



Regular Meeting Agenda

February 19, 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
401 E. Chapman Avenue
Placentia, CA 92870

Phone: (714) 993-8117

Fax: (714) 961-0283

Email:
administration@placentia.org

Website: www.placentia.org

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
February 19, 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(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
4. Conference with Legal Counsel Government Code 54957.8 for Case Review/Planning:
 - a. 7.98 Acre Vacant Parcel Located at 1128 N. Kraemer Boulevard, APNs 340-034-17, 340-034-18, 340-034-19 and 340-034-20
Don Huennekens, HQT Homes

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
February 19, 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 Kenneth Milhander

PLEDGE OF ALLEGIANCE:

PRESENTATIONS:

1. Requests for Commendations and Proclamations

- a. Employee of the Quarter – General Employee Group
Recipient: To be announced
Presenters: Mayor Nelson and City Administrator Troy Butzlaff
- b. Proclamation Designating the Month of February, as Career Technical Education Month
Recipient: Karin Freeman, Placentia-Yorba Linda Unified School District Board Member, North Orange County Regional Occupational Program
Presenter: Mayor Nelson
- c. Certificate of Recognition to Church of the Nazarene
Recipient: Pastor Roger E. Mendoza
Presenter: Mayor Nelson

Recommended Action: It is recommended that the City Council:
Approve requests as submitted and make presentations to those present

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.k.):

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 Study Session and Regular Meeting – January 29, 2013 and February 5, 2013
Recommended Action: Approve
- c. **City Fiscal Year 2012-13 Warrant Register for February 6, 2013 through February 19, 2013**
Financial Impact: \$588,657.54
Recommended Action: Approve

COUNCIL CONSENT CALENDAR:

- d. **Allocation of Asset Forfeiture Funds and Authorization to Purchase SWAT and Computer Equipment**
Financial Impact: Expense: \$32,684.00 of Asset Forfeiture Funds to purchase equipment (Account No.: 213041-6840) Fiscal Year 2012-13 Budget
Recommended Action: It is recommended that the City Council:
 - 1) Adopt Resolution No. R-2013-07, 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 \$32,684.00 in compliance with City Charter Sections 1206 and 1209 pertaining to appropriations for actual expenditures
 - 2) Authorize the purchase of essential safety equipment with Asset Forfeiture Funds in an amount not to exceed \$32,684.00
 - 3) Authorize the City Administrator or his designee to execute all necessary documents to effectuate these actions
- e. **Consideration of Establishment of No Parking/Resident-Only Permit Parking on Madison Avenue**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Adopt Resolution No. R-2013-08, A Resolution of the City Council of the City of Placentia, California, prohibiting vehicle parking and authorizing the establishment of preferential parking privileges for residents residing on both sides of Madison Avenue between the west City limit and Twilight Lane
- f. **Request to Establish a Bus Loading Zone on La Jolla Street for Valadez Middle School**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Adopt Resolution No. R-2013-09, A Resolution of the City Council of the City of Placentia, California, establishing a Bus Loading Zone on La Jolla Street

- g. **Acceptance of Construction Work for the City Yard Clarifier and Sewer Improvement Project**
Financial Impact: Expense: \$121,422.57
 Offsetting Revenue: \$121,422.57 Sewer Maintenance Fund
 Budgeted: \$215,000.00 (Account No.: 333556-6185 J/L 61026, Construction Capital Projects)
Recommended Action: It is recommended that the City Council:
- 1) Accept contract work performed by Bali Construction, Inc., for construction of the City Yard Clarifier and Sewer Improvement Project in the total amount of \$121,422.57
 - 2) Authorize the City Engineer to file a Notice of Completion with the Orange County Clerk Recorder's Office for the project
 - 3) Authorize the City Engineer to release retention funds in accordance with the terms of the contract
- h. **Recommendation to Approve Construction and Maintenance Agreement for the Lakeview Avenue Overcrossing**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
- 1) Approve Construction and Maintenance Agreement for the Lakeview Avenue Grade Separation Project
 - 2) Authorize the Mayor to execute the Final Construction and Maintenance Agreement on behalf of the City, in a form approved by the City Attorney

SUCCESSOR AGENCY CONSENT CALENDAR:

- i. **Relocation Settlement Agreement with Reliable Contents Restoration Services, Inc.**
Financial Impact:
 Expense: \$95,000.00 Redevelopment Obligation Retirement Fund
 Revenue: \$95,000.00 Redevelopment Property Tax Trust Fund
Recommended Action: It is recommended that the City Council:
- 1) Approve the All-Inclusive Settlement Agreement with Reliable Contents Restoration Services, Inc., and authorize the City Administrator to execute the agreement
- j. **Adoption of Resolution Requesting the Oversight Board to the Successor Agency to Direct the Successor Agency to Undertake Proceedings for the Refunding of the 2009 Subordinate Tax Allocation Notes as Allowed Under Assembly Bill 1484**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
- 1) Adopt Resolution No. RSA-2013-01, A Resolution of the City Council of the City of Placentia, California, Acting as the Successor Agency to the Redevelopment Agency of the City of Placentia, requesting the Oversight Board to direct the Successor Agency to undertake proceedings for the refunding of the 2009 Subordinate Tax Allocation Notes
- k. **Receive and File the Due Diligence Reviews of the Low and Moderate Income Housing Fund and Successor Agency All Other Funds**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
- 1) Receive and file the Due Diligence Reviews for the Low and Moderate Income Housing Fund and Successor Agency All Other Funds

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:

- a. **Conduct Second Reading by Title Only and Adopt, Ordinance O-2013-01, An Amendment to Chapter 23.90 of Title 23 (Zoning Ordinance) of the Placentia Municipal Code Adding a New § 23.90.045 Requiring Specified Signs Utilizing Non-Latin/Roman Alphabet Characters to Provide a Generic Description of the Business in English and Requires Applications for Such Signs to Include a Certified English Translation**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Conduct second reading by title only and adopt, Ordinance O-2013-01, An Ordinance of the City Council of the City of Placentia, California, adding a new § 23.90.045 to Chapter 23.90 of Title 23 (Zoning Ordinance) of the Placentia Municipal Code pertaining to signs utilizing non-Latin/Roman alphabet

SUCCESSOR AGENCY OLD BUSINESS: None

ICDA OLD BUSINESS: None

4. NEW BUSINESS:

COUNCIL/SUCCESSOR AGENCY/ICDA NEW BUSINESS: None

COUNCIL NEW BUSINESS: None

SUCCESSOR AGENCY NEW BUSINESS:

- a. **Recognized Obligation Payment Schedule Covering July 1, 2013 to December 31, 2013 (ROPS 13-14A)**

Financial Impact: Expenditures: RPTTF \$1,143,108.00

ACA \$53,250.00

BOND \$7,006,000.00

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. RSA-2013-02, A Resolution of the City Council of the City of Placentia, California, Acting as the Successor Agency to the Redevelopment Agency of the City of Placentia, adopting the Recognized Obligation Payment Schedule for the Period covering July 1, 2013 to December 31, 2013

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 March 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 February 19, 2013 meetings of the City Council, Successor Agency, and Industrial Commercial Development Authority was posted on February 14, 2013.

Tania Moreno, Deputy City Clerk