

**PLACENTIA CITY COUNCIL
PLACENTIA CITY COUNCIL ACTING AS SUCCESSOR AGENCY TO THE
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
PLACENTIA PUBLIC FINANCING AUTHORITY
REGULAR MEETING MINUTES
April 5, 2022
5:30 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

SPECIAL PROCEDURES NOTICE

On March 4, 2020, pursuant to California Government Code Section 8625, Governor Newsom declared a State of Emergency as a result of the threat of the COVID-19 virus.

On September 17, 2021, Governor Newsom signed AB 361, which went into immediate effect as urgency legislation. AB 361 added subsection (e) to Section 54953 to authorize legislative bodies to conduct remote meetings provided the legislative body makes specified findings. As of February 9, 2022 it was reported that the COVID-19 pandemic had killed more than 81,811 Californians. Social distancing measures decrease the chance of the spread of COVID-19.

Given the health risks associated with COVID-19, please be advised that while the City Council Chambers are open to the public, some or all of the Placentia City Council Members may attend this meeting via teleconference. 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, in addition to being open to the public, 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 in person or comments may be sent for City Council consideration by email to the City Clerk at cityclerk@placentia.org. Please limit submitted comments to 200 words or less. Comments received before or during a Council meeting, until the close of the **Oral Communications** portion of the agenda, may not be read during the City Council meeting but will be summarized in the public record and are 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 regarding social distancing.

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

CALL TO ORDER: Mayor Shader called the meeting to order at 5:32 p.m.

ROLL CALL:

PRESENT: Councilmember/Board Member Green, Smith, Yamaguchi, Wanke, Shader
ABSENT: None

ORAL COMMUNICATIONS:

Mayor Shader opened Oral Communications for the Closed Session. City Clerk McKinnell stated that the City Clerk's Office had received no public comment for the Closed Session.

The City Council and Boards of Directors recessed to the City Council Caucus Room for the purpose of conducting their Closed Session proceedings on the following:

1. Pursuant to Government Code Section 54956.9 (d)(2):
CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation
Significant Exposure to Litigation: (1 Case)

2. Pursuant to Government Code Section 54956.9 (d)(1):
CONFERENCE WITH LEGAL COUNSEL – Existing Litigation
City of Placentia vs. Onward Engineering; Case No. 30- 2018-01040701

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

CALL TO ORDER: Mayor Shader called the meeting to order at 7:00 p.m.

ROLL CALL:

PRESENT: Councilmember/Board Member Green, Smith, Yamaguchi, Wanke, Shader
ABSENT: None

STAFF PRESENT:

City Attorney/Authority Counsel Christian Bettenhausen; Deputy City Administrator Rosanna Ramirez; Deputy City Administrator Luis Estevez; Police Chief Brad Butts; Fire Chief Jason Dobine; Director of Finance Jennifer Lampman, Interim Director of Finance Stephen Erlandson; Community Services Supervisor Veronica Ortiz; Director of Development Services Joe Lambert; Assistant to the City Administrator/Economic Development Manager Jeannette Ortega; City Treasurer Kevin Larson; City Clerk Robert McKinnell; Deputy City Clerk Karen O'Leary

INVOCATION: Kenneth Milhandler

PLEDGE OF ALLEGIANCE: Placentia Veterans Advisory Committee Member Meredith Castillo

PRESENTATIONS:

- a. **Recognition of 2022 Miss Placentia and Miss Placentia's Outstanding Teen Titleholders**

Recipients: Miss Placentia 2022 Ashley Nelson, and Miss Placentia's Outstanding Teen 2022 Hailey Whitehurst

Presenters: Mayor Shader and Miss Placentia/Miss Yorba Linda Executive Director Karen Urell

Mayor Shader congratulated and presented certificates of recognition to Miss Placentia 2022 Ashley Nelson, and Miss Placentia's Outstanding Teen 2022 Hailey Whitehurst.

- b. **Proclamation of April 5, 2022 as National Library Workers Day**

Presenter: Mayor Shader

Recipients: Placentia Library District Staff

Mayor Shader presented a proclamation in recognition of National Library Workers Day to Placentia Library District Board President Jo-Anne Martin, Secretary Gayle Carline, Trustee Sherri Dahl, and Placentia Library District Staff members Estella Wnek, Lori Worden, Laura DeLeon, Shellie McCurdy, and Lina Nguyen.

- c. **Proclamation of April 10-16, 2022 as 911 Public Safety Telecommunications Week**

Presenter: Mayor Shader

Recipients: Placentia Public Safety Communications Staff

Mayor Shader presented a proclamation in recognition of 911 Public Safety Telecommunications Week to Public Safety Dispatchers Jonathan Iglesias and Sheila Rodriguez on behalf of the Placentia Public Safety Telecommunications staff.

d. **Proclamation of March 29, 2022 as Vietnam War Veterans Day**

Presenter: Mayor Shader

Recipient: Meredith Castillo on behalf of Vietnam War Veterans

Mayor Shader presented a proclamation in recognition of Vietnam War Veterans Day and it was received on behalf of Vietnam veterans by Meredith Castillo, Corporal, U.S. Marine Corps.

e. **Presentation by Orange County Mosquito and Vector Control District**

Presenter: Rick Howard, District Manager OCMVCD

Mayor Shader introduced Orange County Mosquito and Vector Control District (OCMVCD) Manager Rick Howard who gave a presentation on mosquitoes in Orange County and highlighted Placentia. The presentation included what's new in vector control, the scope and governance of OCMVCD, the definition of a vector, why mosquitoes are dangerous, mosquitoes in Orange County, how OCMVCD controls mosquitos, new technologies, and working together.

Councilmember Green thanked Mr. Howard for the informative presentation.

CLOSED SESSION REPORT:

City Attorney/Authority Counsel Bettenhausen stated that there were two (2) items on the Closed Session agenda, the City Council discussed each of those items, and direction was provided to Staff. He noted that there was nothing further to report.

CITY ADMINISTRATOR REPORT:

Deputy City Administrator Estevez introduced three (3) new City of Placentia employees.

He introduced Finance Director Jennifer Lampman. Jennifer attended the University of California, San Diego, where she majored in urban studies and planning; and earned a master's degree in public administration from California State University, Fullerton. Jennifer has served as a management analyst with the City of Riverside Police Department, managed grants and capital budgets for the City of Anaheim Public Works Department, served as Budget Manager for the City of Huntington Beach, and served as Finance Director for the City of Fountain Valley.

Deputy City Administrator Estevez called up Office Assistant James Chavez. James studied history at the University of California, Davis, and worked for the County of San Bernardino in the Public Defender's Office. James is currently earning his Master of Public Administration from California State University, San Bernardino.

He introduced Office Assistant Jessica Godoy. Jessica studied business administration at Long Beach College and worked for the City of Anaheim in the Housing Department. Jessica is currently working on becoming a Certified Administrative Assistant.

ORAL COMMUNICATIONS:

Placentia resident Meredith Castillo stated that the subject he had planned to speak about had been resolved.

Geno Apicella, Old Town Placentia resident, urged the City Council to reopen Santa Fe Avenue.

Placentia resident, Ryan Machuca, discussed traffic calming on Hemingway Avenue.

Mustafa Hassan, Placentia resident, urged the City Council to reevaluate the traffic study results and provide a physical barrier to speeding vehicles on Hemingway Avenue.

Placentia resident Nicole Hassan discussed traffic calming efforts on Hemingway Avenue.

Aaron Brown, Placentia resident, spoke in support of additional traffic calming measures on Hemingway Avenue.

City Clerk McKinnell read two (2) electronic communications received by the City Clerk's Office from Cory Pane and Eric Shearer regarding the safety of streets in their neighborhood.

CITY COUNCIL/BOARD MEMBER COMMENTS:

Councilmember Smith mentioned that he attended meetings of the Southern California Association of Governments (SCAG) and the Orange County Council of Governments (OCCOG), chaired a meeting of the Bridges at Kraemer Place Community Advisory Board, and he encouraged residents to check the City's website for information on the Love Placentia Serve Day event on Saturday, April 30, 2022.

Councilmember Smith announced that the City, in partnership with Republic Services, would host a Community Cleanup event on Thursday, April 21, 2022, from 3:00 to 6:00 p.m. at Tri-City Park. The event would be a free bulky-item drop-off event and a Meet & Greet with City and Republic Services staff featuring a Touch-A-Truck station and an information booth. The event would be on a first come, first served basis, with proof of residency required. No drop-offs would be accepted after 6:00 p.m., and the event may end early if capacity was reached. Those interested could contact Public Works at (714) 993-8123 or at recycling@placentia.org.

Councilmember Green noted his attendance at the Fullerton State of the City.

Councilmember Green invited Placentia residents and businesses to participate in a free community Shredding and E-Waste Recycling event on Saturday, April 9, 2022, from 8:00 a.m. to 12:00 p.m. at the Civic Center. There would be a limit of four (4) banker box sized containers from each household or business located in Placentia. Residents were asked to place items in the trunk for easy access, and to remove documents from binders. Attan Recycling would be present to collect e-waste. For more information about accepted e-waste items, those interested could visit www.placentia.org or call Public Works at (714) 993-8123.

Councilmember Yamaguchi announced that Fourth District Supervisor Doug Chaffee's Office would be hosting the Active Lives, Healthy Minds Health Fair on Saturday, April 9, 2022, from 9:00 a.m. to 12:00 p.m. at Melrose Elementary School, 974 South Melrose Street. No registration would be required for this event. The event would include a family health fair, grocery giveaway, fun physical activities, educational resources, and a vaccine clinic and testing.

Councilmember Yamaguchi thanked Councilmember Green for his military service and congratulated and thanked the Placentia Library District staff on National Library Workers Day.

Councilmember Yamaguchi announced that the Placentia Library District would be hosting the Easter Eggcitement event to be held on Saturday, April 9, 2022 from 10:00 a.m. to 1:00 p.m. at Kraemer Memorial Park, 201 North Bradford Avenue. The annual spring event would include story time, crafts, games, pictures with the Easter Bunny, treats, and more. For more information, those interested could call (714) 528-1906 or visit www.placentialibrary.org.

Councilmember Yamaguchi mentioned his attendance at the International Security Conference (ISC) to learn more about security cameras, access control, and other new technologies. He noted that he would be participating in a California State University, Fullerton (CSUF), Town Hall which would be a gathering of elected officials and public affairs professionals from Orange County to collaborate and participate with the CSUF students. He thanked members of the public who attended and commented on the Santa Fe Avenue closure and the Hemingway Avenue traffic calming measures.

Mayor Pro Tem Wanke noted his attendance at the Fullerton State of the City; and at the Independent Cities Association Winter Conference where he learned about crisis management for elected officials, solutions to crime surges in cities, emergency medical response options, and affordable housing strategies. He commented on the condition and public use of the Santa Fe Avenue closure area. Mayor Pro Tem Wanke thanked all the Vietnam veterans and expressed appreciation for their service.

Mayor Pro Tem Wanke shared that the City will hold a ribbon cutting ceremony on Thursday, April 14, 2022, at 4:00 p.m. at Koch Park to unveil the newly renovated playground equipment. Following the Parks Initiative Plan, the Koch Park playground highlights first responders with a Placentia Fire and Life Safety Department theme. The playground features the distinctive department colors of red and black, a fire engine climber, and a Fire Department play house. There will also be a new swing set, climbing apparatus, and slides. For more information on the event, those interested could contact Community Services at (714) 993-8232.

Mayor Shader mentioned that she participated in delivering Meals on Wheels to seniors in the area and explained why the City Council Members report on meetings and events that they attend between City Council Meetings.

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

Motion by Green, seconded by Wanke, and carried a (5-0) vote to approve the Consent Calendar items 1.a. through 1.e., as recommended.

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

Fiscal Impact: None

Recommended Action: Approve

(Approved 5-0, as recommended)

1.b. Minutes

City Council Special Meetings: February 16, and March 10, 2022

Regular City Council Meeting: March 15, 2022

Recommended Action: Approve

(Approved 5-0, as recommended)

1.c. City Fiscal Year 2021-22 Register for April 5, 2022

Check Register

Fiscal Impact: \$1,126,917.97

Electronic Disbursement Register

Fiscal Impact: \$1,049,625.28

Recommended Action: It is recommended that the City Council:

1) Receive and file

(Received and filed, as recommended)

1.d. Acceptance of Construction Work and Notice of Completion For Construction of the FY 2020-2021 Arterial Roadway Rehabilitation Project No. 1101 and Crowther Avenue Resurfacing Project No. 1204

Fiscal Impact: Expense: \$ 3,475,183.48 Total Construction Costs

\$ 3,112,796.95 Construction Contract

\$ 362,386.53 Total Change Orders

Budget: \$ 4,339,616 FY 2020-21 Roadway Rehabilitation
Project No. 1101

\$ 120,000 Crowther Avenue Resurfacing

Project No. 1204 (721204-6740)

\$ 5,250 Reimbursement from Sifi Networks
(103551-4399)

Recommended Action: It is recommended that the City Council:

1) Accept the work performed by RJ Noble Inc. for construction of the FY 2020-21 Arterial Roadway Rehabilitation Project for a total amount of \$3,475,183.48; and

2) Authorize the City Administrator to approve Contract Change Order No. 3 in the amount of \$31,735.80; 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.

(Approved 5-0, as recommended)

1.e. **Approval of Cooperative Agreement with Caltrans for Public Art Installations on State Property**

Fiscal Impact: There is no immediate fiscal impact associated with the recommended actions. The proposed Cooperative Agreement is related to proposed public art installations located on State property along the 57 Freeway at the Orangethorpe on/off ramps and the 57/Crowther Avenue intersection. Caltrans will reimburse the City for the cost of developing engineered plans and specifications as well as artist procurement fees and design costs. Those final costs are unknown at this time however Caltrans will fully reimburse the City's costs in advancing these public art projects. The City Council allocated a total of \$70,000 (501206-6740) in the mid-year budget adjustment to cover anticipated art and design costs.

Recommended Action: It is recommended that the City Council:

- 1) Approve a Cooperative Agreement with the California Department of Transportation (Caltrans); and
- 2) Authorize the City Administrator and/or his designee to execute all the necessary documents, in a form approved by the City Attorney.

(Approved 5-0, as recommended)

Mayor Shader inquired if there was public comment for Item 2.a. and upon confirming that there was none, she suggested that City Council consider Item 3.a. at this point in the meeting before consideration of Public Hearing Item 2.a. Motion by Shader, seconded by Wanke, and carried a (5-0) vote to consider Item 3.a. before Public Hearing Item 2.a.

Item 3.a. was taken out of order.

3. REGULAR AGENDA:

3.a. **Presentation of Traffic Calming Improvements on Hemingway Avenue and Cobb Avenue**

Fiscal Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Receive and file this report and presentation.

(Approved 5-0, to receive and file, as recommended. Direction was given.)

Deputy City Administrator Estevez introduced Transportation Manager Kyra Tao who gave a presentation on the traffic calming improvements that had been implemented on Hemingway and Cobb Avenues. The presentation included background, the City's speed hump installation policy, pros and cons of speed humps, the incremental traffic calming approach, stop sign installation regulations, Hemingway Avenue traffic calming improvements, Cobb Avenue traffic calming improvements, and before and after comparisons.

Councilmember Green commented that the staff report contained a large volume of information, mentioned that the speed humps on Cypress Street were installed quickly after being approved by City Council, and suggested that a survey of Hemingway Avenue residents be taken to ascertain the desires of the majority of residents.

Councilmember Yamaguchi thanked Mrs. Tao for a wonderful and informative presentation and questioned the street length requirement and the speed limit threshold stipulated in the City's Speed Hump Policy.

Mayor Pro Tem Wanke discussed the City's successful speed calming efforts on Cobb Avenue and the speed hump eligible street criteria applied to Hemingway Avenue. He asked about specific methods of street measurement and discussed possible impacts on the speed study. He urged the City Council and Staff to serve the public, find a solution that works for everyone to create a safer environment, and install speed humps on Hemingway Avenue.

Police Chief Butts provided information about Hemingway Avenue traffic enforcement.

Councilmember Smith commented on establishing City policies that are data-driven and statistically backed and questioned compromising the equitable application of established policies.

Deputy City Administrator Estevez described the lengthy process the Traffic Safety Commission went through to develop new speed hump standards which made it slightly easier for streets to qualify for the installation of speed humps. He noted that the purpose behind the policy was for the City to have objective standards that are applied across the board uniformly and fairly. He stated that it was the City Council's prerogative to send the policy back to the Commission for reconsideration and reduction of requirements which might allow for the proliferation of speed humps in the City.

City Attorney Bettenhausen stated that the adoption of the policy was significant, gives the City design immunity, and the City may have liability if the policy is not followed. He suggested that making appropriate changes to the policy would be prudent rather than making exceptions to the policy.

Mayor Shader expressed support for the City's Speed Hump Policy and the incremental neighborhood traffic calming approach and stated that the City Council needs to be smart with the people's money, take everything into consideration, and be fair. She discussed the different results experienced on Cobb Avenue and Hemingway Avenue and asked for Staff recommended options.

Transportation Manager Tao gave more information about the Phase II options to the incremental traffic calming approach.

A discussion followed which included the measurement method of Hemingway Avenue, alternate options for traffic calming, and temporary speed humps.

Councilmember Green expressed support for the installation of a temporary speed hump on Hemingway Avenue, followed by traffic studies and the possible installation of a permanent speed hump.

Councilmember Yamaguchi suggested that Staff reevaluate the current traffic study results and bring a report back to City Council regarding speed data collected and street measurement practices.

Mayor Shader stated that the direction from City Council was for Staff to bring back a report on the traffic study excluding cars moving less than five (5) miles per hour and measure Hemingway Avenue to include the intersection and the cul-de-sac.

Transportation Manager Tao noted that excluding study results could leave the City open to charges of manipulating the data to benefit the residents of Hemingway Avenue.

City Attorney Bettenhausen stated that a change in evaluating traffic study data should be addressed in the City's policy and urged City Council to act in accord with the established policy or direct that changes be made to the policy. He asked that City Council allow a legal review of the suggested alterations to the evaluation of speed study data and measuring standards.

Councilmember Yamaguchi urged City Council to approve the installation of a temporary speed hump on Hemingway Avenue as a pilot program with additional studies done in six (6) to 12 months, while in parallel, Staff and legal counsel could bring to City Council a report on possible alterations to the evaluation of speed study data and measuring standards in order to act in accord with the law and the Placentia Municipal Code and to protect the City.

City Attorney Bettenhausen cautioned City Council not to deviate from the established City Speed Hump Policy to maintain the City's immunity.

Mayor Pro Wanke supported installing temporary speed humps on Hemingway Avenue in a trial program and directing Staff and legal counsel to review the evaluation of speed study data and measuring standards.

Deputy City Administrator Estevez asked for clarification of the City Council's direction to Staff.

City Attorney Bettenhausen suggested that Staff and legal counsel consider the best options for dealing with situations like the one presented by the Hemingway Avenue neighborhood, amend the policy, and then implement the amended policy.

There was City Council consensus to direct Staff to consider amending the Speed Hump Policy, review the speed study data for Hemingway Avenue, and to return to City Council with recommendations.

Motion by Yamaguchi, seconded by Wanke, and carried a (5-0) vote to receive and file the report and presentation. Direction was given.

A break was taken at 9:21 p.m.

The Mayor called the meeting to order at 9:29 p.m.

Item 2.a. was taken out of order.

2. PUBLIC HEARING:

2.a. Public Hearing: Adoption of Proposed Overhead Cost Allocation Study and Comprehensive Fee and Rate Schedule

Fiscal Impact: The proposed fee changes as of July 1, 2022, are intended to recover the cost of providing existing services associated with those fee-related regulatory functions and other programs.

Recommended Action: It is recommended that the City Council:

- 1) Open the Public Hearing to consider amending the Placentia Comprehensive Fee Schedule for certain fees, rates, and charges for various City user services; 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-2022-17, a Resolution of the City Council of the City of Placentia, California, establishing and adopting certain City fees, rates, and charges for various City services with an effective date of July 1, 2022, for Fiscal Year 2022-23.

(Approved 5-0, to continue Item 2.a. to April 19, 2022 at 7:00 p.m.)

Mayor Shader opened the Public Hearing at 9:29 p.m.

City Clerk McKinnell stated that the City Clerk's Office had received no public comment for Item 2.a.

Deputy City Administrator Estevez introduced ClearSource Senior Consultant David Schroeder who gave a brief presentation. The presentation included background, fundamentals and terminology, municipal fees in California, cost of service, cost recovery policy framework, the full cost of service that is supported by other City revenue sources, and study findings and recommendations.

Councilmember Yamaguchi questioned the formula used to calculate costs for Placentia Fire and Life Safety Department fees and asked whether any of the proposed fees had been reduced. He stated that he would like to see more support for nonprofits.

Mayor Shader asked the cost of the fee study and inquired if an inflation rider was part of the last fee update approved by City Council.

Deputy City Administrator Estevez noted that Staff's recommendation was to continue the public hearing to the April 19, 2022 City Council meeting due to requests for additional time to review the proposed fee update.

Motion by Green, seconded by Wanke, and carried a (5-0) vote to continue Item 2.a. to the April 19, 2022 regular City Council meeting at 7:00 p.m.

Councilmember Yamaguchi noted a discrepancy between the proposed fee study attachment and the exhibit to the resolution regarding rates for nonprofits.

CITY COUNCIL/BOARD MEMBERS REQUESTS:

Mayor Pro Tem Wanke requested that the City Council discuss the Santa Fe Avenue street closure and outdoor dining.

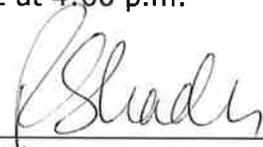
Deputy City Administrator Estevez noted that Staff is preparing for a Study Session on the Santa Fe street closure for the May 3, 2022 City Council meeting.

Councilmember Yamaguchi thanked the residents who attended to comment on the Hemingway/Faulkner traffic calming efforts. He mentioned that he had been having issues with the quality of some items in the last few agenda packets and asked Staff to research how the agenda process could be streamlined and improved.

Mayor Shader stressed the importance that City Council places on public comment and noted that although the City Council must work within boundaries, they are always working for residents.

ADJOURNMENT:

The City Council/Successor Agency/ICDA/PPFA Board of Directors adjourned at 9:47 p.m. to a Special Meeting of the City Council on Tuesday, April 12, 2022 at 4:00 p.m.



Rhonda Shader, Mayor/Agency Chair

ATTEST:



Robert S. McKinnell, City Clerk/
Agency Secretary