



Regular Meeting Agenda

October 2, 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
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 CITY COUNCIL AS SUCCESSOR TO THE
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING AGENDA – EXECUTIVE SESSION
October 2, 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. PIMA Corp. v. City of Placentia, Orange County Superior Court Case No. 30-2011-004-7011
2. Pursuant to Government Code Section 54956.9(b) for Conference with Legal Counsel Regarding Anticipated 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

SUCCESSOR AGENCY: 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 CITY COUNCIL AS SUCCESSOR TO THE
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING AGENDA
October 2, 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 Kenneth Milhandler

PLEDGE OF ALLEGIANCE:

PRESENTATIONS:

1. Requests for Commendations and Proclamations

- a. Recognition of Summer Community Services Program Sponsors
Recipients: Placentia Disposal Inc., Southern California Gas Company, and Mr. Lee Castner
Presenter: Mayor Yamaguchi
- b. Presentation of Grants by the Placentia Community Foundation to the City of Placentia and other Organizations
Presenter: Placentia Community Foundation Chairperson Vivian Perez
- c. Employee of the Quarter - Sworn Police Group
Presenter: Mayor Yamaguchi, City Administrator Butzlaff, and Chief of Police Hicks

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. There is a five (5) minute time limit for each individual addressing 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/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/Successor/ICDA Regular Meetings – August 7, 2012 and September 18, 2012
Recommended Action: Approve
- c. **City Fiscal Year 2012-13 Warrant Register for September 19, 2012 through October 2, 2012**
Financial Impact: \$1,428,917.79
Recommended Action: Approve

COUNCIL CONSENT CALENDAR:

- d. **Acceptance of Offer to Dedicate 40 Feet of Right-of-Way Located at 208 Orangethorpe Avenue**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Adopt Resolution No. R-2012-54, A Resolution of the City Council of the City of Placentia, California, approving and accepting an Offer of Dedication Right-of-Way for future street and sidewalk improvements and authorizing the Mayor to execute said acceptance and the City Clerk to record said acceptance
 - 2) Direct the City Clerk to endorse the Certificate of Acceptance which embodies the acceptance of said right of way easement, and cause the document to be submitted to the Orange County Clerk-Recorder for recording of the document
- e. **Acceptance of Resignations from the Cultural Arts Commission**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Accept the resignations of Thea Bullock and Daniel Davis from the Cultural Arts Commission
- f. **Approval of Resolution Authorizing Temporary Suspension of Regulatory Ordinances Pertaining to the Operation of the Las Posadas and Tamale Festival Scheduled for Wednesday, December 5, 2012**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Provide approval for the Placita Santa Fe Merchants Association to hold the Las Posadas and Tamale Festival on Wednesday, December 5, 2012 contingent upon the Merchants Association continuing to work with City Staff to obtain all appropriate permits, insurance, and agreeing to follow all City regulations for the event
 - 2) Adopt Resolution No. R-2012-55, 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 5, 2012 on the 100 and 200 blocks of Santa Fe Avenue and the 200 block of Bradford Avenue

g. Consideration of Request by the Placita Santa Fe Merchants Association to Utilize the Community Conference Room for their Ongoing Meetings

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Approve the use of the Community Conference Room by the Placita Santa Fe Merchants Association at no cost for the monthly meetings as scheduled

SUCCESSOR AGENCY CONSENT CALENDAR: None

ICDA CONSENT CALENDAR: None

2. PUBLIC HEARINGS:

COUNCIL/SUCCESSOR AGENCY/ICDA: None

COUNCIL:

a. General Plan Amendment (GPA) 2012-01, Zone Change (ZC) 2012-01 and Tentative Parcel Map (TPM) 2011-140; For Properties Located at 1022, 1034 and 1042 N. Bradford Avenue

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Open the public hearing, receive public testimony, and close public hearing
- 2) Approve Draft Negative Declaration (DND) 2012-01
- 3) Adopt Resolution R-2012-56, A Resolution of the City Council of the City of Placentia, California, amending the land use designation of the land use element of the General Plan (General Plan Amendment 2012-01)
- 4) Waive full reading, reading by title only, and introduce for first reading, Ordinance O-2012-02, An Ordinance of the City Council of the City of Placentia, California, amending the official Zoning Map of the City by changing Zoning Designation from "R-1" Single Family Residential to "R-G" Medium Density Multiple-Family District on A +/- 0.52 Acre Site on the east side of Bradford Avenue at 1022 N. Bradford Avenue (Zone Change 2012-01)
- 5) Adopt Resolution R-2012-57, A Resolution of the City Council of the City of Placentia, California, approving Tentative Parcel Map 2011-140 for property located at 1022, 1034 and 1042 N. Bradford Avenue; and the requisite Special Conditions of Approval and Standard Development Requirements of Tentative Parcel Map (TPM) 2011-140, Use Permit (UP) 2012-08 and Development Plan Review (DPR) 2012-02

SUCCESSOR AGENCY: None

ICDA: None

3. OLD BUSINESS:

COUNCIL/SUCCESSOR AGENCY/ICDA OLD BUSINESS: None

COUNCIL OLD BUSINESS:

a. **Approval of Memorandum of Understanding with the Placentia City Employees Association**

Financial Impact: Expense: \$36,000 estimated in Fiscal Year 2012-13
Savings: Continued Savings of \$257,854 from Employee Contributions to Retirement

Recommended Action: It is recommended that the City Council:

- 1) Approve the proposed Memorandum of Understanding with the Placentia City Employees Association
- 2) Authorize the City Administrator, Director of Administrative Services/Community Services, Assistant City Administrator, and Finance Services Manager to sign the document on behalf of the City Council
- 3) Approve all relevant compensation and benefits adjustments for unrepresented mid-management employees

b. **Approval of Memorandum of Understanding with the Placentia Police Officers Association**

Financial Impact: Savings: \$30,000 estimated in Fiscal Year 2012-13

Recommended Action: It is recommended that the City Council:

- 1) Approve the proposed Memorandum of Understanding with the PPOA
- 2) Authorize the City Administrator, Director of Administrative Services/Community Services, Director of Public Works, and the Finance Services Manager to sign the document on behalf of the City Council
- 3) Adopt Resolution No. R-2012-58, A Resolution of the City Council of the City of Placentia, California, authorizing the implementation of provisions of section 414(h)(2) of the Internal Revenue Code (IRC) to pre-tax member paid contributions for Placentia Police Officers Association (PPOA) members

SUCCESSOR AGENCY OLD BUSINESS: None

ICDA OLD BUSINESS: None

4. NEW BUSINESS:

COUNCIL/SUCCESSOR AGENCY/ICDA NEW BUSINESS: None

COUNCIL NEW BUSINESS: None

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 October 16, 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 October 2, 2012 meetings of the City Council, Successor Agency, and Industrial Commercial Development Authority was posted on September 27, 2012.

Tania Moreno, Deputy City Clerk