

**PLACENTIA CITY COUNCIL
PLACENTIA CITY COUNCIL AS SUCCESSOR TO THE
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING MINUTES – EXECUTIVE SESSION
February 19, 2013
5:30 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER: Mayor/Board Chair Nelson called the meeting to order at 5:45 p.m.

ROLL CALL:

PRESENT: Council/Agency Members Underhill, Wanke, Yamaguchi, Aguirre, Nelson
ABSENT: None

ORAL COMMUNICATIONS: None

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 recessed to their 7:00 p.m. Regular Meeting.

ROLL CALL:

PRESENT: Council/Agency Members Underhill, Wanke, Yamaguchi, Aguirre, Nelson
ABSENT: None

STAFF PRESENT: City Administrator/Executive Director, Troy L. Butzlaff; City Attorney/Authority Counsel, Andrew V. Arczynski; Assistant City Administrator, Ken Domer; Director of Administrative and Community Services, Steve Pischel; Director of Finance, Karen Ogawa; Director of Public Works, Steve Drinovsky; Chief of Police, Rick Hicks; Deputy Chief, Ward Smith; City Clerk, Patrick Melia; Deputy City Clerk, Tania Moreno

INVOCATION: Police Chaplain Kenneth Milhandler

PLEDGE OF ALLEGIANCE: Councilmember Wanke

PRESENTATIONS:

1. Requests for Commendations and Proclamations

- a. Employee of the Quarter – General Employee Group
Recipient: Alicia Feldstein, Administrative Assistant
Presenters: Mayor Nelson and City Administrator Troy L. Butzlaff

City Administrator Butzlaff provided a brief narrative on Employee of the Quarter program and introduced Chief of Police Hicks.

Mayor Nelson and Chief of Police Hicks recognized and presented a certificate to the employee of the quarter Alicia Feldstein, Administrative Assistant to the Chief of Police.

- 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 Board Member
Presenter: Mayor Nelson

City Administrator Butzlaff introduced Karin Freeman, Placentia-Yorba Linda Unified School District Board Member and North Orange County Regional Occupational Program Board Member.

Mayor Nelson proclaimed the month of February as Career Technical Education Month and presented the proclamation to Ms. Freeman.

Ms. Freeman provided an overview of the North Orange County Regional Occupational Program and thanked the City for the proclamation.

- c. Certificate of Recognition to Church of the Nazarene
Recipient: Pastor Roger E. Mendoza
Presenter: Mayor Nelson

City Administrator Butzlaff provided an overview of Community Festival held by the Church of Nazarene.

Mayor Nelson presented a certificate of recognition to Pastor Mendoza.

Pastor Mendoza reported that the event was well attended and church volunteers worked very hard. He thanked the City for the recognition and for their involvement.

Recommended Action: It is recommended that the City Council:
Approve requests as submitted and make presentations to those present
(5 – 0, as recommended)

A motion was made by Councilmember Yamaguchi, seconded by Councilmember Wanke, to approve presentations item 1.a. through 1.c. as submitted and make presentations to those present.

EXECUTIVE SESSION REPORT:

City Attorney/Agency Counsel Arczynski reported the Council/Agency met in Executive Session to discuss the items listed on the agenda. He stated there was no reportable action from Executive Session this evening.

CITY ADMINISTRATOR REPORT:

City Administrator Butzlaff announced a free Compost Giveaway event on February 23rd at Tri-City Park and the Bradford House Concert Series on February 24th at the Historic Bradford House. He noted that the City Services Academy will be offered commencing March 6 through April 10th. He noted that registration forms are now being accepted for the CERT Program that will begin on April 18th.

ORAL COMMUNICATIONS:

Meredith Castillo, resident, thanked Mayor Nelson for meeting with him and allowing him to provide his input on City issues. He expressed his concerns regarding the Urban Forest Plan, water rates, sidewalks, and Placentia Yorba Linda Unified School District school bonds.

William McCarren, resident, spoke in support of approving item 1.e. and adopting resident only permit parking.

Sarah Guidi, resident, spoke in support of approving item 1.e. and adopting resident only permit parking. She expressed her concerns regarding street parking and the pavement conditions on Madison Avenue.

Douglas Lamberson, resident, spoke on item 1.e. and recommended that Council implements resident only permit parking on Twilight Lane and Kevin Way as well as Madison Avenue.

Daniel Perez, resident, spoke on item 1.e. and recommended that Council implements resident only permit parking on Twilight Lane and Kevin Way as well as Madison Avenue.

CITY COUNCIL/BOARD MEMBERS COMMENTS AND REPORTS:

Councilmember Underhill congratulated Valencia High School students on their performance at the Historic Bradford House last Saturday.

Councilmember Yamaguchi congratulated newly crowned Miss Placentia Carly Valdes and Miss Placentia's Outstanding Teen Michelle Jones. He attended the Rising Stars Seminar in Los Angeles, Yorba Linda Rotary Club meeting, and ACC-OC Innovation Committee meeting. He announced the State of the City Address on February 28th.

Mayor Nelson congratulated newly crowned Miss Placentia Carly Valdes and Miss Placentia's Outstanding Teen Michelle Jones. He attended a two-day State League Board meeting in Pasadena. He noted that the City of Placentia and the Placentia Yorba Linda Unified School District are two separate entities.

City Administrator Butzlaff noted that residents are responsible of initiating the resident-only permit parking process and it is not imposed by the City. He recommended that residents take their request to the Traffic Safety Commission.

Douglas Lamberson, resident, noted that California State University at Fullerton students and Fullerton residents are parking on Madison Avenue.

Daniel Perez, resident, expressed his concerns regarding the lack of parking spaces on Twilight Lane and Kevin Way.

Mayor Nelson encouraged the residents to submit a resident-only permit parking petition for Twilight Lane and Kevin Way to the Traffic Safety Commission.

1. CONSENT CALENDAR (Items 1.a. through 1.k.):

A motion was made by Councilmember Wanke, seconded by Councilmember Yamaguchi, to approve Consent Calendar Item Nos. 1.a. through 1.k.

COUNCIL/SUCCESSOR AGENCY/ICDA CONSENT CALENDAR:

- a. **Consideration to Waive Reading in Full of all Ordinances and Resolutions**
Financial Impact: None
Recommended Action: Approve
(5 - 0, as recommended)

- b. **Minutes**
City Council/Successor/ICDA Study Session and Regular Meeting - January 29, 2013 and February 5, 2013
Recommended Action: Approve
(5 - 0, as recommended)

- c. **City Fiscal Year 2012-13 Warrant Register for February 6, 2013 through February 19, 2013**
Financial Impact: \$588,657.54
Recommended Action: Approve
(5 - 0, as recommended)

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**(5 - 0, as recommended)**

- 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**(5 - 0, as recommended)**

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

(5 – 0, as recommended)

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

(5 – 0, as recommended)

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

(5 – 0, as recommended)

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

(5 – 0, as recommended)

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

(5 – 0, as recommended)

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

(5 – 0, as recommended)

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

(5 – 0, as recommended)

City Administrator Butzlaff reported that this is the second reading by title only of Ordinance O-2013-01 and recommended the adoption.

A motion was made by Councilmember Yamaguchi, seconded by Councilmember Wanke, and carried (5 – 0) to 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

(5 – 0, as recommended)

City Administrator Butzlaff noted that this action adopts the Recognized Obligation Payment Schedule for the period covering July 1, 2013 through December 31, 2013. He recommended that Council adopt Resolution RSA-2013-02.

Council thanked Assistant City Administrator Domer for his work on the winding down of the redevelopment agency.

A motion was made by Councilmember Yamaguchi, seconded by Councilmember Underhill, and carried (5 – 0) to 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.

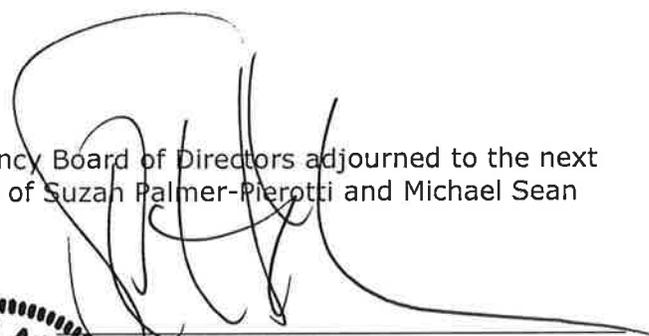
ICDA NEW BUSINESS: None

CITY COUNCIL/BOARD MEMBERS REQUESTS:

Councilmember Wanke requested that Council give direction to Staff to look into the length of time City Council has to review the agenda packets before the meeting, rather than just meeting the Brown Act requirements.

ADJOURNMENT:

The City Council/Successor Agency/ICDA Agency Board of Directors adjourned to the next regular meeting on March 5, 2013 in memory of Suzan Palmer-Pierotti and Michael Sean Ogan.



SCOTT W. NELSON
CITY CLERK/AGENCY CHAIR

ATTEST:


PATRICK J. MELIA CITY CLERK/AGENCY
SECRETARY