



Regular Meeting Agenda

September 17, 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
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Placentia, CA 92870

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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
September 17, 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 – Two (2) Items
2. Pursuant to Government Code Section 54956.9(c) for Conference with Legal Counsel Regarding the Initiation of Litigation – One (1) Item
3. Pursuant to Government Code Section 54957.6 Conference with City Labor Negotiator Concerning Labor Negotiations with the following groups:
 - a. Placentia Police Officers Association (PPOA)
 - b. Placentia Police Management Association (PPMA)
 - c. Placentia City Employees Association (PCEA)

City Representatives: Troy L. Butzlaff, City Administrator
Steve Pischel, Dir. Administrative/Community Services

4. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:

Property: 207-209 W. Crowther Avenue, Assessor's Parcel Nos. 339-402-05, 339-402-07, 339-402-08, and 339-402-11

City Negotiator: Troy Butzlaff, City Administrator

Negotiating Parties: Robert Sonnenblick, Sonnenblick Development

Under Negotiations: Price and Terms of Payment

SUCCESSOR AGENCY:

1. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:

- a. Property: 132 Crowther Avenue, APN 339-091-08
Agency Negotiator: Troy L. Butzlaff, Executive Director
Negotiating Parties: Lee Petsas, UBI Business Brokers
Under Negotiations: Price and Terms of Lease
- b. Property: 132 E. Crowther Avenue, APN 339-091-08
Agency Negotiator: Troy L. Butzlaff, City Administrator/Executive Director
Negotiating Parties: Jon Coulombe, DaddyO's California, LLC
Under Negotiations: Price and Terms of Lease

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
September 17, 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 Arturo Rodriguez

PLEDGE OF ALLEGIANCE:

PRESENTATIONS:

1. Requests for Commendations and Proclamations

- a. Recognition of Placentia/Yorba Linda Girls Softball All-Star Teams
Recipients: 10U Manager James Stinnett and 12U Manager James Lowe
Presenter: Mayor Nelson
- b. Proclamation Designating the Week of September 17-23, 2013 as Constitution Week
Recipients: Mojave Chapter Daughters of the American Revolution
Representative Edys McIntosh
Presenter: Mayor Nelson
- c. Employee of the Quarter – Sworn Employee Group
Recipient: To be announced
Presenter: Mayor Nelson
- d. Presentation by the Orange County Vector Control District
Presenter: Director of Communications Jared Dever

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.p.):

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 Regular Meeting – August 20, 2013
Recommended Action: Approve
- c. **City Fiscal Year 2012-13 Warrant Register for August 21, 2013 through September 3, 2013**
Financial Impact: \$ 284,342.46
Recommended Action: Approve
- d. **City Fiscal Year 2013-14 Warrant Register for August 21, 2013 through September 17, 2013**
Financial Impact: \$ 1,274,379.17
Recommended Action: Approve

COUNCIL CONSENT CALENDAR:

- e. **Recycle Market Development Zone Designed for the City of Placentia**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Adopt Resolution No. R-2013-43, A Resolution of the City Council of the City of Placentia, California, supporting designation as a Recycling Market Development Zone, designation of the City of Orange as the lead agency, and adoption of a Negative Declaration
- f. **Approve Award of Construction Contract to J. Kim Electric Inc. for the Kraemer Middle School Athletic Field Lighting Repair Project**
Financial Impact: Expense: \$44,068.00 Construction
Offsetting Revenue: \$44,068.00 Park Development, PYLUSD and Sport Groups Contributions (Account No.: 333555-6185)
Budgeted: \$0.00
Unbudgeted: \$44,068.00 Park Development
Recommended Action: It is recommended that the City Council:
 - 1) Approve plans and specifications date August 29, 2013 for the Kraemer Middle School Athletic Field Lighting Repair Project
 - 2) Adopt Budget Resolution No. R-2013-44, A Resolution of the City Council of the City of Placentia, California, Authorizing the Budget Amendment in Fiscal Year 2013-14 Capital Improvement Program budget in the aggregate amount of \$44,068.00 in Park Development funds towards the Kraemer Middle School Athletic Field Lighting Repair Project
 - 3) Award the construction contract to the lowest responsive and responsible bidder, J. Kim Electric Inc. for the amount not to exceed \$38,320 and

authorize the appropriation of a 15% construction contingency fund of \$5,748

- 4) Reject all other bids
- 5) Authorize the City Administrator, or his designee, to approve construction change orders pursuant to the requirements set forth in the construction contract and in an agreement amount not to exceed 15% of the project construction cost

g. **Request for Additional Appropriations for Patrol Overtime Budget to Participate in the Office of Traffic Safety Grant – “Selective Traffic Enforcement Program for 2013/2014”**

Financial Impact: Expense: \$65,070.00 (Account No.: 103041-5015)

Offsetting Revenue: \$65,070.00

Recommended Action: It is recommended that the City Council:

- 1) Approve the acceptance of the Office of Traffic Safety Grant in the form presented and direct the Chief of Police to complete the final paperwork
- 2) Adopt Resolution No. R-2013-45, A Resolution of the City Council of the City of Placentia, California, Authorizing a Budget Amendment in Fiscal Year 2013/14 in the Aggregate Amount of \$65,070.00 in Compliance with City Charter §§ 1206 and 1209 Pertaining to Appropriations for Actual Expenditures

h. **Request for Additional Appropriations for Patrol Overtime Budget to Participate in the Office of Traffic Safety Grant – “Sobriety Checkpoint Grant Program for 2013/2014”**

Financial Impact: Expense: \$62,700 (Account No.: 103041-5015)

Offsetting Revenue: \$62,700

Recommended Action: It is recommended that the City Council:

- 1) Approve the Acceptance of the Office of Traffic Safety Grant in the form presented and direct Chief of Police to complete the final paperwork
- 2) Adopt Resolution No. R-2013-46, A Resolution of the City Council of the City of Placentia, California, Authorizing a Budget Amendment in Fiscal Year 2013/14 in the Aggregate Amount of \$62,700.00 in Compliance with City Charter §§ 1206 and 1209 Pertaining to Appropriations for Actual Expenditures

i. **Recommendation to Approve Amendment No. 1 Cooperative Agreement C-2-1330 Between Orange County Transportation Authority and City Of Placentia for the Richfield Road Widening Project**

Financial Impact: Expense: \$397,000 for Professional and Construction Services

Offsetting Revenue: \$377,000 OCTA, \$20,000 City of Yorba Linda

Recommended Action: It is recommended that the City Council:

- 1) Approve Amendment No. 1 to Cooperative Agreement No. C-2-1330 between the City of Placentia and the Orange County Transportation Authority for the Richfield Road Widening Project
- 2) Authorize the Mayor to execute Amendment No. 1 to Cooperative Agreement No. C-2-1330 on behalf of the City

j. **Approve Amendment No. 2 to Cooperative Agreement C-9-0412 Between the Orange County Transportation Authority and the City of Placentia for the Orange County Gateway/Orangethorpe Corridor Grade Separation Projects**

Financial Impact: \$231,500 Additional Funds in the City Support and Services Coast to be reimbursed by Orange County Transportation Authority for the Total Amount of \$905,500

Recommended Action: It is recommended that the City Council:

- 1) Approve the attached Amendment No. 2 to Cooperative Agreement C-9-0412, in a form approved by the City Attorney, between the City of Placentia and the Orange County Transportation Authority for the design, right-of-way acquisition and construction phases of the Orange County Gateway/Orangethorpe Corridor Grade Separation Projects
- 2) Authorize the Mayor to execute the Cooperative Agreement on behalf of the City

k. **Approval of Plans and Specifications and Award of Contract to Bali Construction, Inc., for the Richfield Road Widening and RC Box Culvert Extension Project**

Financial Impact: Expense: \$351,599.52 for Construction Services

Offsetting Revenue: \$351,599.52 OCTA

Budgeted: \$269,000 (Account No.: 333552-6185 J/L 61020)

Recommended Action: It is recommended that the City Council:

- 1) Approve Plans and Specifications prepared by PACE Engineering dated July 23, 2013 for the Richfield Road Widening and RC Box Culvert Extension Project
- 2) Award Construction Contract to the lowest responsive and responsible bidder, Bali Construction, Inc., in a form approved by the City Attorney, for an amount not to exceed \$319,635.93
- 3) Reject the Bid GRFCO, Inc. as non-responsive
- 4) Reject all other bids
- 5) Authorize the City Administrator, or his designee, to approve construction change orders pursuant to the requirements set forth on the construction contract in an aggregated amount not to exceed 10% of the project construction cost
- 6) Authorize the City Administrator to execute contract documents on behalf of the City, in a form approved by the City Attorney

l. **Acceptance of Resignation from the Veterans Advisory Committee**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Accept the resignation of Robert Dewey from the Veterans Advisory Committee
- 2) Include the vacancy in the Veterans Advisory Committee with the current application/recruitment process

m. **Approval of Placentia Rotary Club Cowabunga Crabfest Fundraiser at Kraemer Memorial Park - Saturday, June 7, 2014**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Provide preliminary approval for the Placentia Rotary Club to hold the Cowabunga Crabfest at Kraemer Memorial Park on Saturday, June 7, 2014 contingent upon the Rotary Club continuing to work with City Staff to obtain all appropriate permits, insurance and agreeing to follow all City regulations for the event

n. **Approval of Resolution Authorizing Temporary Suspension of Regulatory Ordinances Pertaining to the Operation of the Las Posadas and Tamale Festival Scheduled for Wednesday, December 4, 2013**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Provide approval for the Placita Santa Fe Merchants Association to hold the Las Posadas and Tamale Festival on Wednesday, December 4, 2013 contingent upon the Merchants Association continuing to work with City Staff to obtain all appropriate permits, and insurance; and agreeing to follow all City regulations for the event and reimburse the City for all event costs
- 2) Adopt Resolution No. R-2013-47, a Resolution of the City Council of the City of Placentia, California, Authorizing the Temporary Suspension of the Regulatory Sections 23.76.050 and 10.28.010 of the Placentia Municipal Code for the operation of the Las Posadas and Tamale Festival on December 4, 2013 on the 100 and 200 blocks of Santa Fe Avenue and the 200 block of Bradford Avenue

o. Consideration of an Agreement with the City of Brea to Fund a Preliminary Implementation to Consolidate Police Dispatch Operations

Financial Impact: \$22,734 (Account No.: 101511-6001)

Recommended Action: It is recommended that the City Council:

- 1) Approve an Agreement with the City of Brea for a total cost share of \$22,734, which includes a 15% contingency for professional consulting services for a preliminary implementation plan to consolidate police dispatch operations
- 2) Authorize the City Administrator to execute the agreement on behalf of the City

p. Request for City Council Consent to Utilize HR Green, Inc. as Successor in interest to Willdan Engineering for Engineering Services and Authorize Department of Public Works to Execute Documents Necessary to Formalize Agreement

Financial Impact: Expense: \$6,720 per month for as-needed City Engineering Services

Offsetting Revenue: Engineering Deposits

Budgeted: As-needed Engineering (20% Account No.: 103550-6015, 80% Account No.: 484356-6015)

Recommended Action: It is recommended that the City Council:

- 1) Approve a two-year professional services agreement with HR Green as as-needed civil engineering services
- 2) Authorize the City Administrator to execute subject documents on behalf of the City in a form approved by the City Attorney

SUCCESSOR AGENCY CONSENT CALENDAR: None

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: None

SUCCESSOR AGENCY OLD BUSINESS: None

ICDA OLD BUSINESS: None

4. NEW BUSINESS:

COUNCIL/SUCCESSOR AGENCY/ICDA NEW BUSINESS: None

ICDA NEW BUSINESS: None

COUNCIL NEW BUSINESS:

a. **First Reading and Introduction of an Ordinance Amending Section 13.28.010 of Chapter 13.28 of Title 13 of the Placentia Municipal Code Establishing Prima Facie Speed Limits**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Approve the Engineering and Traffic Survey Report as submitted
- 2) Waive full reading, reading by title only, and introduce the first reading, Ordinance O-2013-07, An Ordinance of the City Council of the City of Placentia, California, Amending Section 13.28.010 of Chapter 13.28 of Title 13 of the Placentia Municipal Code Establishing Speed Limits on Certain Streets

b. **Agreement with Management Partners for Budget Stabilization Planning Process**

Financial Impact: \$33,900.00 (Account No.: 101511-6001)

Recommended Action: It is recommended that the City Council:

- 1) Approve an agreement with Management Partners to complete a Budget Stabilization Plan
- 2) Direct the City Administrator to execute the agreement and obtain all necessary information for City departments and service providers required to complete the analysis prior to bringing back a draft Budget Stabilization Plan for City Council consideration

SUCCESSOR AGENCY NEW BUSINESS:

c. **Recognized Obligation Payment Schedule Covering January 1, 2014 to June 30, 2014 (ROPS 13-14B)**

Financial Impact: Expenditures: RPTTF \$8,257,259 ACA \$207,303 Other \$866,993

Recommended Action: It is recommended that the City Council:

- 1) Approve Resolution RSA-2013-06, 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 Payment Obligation Schedule for the period covering January 1, 2014 to June 30, 2014

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 October 1, 2013 at 5:30 p.m.

*In
Memory
of
Pat Hadley
Valencia High School Teacher and Coach*

*Kathleen Acton
Wife of Former Mayor Richard Acton*

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 September 17, 2013 meetings of the City Council, Successor Agency, and Industrial Commercial Development Authority was posted on September 12, 2013.

Tania Moreno, Deputy City Clerk