



Regular Meeting Agenda

December 4, 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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Placentia, CA 92870

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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
December 4, 2012
6:00 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

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(b) for Conference with Legal Counsel Regarding Anticipated Litigation – One (1) Item
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 54957 for Public Employee Performance Evaluations
 - a. City Administrator
 - b. City Attorney

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
December 4, 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:

PLEDGE OF ALLEGIANCE:

ORAL COMMUNICATIONS:

At this time the public may address the City Council and Boards of Directors with regards to agenda items I.a.- V.c.

I. CERTIFICATION OF NOVEMBER 6, 2012 GENERAL MUNICIPAL ELECTION RESULTS

- a. **Certification of the Canvass of the November 6, 2012 General Municipal Election Returns**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
- 1) Receive and file the Certificate of Registrar of Voters to result of the Canvass of the General Election Returns
 - 2) Waive reading in full of resolution
 - 3) Approve Resolution No. R-2012-74, A Resolution of City Council of the City of Placentia, California, reciting the fact of the General Municipal Election held on Tuesday, November 6, 2012 declaring the result and such other matters as provided by law

II. OATHS OF OFFICE, PRESENTATION OF CERTIFICATES OF ELECTION AND SEATING OF OFFICIALS

- a. City Treasurer Craig S. Green – administered by Los Angeles Superior Court Judge Salvatore Sirna
- b. Councilmember Scott W. Nelson– administered by City Clerk Patrick J. Melia
- c. Councilmember Constance M. Underhill – administered by City Clerk J. Patrick Melia
- d. Councilmember Jeremy B. Yamaguchi – administered by City Clerk Patrick J. Melia

III. 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

IV. COMMENTS – NEWLY ELECTED OFFICIALS

- a. City Treasurer Craig S. Green
- b. Councilmember Scott W. Nelson
- c. Councilmember Constance M. Underhill
- d. Councilmember Jeremy B. Yamaguchi

V. RECOGNITION OF 2012 MAYOR JEREMY YAMAGUCHI

- a. Senator Bob Huff's Office
Presenter: David Monroy
- b. Supervisor Shawn Nelson's Office
Presenter: Supervisor Shawn Nelson

RECESS FOR RECEPTION RECOGNIZING MAYOR AND 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. 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. **City Fiscal Year 2012-13 Warrant Register for November 21, 2012 through December 4, 2012**
Financial Impact: \$1,997,386.30
Recommended Action: Approve

COUNCIL CONSENT CALENDAR:

- c. **Approve Two-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 two-year contract extension with Willdan Engineering for as-needed Civil 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

d. **Recommendation to Establish and Add Eight (8) Contractors to a Pre-Qualified List for On-call Concrete Repair and Replacement Services**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Approve addition of the following eight (8) contractors to the City of Placentia's qualified contractor list for specified on-call concrete repair and replacement services for a period of one (1) calendar year; CJ Concrete Construction, Inc., Golden State Constructions, Inc., Hardy & Harper, Inc., Horizons Construction Co. International, Inc., Mora's Equipment and Construction, Premier Developing Services, Unique Performance Construction, Inc., and Victor Concrete

e. **Release of Labor and Materials Bond – Tract No. 16445 North East Corner of Orchard Drive and Richfield Road (ETCO Homes)**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Authorize the City Engineer to release Bond No. 0570335 in the amount of \$452,000

f. **Renewed Measure M (M2) Expenditure Report for Fiscal Year 2011-12**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2012-75, A Resolution of the City Council of the City of Placentia, California, to receive and file the M2 Expenditure Report for the Fiscal Year 2011-12

g. **Approval of Contract Change Order for R.J. Noble Company and Contract Amendment with Onward Engineering Inc. for Construction Management of the 2012 City Residential Street Rehabilitation Project**

Financial Impact: Expense: \$1,303,787

Budgeted: \$1,303,787 (Account No.: 333552-6185 J/L 6110540033 Gas Tax Bond)

Recommended Action: It is recommended that the City Council:

- 1) Approve a contract change order with R.J. Noble Company for construction services in an amount of \$1,276,967
- 2) Approve an amendment to Consulting Services Agreement with Onward Engineering Inc. for construction management services for the not to exceed amount of \$26,280
- 3) Authorize the City Administrator to execute Contract Change Order documents on behalf of the City, in a form approved by the City Attorney

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: None

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. **Consideration of Exclusive Negotiation Agreement with Habitat for Humanity of Orange County to Develop up to Four (4) Single Family Affordable Homes in the Atwood Community**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Authorize the City Administrator to enter into negotiations with Habitat for Humanity of Orange County for the purpose of reaching an agreement to develop up to four (4) single family residences on City-owned property in the Atwood community
- 2) Reject all other proposals
- 3) Accept the Planning Commission recommendation for the reduced lot sizes per Placentia Municipal Code § 22.16.035

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 December 18, 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 December 4, 2012 meetings of the City Council, Successor Agency, and Industrial Commercial Development Authority was posted on November 29, 2012.

Tania Moreno, Deputy City Clerk