



Regular Meeting Agenda

September 16, 2014

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 the 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 16, 2014
6:00 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

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. There is a five (5) minute time limit for each individual addressing the City Council and Boards of Directors.

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(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 group:
 - a. Placentia City Employees Association (PCEA)
City Representatives: Troy L. Butzlaff, City Administrator
Steve Pischel, Dir. Administrative Services
4. Pursuant to Government Code Section 54956.8 Conference with Real Property Negotiator:
 - a. Property: 307 Baker Street APN: 339-392-14, 15
City Negotiator: Troy L. Butzlaff, City Administrator
Negotiating Parties: Wes Larmore, Domus Development
Under Negotiations: Price and Terms of Payment
 - b. Property: 207-209 W. Crowther Ave APN: 339-402-05; 07; 08; 11
City Negotiator: Troy L. Butzlaff, City Administrator
Negotiating Parties: Patrick Helgeson, Newport Equities
Under Negotiations: Price and Terms of Payment

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 ADJOURNED MEETING AGENDA
SEPTEMBER 16, 2014
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 Roger Mendoza

PLEDGE OF ALLEGIANCE:

PRESENTATIONS:

- a. **Proclamation Designating the Month of September, 2014 as Childhood Cancer Awareness Month**
Presenters: Mayor Nelson and Assistant City Administrator Arrula
- b. **Proclamation Proclaiming the City of Placentia as a Purple Heart City**
Recipients: Chapter 752 Former Commander Jim Pinnix, and Lupe Sazea
Presenters: Mayor Nelson and Assistant City Administrator Arrula
- c. **Proclamation Designating the Week of October 5th -11th as Fire Prevention Week**
Recipient: Battalion Chief Randy Black
Presenters: Mayor Nelson and Assistant City Administrator Arrula
- d. **Proclamation Designating the Week of September 17th- 24th as Constitution Week**
Recipient: Mojave Chapter Daughters of the American Revolution Representative Sharon Corsiglia
Presenters: Mayor Nelson and Assistant City Administrator Arrula
- e. **Recognition of Mayor Nelson for his services as the League of California Cities OC Division President**
Recipient: Mayor Nelson
Presenter: League of California Cities Public Affairs Regional Manager, Tony Cardenas

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**
Fiscal Impact: None
Recommended Action: Approve

- b. **Minutes**
City Council/Successor/ICDA Regular Meetings – May 27, June 3, June 10, July 15, July 22, 2014
Recommended Action: Approve

- c. **City Fiscal Year 2013-14 Check Register for September 16, 2014**
Fiscal Impact: \$455,510.28
Recommended Action: It is recommended that the City Council:
1) Receive and file

- d. **City Fiscal Year 2014-15 Check Register for September 16, 2014**
Fiscal Impact: \$931,621.53
Recommended Action: It is recommended that the City Council:
1) Receive and file

COUNCIL CONSENT CALENDAR:

- e. **Certification of Addendum No. 1 to the Placentia Metrolink Station Project Environmental Impact Report**
Fiscal Impact: None
Recommended Action: It is recommended that the City Council:
1) Find that the analysis and conclusions documented in Addendum No. 1 to the Certified EIR prepared for the Project are adequate and appropriate and have been relied upon for documentation of the effects of the Project on the environment, that changes and additions to the timing of the contemplated building demolition justify the issuance of an Addendum to the City’s original Certified EIR, and that the proposed Project does not alter the conclusions contained in the Certified EIR (SCH No. 2007011046) as adopted by the City Council in 2010, and that the changes in the Project do not exceed the thresholds outlined in §§ 15162 and 15164 of the State CEQA Guidelines
2) Determine that Addendum No. 1 to the Certified EIR Prepared for the Project is adequate and appropriate and no further analysis of the environmental impacts of this proposed Project is required in a Supplemental/Subsequent EIR or MND

- 3) Adopt Resolution No. R-2014-57, A Resolution of the City Council of the City of Placentia, California, certifying Addendum No. 1 to the Certified Environmental Impact Report for the Westgate Metrolink Project
- 4) Authorize the City Clerk to file the Notice of Determination for the Project pursuant to CEQA Guidelines and requirements.

f. **Approval of Plans and Specifications and Award of Contract to Unlimited Environmental, Inc., for the Demolition and Clean Up of the Placentia Packing House**

Fiscal Impact: Expense: \$343,176.10 for Construction Services

Offsetting Revenue: \$343,176.10 Developer Funding

Budgeted: \$343,176.10 (Account No.: 333552-6185 J/L 61133)

Recommended Action: It is recommended that the City Council:

- 1) Approve plans and specifications prepared by City Staff dated December 6, 2013, for the Demolition and Clean Up of the Placentia Packing House Project
- 2) Accept the proposal submitted by Unlimited Environmental, Inc., the lowest responsive and responsible bidder, in the amount of \$298,414.00, and award them a construction contract
- 3) Reject all other bids
- 4) Adopt Resolution No. R-2014-58, A Resolution of the City Council of the City of Placentia, California, authorizing a budget amendment in Fiscal Year 2014-15 in the aggregate amount of \$343,176.10 in compliance with City Charter §§ 1206 and 1209 pertaining to appropriations for actual expenditures
- 5) Authorize the City Administrator to execute documents on behalf of the City, in a form approved by the City Attorney
- 6) Authorize the City Administrator, or his designee, to approve construction change orders pursuant to the requirements set forth in the construction contract in an aggregate amount not-to-exceed \$44,762.10 (15% of the project construction contract amount).

g. **Professional Services Agreement for Provision of Building Official and Building and Public Works Inspection Services**

Fiscal Impact: Fiscal Year 2014-15 Expense: \$168,400

Offsetting Revenue: \$168,400

Budgeted: \$168,400 (Account No.: 102532-6045, 102532-6290, 103550-6290)

Recommended Action: It is recommended that the City Council:

- 1) Approve a Professional Services Agreement with Lilley Planning Group to provide for professional services related to Public Works and Development Services for the period September 16, 2014 to September 15, 2015
- 2) Authorize the City Administrator to sign the Agreement and approve contract extensions, in a form approved by the City Attorney

h. **Request for Additional Appropriations for Patrol Overtime Budget to Participate in the Office of Traffic Safety Grant – “Selective Traffic Enforcement Program (STEP) for Fiscal Year 2014-15”**

Fiscal Impact: Expense: \$105,100 (Account No. 103041-5015)

Offsetting Revenue: \$105,100

Recommended Action: It is recommended that the City Council:

- 1) Approve the acceptance of the Office of Traffic Safety grant in a form presented and direct the Acting Chief of Police to complete the final paperwork
- 2) Adopt Resolution No. R-2014-59, A Resolution of the City Council of the City of Placentia, California, authorizing a budget amendment in Fiscal

Year 2014-15 in the aggregate amount of \$105,100 in compliance with City Charter §§ 1206 and 1209 pertaining to appropriations for actual expenditures

- i. **Approval of Agreement with the Muckenthaler Cultural Center for Use of Kraemer Memorial Park and the Teen Center for Arts Programs**
Fiscal Impact: Revenue: \$145,000 Estimated in Grants, In-Kind Services and Facility Improvements
Expenditures: \$5,000 Matching Program Contribution (3.4%)
Budgeted: \$5,000 (Account No.: 104071-6099)
Recommended Action: It is recommended that the City Council:
 - 1) Approve an agreement with the Muckenthaler Cultural Center to use Kraemer Memorial Park and the Teen Center for arts programs
 - 2) Authorize the City Administrator, or his designee, to execute all applicable documents, in a form approved by the City Attorney

- j. **Approval of Memorandum of Understanding between the City and the Placentia Police Officers Association**
Fiscal Impact: Expense: \$9,000 Estimated in Fiscal Year 2014-15
Recommended Action: It is recommended that the City Council:
 - 1) Approve the proposed Memorandum of Understanding with the Placentia Police Officers Association
 - 2) Authorize the Director of Administrative Services and Finance Services Manager to sign the document on behalf of the City Council and City Administrator

- k. **Adoption of Resolution Authorizing Temporary Suspension of Regulatory Ordinance Section 10.28.010 to Facilitate the Placentia Founders Society Special Event Scheduled for Sunday, December 7, 2014**
Fiscal Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Approve Resolution No. R-2014-60, 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 Placentia Founders Society special event scheduled for December 7, 2014

- l. **Adoption of Resolution Authorizing Temporary Suspension of Regulatory Ordinance Sections 23.76.050 and 10.28.010 for the Operation of the Las Posadas and Tamale Festival Scheduled for Wednesday, December 10, 2014**
Fiscal Impact: Expense: \$8,500 (Estimated)
Revenue: \$8,500 (Reimbursement from Placita Santa Fe Merchants)
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 December 10, 2014, 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-2014-61, A Resolution of the City Council of the City of Placentia, California, authorizing the Temporary Suspension of Regulatory Ordinance 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 10, 2014 on the 100 and 200 Blocks of Santa Fe Avenue and the 200 Block of Bradford Avenue

m. **Approval of Plans and Specifications and Award of Contract to CHI Construction for the Public Alley Way and Related Improvements**

Fiscal Impact: Expense: \$108,244.50 for Construction Services

Offsetting Revenue: \$108,244.50 Gas Tax

Budgeted: \$108,244.50 (Account No.: 333552-6185 J/L 61132)

Recommended Action: It is recommended that the City Council:

- 1) Approve plans and specifications prepared by Willdan Engineering dated August 6, 2014, for Public Alley Way and Placentia Parking Lot, 235 South Bradford Avenue Project
- 2) Accept the proposal submitted by CHI Construction, the lowest responsive and responsible bidder, in the amount of \$94,125.65, and award them a construction contract
- 3) Reject all other bids
- 4) Adopt Resolution No. R-2014-62, A Resolution of the City Council of the City of Placentia, California, authorizing a budget amendment in Fiscal Year 2014-15 in the aggregate amount of \$108,244.50 in compliance with City Charter §§ 1206 and 1209 pertaining to appropriations for actual expenditures
- 5) Authorize the City Administrator to execute documents on behalf of the City, in a form approved by the City Attorney
- 6) Authorize the City Administrator, or his designee, to approve construction change orders pursuant to the requirements set forth in the construction contract in an aggregate amount not-to-exceed \$14,118.85 (15% of the project construction contract amount)

n. **Purchase of Crafcro Crack Sealer**

Fiscal Impact: Expense: \$30,417.29

Budgeted: \$30,419.29 Gas Tax Funds (Account No.: 173552-6840)

Recommended Action: It is recommended that the City Council:

- 1) Approve the purchase of a Crack Sealer from Crafcro in the amount of \$30,417.29
- 2) Adopt Resolution No. R-2014-63, A Resolution of the City Council of the City of Placentia, authorizing a budget amendment in Fiscal Year 2014-15 in the aggregate amount \$30,417.29 in compliance with City Charter §§ 1206 and 1209 pertaining to appropriations for actual expenditures

o. **Award of Contract for Street Sweeping Services**

Fiscal Impact: Expense: \$178,686.03

Offsetting Revenue: \$178,868.03

Budgeted: \$178,868.03 (Account No.: 374387-6099)

Recommended Action: It is recommended that the City Council:

- 1) Award a contract for street sweeping services to Athens Services, in an annual amount not-to-exceed \$178,868.03 for an initial three (3) year term with two (2) additional one (1) year extensions at the discretion of the City Administrator
- 2) Authorize the City Administrator to execute contract documents on behalf of the City, in a form approved by the City Attorney

p. **Budget Amendment- Asset Forfeiture Funds and Authorization to Purchase Equipment**

Fiscal Impact: \$12,000 Expenditure of Asset Forfeiture Funds to Purchase Equipment (Account No.: 213041-6840) Fiscal Year 2014-15

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2014-64, A Resolution of the City Council of the City of Placentia, California, authorizing a budget amendment in Fiscal Year 2014-15 in the aggregate amount of \$12,000 in compliance with City Charter §§ 1206 and 1209 pertaining to appropriations for actual expenditures
- 2) Authorize the purchase of equipment and related peripheral installation with Asset Forfeiture Funds in an amount not-to-exceed \$12,000
- 3) Authorize the City Administrator, or his designee, to execute all necessary documents to effectuate these actions

SUCCESSOR AGENCY CONSENT CALENDAR: None

ICDA CONSENT CALENDAR: None

2. PUBLIC HEARINGS: None

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

COUNCIL NEW BUSINESS: None

SUCCESSOR AGENCY NEW BUSINESS:

a. **Recognized Obligation Payment Schedule Covering January 1, 2015 to June 30, 2015 (ROPS 14-15B)**

Financial Impact: Expenditures: RPTTF \$1,205,573 ACA \$27,950

Recommended Action: It is recommended that the City Council:

- 1) Approve Resolution No. RSA-2014-04, 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, approving and adopting the Recognized Payment Obligation Schedule for the period covering January 1, 2015 to June 30, 2015 (ROPS 14-15B)

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 7, 2014 at 5:30 p.m.

CERTIFICATION OF POSTING

I, Amy Diaz, Deputy City Clerk of the City of Placentia and Assistant Secretary of the Industrial Commercial Development Authority and Successor Agency, hereby certify that the Agenda for the September 16, 2014 meetings of the City Council, Successor Agency, and Industrial Commercial Development Authority was posted on September 11, 2014.

Amy Diaz, Deputy City Clerk