

**PLACENTIA CITY COUNCIL
PLACENTIA CITY COUNCIL AS SUCCESSOR TO THE
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING MINUTES – EXECUTIVE SESSION
JANUARY 21, 2014
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 5:48 p.m.

ROLL CALL:

PRESENT: Council/Agency Members Aguirre, Nelson, Underhill, Wanke

ABSENT: Council/Agency Yamaguchi

ORAL COMMUNICATIONS: None

CITY COUNCIL:

1. Pursuant to Government Code Section 54956.9(d)(2) for Conference with Legal Counsel Regarding Anticipated Litigation – One (1) Item
2. Pursuant to Government Code Section 54956.9(d)(4) 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. Pursuant to Government Code Section 54957 for Public Employee Performance Evaluation
 - a. City Administrator
5. Pursuant to Government Code Section 54956.8 Conference with Real Property Negotiator:
 - a. Property: Vacant 0.0631 Acre Parcel, APN 339-102-01
City Negotiator: Troy L. Butzlaff, City Administrator
Negotiating Parties: Suburban Propane, L.P.
Under Negotiations: Price and Terms of Payment
 - b. Property: 312 S. Melrose Street, APN 339-393-10
City Negotiator: Troy L. Butzlaff, City Administrator
Negotiating Parties: Legacy Partners Residential, Inc.
Under Negotiations: Price and Terms of Payment

SUCCESSOR AGENCY:

1. Pursuant to Government Code Section 54956.8 Conference with Real Property Negotiator:
 - a. Property: 132 Crowther Avenue, APN 339-091-08
Agency Negotiator: Troy L. Butzlaff, Executive Director
Negotiating Parties: Mark McEwen, DMWP, LLC
Under Negotiations: Price and Terms of Lease

ICDA:

1. Pursuant to Government Code Section 54956.8 Conference with Real Property Negotiator:
 - a. Property: 120 South Bradford Avenue, APN 339-052-23
Agency Negotiator: Troy L. Butzlaff, Executive Director
Negotiating Parties: Noah Furie, Budget Capital Corporation
Under Negotiations: Price and Terms of Payment

RECESS: The City Council and Boards of Directors recessed to their 7:00 p.m. Regular Meeting.

CALL TO ORDER: Mayor/Board Chair Nelson called the meeting to order at 7:04 p.m.

ROLL CALL:

PRESENT: Council/Agency Members Aguirre, Nelson, Underhill, Wanke

ABSENT: Yamaguchi

STAFF PRESENT: City Administrator/Executive Director, Troy L. Butzlaff; City Attorney/Authority Counsel, Andrew V. Arczynski; Director of Administrative and Community Services, Steve Pischel; Interim Director of Finance, Michael Nguyen; Director of Public Works, Steve Drinovsky; Police Chief, Rick Hicks; Deputy Chief, Ward Smith; Senior Management Analyst, Michael McConaha; Neighborhood Services Coordinator, Jeannette Ortega; City Clerk, Patrick Melia; Deputy City Clerk, Tania Moreno

INVOCATION: Police Chaplain Kenneth Milhandler

PLEDGE OF ALLEGIANCE: Councilmember Underhill

PRESENTATIONS:

- a. **Employee of the Quarter – General Employee Group**
Recipient: Jose "Joey" Ruiz
Presenters: Mayor Nelson and City Administrator Butzlaff

City Administrator Butzlaff provided a brief narrative of employee of the quarter program. He provided a brief biography of Maintenance Worker Jose "Joey" Ruiz.

Jose "Joey" Ruiz was not in attendance.

- b. **Introduction of 2014 Miss Placentia, Miss Placentia Outstanding Teen, Miss Yorba Linda and Miss Yorba Linda Outstanding Teen**
Presenter: Miss Placentia/Miss Yorba Linda Executive Director Kathryn Baldwin

Mayor Nelson introduced Miss Placentia/Miss Yorba Linda Executive Director Baldwin.

Mrs. Baldwin provided a brief narrative of Miss Placentia, Miss Placentia Outstanding Teen, Miss Yorba Linda and Miss Yorba Linda Outstanding Teen program.

Miss Placentia, Miss Placentia Outstanding Teen, Miss Yorba Linda and Miss Yorba Linda Outstanding Teen contestants and participants introduced themselves to the public.

Mayor Nelson provided a brief narrative of the program and noted that this is an excellent program.

c. **Recognition of Boy Scout Grant Bagne**

Recipient: Grant Bagne

Presenter: Mayor Nelson

Mayor Nelson introduced Boy Scout Grant Bagne.

Boy Scout Bagne provided a brief narrative of the Boy Scout program and merit badges.

Mayor Nelson provided Boy Scout Bagne a certificate of recognition.

EXECUTIVE SESSION REPORT:

City Attorney/Authority Counsel Arczynski reported the Council/Authority 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 the Mayor's State of the City on April 10, 2014 and an upcoming Police Department Community Meeting on January 23, 2014.

ORAL COMMUNICATIONS:

Robert Dewey, resident, noted that the Senior Advisory Committee has done a great work taking care of the Backs Community Building. He recommended razing the Backs Community Building to accommodate the community.

City Treasurer Craig Green recommended pulling consent calendar items 1.d. and 1.j. for separate discussion. He inquired about the matching funds needed for item 1.j.

CITY COUNCIL/BOARD MEMBERS COMMENTS AND REPORTS:

Councilmember Underhill congratulated employee of the quarter Jose "Joey" Ruiz. She wished the Miss Placentia, Miss Placentia Outstanding Teen, Miss Yorba Linda and Miss Yorba Linda Outstanding Teen contestants the best of luck in the upcoming pageant.

Councilmember Wanke expressed his concerns regarding the circulation of petitions and signature gathering in opposition to the recently adopted billboard ordinance. He noted that the group behind the petition is willing to lie. He encouraged the community to contact City Staff and/or visit the City's website for accurate information.

Mayor Pro Tem Aguirre expressed his concerns regarding the circulation of petitions and signature gathering in opposition to the recently adopted billboard ordinance. He encouraged the public to research the facts. He congratulated the Miss Placentia, Miss Placentia Outstanding Teen, Miss Yorba Linda and Miss Yorba Linda Outstanding Teen contestants. He congratulated Boy Scout Bagne on his merit badges. He congratulated Craig Green and his wife on their son's recent graduation from the police academy.

Mayor Nelson congratulated Matthew Green on his new police officer position. He recognized Coleen Jackson, El Dorado High School senior, who is shadowing the Mayor. He congratulated employee of the quarter Joey Ruiz and Miss Placentia, Miss Placentia Outstanding Teen, Miss Yorba Linda and Miss Yorba Linda Outstanding Teen contestants.

Councilmember Underhill noted that the billboards would generate significant revenue for the City. She expressed her concerns regarding the circulation of petitions and signature gathering in opposition to the billboard ordinance. She noted that a special election to overturn the ordinance would be expensive. She encouraged the public to obtain all the information before signing the petition.

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

A motion was made by Councilmember Wanke, seconded by Mayor Pro Tem Aguirre, to approve Consent Calendar Items 1.a. through 1.j. Mayor Pro Tem Aguirre pulled items 1.d. and 1.j. for separate discussion.

COUNCIL/SUCCESSOR AGENCY/ICDA CONSENT CALENDAR:

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

Financial Impact: None

Recommended Action: Approve

(4 – 0 – 1, as recommended)

b. Minutes

City Council/Successor/ICDA Regular Meeting - December 17, 2013

Recommended Action: Approve

(4 – 0 – 1, as recommended)

c. City Fiscal Year 2013-14 Warrant Register for January 8, 2014 through January 21, 2014

Financial Impact: \$ 593,928.61

Recommended Action: Approve

(4 – 0 – 1, as recommended)

COUNCIL CONSENT CALENDAR:

d. November 2013 Treasurer's Report

Financial Impact: None

Recommended Action: It is recommended that the City Council:

1) Receive and file the November 2013 Treasurer's Report

(4 – 0 – 1, as recommended)

City Treasurer Green noted that this is a preliminary report and he is in the process of reviewing it. He thanked Council for the remarks regarding his son. He spoke in support of the billboard ordinance.

A motion was made by Mayor Pro Tem Aguirre, seconded by Councilmember Wanke, and carried (4 – 0 – 1, Councilmember Yamaguchi absent) to receive and file the November 2013 Treasurer's Report.

e. Approval of Resolution Authorizing Temporary Suspension of Regulatory Ordinance Section 10.28.010 to Facilitate the Commission

and Committee Special Event on February 27, 2014 at the E.T. Powell Building

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Approve Resolution No. R-2014-06, A Resolution of the City Council of the City of Placentia, California, Authorizing the temporary suspension of Regulatory Ordinance Section 10.28.010 of the Placentia Municipal Code to facilitate the Commission and Committee Special Event scheduled for February 27, 2014

(4 – 0 – 1, as recommended)

f. **Approval of 2014 Heritage Festival Date, Location, Theme, and Parade Route**

Financial Impact: To be determined

Recommended Action: It is recommended that the City Council:

- 1) Approve the Heritage Festival Committee's recommendation of event date, location, theme, and parade route

(4 – 0 – 1, as recommended)

g. **Acceptance of Resignation and Recommendation to Relieve a Member from their Positions on the Senior Advisory Committee**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Accept the resignation of Yolaida Teuchert from the Senior Advisory Committee
- 2) Relieve Leroy Anderson from his position as a member of the Senior Advisory Committee

(4 – 0 – 1, as recommended)

h. **Recommendation to Approve Award of Contract to SCI Consulting Group for Assessment Engineering Services for Annual Levy of Landscape Maintenance and Street Lighting Services**

Financial Impact: Expense: Not to Exceed \$39,250

Budgeted: (Account No.: 286560-6017 & 296561-6015)

Recommended Action: It is recommended that the City Council:

- 1) Award an agreement, in a form approved by the City Attorney, to SCI Consulting Group for preparation of documents to be placed on the County tax roles for the Landscape Maintenance and Street Lighting Districts and also examine the methodologies used to establish and maintain both districts
- 2) Authorize the City Administrator to sign the required documents in a form approved by the City Attorney

(4 – 0 – 1, as recommended)

i. **Approve Amendment No. 1 for Cooperative Agreement C-1-3024 with the Orange County Transportation Authority for the Tustin Avenue/Rose Drive Traffic Light Synchronization Program Project**

Financial Impact: Expense: \$22,200

Offsetting Revenue: \$22,200

Budgeted: \$22,200 (Account No.: 333552-6185 J/L 6109740019)

Recommended Action: It is recommended that the City Council:

- 1) Approve the attached Amendment No. 1 for Cooperative Agreement C-1-3024 between the City of Placentia, City of Tustin, City of Santa Ana, City

of Orange, City of Anaheim, and Orange County Transportation Authority for the continuation and additional funding for the Tustin Avenue/Rose Drive Project funded as part of the Measure M2 Regional Traffic Signal Synchronization Program (Project P)

- 2) Authorize the Mayor to execute the Amendment No. 1 on behalf of the City
- 3) Approve Resolution No. R-2014-07, A Resolution of the City Council of the City of Placentia, California, Authorizing a budget amendment in Fiscal Year 2013-14 in the aggregated amount of \$2,200 in compliance with City Charter §§ 1206 and 1209 pertaining to appropriations for actual expenditures

(4 – 0 – 1, as recommended)

j. **Approve Resolution Directing Staff to Submit an Application for the Land and Water Conservation Fund (LWCF) for the Backs Community Building Improvement Project**

Financial Impact: Positive Grant Funding, Amount to be Determined

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2014-08, A Resolution of the City Council of the City of Placentia, California, Approving an application for the Land and Water Conservation Fund for the Backs Community Building Improvement Project
- 2) Authorize the City Administrator to execute all documents related to the Land and Water Conservation Fund for the Backs Community Building Improvement Project, in a form approved by the City Attorney

(4 – 0 – 1, as recommended)

City Administrator Butzlaff introduced Neighborhood Services Coordinator Ortega to provide a staff report.

Neighborhood Services Coordinator Ortega provided a brief staff report on item 1.j. She noted that the item would approve a resolution directing Staff to submit an application for the Land and Water Conservation Fund for the Backs Community Building Improvement Project. She noted that the Backs Community building is in need of renovations and expansion improvements. She noted that the funds would come from sources such as the Community Facility District and Park Development Funds. She noted that no general fund dollars would be used.

Mayor Nelson inquired regarding Mr. Dewey's proposal to raze the Backs Community Building.

City Administrator Butzlaff noted that Staff has not done research on demolition cost and that they have only looked at expansion cost.

Mr. Dewey spoke in support of item 1.j.

Councilmember Underhill spoke in support of item 1.j.

A motion was made by Mayor Pro Tem Aguirre, seconded by Councilmember Wanke, and carried (4 – 0 – 1, Councilmember Yamaguchi absent) to adopt Resolution No. R-2014-08, A Resolution of the City Council of the City of Placentia, California, Approving an application for the Land and Water Conservation Fund for the Backs Community Building Improvement Project; and authorize the City Administrator to execute all documents related to the Land

and Water Conservation Fund for the Backs Community Building Improvement Project, 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:

a. **Public Hearing and Approval of Proposed Public Facility Improvement Project Grant Application for Community Development Block Grant (CDBG) Funding Process for Fiscal Year 2014-15**

Financial Impact: Positive Grant Funding, Amount to be Determined

Recommended Action:

- 1) Open the public hearing, receive public testimony, close public hearing
- 2) Authorize the City Administrator to submit the application to the County of Orange to receive Community Development Block Grant Funds for the Pedestrian Accessibility Improvement Project Phase III for \$350,000 of CDBG Funds leveraged with \$70,000 in local funds for a total project cost of \$420,000

(4 – 0 – 1, as recommended)

City Administrator Butzlaff noted that this item is part of the CDBG annual application process. He noted that CDBG funds have been used for the remodeling of City Hall and sidewalk projects.

Mayor Nelson noted that it is extremely difficult for cities to apply and obtain CDBG funds. He opened the public hearing at 7:43 p.m. and closed the public hearing at 7:44 p.m.

Councilmember Wanke thanked Staff for their work on this matter.

A motion was made by Councilmember Wanke, seconded by Mayor Pro Tem Aguirre, and carried (4 – 0 – 1, Councilmember Yamaguchi absent) to open the public hearing, receive public testimony, close public hearing; and authorize the City Administrator to submit the application to the County of Orange to receive Community Development Block Grant Funds for the Pedestrian Accessibility Improvement Project Phase III for \$350,000 of CDBG Funds leveraged with \$70,000 in local funds for a total project cost of \$420,000.

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

COUNCIL NEW BUSINESS:

- a. **Adopt a Resolution Requesting the Board of Administration of the California Public Employees' Retirement System to Waive the Waiting Period for a Retired Employee to Return to a Temporary Position During Recruitment for a Permanent Appointment**

Financial Impact: None

Recommended Action:

- 1) Adopt Resolution No. R-2014-09, A Resolution of the City Council of the City of Placentia, California, Requesting the Board of Administration of the California Public Employees' Retirement System to waive the waiting period for a retired employee to return to a temporary position during recruitment for a permanent appointment

(4 - 0 - 1, as recommended)

City Administrator Butzlaff provided a brief staff report on item 4.a. He recommended that the City Council approve the resolution.

Director of Administrative Services/C.S. Pischel noted that Sergeant Yamaguchi would be coming back at his current pay rate and serve during the transition period.

A motion was made by Councilmember Wanke, seconded by Mayor Pro Tem Aguirre, and carried (4 - 0 - 1, Councilmember Yamaguchi absent) to adopt Resolution No. R-2014-09, A Resolution of the City Council of the City of Placentia, California, Requesting the Board of Administration of the California Public Employees' Retirement System to waive the waiting period for a retired employee to return to a temporary position during recruitment for a permanent appointment.

SUCCESSOR AGENCY NEW BUSINESS: None

ICDA NEW BUSINESS:

- b. **Resolution Authorizing Specified Officers of the Authority to Accept and Consent to Deeds or Grants or Easements to the Industrial Commercial Development Authority**

Financial Impact: None

Recommended Action:

- 1) Adopt Resolution No. ICDA-R-2014-01, A Resolution of the Board of Directors of the Industrial/Commercial Development Authority of the City of Placentia, California, Authorizing Certain Persons to Accept and Consent to Deeds or Grants Conveying any Interest in or Easement to Real Estate to the Industrial/Commercial Development Authority of the City of Placentia

(4 - 0 - 1, as recommended)

City Attorney Arczynski provided a brief staff report on item 4.b. He noted that the City Council recently reactivated the Industrial/Commercial Development Authority. He noted that there is a need for the authority to accept conveyance of properties. He noted that this is the same authority provided by Council to Staff for City items.

City Administrator Butzlaff noted that this gives certain Staff the authority to accept and consent documents.

A motion was made by Mayor Pro Tem Aguirre, seconded by Councilmember Wanke, and carried (4 - 0, Councilmember Yamaguchi absent) to adopt Resolution No. ICDA-R-2014-01, A Resolution of the Board of Directors of the Industrial/Commercial Development Authority of the City of Placentia, California, Authorizing Certain Persons to Accept and Consent to Deeds or Grants Conveying any Interest in or Easement to Real Estate to the Industrial/Commercial Development Authority of the City of Placentia.

CITY COUNCIL/BOARD MEMBERS REQUESTS:

Councilmember Wanke directed Staff to change the street sweeping signs on Lewis Place near Sierra Vista Elementary School.

Director of Public Works Drinovsky noted that this request has been completed and would make sure the signs are replaced.

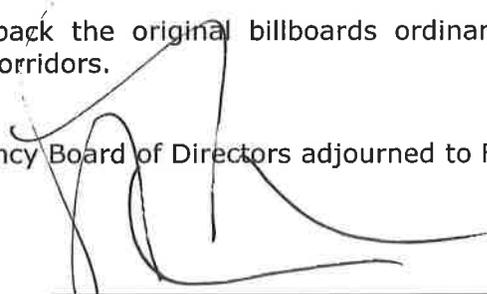
Mayor Pro Tem Aguirre directed Staff to have motor officers patrol the Santa Fe and Melrose intersection.

Mayor Nelson expressed his concerns regarding the circulation of petitions and signature gathering in opposition to the recently adopted billboard ordinance. He noted that the circulators appear not to live in the City. He directed Staff to draft a new ordinance that limits billboards to the 57 and 91 corridors and not citywide. He noted that the City of Fullerton is exploring the idea of digital signs along the 57 freeway. He noted that if Placentia loses the opportunity the cities of Anaheim or Fullerton would benefit from it.

City Council unanimously agreed to bring back the original billboards ordinance, which allows digital billboards along the 57 and 91 corridors.

ADJOURNMENT:

The City Council/Successor Agency/ICDA Agency Board of Directors adjourned to February 4, 2014 at 7:57 p.m.



SCOTT W. NELSON
MAYOR/AGENCY CHAIR

ATTEST.



PATRICK J. MELIA, CITY CLERK/AGENCY
SECRETARY

