



Agenda

May 4, 2010

Placentia City Council

Placentia Redevelopment Agency

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.

Joseph V. Aguirre
Mayor

Constance M. Underhill
Mayor Pro Tem

Scott W. Nelson
Council Member

Greg Sowards
Council Member

Jeremy B. Yamaguchi
Council Member

Patrick J. Melia
City Clerk

Chad P. Wanke
City Treasurer

Troy L. Butzlaff, ICMA-CM
City Administrator

Andrew V. Arczynski
City Attorney

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/Redevelopment Agency

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 Agency Board 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, Council and Agency 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 AGENCY BOARD 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. Closed Sessions are held in the Council Caucus Room. While the public may be in attendance during oral announcements preceding Closed Sessions, Closed Sessions are not open to the public.

City of Placentia
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Placentia, CA 92870

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Website: www.placentia.org

EXECUTIVE SESSION AGENDA

May 4, 2010

6:00 p.m. – City Council Caucus Room
401 E. Chapman Avenue

EXECUTIVE SESSION CALLED TO ORDER

ROLL CALL: Councilmember / Agency Member Nelson
Councilmember / Agency Member Sowards
Councilmember / Agency Member Yamaguchi
Mayor Pro Tem / Agency Vice Chairman Underhill
Mayor / Agency Chairman Aguirre

ORAL COMMUNICATIONS

At this time the public may address the City Council and Redevelopment Agency Board of Directors concerning any items on the Executive Session Agenda.

CITY COUNCIL

1. Pursuant to Government Code Section 54956.9(b) for Conference with Legal Counsel Regarding Anticipated Litigation – Two (2) Items
2. Pursuant to Government Code Section 54956.9(c) for Conference with Legal Counsel Regarding the Initiation of Litigation - Two (2) Items
3. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:
 - a. Property: 321 S Main Street, APN 339-393-09, -10
City Negotiator: Troy Butzlaff
Negotiating Parties: Dayne Wagoner, Edge-SCI
Under Negotiations: Price and Terms of Payment

REDEVELOPMENT AGENCY

4. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:
 - a. Property: 321 S Main Street, APN 339-393-09, -10
Agency Negotiator: Troy Butzlaff
Negotiating Parties: Dayne Wagoner, Edge-SCI
Under Negotiations: Price and Terms of Payment
 - b. Property: 913 N Bradford Avenue, APN 339-283-19
Agency Negotiator: Troy Butzlaff
Negotiating Parties: Teri Niebuhr
Under Negotiations: Price and Terms of Payment
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REGULAR MEETING AGENDA

CITY COUNCIL AND REDEVELOPMENT AGENCY

May 4, 2010

7:00 p.m. – City Council Chambers
401 E. Chapman Avenue

MEETING CALLED TO ORDER

ROLL CALL: Councilmember / Agency Member Nelson
Councilmember / Agency Member Sowards
Councilmember / Agency Member Yamaguchi
Mayor Pro Tem / Agency Vice Chairman Underhill
Mayor / Agency Chairman Aguirre

INVOCATION: Richard Kryder, Police Chaplin

PLEDGE OF ALLEGIANCE

PRESENTATIONS

- 1. Proclamation Designating the Week of May 3-9, 2010, as “Public Service Recognition Week” in Placentia, California**
Recipient: City Administrator Butzlaff
Presenter: Mayor Aguirre
- 2. Proclamation Designating the Week of May 16-22, 2010, as “National Public Works Week” in Placentia, California**
Recipient: Steve Drinovsky, Public Works Director
Presenter: Mayor Aguirre
- 3. Oral History “Eddie Castro”**
Recipient: Eddie Castro
Presenter: Kathy Frazee, Historical Committee Chairperson

CLOSED SESSION REPORT

CITY ADMINISTRATOR REPORT

ORAL COMMUNICATIONS

At this time the public may address the City Council or the Board of Directors of the Redevelopment Agency concerning any agenda item, which is not a public hearing item or matters within the jurisdiction of the City Council or the Redevelopment Agency Board of Directors.

CITY COUNCIL 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 Member would like formal action on any of the discussed items it will be placed on a future Council Agenda.

CITY COUNCIL AGENDA

Next Ordinance No. 06

Next Resolution No. 24

CONSENT CALENDAR

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 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.

CC 1. Warrant Register for April 21, 2010 through May 4, 2010

Financial Impact: \$686,690.23

Recommended Action: Approve

CC 2. Consideration to Waive Reading in Full of all Ordinances and Resolutions

Recommended Action: Approve

CC 3. Minutes

Regular Meeting – April 20, 2010

Recommended Action: Approve

CC 4. Adopt a Resolution Consenting to the Merger between Republic Services, Inc. and Allied Waste Industries, Inc.

Financial Impact: None

Recommended Action: Adopt **Resolution No. R-2010-** , A Resolution of the City Council of the City of Placentia Consenting to the Merger and Acquisition of Allied Waste Industries, Inc. by Republic Services, Inc.

CC 5. Acceptance of Construction Work for Alta Vista and Rose Drive Intersection Improvement Project

Financial Impact: Expense: \$139,513.51 Budgeted Account 333552-6185 J/L 6101540141-6185 (Construction County Grants). Revenue: \$139,513.51 Account 503552-4210 J/L 6101540141 (Measure M – Growth Management Area and Intersection Improvement Funds)

Recommended Action: Accept the Contract Work by B&T for Construction of the Alta Vista and Rose Drive Intersection Improvement Project in the Total Amount of \$139,513.51; Authorize the City Engineer to File a Notice of Completion with the Orange County Recorder for the Project; Authorize the City Engineer to Release the Retention in Accordance with the Terms of the Contract

PUBLIC HEARINGS

None

OLD BUSINESS

CC 6. Second Reading of an Ordinance Amending Chapter 16.20 of Title 16, Storm Water Runoff and Urban Pollutant Control, of the Placentia Municipal Code

Financial Impact: None

Recommended Action: Second Reading and Adoption of **Ordinance No. O-2010-04**, An Ordinance of the City Council of the City of Placentia, California, Amending Chapter 16.20 of Title 16 of the Placentia Municipal Code Pertaining to Storm Water Runoff and Urban Pollutant Control

CC 7. Second Reading of an Ordinance Adding a New Chapter 1.18 of the Placentia Municipal Code Pertaining to Design-Build Contracts

Financial Impact: None

Recommended Action: Second Reading and Adoption of **Ordinance No. O-2010-05**, An Ordinance of the City Council of the City of Placentia, California, Adding a New Chapter 1.18 of the Placentia Municipal Code Pertaining to Design-Build Contracts

NEW BUSINESS

None

CITY COUNCIL REQUESTS

Councilmembers may make requests or ask questions of staff. If a Councilmember would like to have formal action taken on a requested matter, it will be placed on a future Council Agenda.

REDEVELOPMENT AGENCY AGENDA

Next Resolution No. 02

CONSENT CALENDAR

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 Redevelopment Agency or Executive Director 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.

RA 1. Warrant Register for April 21, 2010 through May 4, 2010

Financial Impact: \$18,065.22

Recommended Action: Approve

RA 2. Consideration to Waive Reading in Full of all Ordinances and Resolutions

Recommended Action: Approve

RA 3. Minutes

Regular Meeting – April 20, 2010

Recommended Action: Approve

PUBLIC HEARINGS

RA 4. Disposition and Development Agreement for Agency Owned Property at 913 N Bradford Avenue

Financial Impact: Revenue: \$105,000 to RDA Low and Moderate Housing Fund for Fiscal Year 2010-2011

Recommended Action:

1. Open the Public Hearing, Receive Public Testimony, and Close the Public Hearing;
2. Receive the Health and Safety Code 33433 Report; and,
3. Approve the Disposition and Development Agreement, as Approved to Form by the Agency Counsel, with Placentia Presbyterian Church, a California Non-Profit Corporation, DBA Homeless Intervention and Shelter House (H.I.S. House) Related to Agency-owned Property at 913 N. Bradford Avenue; and,
4. Authorize the Executive Director to Initiate Actions and Execute Applicable Documentation, as Approved to Form by Agency Counsel, Related to the Sale and Disposition of the Property

OLD BUSINESS

None

NEW BUSINESS

RA 5. Resolution Adopting Design-Build Guidelines by Reference

Financial Impact: None

Recommended Action: Adopt **Resolution No. RA-2010-** , A Resolution of the Redevelopment Agency of the City of Placentia Adopting, by Reference, Policies and Procedures Regarding Design-Build Contracts

RA 6. Resolution Authorizing Payment of 2009-10 Supplemental Education Revenue Augmentation Fund (SERAF) to the State of California

Financial Impact: Expense: \$842,936

Recommended Action: Adopt **Resolution No. RA-2010-** , A Resolution of the Redevelopment Agency of the City of Placentia making Certain Findings with Respect to the 2009-10 Payment to the Supplemental Educational Revenue Augmentation Fund and Other Matters Properly Relating Thereto

**JOINT CITY COUNCIL AND REDEVELOPMENT AGENCY
AGENDA**

CC 8./RA 7. Extension of Time Period for Exclusive Negotiating Agreement with EDGE/SCI for Downtown Parking Structure

Financial Impact: None

Recommended Action: Approve and Authorize the City

Administrator/Executive Director to Sign an Amendment to the Exclusive Negotiating Agreement with EDGE-SCI for a Period Not to Exceed January 17, 2011, to Evaluate the Potential Size, Design, Construction and Operational Costs, and Financing Options Available to Construct the Parking Structure

ADJOURN

The City Council and the Redevelopment Agency Board of Directors Adjourn to their next regular meeting.

CERTIFICATION OF POSTING

I, Angela Robles, Chief Deputy Clerk for the City of Placentia and Assistant Secretary of the Placentia Redevelopment Agency, hereby certify that the Agenda for the May 4, 2010, meetings of the City Council and Redevelopment Agency was posted on April 29, 2010.

Angela Robles, Chief Deputy City Clerk