



Regular Meeting Agenda

July 7, 2020

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

SPECIAL PROCEDURES NOTICE DURING COVID-19 EMERGENCY

On March 4, 2020, Governor Newsom proclaimed a State of Emergency as a result of the threat of the COVID-19 virus.

On March 17, 2020, Governor Newsom issued Executive Order N-29-20, which temporarily suspends requirements of the Brown Act allowing City Council Members to hold public meetings via teleconferencing and make public meetings accessible telephonically or otherwise electronically to all members of the public seeking to observe and to address the City Council.

Given the health risks associated with COVID-19, please be advised that the City Council Chambers are closed to the public and some, or all, of the Placentia City Council Members may attend this meeting telephonically. Those locations are not listed on the agenda and are not accessible to the public.

How to Observe the Meeting

To maximize public safety while maintaining transparency and public access, all City Council meetings are available to view live on AT&T U-verse (Channel 99), Spectrum (Channel 3), and online at www.placentia.org/pctv.

How to Submit Public Comment

Members of the public may provide public comment by sending comments for City Council consideration by email to the City Clerk at cityclerk@placentia.org. Please limit to 200 words or less. Comments received before or during a Council meeting, until the close of the **Oral Communications** portion of the agenda, will be read into the public record, subject to the regular time limitations per speaker. Longer submittals will be included in the public record. If you are unable to provide your comments in writing, please contact the City Clerk's Office for assistance at (714) 993-8231.

Americans with Disabilities Act Accommodation

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 cityclerk@placentia.org or by calling (714) 993-8231. Notification 48 hours prior to the meeting will generally enable City Staff to make reasonable arrangements to ensure accessibility while maintaining public safety. (28 CFR 35.102.35.104 ADA Title II)

Until further notice the City will implement the guidelines of the California Department of Public Health in regards to social distancing.

The City of Placentia thanks you in advance for taking all precautions to prevent the spread of the COVID-19 virus.

The City will return to normal City Council meeting procedures as soon as the emergency has ended.



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Placentia Redevelopment Agency
Placentia Industrial Commercial
Development Authority

Ward L. Smith
Mayor

Jeremy B. Yamaguchi
Mayor Pro Tem

Craig S. Green
Councilmember

Rhonda Shader
Councilmember

Chad P. Wanke
Councilmember

Robert S. McKinnell
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

Phone: (714) 993-8117

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administration@placentia.org

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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

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(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 ACTING AS SUCCESSOR AGENCY TO THE
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING AGENDA - CLOSED SESSION
July 7, 2020
5:30 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER:

PRIOR TO ROLL CALL:

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

ORAL COMMUNICATIONS: (PLEASE SEE PAGE ONE FOR SPECIAL INSTRUCTIONS ON SUBMITTING PUBLIC COMMENT DURING THE COVID-19 CRISIS)

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.

1. Pursuant to Government Code Section 54956.9 (d)(2):
CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation
Significant exposure to litigation: (3 Cases)

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

**PLACENTIA CITY COUNCIL
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PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING AGENDA
July 7, 2020
7:00 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER:

PRIOR TO ROLL CALL:

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

INVOCATION: Fernando Villicana

PLEDGE OF ALLEGIANCE:

PRESENTATION:

1. **Proclamation Declaring July 2020 as Parks and Recreation Month**
Recipient: Director of Community Services Karen Crocker
Presenter: Mayor Smith

CLOSED SESSION REPORT:

CITY ADMINISTRATOR REPORT:

ORAL COMMUNICATIONS: (PLEASE SEE PAGE ONE FOR SPECIAL INSTRUCTIONS ON SUBMITTING PUBLIC COMMENT DURING THE COVID-19 CRISIS)

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.I):

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. **Minutes**
City Council/Successor/ICDA Regular Meeting: June 16, 2020 and City Council Special Meeting: June 23, 2020
Recommended Action: Approve
- 1.c. **City Fiscal Year 2019-20 Register for July 7, 2020**
Check Register
Fiscal Impact: \$3,165,578.63
Electronic Disbursement Register
Fiscal Impact: \$1,501,789.54
- City Fiscal Year 2020-21 Register for July 7, 2020**
Check Register
Fiscal Impact: \$ 77,357.83
Electronic Disbursement Register
Fiscal Impact: \$ 63,111.78
Recommended Action: It is recommended that the City Council:
1) Receive and file
- 1.d. **Second Reading of Ordinance No. O-2020-06 Authorizing and Establishing Fire and Life Safety Department User Fees**
Fiscal Impact: Expenditures will be offset by revenues.
Recommended Action: It is recommended that the City Council:
1) Waive full reading, by title only, and adopt Ordinance No. O-2020-06, an Ordinance of the City Council of the City of Placentia, California authorizing and establishing Fire and Life Safety Department User Fees.
- 1.e. **Item Removed Due to COVID-19 Concerns**
- 1.f. **Acceptance of Construction Work and Notice of Completion for Construction of the FY 2019-20A Residential Slurry Seal Project (City Project No. 1001)**
Fiscal Impact: Expense: \$ 713,171.88 Construction Cost
Budgeted: \$ 682,292.00 FY 2019-20 CIP Budget
(601001-6185 – RMRA Funds)
\$ 41,270.00 FY 2019-20 CIP Budget
(791001-6185 – Measure U Funds)
Recommended Action: It is recommended that the City Council:
1) Accept the work performed by PMI., for construction of the FY 2019-20A Residential Slurry Seal Project, City Project No. 1001 for a grand total amount of \$713,171.88; and
2) Authorize the City Administrator to approve Contract Change Order #1 in the amount of \$30,879.84; and
3) Authorize the City Administrator to file a Notice of Completion with the Orange County Clerk-Recorder’s Office for the Project; and
4) Authorize the City Administrator to release retention funds in accordance with the terms of the contract.
- 1.g. **Approval of Plans and Specifications, Award of Construction Contract to All American Asphalt and Amendment to Professional Services Agreement with KOA Corporation for Construction Management Services for the FY 2019-2020 Arterial Roadway Rehabilitation Project No. 1002**
Fiscal Impact: Expense: \$ 2,207,799 Construction Contract
\$ 174,132 Construction Management
\$ 201,669 Contingency Amount

Budget:	\$ 2,583,600	Total Project Budget FY 2020-21 CIP Budget
	\$ 1,960,200	Measure U (791002-6185)
	\$ 312,000	Measure M (181002-6185)
	\$ 194,500	SB 1/RMRA (601002-6185)
	\$ 100,000	CalRecycle Grant (501002-6185)
	\$ 16,900	Thoroughfare Construction Fund (261002-6185)

Recommended Action: It is recommended that the City Council:

- 1) Approve the Engineered Plans and Specifications prepared by NV5 for the FY 2019-20 Arterial Roadway Rehabilitation Project; and
- 2) Approve a Public Works Agreement for this project with All American Asphalt, Inc. for an amount not-to-exceed \$2,207,799; and
- 3) Approve Amendment No. 1 with KOA for Construction Management Services to provide additional professional consulting services for \$174,132, for a cumulative not-to-exceed contract amount of \$424,132; and
- 4) Reject all other bids received and authorize return of the bid bonds; and
- 5) Authorize the City Administrator to approve contract change orders up to 9.1% of the contract not-to-exceed amount, or \$201,669; and
- 6) Authorize the City Administrator and/or his designee to execute all necessary documents, in a form approved by the City Attorney.

1.h. **Award of Maintenance Service Agreement with CT&T Concrete Paving Inc. for On-Call Concrete Repair Services**

<u>Fiscal Impact:</u>	Expense: \$ 115,800	3 Year Contract Cost
	Budgeted: \$ 40,000	FY 2020-21 Capital Improvement Program Budget (791003-6185) – Measure U
	\$ 40,000	FY 2021-22 Capital Improvement Program
	\$ 40,000	FY 2022-23 Capital Improvement Program

Recommended Action: It is recommended that the City Council:

- 1) Approve a three-year Maintenance Service Agreement for \$115,800 with CT&T Concrete Paving Inc. for On-Call Concrete Repair Services; and
- 2) Authorize the City Administrator to approve contract amendments up to 10% of the total contract amount, or \$11,580; and
- 3) Authorize the City Administrator or his designee to execute all necessary documents, in a form approved by the City Attorney.

1.i. **Resolution Authorizing Submittal of a Permanent Local Housing Allocation Application**

<u>Fiscal Impact:</u>	Expense: \$214,774	Community Development Projects
	Budgeted: \$ 0	FY 2020-21 Budget (Will require budget amendment, if awarded.)
	Revenue: \$214,774	Grant Funding

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2020-41, a Resolution of the City Council of the City of Placentia, California, authorizing application for, and receipt of, State Department of Housing and Community Development Permanent Local Housing Allocation Funds (PLHA); and
- 2) Authorize the City Administrator to execute the application for PLHA Program funds and make any subsequent amendments or modifications related to the application; and
- 3) Authorize the City Administrator to execute the necessary documents, in a form approved by the City Attorney.

1.j. **Permanent Local Housing Agreement between the City of La Habra and the City of Placentia for the City of La Habra to Act as the North SPA Treasurer for the Purposes of Disbursing PLHA Funding**

Fiscal Impact: Expense: None

Revenue: \$1,288,644 Estimated If Awarded for Fiscal Years 2019-2020 through 2023-2024

Recommended Action: It is recommended that the City Council:

- 1) Approve, the Permanent Local Housing Agreement between the City of La Habra and City of Placentia, allowing the City of La Habra to act as the North Service Planning Area Treasurer for the purposes of disbursing PLHA funds for an estimated five (5) year funding allocation of \$1,288,644 for Fiscal Years 2019-2020 through 2023-2024; and
- 2) Authorize the City Administrator, or his designee, to execute the necessary documents, in a form approved by the City Attorney.

1.k. **Professional Services Agreement with John L. Hunter and Associates, Inc. for National Pollutant Discharge Elimination System (NPDES) Consulting Services**

Fiscal Impact: Expense: \$ 224,940 Total Cost for Services Over 3 Years

Budgeted: \$ 74,980 FY 2020-21 Operating Budget (103593-6099)

\$ 74,980 Estimated for FY 2021-22 Operating Budget (103593-6099)

\$ 74,980 Estimated for FY 2022-23 Operating Budget (103593-6099)

Recommended Action: It is recommended that the City Council:

- 1) Approve a Professional Services Agreement with John L. Hunter and Associates, Inc., for a three-year contract not-to-exceed amount of \$224,940 for NPDES Consulting Services with one (1) two-year term extension, based on consultant performance and at the discretion of the City; and
- 2) Authorize the City Administrator to extend term of agreement based on consultant performance and at the discretion of the City; and
- 3) Authorize the City Administrator to increase contract amendments up to 10%; and
- 4) Authorize City Administrator to extend the term of agreement based on Section 4.1 of the Agreement; and
- 5) Authorize the City Administrator or his designee to execute all necessary documents, in a form approved by the City Attorney.

1.l. **Installation of Linda Vista Street Parking Time Restriction Signage**

Fiscal Impact: Expense: \$ 900 New Sign Fabrication and Installation

Budgeted: \$ 900 FY 2020-21 Operation Budget (103652-6310)

Recommended Action: It is recommended that the City Council:

- 1) Direct City Staff to install 2-hour time restricted parking on Linda Vista Street westerly side between Yorba Place and Yorba Linda Boulevard; and
- 2) Direct City Staff to remove signs six (6) months after installation unless City Council extension is granted at request of the property owner; and
- 3) Approve Resolution No. R-2020-42, a Resolution of the City Council of the City of Placentia, California concerning the installation of time-restricted parking on Linda Vista Street.

2. PUBLIC HEARINGS:

2.a. **Solid Waste Handling Services Rate Adjustment and Related Resolutions for Fiscal Year 2020-21**

Fiscal Impact: There is no direct fiscal impact to the City's budget associated with the recommended actions.

Recommended Action: It is recommended that the City Council:

- 1) Open the Public Hearing concerning the Solid Waste Handling Services Rate Adjustment and related resolutions for Fiscal Year 2020-21; and

- 2) Receive the Staff Report, consider all public testimony, ask questions of Staff; and
- 3) Close the Public Hearing and direct the City Clerk to tabulate the written protests and report the results of the tabulation to the City Council; and
- 4) Adopt Resolution No. R-2020-43, a Resolution of the City Council of the City of Placentia, California approving the Amended Fee Schedule for Solid Waste Handling Services for Fiscal Year 2020-21; and
- 5) Adopt Resolution No. R-2020-44, a Resolution of the City Council of the City of Placentia, California authorizing and determining residential solid waste handling service charges and directing placement thereof on the Orange County property tax rolls for Fiscal Year 2020-21; and
- 6) Approve Amendment No. 11 to the Amended, Revised and Restated Agreement for Solid Waste Handling Services between the City of Placentia and Republic Waste Services of Southern California, LLC; and
- 7) Authorize the City Administrator to execute all the necessary documents, in a form approved by the City Attorney.

2.b. **Adoption of a Resolution Extending the Temporary Authorization for Fire and Life Safety User Fees**

Fiscal Impact: Expenditures will be offset by revenues.

Recommended Action: It is recommended that the City Council:

- 1) Open the Public Hearing to consider adopting a Resolution extending the temporary authorization for Fire and Life Safety user fees; and
- 2) Receive the Staff report, consider all public testimony and discuss the proposed fees; and
- 3) Close the public hearing; and
- 4) Adopt Resolution No. R-2020-45, a Resolution of the City Council of Placentia extending the temporary authorization for Fire and Life Safety Department user fees.

3. REGULAR AGENDA:

3.a. **Notice of General Municipal Election – November 3, 2020**

Fiscal Impact: Estimated Expense: \$45,000

Budgeted: \$45,000

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2020-46, a Resolution of the City Council of the City of Placentia calling for the holding of a General Municipal Election to be held on Tuesday November 3, 2020 to elect City Council Members for Districts 1,3, and 5; electing a City Clerk, electing a City Treasurer and requesting consolidation with the Statewide General Election being held on that date; and
- 2) Adopt Resolution No. R-2020-47, a Resolution of the City Council of the City of Placentia, California, adopting regulations for candidates for elective office pertaining to candidates' statements submitted to the voters at an election to be held on Tuesday, November 3, 2020.

3.b. **Ordinance Adding New Sections to the Municipal Code and Resolution Establishing City Policy on Residency Requirements for Elected Officials and Candidates for Office**

Fiscal Impact: The adoption of the Ordinance and Resolution will not impact the Budget as the purpose is to streamline the work of the City's Election Official/City Clerk, and to not impose any additional burdens on Staff.

Recommended Action: It is recommended that the City Council:

- 1) Adopt the Ordinance titled an Ordinance of the City Council of the City of Placentia, California adding new Sections 2.10.040 and 2.10.050 to Chapter 2.10 of the Placentia Municipal Code, pertaining to residency requirement for Councilmembers and other elected City officials; and

- 2) Approve the Resolution titled a Resolution of the City Council of the City of Placentia, California to establish policy and procedures for the determination of residency for City elected officials and candidates for office.

3.c. **2020 Pavement Management Plan Report and Presentation**

Fiscal Impact: There is no fiscal impact associated with the recommended action.

Recommended Action: It is recommended that the City Council:

- 1) Receive and file the 2020 Pavement Management Plan Report and Presentation.

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.

In Memory of

Lucy Castillo, Lifelong Placentia Resident

and

Raymond E. Gonzales, Father of Senior Planner Andrew Gonzales

ADJOURNMENT:

The City Council/Successor Agency/ICDA Agency Board of Directors will adjourn to Tuesday, July 21, 2020 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:

- NOC and Contract Change Order #1 for the Placentia Navigation Center
- Purchase of Fleet Fuel Management Software
- City Council Chambers Video Renovation Project in Response to COVID-19
- Study Session: Citywide Streetlight LED Conversion Program
- Study Session: Discussion of Potential City Bond Issues

CERTIFICATION OF POSTING

I, Rosanna Ramirez, Acting Deputy City Administrator of the City of Placentia and Assistant Secretary of the Industrial Commercial Development Authority and Successor Agency, hereby certify that the Agenda for the July 7, 2020 meetings of the City Council, Successor Agency, and Industrial Commercial Development Authority was posted on July 1, 2020.

Rosanna Ramirez
Acting Deputy City Administrator