



## Regular Meeting Agenda February 7, 2017

Placentia City Council  
Placentia City Council as Successor to the Placentia  
Redevelopment Agency  
Placentia Industrial Commercial  
Development Authority

Craig S. Green  
Mayor

Chad P. Wanke  
Mayor Pro Tem

Rhonda Shader  
Council Member

Ward Smith  
Council Member

Jeremy B. Yamaguchi  
Council Member

Patrick J. Melia  
City Clerk

Kevin A. Larson  
City Treasurer

Damien R. Arrula  
City Administrator

Christian L. Bettenhausen  
City Attorney

**City of Placentia**  
**401 E. Chapman Avenue**  
**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](http://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- CLOSED SESSION  
February 7, 2017  
5:30 p.m. – City Council Chambers  
401 E. Chapman Avenue, Placentia, CA**

**CALL TO ORDER:**

**ROLL CALL:** Councilmember/Board Member Shader  
Councilmember/Board Member Smith  
Councilmember/Board Member Yamaguchi  
Mayor Pro Tem/Board Vice Chair Wanke  
Mayor/Board Chair Green

**ORAL COMMUNICATIONS:**

At this time the public may address the City Council and Boards of Directors concerning any items on the Closed 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 Closed Session proceedings.

**SUCCESSOR AGENCY:**

1. Pursuant to Government Code Section 54956.9(d)(1):  
**CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION**  
(DMWP, LLC v. Successor Agency to the Redevelopment Agency of the City of Placentia, et al. bearing Orange County Superior Case #30-2016-00993248-CU-BC-CJC)  
Number of Cases: 1

**CITY COUNCIL:**

2. Pursuant to Government Code Section 54956.9(d)(4):  
**CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION**  
Number of Cases: 2
3. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION**  
Pursuant to Government Code Section 54957(b)(1):  
Title: City Administrator
4. Pursuant to Government Code Section 54956.9(d)(2):  
**CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**  
Number of Cases: 1
5. Pursuant to Government Code Section 54957.6  
**CONFERENCE WITH LABOR NEGOTIATOR**  
Agency Designated Representatives: Damien R. Arrula, City Administrator  
Steve Pischel, Director of Administrative Services  
Employee Organizations: Placentia City Employees Association (PCEA), Placentia Police Officers Association (PPOA), Placentia Police Management Association (PPMA), and Unrepresented Employees

**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 7, 2017  
7:00 p.m. – City Council Chambers  
401 E. Chapman Avenue, Placentia, CA**

**CALL TO ORDER:**

**ROLL CALL:** Councilmember/Board Member Shader  
Councilmember/Board Member Smith  
Councilmember/Board Member Yamaguchi  
Mayor Pro Tem/Board Vice Chair Wanke  
Mayor/Board Chair Green

**INVOCATION:** Police Chaplain Gary Drabek

**PLEDGE OF ALLEGIANCE:** Placentia Police Department Senior Police Officer Jose Flores

**PRESENTATIONS:**

- a. **Placentia's Most Influential 2016**  
Recipient: Director of Community Services Sandra Gonzalez  
Presenters: Mayor Green and City Administrator Arrula
  
- b. **Recognition- Placentia Police Explorers Awarded at 19<sup>th</sup> Annual Chandler Tactical Competition**  
Recipients: Placentia Police Explorers Poomima Somaiah, Marvin Kimbrough, and Cristal Servin  
Presenters: Mayor Green, City Administrator Arrula, Police Chief Lenyi, and Explorer Advisors Officer Flores and Reserve Officer Yamaguchi

**CLOSED 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 MEMBER COMMENTS:**

**1. CONSENT CALENDAR (Items 1.a. through 1.h.):**

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.

- 1.a. **Consideration to Waive Reading in Full of all Ordinances and Resolutions**  
Fiscal Impact: None  
Recommended Action: Approve.

1.b. **City Fiscal Year 2016-17 Register for February 7, 2017**

**Check Register**

Fiscal Impact: \$1,271,812.36

**Electronic Disbursement Register**

Fiscal Impact: \$652,032.52

Recommended Action: It is recommended that the City Council:

- 1) Receive and file.

1.c. **Purchase of Two (2) Sewer Utility Maintenance Vehicles From Fairway Ford Fleet**

Fiscal Impact: Expense: \$57,566.78

Revenue: \$65,000.00 FY 2016-17 Sewer Maintenance Fund  
Operating Budget

No General Fund Dollars will be utilized for this purchase.

Recommended Action: It is recommended that the City Council:

- 1) Authorize the purchase of two (2) Ford F-150 Sewer Utility Maintenance Trucks from Fairway Ford Fleet in the amount of \$57,566.78; and
- 2) Authorize the City Administrator to execute the necessary documents.

1.d. **Acceptance of Construction Work and Notice of Completion for the Emergency Operations Center Renovation Project No. 2016-15**

Fiscal Impact: Expense: \$225,116.23

Revenue: \$183,000.00 Public Safety Fee Mitigation Funds  
\$ 42,116.23 Asset Forfeiture Funds

No General Fund Dollars were used on this project.

Recommended Action: It is recommended that the City Council:

- 1) Accept the work performed by R Dependable Construction, Inc. for construction of the Emergency Operations Center Renovation Project in the total amount of \$163,566.45; and
- 2) Authorize the City Administrator to file a Notice of Completion with the Orange County Clerk Recorder's Office for the Project; and
- 3) Authorize the City Administrator to release retention funds in accordance with the terms of the contract.

1.e. **Acceptance of Construction Work and Notice of Completion for Chapman Avenue Street Resurfacing Project No. 2016-35**

Fiscal Impact: Expense: \$178,494.97

Revenue: \$200,000.00 OCTA Cooperative Agreement  
No General Fund Dollars were used on this project.

Recommended Action: It is recommended that the City Council:

- 1) Accept the work performed by All American Asphalt Inc., for construction of the Chapman Avenue Street Resurfacing Project in the total amount of \$169,144.97; and
- 2) Authorize the City Administrator to file a Notice of Completion with the Orange County Clerk Recorder's Office for the Project; and
- 3) Authorize the City Administrator to release retention funds in accordance with the terms of the contract.

1.f. **Approval of Plans and Specifications and Award of Construction Contract for the Placentia Avenue Rehabilitation Project No. 2016-33**

Fiscal Impact: Expense: \$1,299,125 Construction Contract

Revenue: \$ 626,659 Measure M2 Funds

\$ 501,659 City of Fullerton

\$ 500,000 Federal APM Grant Funds

No General Fund Dollars will be used on this project.

Recommended Action: It is recommended that the City Council:

- 1) Approve plans and specifications prepared by Onward Engineering; and

- 2) Award a Public Works Agreement to Sequel Contractors, Inc., for Placentia Avenue Rehabilitation Project in the amount of \$1,299,125; and
- 3) Reject all other bids received and authorize the return of the bid bonds; and
- 4) Authorize the City Administrator to approve contract change orders up to 10% of the Public Works Agreement in the amount of \$129,912, for a total construction contract not-to-exceed amount of \$1,429,037; and
- 5) Authorize the City Administrator and/or his designee to execute all necessary documents, in a form approved by the City Attorney.

1.g. **Accept the Donation of Retired Access Vehicle From Orange County Transportation Authority (OCTA)**

Fiscal Impact: Expense: \$0.00  
Revenue: \$0.00

Recommended Action: It is recommended that the City Council:

- 1) Accept the donation of a retired ACCESS Program vehicle from OCTA.

1.h. **Amendment No. 3 to Consulting Services Agreement for Provision of Building Official and Building and Public Works Inspection Services**

Fiscal Impact: Fiscal Year 2014-15 Expense: \$125,000  
Offsetting Revenue: \$125,000  
Budgeted: \$125,000

Recommended Action: It is recommended that the City Council:

- 1) Approve Amendment 3 to the Consulting Services Agreement with Lilley Planning Group, to provide professional services related to Public Works and Development Services for the period February 7, 2017 to February 7, 2018; and
- 2) Authorize the City Administrator to sign the necessary documents and approve contract extensions, in a form approved by the City Attorney.

**2. PUBLIC HEARING:**

2.a. **Ordinance Prohibiting Any and All Marijuana Related Uses and Activities**

Fiscal Impact: Cost Related to Enforcement

Recommended Action: It is recommended that the City Council:

- 1) Open the Public Hearing concerning Ordinance No. O-2017-03; and
- 2) Receive the Staff Report and consider all Public Testimony; and
- 3) Close the Public Hearing; and
- 4) Find that the adoption of the ordinance is exempt from environmental review pursuant to Section 15061(b)(3) in that the proposed Code Amendments are not expected to create a negative impact on the physical environment and it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, and direct Staff to file a Notice of Exemption; and
- 5) Waive full reading, by title only, and introduce for first reading Ordinance No. O-2017-03, An Ordinance of the City Council of the City of Placentia repealing Chapter 8.42 of Title 8 of the City of Placentia Municipal Code and replacing it with a new Chapter 8.42 to prohibit marijuana-related uses and activities and amending provisions of Title 23 (The Zoning Code) prohibiting the development of marijuana related uses.

### 3. REGULAR AGENDA:

#### 3.a. Fiscal Recap of 2016 Heritage Festival, Approval of 2017 Event and Change to Committee Structure

Fiscal Impact: Expense: \$80,313 Expenditures for Fiscal Year 2016-17  
Revenue: \$45,835 Revenues for Fiscal Year 2016-17  
Net Cost: \$34,478 City General Fund for 2016 Event  
2017 Expense: \$35,000 Estimated Net Expenditures for FY 2017-18

Recommended Action: It is recommended that the City Council:

- 1) Approve the Heritage Festival Committee's recommendation of event date, location, parade route, and estimated net expenditure amount of \$35,000 for the 2017 Heritage Festival; and
- 2) Select one of the recommended changes to the Committee structure, and take necessary action, if required, to dissolve the formal committee.

#### 3.b. Citizens Fiscal Sustainability Task Force Mission Statement

Fiscal Impact: None

Recommended Action: Consideration for City Council:

- 1) Affirmation that the Task Force should continue meeting; and
- 2) Review and approval of Mission Statement and Objectives for the Task Force in 2017; and
- 3) Consideration of conducting Bi-Monthly or Quarterly Task Force Meetings to include both the Regular Task Force Meeting and Town Hall Meetings; and
- 4) Direct Staff and Task Force to prepare a proposed meeting schedule and presentation materials for Town Hall community outreach meetings and present to City Council for approval at a future meeting.

### 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 Tuesday, February 21, 2017 at 5:30 p.m.

### TENTATIVE AGENDA FORECAST

The Tentative Agenda Forecast is subject to change up until the posting of the Agenda for the Council Meeting listed below:

- Award of Construction Contract for Catch Basin Screen Insert Project Phase III
- Professional Services Agreement for Citywide Development Impact Fee Nexus Study
- Acceptance of Grant Deed Agreement with OCTA for the Kraemer Boulevard and Crowther Avenue Grade Separation Project
- Lilley Planning Contract Amendment for TOD
- Ordinance – No Smoking in all Public Places, Parks, Public Facilities
- Mid-Year Budget Review
- City Commission Appointments

### CERTIFICATION OF POSTING

I, Rosanna Ramirez, Chief 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 February 7, 2017 meetings of the City Council, Successor Agency, and Industrial Commercial Development Authority was posted on February 2, 2017.

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Rosanna Ramirez, Chief Deputy City Clerk