



Regular Meeting Agenda

January 15, 2013

Placentia City Council

Placentia City Council as Successor to the

Placentia Redevelopment Agency

Placentia Industrial Commercial

Development Authority

Scott W. Nelson
Mayor

Joseph V. Aguirre
Mayor Pro Tem

Constance M. Underhill
Council Member

Chad P. Wanke
Council Member

Jeremy B. Yamaguchi
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
January 15, 2013
5:30 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER:

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

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. Jones v. City of Placentia, Case No. 8:2012-CV-01878, California Central Court
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 – Two (2) Items
4. 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
5. 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
January 15, 2013
7:00 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER:

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

INVOCATION: Police Chaplain Gary Drabek

PLEDGE OF ALLEGIANCE:

PRESENTATIONS: None

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.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/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 Meeting – December 18, 2012
Recommended Action: Approve

- c. **City Fiscal Year 2012-13 Warrant Register for December 19, 2012 through January 15, 2013**
Financial Impact: \$2,847,241.51
Recommended Action: Approve

COUNCIL CONSENT CALENDAR:

- d. **Approval of 2013 Heritage Festival Date, Location, Theme and Parade Route**
Financial Impact: To be determined
Recommended Action: It is recommended that the City Council:
1) Approve the Heritage Festival Committee's recommendation of event date, location, theme, and parade route
- e. **Approval of Amendment No. 3 to the Lease Agreement Between the City of Placentia and the Founders Society for Use of the Bradford House**
Financial Impact: Expense: \$6,800 (Account No.: 404582-6201)
Recommended Action: It is recommended that the City Council:
1) Authorize the Mayor and City Clerk to sign the attached Amendment No. 3 agreement between the City and the Founders Society for the use, maintenance and upkeep of the Bradford House
- f. **Adoption of Resolution No. R-2013-01, Authorizing the City Administrator or his Designee to Execute all Necessary Documents for Securing Grant Funds from the United States Department of the Interior, Bureau of Reclamation for the Watersmart: Water and Energy Efficiency Grants for Fiscal Year 2013-14**
Financial Impact: None at this time
Recommended Action: It is recommended that the City Council:
1) Adopt Resolution No. R-2013-01, A Resolution of the City Council of the City of Placentia, California, authorizing the City Administrator or his designee to execute all necessary documents for securing grant funds from the United States Department of the Interior, Bureau of Reclamation for the WaterSMART: Water and Energy Efficiency Grant
- g. **Release of Labor and Materials Bond and Performance Bond – Tract No. 16839 Orangethorpe at Van Buren (ETCO Homes)**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
1) Authorize the City Engineer to release bond No. 0570338 in the amount of \$224,198
2) Authorize the City Engineer to release bond No. 0547035 in the amount of \$231,220
- h. **Recommendation to Approve Professional Service Agreement with Stantec Consulting Services, Inc. for Professional Engineering Services Related to the 2013 Safe Routes to School (SR2S) Program School Sign Compliance Project**
Financial Impact: Expense: \$96,754
Offsetting Revenue: \$409,000 Safe Routes to School Grant Funding & \$45,700 Community Facilities District Funds
Budgeted: \$454,700 (Account No.: 333552-6185 J/L 61114)
Recommended Action: It is recommended that the City Council:
1) Approve professional services agreement with Stantec Consulting Services, Inc., in a form approved by the City Attorney for an amount not to exceed \$96,754 for traffic engineering design services

- 2) Authorize the City Administrator to execute all necessary documents to effectuate this agreement
- i. **Recommendation to Approve Agency-State Master Agreement No. 00108S and Program Supplement Agreement No. 0K01 Rev. 000 for the School Sign Compliance Project Utilizing Safe Routes to School Funding**
Financial Impact: Expense: \$45,700
 Offsetting Revenue: \$409,000 Safe Routes to School Grant Funding & \$45,700 Community Facilities District Funds
 Budgeted: \$454,700 (Account No.: 333552-6185 J/L 61114)
Recommended Action: It is recommended that the City Council:
- 1) Approve Administering Agency-State Maser Agreement No. 00108S, and Program Supplement Agreement No. 0K01 Rev. 000
 - 2) Adopt Resolution No. R-2013-02, A Resolution of the City Council of the City of Placentia, California, approving Administering Agency-State Master Agreement No. 00108S and Program Supplement Agreement No. 0K01 Rev. 000 with the State of California for Safe Routes to School Funding for the 2013 School Sign Compliance Project
- j. **Approve Resolution to Adopt Establishment of an Overall Annual Anticipated Disadvantaged Business Enterprise Participation Level (DBE) Goal of 11% for Federal Fiscal Year 2012-13**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
- 1) Adopt Resolution No. R-2013-03, A Resolution of the City Council of the City of Placentia, California, approving and adopting the Annual Anticipated DBE Participation Level (AADPL) of 11% for Federal Fiscal Year (FFY) 2012-13
 - 2) Authorize the Mayor or City Administrator to execute all implementing DBE documents on behalf of the City to facilitate timely submission to the California Department of Transportation
- k. **Acceptance of Construction Work by VT Electric Inc. for the Park Lighting Improvement Project Phase 1**
Financial Impact: Expense: \$163,180.21 Construction
 Offsetting Revenue: \$163,180.21 Park Development
 Budgeted: \$167,200 (Account No.: 333555-6185 J/L 6104740023-6185)
Recommended Action: It is recommended that the City Council:
- 1) Accept the contract work by VT Electric Inc. for the Park Lighting Improvement Project Phase I in the total amount of \$163,180.21
 - 2) Authorize the City Administrator or designee to file a Notice of Completion with the Office of the Orange County Clerk-Recorder for the Project
 - 3) Authorize the City Administrator or his designee to release the retention in accordance with the terms of the contract
- l. **Amendment to the City's Conflict of Interest Code**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
- 1) Adopt Resolution No. R-2013-04, A Resolution of the City Council of the City of Placentia, California, amending the City's Conflict of Interest Code
- m. **Approval of Resolution for Paying and Reporting the Value of Employer Paid Member Contributions to CalPERS**
Financial Impact: Savings: \$30,000 Estimated in Fiscal Year 2012-13
Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2013-05, A Resolution of the City Council of the City of Placentia, California, for paying and reporting the value of Employer Paid Member Contributions (EPMC)

SUCCESSOR AGENCY CONSENT CALENDAR: None

ICDA CONSENT CALENDAR: None

2. PUBLIC HEARINGS:

COUNCIL/SUCCESSOR AGENCY/ICDA: None

COUNCIL:

- a. **Public Hearing and Approval of Proposed Public Facility Improvement Project Grant Application for Community Development Block Grant (CDBG) Funding Process for Fiscal Year 2013-14**

Financial Impact: Positive grant funding, amount to be determined

Recommended Action: It is recommended that the City Council:

- 1) Open the hearing, receive public testimony, and close public hearing
- 2) Authorize the City Administrator to submit the application to the County of Orange and receive Community Development Block Grant Funds for the Pedestrian Accessibility Improvement Project Phase III for \$250,000 of CDBG Funds leveraged with \$40,000 in local funds for a total project cost of \$290,000

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 Continued Membership in Association of California Cities - Orange County**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Consider whether to pay membership dues to the Association of California Cities-Orange County for calendar year 2013 and direct Staff as appropriate

- b. **Fiscal Year 2012-13 Budget Amendments**

Financial Impact: Expenses: \$207,000

Revenues: \$207,000

Recommended Action: It is recommended that the City Council:

- 1) Receive presentation on the City's Fiscal Year 2012-13 budget

- 2) Adopt Resolution No. R-2013-06, A Resolution of the City Council of the City of Placentia, California, authorizing a budget amendment in Fiscal Year 2012-13 in the aggregate amount of \$207,000 in compliance with the City Charter §§1206 and 1209 pertaining to appropriations for actual expenditures

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 February 5, 2013.

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 January 15, 2013 meetings of the City Council, Successor Agency, and Industrial Commercial Development Authority was posted on January 10, 2013.

Tania Moreno, Deputy City Clerk