of \$21,500 from Asset Forfeiture revenue (Account No. 220000-4205) to Asset Forfeiture expenditure (Account No. 213041-6840/ JL 50060.) \$21,500.00 expenditure of Asset Forfeiture funds to purchase equipment (Account No. 213041-6840/ JL 50060) FY 2011-2012 Budget

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution R-2012-27, A Resolution of the City Council of the City of Placentia, California, authorizing a budget amendment in Fiscal Year 2011-2012 in the aggregate amount of \$21,500 in compliance with City Charter Sections 1206 and 1209 pertaining to appropriations for actual expenditures
- 2) Authorize the purchase of a Police Service Dog from Drop the Lead K9 Academy with Asset Forfeiture Funds in an amount not to exceed \$9,500
- 3) Authorize the purchase of Patrol and Narcotic Detection canine team training from Drop the Lead K9 Academy with Asset Forfeiture funds in an amount not to exceed \$5,800
- 4) Authorize the purchase of an annual training maintenance contract from Drop the Lead K9 Academy with Asset Forfeiture funds in an amount not to exceed \$1,200

- 5) Authorize the purchase of K9 Unit modifications from West Coast Lights and Sirens with Asset Forfeiture Funds in an amount not to exceed \$5,000
- 6) Authorize the City Administrator or his designee to execute all necessary documents to effectuate these actions

SUCCESSOR AGENCY CONSENT CALENDAR: None

ICDA CONSENT CALENDAR: None

2. PUBLIC HEARINGS:

COUNCIL/SUCCESSOR AGENCY/ICDA: None

COUNCIL: None

SUCCESSOR AGENCY: None

ICDA: None

3. OLD BUSINESS:

COUNCIL/SUCCESSOR AGENCY/ICDA OLD BUSINESS:

- a. **Discussion of FY 2012-13 Operating and Capital Improvement Budgets**

COUNCIL OLD BUSINESS: None

SUCCESSOR AGENCY OLD BUSINESS: None

ICDA OLD BUSINESS: None

4. NEW BUSINESS:

COUNCIL/SUCCESSOR AGENCY/ICDA NEW BUSINESS: None

COUNCIL NEW BUSINESS:

- a. **Approval of Program Application, Guidelines and Procedures for the Community Development Block Grant (CDBG) Housing Rehabilitation Program**

Financial Impact:

Expense: \$132,000

Offsetting Revenue: \$132,000 CDBG Funding

Budgeted: \$132,000 (Account No. 302535-6401)

Recommended Action: It is recommended that the City Council:

- 1) Approve the CDBG Housing Rehabilitation Program Application, Guidelines, and Procedures
- 2) Authorize the City Administrator or designee to administer the Program and execute applicable documents

SUCCESSOR 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/Successor Agency/ICDA Agency Board of Directors will adjourn to June 19, 2012.

CERTIFICATION OF POSTING

I, Tania Moreno, Deputy City Clerk for the City of Placentia and Assistant Secretary of the Industrial Commercial Development Authority and Successor Agency, hereby certify that the Agenda for the June 5, 2012 meetings of the City Council, Successor Agency, and Industrial Commercial Development Authority was posted on May 31, 2012.

Tania Moreno, Deputy City Clerk