



Agenda

April 6, 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

April 6, 2010

5:30 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(a) for Conference with Legal Counsel Regarding Two (2) Items of Existing Litigation –
 - a. Republic Waste Services of Southern California LLC v. City of Placentia, Orange County Superior Court Case No. 30-2009-00322220
 - b. Del Cerro Mobile Estates and S&D Associates v. City of Placentia, et. al., Orange County Superior Court Case No. 00180072
 2. Pursuant to Government Code Section 54956.9(b) for Conference with Legal Counsel Regarding Anticipated Litigation – Two (2) Items
 3. Pursuant to Government Code Section 54956.9(c) for Conference with Legal Counsel Regarding the Initiation of Litigation - Two (2) Items
 4. Pursuant to Government Code Section 54957 for Public Employee Performance Evaluation – City Administrator
 5. Pursuant to Government Code Section 54957 for Public Employee Performance Evaluation – City Attorney
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REGULAR MEETING AGENDA

CITY COUNCIL AND REDEVELOPMENT AGENCY

April 6, 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: Gary Drabek, Police Chaplin

PLEDGE OF ALLEGIANCE

PRESENTATIONS

- 1. Proclamation Designating the Week of April 12-18, 2010, as Telecommunicator's Week in Placentia, California**
Recipient: Beverly Schlieder, Police Dispatch and Records Supervisor
Presenter: Police Captain Smith

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. 04

Next Resolution No. 21

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 March 17, 2010 through April 6, 2010

Financial Impact: \$908,107.98

Recommended Action: Approve

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

Recommended Action: Approve

CC 3. Minutes

Regular Meeting – March 16, 2010

Recommended Action: Approve

CC 4. Consideration to Adopt Resolution Authorizing Temporary Suspension of Regulatory Ordinances Pertaining to the Operation of the Mayor's Gala Inaugural Event Scheduled for April 24, 2010

Financial Impact: None

Recommended Action: Adopt **Resolution No. R-2010-** , A Resolution of the City Council of the City of Placentia Authorizing the Temporary Suspension of Certain Regulatory Sections of the Placentia Municipal Code for the Mayor's Gala Inaugural Ball Benefiting the Placentia Community Foundation

CC 5. Consideration to Approve Van Buren Street Improvement Project, Pedestrian Accessibility Project, and Bradford & Madison Avenue Project, and Richfield Road Traffic Signal Improvement Project for Use of Fiscal Year 2008/09 State Proposition 1B Funding Appropriation

Financial Impact: Expense: None; Revenue: Approximately \$738,000

Recommended Action: Adopt **Resolution No. R-2010-** , A Resolution of the City Council of the City of Placentia to Approve a List of Projects and Accept Proposition 1B Funding from the State of California Department of Finance to be Used on Eligible Transportation Projects within the City of Placentia

CC 6. Consideration to Approve Amendment No. 3 to Professional Services Agreement with Jones-Cahl & Associates for Engineering and Right-of-Way Acquisition Services for the Bradford Avenue and Madison Avenue Intersection Improvement Project

Financial Impact: Expense: \$71,637.50 funded through Proposition 1B; Budgeted Account 333552-6185 J/L 61004 (Capital Projects – Bradford Ave/Madison Ave Intersection)

Recommended Action: Approve Amendment No. 3 to the Professional Services Agreement with Jones-Cahl & Associates for Engineering Services on the Bradford Avenue and Madison Avenue Intersection Improvement Project for the Amount of \$65,125 plus a 10% Design Contingency for the Total Amount of \$71,637; Authorize the City Administrator to Execute the Subject Amendment, in a Form Approved by the City Attorney, on behalf of the City

CC 7. Consideration to Approve and Award of Contract to Black Rock Construction Company for Construction of the City-Wide Pedestrian Accessibility Improvement Project

Financial Impact: Expense: \$255,000 for Construction; Budgeted in FY 2009-2010 Budget, Account #333552-6185 J/L 61029; Revenue: CDBG and Gas Tax

Recommended Action: Award Construction Contract to Black Rock Construction Company for an Amount not to exceed \$212,000 and Authorize the Appropriation of a 20% Construction Contingency Fund of \$42,400; Reject all Other Bids; Authorize the City Administrator, or Designee, to Approve Construction Change Orders Pursuant to the Requirements set Forth in the Construction Contract in an Aggregate Amount not to exceed 20% of the Project Construction Cost; Authorize the City Administrator to Execute Contract Documents on Behalf of the City, in a Form Approved by the City Attorney

CC 8. One Year Review of Athletic Field Permits and Fees for Use of Fields

Financial Impact: To be Determined

Recommended Action: Receive and File

PUBLIC HEARINGS

None

OLD BUSINESS

CC 9. Second Reading of an Ordinance Adding Section 1.04.050 to Chapter 1.04 of the Placentia Municipal Code Pertaining to Written Contracts

Financial Impact: None

Recommended Action: Second Reading and Adoption of **Ordinance No. O-2010-03**, An Ordinance of the City Council of the city of Placentia, California, Adding a New Section 1.04.050 to Chapter 1.04 of the Placentia Municipal Code Pertaining to Written 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 March 17, 2010 through April 6, 2010

Financial Impact: \$30,730.66

Recommended Action: Approve

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

Recommended Action: Approve

RA 3. Minutes

Regular Meeting – March 16, 2010

Recommended Action: Approve

PUBLIC HEARINGS

None

OLD BUSINESS

None

NEW BUSINESS

RA 4. Memorandum of Understanding Regarding Use of Space by Boys and Girls Club at 132 E. Crowther Avenue

Financial Impact: None

Recommended Action: Approve a Memorandum of Understanding with the Boys and Girls Club of Placentia, Yorba Linda and Brea to Allow for Use of 132 E. Crowther venue for Administrative Purposes in a Form Approved by Agency Counsel and Authorize the Executive Director to Execute all Applicable Documents

ADJOURN

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

***IN
MEMORY
OF***

***Marine Corps Sergeant Major Robert J. Cottle
Key Note Speaker at the Veterans Day Observance Ceremony 2008 and
Los Angeles Police Officer***

***Lance Cpl. Rick J. Centanni
2008 Graduate of Esperanza High School***

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 April 6, 2010, meetings of the City Council and Redevelopment Agency was posted on April 1, 2010.

Angela Robles, Chief Deputy City Clerk