

**PLACENTIA CITY COUNCIL
PLACENTIA CITY COUNCIL ACTING AS SUCCESSOR AGENCY TO THE
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
PLACENTIA PUBLIC FINANCING AUTHORITY
MINUTES
REGULAR MEETING
January 10, 2023
5:30 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER: Mayor Smith called the meeting to order at 5:35 p.m.

ROLL CALL:

PRESENT: Councilmember/Board Member Kirwin, Shader, Wanke, Yamaguchi, Smith

ABSENT: None

City Attorney Bettenhausen stated that it is necessary to add an item to the Closed Session agenda explaining that direction from the Council is needed. The need to add the item to the agenda came to the attention of the City after the posting of the agenda.

Motion by Shader, seconded by Wanke, and carried a (5-0) vote to add the following case to the Closed Session agenda:

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

ORAL COMMUNICATIONS:

Mayor Smith 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)(1):
CONFERENCE WITH LEGAL COUNSEL – Existing Litigation
City of Placentia vs. Onward Engineering; Case No. 30- 2018-01040701
2. Pursuant to Government Code Section 54956.8
CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Property: 117 N. Main Street
Agency Negotiator: Damien R. Arrula, City Administrator
Negotiating Party: Damien R. Arrula, City Administrator
Under Negotiations: Price and Terms of Payment
3. Pursuant to Government Code Section 54956.8
CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Property: 207 W. Chapman Avenue
Agency Negotiator: Damien R. Arrula, City Administrator
Negotiating Party: Damien R. Arrula, City Administrator
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 Smith called the meeting to order at 7:00 p.m.

ROLL CALL:

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

STAFF PRESENT:

City Attorney/Authority Counsel Christian Bettenhausen; City Administrator Damien Arrula; Deputy City Administrator Luis Estevez; Police Chief Brad Butts; Fire Chief Jason Dobine; Director of Finance Jennifer Lampman; Community Services Supervisor Veronica Ortiz; Director of Development Services Joe Lambert; Assistant to the City Administrator/Economic Development Manager Jeannette Ortega; City Clerk Robert McKinnell; Deputy City Clerk Carole M. Wayman

INVOCATION: Chaplain Kenneth Curry

PLEDGE OF ALLEGIANCE: Captain Scott Ferguson

PRESENTATIONS:

a. **Farewell Video Presentation – U.S. Rep. Young Kim (CA-39)**

Recipients: City Council

b. **OCTA: Measure M2 Streets and Roads Milestone**

Presenter: Adriann Cardoso, OCTA

Recipients: City Council and City Administrator

A farewell video presentation from Congresswoman Young Kim was presented. In the video, she noted her accomplishments while in office and added that it was an honor to serve the City of Placentia over the years. She thanked the City Council and Administration for their support.

Adriann Cordoso presented a PowerPoint presentation highlighting Measure M Streets and Roads accomplishments, highlighting the projects in Placentia that were funded with Measure M monies.

CLOSED SESSION REPORT:

City Attorney/Authority Counsel Bettenhausen stated that there was nothing to report from Closed Session.

CITY ADMINISTRATOR REPORT:

City Administrator Arrula welcomed and introduced one (1) new City of Placentia employee and announced two (2) promotions.

Janice Lee, GIS Technician, was born in Seoul Korea where she graduated and attended college. After college, she attended the University of Southern California and studied Urban Planning and obtained her GIS Certificate from California State University Long Beach. She previously worked for the City of Yorba Linda.

Kevin Hughes, Maintenance worker, previously worked in a part-time capacity and was recently promoted to full-time Maintenance Worker. He was born in Fallbrook, California and graduated from Los Alamitos High School.

Maddie Cuevas, Management Analyst for Homeless Services and Programming, was recently promoted. She previously served as Community Services Coordinator for Neighborhood Services and Parks Program and Housing Real Estate Rehabilitation programs. Maddie was born in Riverside and attended Hope International University studying Social Sciences. She comes to her new position with an extensive background of helping those in need.

ORAL COMMUNICATIONS:

Placentia resident Christina Goddard expressed concerns about a claim she submitted to the City regarding ivy damaging the wall on her property at 801 Brooklyn Avenue.

Placentia resident Harold Prukop expressed concerns about sanctuary cities.

Placentia resident Craig Green expressed his desire to continue serving on the Orange County Mosquito and Vector Control District Board and the Senior/Community Center Blue-Ribbon Committee. He commented on his many years of service on this Board and Committee during his time as a City Councilmember.

City Clerk McKinnell stated that there were no electronic public comments received by the City Clerk's office and there were no other members of the public wishing to speak.

CITY COUNCIL/BOARD MEMBER COMMENTS:

Councilmember Kirwin promoted the Compost Give Way event on February 4, 2023, noting that compost is free to Placentia residents until the supply runs out. Proof of residency is required and residents are required to bring their own containers.

Councilmember Shader wished everyone a Happy New Year. She reported that she attended the Cal State Fullerton Economic Forecast, the Tamale Festival, two neighborhood workshops regarding the old Jeep dealership site and a Navigation Center Oversight meeting. She also announced that she read a holiday book to the children at the Tiny Tots program at Koch Park.

Councilmember Wanke announced that City facilities would be closed on Monday, January 16, 2023 in observance of Martin Luther King Jr. Day and the Police and Fire and Life Safety departments would remain open. Also, for non-life-threatening emergencies, residents can still contact City Hall. He announced the retirement of the General Manager of the Orange County Sanitation District and announced that Rob Thompson, long-time employee of the District had been selected as the new General Manager beginning in February 2023. He provided an update on the Water Oxidation Program and water recycling efforts.

Mayor Pro Tem Yamaguchi promoted the Legacy Bricks program that is part of the renovation of the dolphin fountain at Kraemer Park. He noted that the deadline to purchase a brick has been extended through March 31, 2023 and noted that information is located on the City's website. He also promoted the City's App noting that it is the best way to stay current on City events.

Mayor Smith wished everyone a Happy New Year. He noted that January 9th is National Law Enforcement appreciation day and extended a special thanks to Chief Butts and members and Staff of the Placentia Police Department. He commented on his experience playing Santa Claus at the preschool program at the Blessed Sacrament Church.

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

Mayor Pro Tem Yamaguchi pulled Item 1.e. for further discussion. Motion by Wanke, seconded by Kirwin, and carried a (5-0) vote to approve the balance of Consent Calendar items, 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. **City Fiscal Year 2022-23 Register for January 10, 2023**
Check Register
Fiscal Impact: \$3,512,793.22
Electronic Disbursement Register
Fiscal Impact: \$1,440,637.49
Recommended Action: It is recommended that the City Council:
1) Receive and file.
(Received and filed, as recommended)

- 1.c. **Making the Legally Required Findings to Continue to Authorize the Conduct of Remote "Telephonic" Meetings During the State of Emergency**

Fiscal Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Approve Resolution R-2023-01, a Resolution of the City Council of the City of Placentia, California, making the legally required findings to continue to authorize the conduct of remote "telephonic" meetings during the state of emergency.

(Approved 5-0, as recommended)

1.d. **Professional Services Agreement for Local Hazard Mitigation Plan Preparation Services with Foster Morrison Consulting Ltd.**

Fiscal Impact:

Expense: \$71,645
Budgeted: \$90,000 (799203-6770)

Recommended Action: It is recommended that the City Council:

- 1) Approve the Professional Services Agreement with Foster Morrison Consulting, Ltd. in the not-to-exceed amount of \$71,645 to prepare a comprehensive Local Hazard Mitigation Plan for the City of Placentia; and
- 2) Authorize the City Manager to execute the necessary documents, subject to the City Attorney making non-substantive changes

(Approved 5-0, as recommended)

1.e. **Consolidation and Extension of Existing Remote Surveillance Camera System with Additional Equipment Purchase**

Fiscal Impact:

Expense: \$ 28,979 Total Maximum Purchase Price (101523-6840)
\$ 68,340 Recurring Hosting and Monitoring (Per Year)
\$ 23,400 Contingency/Maintenance Fund (101523-6840)
Budgeted: \$ 120,719 (101523-6290)

Recommended Action: It is recommended that the City Council:

- 1) Approve the contract amendments authorizing increase in the total amount of \$205,020 for the three (3) year term; and
- 2) Authorize the City Administrator to purchase new one-time equipment in the total amount of \$28,979; and
- 3) Authorize a 10% contingency for all necessary upgrades, repairs, and change orders, not to exceed \$23,400; and
- 4) Authorize the City Administrator or their designee to execute all necessary documents, in a form approved by the City Attorney.

(Approved 5-0, as recommended)

Mayor Pro Tem Yamaguchi pulled Item 1.e. noting that he is pleased with the purchase of new cameras and asked for clarification on the budgeted figures in the Staff report. City Administrator Arrula explained that the figure in the Staff report represents the amount for the current fiscal year and that the amounts for the remaining years of the contract would be budgeted during each succeeding budget year. Sergeant Radomski commented that the City was able to negotiate a better contract amount because of bulk pricing. He confirmed that the system is infinitely scalable and additional cameras can be added within a matter of days.

Motion by Yamaguchi, seconded by Shader, and carried a (5-0) vote to approve Item 1.e., as recommended.

1.f. **Acceptance of Construction Work and Notice of Completion for the ADA Access Ramp Installation Project, City Project No. 1305**

Fiscal Impact:

Expense: \$175,050.00 Construction Contract
\$-40,940.00 Change Order No. 1
\$134,110.00 Total Construction Cost
Available Budget: \$192,600.00 Total FY 2022-23 CIP Budget
\$192,600.00 Measure U Fund (791305-6740)

Recommended Action:

- 1) Authorize the City Administrator to approve Contract Change Order No. 1 with Martinez Concrete, Inc., in the credit amount of \$40,940.00; and

- 2) Accept the work performed by Martinez Concrete, Inc., for construction of the ADA Access Ramp Installation Project, City Project No. 1305 for a grand total amount of \$134,110.00; 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.g. **Tentative Tract Map (TTM) No. 19251: A Proposed Tract Map to Subdivide an Approximately 0.40-Acre Lot with 12 Residential Townhome Condominium Units Located Along the West Side of Van Buren Street, at 503 and 513 South Van Buren Street Within the High Density Residential (R-3) Zoning District**

Fiscal Impact:

Revenue: \$203,462 Development Impact Fees

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2023-02, A Resolution of the City Council of the City of Placentia, California adopting a Categorical Exemption pursuant to the California Environmental Quality Act (Public Resources Code §§ 21000-21177 and §15000 et seq. of Title 14 of the California Code Of Regulations) (CEQA) and approving Tentative Tract Map (TTM) 19251 for the subdivision of 12 residential townhome units for condominium purposes on a 0.40-acre lot located within the High Density Residential (R-3) Zoning District and sited on property located at 503 and 513 South Van Buren Street.

(Approved 5-0, as recommended)

1.h. **Resolution to Amend the Pay Schedule for Part-Time Employees in Compliance with the State Minimum Wage Increase**

Fiscal Impact:

FY22-23 \$9,750 (\$19,500 annually) in account 104071-5005.

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2023-03 amending the pay schedule for part-time employees to reflect state minimum wage requirements; and
- 2) Approve a budget amendment in the prorated amount of \$9,750 from the General Fund's fund balance for the remainder of the fiscal year.

(Approved 5-0, as recommended)

1.i. **Recognized Obligation Payment Schedule (ROPS 23-24) For July 1, 2023 through June 30, 2024**

Fiscal Impact:

RPTTF Funded Non-Admin Obligations:	\$1,469,576
Other Funds Funded Obligations:	\$ 37,583
RPTTF Funded Administrative Overhead:	<u>\$ 120,876</u>
Total ROPS 23-24 Expenditure Request:	\$1,628,035

Recommended Action: It is recommended that the City Council:

- 1) Approve Resolution RSA-2023-01, 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 Obligation Payment Schedule for the period of July 1, 2023 to June 30, 2024 (ROPS 23-24).

(Approved 5-0, as recommended)

2. PUBLIC HEARINGS: None

3. REGULAR AGENDA:

- 3.a. **Approval of Plans & Specifications and Award of Construction Contract to TTS Engineering Inc, for Phase I Construction of the Placentia Public Safety Center Project, Project No. 5213, and Approve Amendment No. 2 to Professional Services Agreement with Totum Corporation for Construction Management and Inspection Services, and Approve Professional Services with Geocon Inc., for Geotechnical Testing and Inspection Services**

Fiscal Impact:

Expense:	\$1,324,000	Construction Contract Amount
	\$ 132,400	Total Construction Contingency Amount
	\$ 338,000	Total CM & Inspection Contract Amount
	\$ 54,000	Total Geotechnical Contract Amount
	\$1,848,400	Total Amount
Available Budget:		
	\$5,007,150	Fiscal Year 2022-23 CIP Budget (105213-6850 JL#229999-6850)

Recommended Action:

- 1) Approve the engineered and architectural construction plans & specifications prepared by PBK Architects, Inc., and approve a Public Works Agreement with TTS Engineering Inc., for Phase I Construction of the Placentia Public Safety Center in the amount of \$1,324,000; and
- 2) Reject all other bids received and authorize return of the bid bonds; and
- 3) Authorize the City Administrator to approve contract change orders up to ten percent (10%) of the contract amount, or \$132,400, for a total construction contract not-to-exceed amount of \$1,456,400; and
- 4) Approve Amendment No. 2 to a professional services agreement with Totum Corp for project construction management and inspection services in the amount of \$338,000; and
- 5) Authorize the City Administrator to approve contract change orders up to 10%, or \$33,800; and
- 6) Approve a professional services agreement with Geocon Inc., for project geotechnical testing and inspection services in the amount of \$54,000; and
- 7) Authorize the City Administrator to approve contract change orders up to 10%, or \$5,400; and
- 8) Authorize the City Administrator to approve all agreements in a form approved by the City Attorney.

(Approved 5-0, as recommended)

City Administrator Arrula introduced Deputy City Administrator Luis Estevez to give a presentation on the item. Mr. Estevez stated that the proposed Phase 1 of the Placentia Public Safety Center would provide space for evidence and property collected by the Police Department, a new shooting range, emergency communication center, conference and training rooms, office spaces, restrooms and locker areas. He gave a brief summary of the contracts and recommended actions.

Motion by Wanke, seconded by Yamaguchi, and carried a (5-0) vote to approve Item 3.a., as recommended.

3.b. Annual City Council Appointments to Various Intergovernmental Agencies, Associations, and City Subcommittees

Fiscal Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Review the attached list of current appointments to the various intergovernmental agencies, associations, and City subcommittees and make appointments as desired; and
- 2) Consider having Mr. Craig S. Green serve on the Orange County Vector Control District Board of Trustees for the 2023 calendar year; and
- 3) Consider having Mr. Craig S. Green serve on the City's Senior/Community Center Blue-Ribbon Committee for the duration of the Committee; and
- 4) Direct Staff to notify the various intergovernmental agencies, associations, and City subcommittees of the City Council appointments.

(Approved 5-0, as recommended)

City Administrator Arrula noted that in addition to the regular annual appointments, action is requested on the consideration of Mr. Craig S. Green continuing to serve on the Orange County Vector Control District Board of Trustees and on the City's Senior/Community Center Blue-Ribbon Committee.

Councilmember Kirwin requested that the appointments on the ad-hoc committees be rotated each year.

City Attorney Bettenhausen discussed issues related to compensation and voting on appointments to certain Boards. He noted that the City has posted Form 806 which identifies the appointments from last year and how much is paid for each position. Therefore, the City is in compliance with the law and appointments to these Boards can be made.

Councilmember Wanke expressed the importance of maintaining continuity on Boards.

Councilmember Shader requested that appointments be discussed and made individually noting that she is supportive of giving all Councilmembers exposure and opportunity on different Boards but commented on the benefit of serving for more than one year as it takes a significant amount of time to learn about some of the agencies.

Mayor Smith concurred with fellow Councilmembers suggestions and noted that appointments would be made individually and he would solicit recommendations.

The following appointments were discussed and recommended for approval:

- Association of California Cities - OC
Shader/Wanke
- Citywide Fiber Optic and Smart City Ad-Hoc
Yamaguchi/Shader
- Finance and Investment Committee
Smith/Yamaguchi/Larson
(Mayor/Mayor Pro Tem/ City Treasurer)
- Financial Audit Oversight Subcommittee
Kirwin/Smith
- Heritage Committee
Yamaguchi/Kirwin
- Historic Preservation Ad-Hoc
Kirwin/Wanke
- Housing, Community, and Economic Development
Ad Hoc Committee & General Plan Advisory Subcommittee
Wanke/Kirwin
- League of California Cities
Yamaguchi/Wanke
- County of Orange City Selection Committee
Smith/Yamaguchi
(Alternate: any Councilmember can serve in absence of Mayor)
- Old Town Parking Ad-Hoc
Shader/Kirwin
- Orange County Council of Governments
Smith
Chosen as Alternate by Brea's Marty Simonoff

- Orange County Sanitation District
Wanke/Smith
- Orange County Vector Control District - Board of Trustees
Mr. Craig S. Green
- Placentia Community Foundation
Smith/Kirwin/Larson
(Mayor/Councilmember/City Treasurer)
- Placentia Disaster Council
Smith
(Mayor)
- Santa Ana River Flood Protection Agency
Yamaguchi/Kirwin
- Senior/Community Center Blue Ribbon Committee
Smith/Shader (both delegates)
(Craig S. Green, ex officio member)
- Sewer Utility, Recycling and Refuse Committee
Yamaguchi/Shader
- Southern California Association of Governments
Smith/Wanke
- Southern California Association of Governments – Annual General Assembly Voting
Delegates
Smith
1st Alt. Wanke
2nd Alt. Yamaguchi

The following Committees were disbanded:

- Public Safety Ad hoc Committee
- Recreational Vehicle Parking Ad hoc Committee
- Yorba Linda Water District/Golden State Water Joint Water Services Committee

Motion by Kirwin, seconded by Wanke, and carried a (5-0) vote to approve Item 3.b., as recommended.

CITY COUNCIL/BOARD MEMBERS REQUESTS:

Councilmember Shader asked if a Council workshop could be planned.

Councilmember Wanke asked if a Closed Session discussion item related to 801 Brooklyn Avenue could be agendized on the next Closed Session agenda.

Mayor Pro Tem Yamaguchi requested an update on the Pulse Point integration project. He also requested that the City's online traffic companies update our street closures more accurately, noting that there has been a lot of confusion on GPS guidance Apps such as Waze and Google Maps.

Councilmember Kirwin requested that campaign financing rules be revisited by the Council. A discussion ensued about recent campaign financing reform legislation.

ADJOURNMENT:

The City Council/Successor Agency/ICDA/PPFA Board of Directors adjourned at 8:52 p.m. in memory of Sharon Mosino, long-time resident of Placentia and owner of Sharon's Bakery, to a regular City Council meeting on Tuesday, January 24, 2023 at 5:30 p.m.



Ward L. Smith, Mayor/Agency Chair

ATTEST:



Robert S. McKinnell, City Clerk/
Agency Secretary

