



Agenda

March 16, 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
401 E Chapman Avenue
Placentia, CA 92870

Phone: (714) 993-8117

Fax: (714) 961-0283

Email: administration@placentia.org

Website: www.placentia.org

EXECUTIVE SESSION AGENDA

March 16, 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 – Three (3) 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
6. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:
 - a. Property: 1616 Atwood Avenue, APN 346-181-05, -06, -07, -30, -35, -36
City Negotiator: Troy Butzlaff
Negotiating Parties: Julie Marques
Under Negotiations: Price and Terms of Payment

REDEVELOPMENT AGENCY

7. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:
 - a. Property: 1616 Atwood Avenue, APN 346-181-05, -06, -07, -30, -35, -36
City Negotiator: Troy Butzlaff
Negotiating Parties: Julie Marques
Under Negotiations: Price and Terms of Payment
-

REGULAR MEETING AGENDA

CITY COUNCIL AND REDEVELOPMENT AGENCY

March 16, 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: Ed Faulk, Police Chaplin

PLEDGE OF ALLEGIANCE

PRESENTATIONS

- 1. Recognition of SERVE Day Volunteer Organization Yorba Linda Friends Church
Presenter: Mayor Aguirre and Stephen D. Pischel, Director of Administrative Services and Community Services**
- 2. MADD Awards to Placentia Police Officers Phil Bush, Jose Uceda, and Michael Moore
Presenter: Police Chief Anderson and MADD Representatives**

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. 03

Next Resolution No. 17

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 3, 2010 through March 16, 2010

Financial Impact: \$1,818,152.51

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 2, 2010

Recommended Action: Approve

CC 4. Consideration of Resolution to Amend the Fiscal Year 2009/2010 Budget and Appropriate Asset Seizure Funds to be Reimbursed by the 2009 JAG Grant

Financial Impact: Appropriates \$11,192 from State Asset Seizure Account 213041-4425 into Expenditure Account 213041-6301, to be Reimbursed in Full, for Purchase of Taser Devices

Recommended Action: Adopt **Resolution No. R-2010-**, A Resolution of the City Council of the City of Placentia Authorizing a Budget Amendment in Fiscal Year 2009/10 in the Aggregate Amount of \$11,192.00 in Compliance with City Charter Requiring Sufficient Appropriations for Actual Expenditures

CC 5. Consideration of Resolution Authorizing the Police Department to Apply for Grant Funding from the California Department of Alcoholic Beverage Control

Financial Impact: \$70,300 Revenue, Alcohol Beverage Control Grant Funds

Recommended Action: Adopt **Resolution No. R-2010-**, A Resolution of the City Council of the City of Placentia Authorizing the Police Department to Submit an Application to the Department of Alcoholic Beverage Control Requesting Grant Funding

CC 6. Consideration to Authorize and Direct the Submission of an Application to the California Debt Limit Allocation Committee for a Recovery Zone Allocation for Economic Development Bonds (*Materials to be provided under separate cover*)

Financial Impact:

Recommended Action: Adopt Resolution No. R-2010- , A Resolution of the City Council of the City Placentia Authorizing and Directing the Submission of an application to the California Debt Limit Allocation Committee, the Preparation of Financing Documents in Connection with the Issuance of Recovery Zone Economic Development Bonds in an Aggregate Principal Amount Not to Exceed \$10,000,000, Retaining Certain Professionals in Connection Therewith and Taking Certain Actions with Respect Thereto

CC 7. Consideration to Approve the Purchase of Spacesaver Personal Storage Lockers for the Police Department Women's Locker Room

Financial Impact: \$36,514.99, A Capital Improvement Project Budgeted for FY 2009/10 (Account #333554-6185/61046)

Recommended Action: Approve and Authorize the Purchase of Spacesaver Personal Storage Lockers from McMurray Stern in an Amount not to exceed \$36,514.99

CC 8. Consideration to Award a Professional Services Contract to Willdan Financial for Preparation of Reports for Landscaping and Lighting District Administration

Financial Impact: Expense: \$5,500 Landscape Maintenance District No. 92-1 (Account #296561-6015), \$6,500 Street Lighting District No. 81-1 (Account #286560-6015); Projected Budget Savings: \$2,000 per year

Recommended Action:

1. Award Contract to Willdan Financial Services for Professional Services in Connection with the Annual Process for Administration of the Landscape Maintenance District 92-1 and Street Lighting District 81-1 and Authorize the City Administrator and City Clerk to Sign the Agreement Documents, in a Form Approved by the City Attorney
2. Delegate to the City Administrator Authority to Renew Contract for an Additional (2) Two Year Extension, Provided the Contract Amount is within the City Council Approved Annual Budget for Such Services

CC 9. Consideration to Approve Cooperation and Loan Agreement with the Placentia Community Foundation and Initial Loan to the Foundation

Financial Impact: \$5,000 from Trust and Agency Account 0044-2040/80036-2040

Recommended Action:

1. Authorize the City Administrator to Execute a Cooperation and Loan Agreement, in a Form Approved by the City Attorney, with the Placentia Community Foundation for Public Charitable Efforts in the City of Placentia
2. Approve an Initial Loan to the Placentia Community Foundation of \$5,000 from Trust and Agency Account 0044-2040/80036-2040 to Open Non-Profit Business Banking Accounts for the Purpose of Depositing Monetary Donations, Monitoring Financial Transactions, and Expending Funds for Charitable Purposes

PUBLIC HEARINGS

CC 10. Public Hearing and Resolution Establishing and Adopting New Fees, Rates, and Charges for Various City Services and Amending the Comprehensive Fee Schedule Accordingly

Financial Impact: Revenue Neutral

Recommended Action:

1. Open the Public Hearing, Receive Public Testimony, and Close the Public Hearing;
2. Adopt **Resolution No. R-2010-** , A Resolution of the City Council of the City of Placentia, California, Establishing, and Adopting New Fees, Rates and Charges for Various City Services, and Amending the Comprehensive Fee Schedule Accordingly

OLD BUSINESS

CC 11. Second Reading of an Ordinance Amending Chapter 2 of the Placentia Municipal Code Pertaining to Commissioners Absences from Meetings

Financial Impact: None

Recommended Action: Second Reading and Adoption of **Ordinance O-2010-02**, An Ordinance of the City Council of the City of Placentia Amending Sections 2.12.010, 2.16.070, 2.36.040, and 2.48.040 of the Placentia Municipal Code Pertaining to Commissioners' Absences from Meetings

NEW BUSINESS

CC 12. First 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: Introduction and First Reading of **Ordinance No. O-2010-** , 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

CC 13. Formation of an Ad Hoc Committee to Evaluate Proposals for the Central Westgate Project (Verbal Report)

Financial Impact: None

Recommended Action: Accept Nominations from City Council to Appoint Two City Council Members to Serve on an Evaluation Panel with City Staff to Evaluate the Proposals received for the Central Westgate Project (Verbal Report)

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 February 17, 2010 through March 2, 2010

Financial Impact: \$30,301.30

Recommended Action: Approve

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

Recommended Action: Approve

RA 3. Minutes

Regular Meeting – February 16, 2010

Recommended Action: Approve

PUBLIC HEARINGS

None

OLD BUSINESS

None

NEW BUSINESS

RA 4. Acquisition Agreement for Parcels Located At and Adjacent to 1616 Atwood Avenue (Marques Automotive)

Financial Impact: Expense: \$300,000 (Approximate) from RDA Low and Moderate Housing Fund

Recommended Action:

1. Approve the Acquisition Agreement for the property commonly known at Marques Automotive located at and adjacent to 1616 Atwood Avenue, Placentia, California (APNs: 346-181-05, -06, -07, -30, -35, -36); and,

2. Authorize the Executive Director to execute all appropriate documents related to the transaction to include continuation of environmental assessment and pursuit of grant funded remediation, if applicable.

ADJOURN

The City Council and the Redevelopment Agency Board of Directors Adjourn to a Study Session on March 30, 2010 at 7:00 p.m.

*IN
MEMORY
OF*

*George Trook
Placentia Resident and Longtime Placentia RACES Member*

*Rudy Segura
Retired Placentia Police Detective, Veterans Advisory Committee Member, and Placentia Resident*

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 March 16, 2010, meetings of the City Council and Redevelopment Agency was posted on March 11, 2010.

Angela Robles, Chief Deputy City Clerk