

**PLACENTIA CITY COUNCIL
PLACENTIA CITY COUNCIL AS SUCCESSOR TO THE
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING MINUTES – EXECUTIVE SESSION
February 21, 2012
5:00 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER: Mayor/Board Chair Yamaguchi called the meeting to order at 5:10 p.m.

ROLL CALL:

PRESENT: Council/Agency Members Yamaguchi, Wanke, Aguirre, Underhill

ABSENT: None

Councilmember Nelson arrived at 5:15 p.m.

ORAL COMMUNICATIONS: None

CITY COUNCIL:

1. Pursuant to Government Code Section 54956.9(a) for Conference with Legal Counsel Regarding Existing Litigation - One (1) Item
 - a. City of Placentia vs. Woodruff, Spradlin & Smart, Orange County Superior Court Case No. 30-2010-00367949
2. Pursuant to Government Code Section 54956.9(b) for Conference with Legal Counsel Regarding Anticipated Litigation - Two (2) Items
3. Pursuant to Government Code Section 54956.9(c) for Conference with Legal Counsel Regarding the Initiation of Litigation - Two (2) Items
4. Pursuant to Government Code Section 54957.6 for Conference with City's Labor Negotiator as follows:

City Representatives: Troy L. Butzlaff, City Administrator
Stephen D. Pischel, Director of Administrative Services and Community Services
Employee Group: Unrepresented Employees (Department Heads/Mid-Managers)
5. Pursuant to Government Code Section 54957 for Public Employee Performance Evaluation

a. City Administrator

b. City Attorney

6. Conference with Legal Counsel - Case Review/Planning - Government Code 54957.8:

a. Property 1530 N. Valencia Avenue, APN 336-054-21
Don Huennekens, HQT Homes

SUCCESSOR AGENCY: None

ICDA: None

RECESS: The City Council/Successor Agency/ICDA recessed to the Regular Meeting at 7:05 p.m.

CALL TO ORDER:

PRESENT: Council/Agency Members Yamaguchi, Wanke, Aguirre, Nelson, Underhill

ABSENT: None

STAFF PRESENT: City Administrator/Executive Director, Troy L. Butzlaff; City Attorney/ Agency Counsel, Andrew V. Arczynski; Assistant City Administrator, Ken Domer; Director of Administrative and Community Services, Steve Pischel; Police Chief, Rick Hicks; Finance Services Manager, Michael Nguyen; Deputy City Clerk, Tania Moreno

INVOCATION: Warren Johnson, OCFA Chaplain

PLEDGE OF ALLEGIANCE: Councilmember Aguirre

PRESENTATIONS:

1. Requests for Commendations and Proclamations

- a. 2011 Mothers Against Drunk Driving Award (MADD)
Recipients: Officer Ainley, Officer Gloe, and Officer Reinker
Presenters: Mayor Yamaguchi and MADD Representative
- b. Employee of the Quarter – General Employee Group
Recipient: Danyelle Sanchez, Human Resources Analyst
Presenters: Mayor Yamaguchi and City Administrator
Director of Administrative Services

Recommended Action: It is recommended that the City Council:
Approve requests as submitted and make presentations to those present

Councilmember Underhill inquired about the process of approving commendations presented by Councilmembers at outside events.

Discussion ensued among Council and Staff regarding recognitions presented by Councilmembers at outside events.

Council directed Staff to bring back to Council for consideration a policy establishing a formal process for individual certificates of recognition handed out during outside events.

Councilmember Nelson spoke in support of approving commendations and proclamations prior to the City Council meeting.

Councilmember Aguirre spoke in support of approving commendations and proclamations prior to the City Council meeting.

A vote was taken to approve Presentations Nos. 1.a. through 1.b., items were unanimously approved 5-0.

EXECUTIVE SESSION REPORT:

City Attorney/Agency Counsel Arczynski reported the Council/Agency met in Executive Session to discuss the items listed on the agenda. He noted there were no reportable actions from Executive Session that evening.

CITY ADMINISTRATOR REPORT: None

ORAL COMMUNICATIONS:

Erna Smith, resident, expressed her concerns regarding a building citation she received from the City.

Greg Gillaspay, City of Yorba Linda resident, announced that the Vietnam Traveling Wall known as the "The Wall that Heals" would be in exhibit at Tri-City Park on March 13-18, 2012 and invited the community to attend. He thanked the City Council for their support.

CITY COUNCIL/BOARD MEMBERS COMMENTS AND REPORTS:

Councilmember Nelson congratulated the Valencia High School Decathlon Team champions. He reminded residents about the OC Bridges Project and street detours. He announced the upcoming citywide slurry seal project. He noted that he would be attending a Task Force meeting regarding redevelopment agencies in Sacramento. He noted that the City should monitor AB 32 and SB 375.

Councilmember Underhill referred to the Letter to the Editor published in the OC Register newspaper. She expressed her concerns regarding the meeting held at Koch Park on February 1, 2012 hosted by Mayor Yamaguchi. She inquired about the Staff time used and financial impact the event had on the City. She noted she did not receive an invitation to the event and that the meeting should be referred to as a personal event not a City event. She spoke in support of adopting a City Policy that would require approval by City Council when a Councilmember decides to do something that will exceed a cost of \$200. She congratulated Valencia High School Wrestling Team Champions.

Councilmember Aguirre congratulated Valencia High School Decathlon Team. He expressed his concerns regarding the meeting held at Koch Park on February 1, 2012 hosted by Mayor Yamaguchi. He noted that the event seemed to be a private function and not a City event. He noted that he did not receive an invitation to the event and learned about the event after

it was held. He asked the City Administrator to report on the cost and provide a financial breakdown.

Mayor Pro Tem Wanke noted that Mayor Yamaguchi and himself attended a meeting with the County of Orange Transportation Authority. He attended a meeting at El Dorado High School and reviewed their media program. He congratulated Human Resource Analyst Danyelle Sanchez on her recognition. He thanked the volunteers in charge of the "The Wall That Heals". He expressed his condolences to Mr. Butzlaff for the passing of his mother-in-law.

Mayor Yamaguchi noted that City Administrator Butzlaff was informed about the community meeting held at Koch Park on February 1, 2012. He noted that he requested not to use Staff time to avoid the use of City funds. He noted that he had recently walked the La Jolla area and talked to residents. He attended the YWCA at North Orange County where they recognize the Man and Woman of the Year. He noted that Mayor Pro Tem Wanke and himself met with the OC Bridges Project staff to go over the project progress. He congratulated Furth Plastics for their 25th anniversary doing business. He attended the Placentia Community Networking meeting, a school site visit at Tuffree Middle School and the 4th District Bikeway Summit meeting.

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

A motion was made by Councilmember Nelson, seconded by Councilmember Aguirre, to approve Consent Calendar Item Nos. 1.a. through 1.f. Mayor Yamaguchi voted no on item 1.e. and affirmative on the balance of the consent calendar items.

COUNCIL/SUCCESSOR AGENCY/ICDA CONSENT CALENDAR:

- a. **Consideration to Waive Reading in Full of all Ordinances and Resolutions**
Financial Impact: None
Recommended Action: Approve
(APPROVED 5 – 0, as recommended)

- b. **Minutes Adjourned City Council/RDA/ICDA Regular City Council Meeting - January 24, 2012 and City Council/Successor/ICDA Regular City Council Meeting - February 7, 2012**
Recommended Action: Approve
(APPROVED 5 – 0, as recommended)

- c. **City Fiscal Year 2011-12 Warrant Register for February 8, 2012 Through February 21, 2012**
Financial Impact: \$714,572.12
Recommended Action: Approve
(APPROVED 5 – 0, as recommended)

- d. **Successor Agency Fiscal Year 2011-12 Warrant Register for February 8, 2012 Through February 21, 2012**
Financial Impact: \$3,554.31
Recommended Action: Approve
(APPROVED 5 – 0, as recommended)

COUNCIL CONSENT CALENDAR:

- e. **Recommendation to Approve Professional Services Agreement with Albert Grover & Associates, Inc. for Professional Engineering Services Relative to Upgrading the City's Traffic Signal Control System**

Financial Impact: Expense: \$85,295.00 Offsetting Revenue: \$85,295.00 Measure M1 (Signal Improvement Program - SIP)
Budgeted: \$85,295.00 (Account No.: 333552-6185 J/L 6800140141)
Recommended Action: It is recommended that the City Council:

- 1) Approve a professional services agreement with Albert Grover & Associates, Inc., in a form approved by the City Attorney for an amount not to exceed \$85,295.00 for engineering, system integration services, and equipment installation
- 2) Authorize the City Administrator to execute all necessary documents to effectuate this agreement

(APPROVED 4 – 1, Mayor Yamaguchi voted no)

- f. **Request for City Council Approval to Change the Meeting Date of the Historical Committee**

Financial Impact: None
Recommended Action: It is recommended that the City Council:

- 1) Approve the request of the meeting date change from the third Thursday to the fourth Tuesday of each month

(APPROVED 5 – 0, as recommended)

SUCCESSOR AGENCY CONSENT CALENDAR: None

ICDA CONSENT CALENDAR: None

2. PUBLIC HEARINGS:

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:

- a. **Second Reading of City Council Ordinance Approving an Amendment to Contract Between the Board of Administration California Public Employees' Retirement System and the City of Placentia**

Financial Impact: To be determined

Recommended Action: It is recommended that the City Council:

- 1) Conduct second reading and adopt by title only, Ordinance No. O-2012-01, an ordinance of the City Council of the City of Placentia, California, authorizing an amendment to the contract between the City Council of the City of Placentia and the Board of Administration of the California Public Employees' Retirement System

(APPROVED 5 – 0, as recommended)

City Administrator Butzlaff provided a brief Staff report on item 3.a.

A motion was made by Councilmember Nelson, seconded by Councilmember Aguirre, and carried (5 – 0) to conduct second reading and adopt by title only, Ordinance No. O-2012-01, an ordinance of the City Council of the City of Placentia, California, authorizing an amendment to the contract between the City Council of the City of Placentia and the Board of Administration of the California Public Employees' Retirement System.

SUCCESSOR AGENCY OLD BUSINESS: None

ICDA OLD BUSINESS: None

4. **NEW BUSINESS:**

COUNCIL/SUCCESSOR AGENCY/ICDA NEW BUSINESS: None

COUNCIL NEW BUSINESS: None

COUNCIL/SUCCESSOR AGENCY NEW BUSINESS:

- a. **Approval of Resolutions Making Declarations with Respect to Loan, Advance or Indebtedness Pursuant to Health and Safety Code § 33354.8**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution R-2012-06, a resolution of the City Council of the City of Placentia, California, making declarations with respect to Loan, Advance or Indebtedness pursuant to Health and Safety Code section § 33354.8
- 2) Acting as the Successor Agency to the Redevelopment Agency of the City of Placentia, adopt Resolution RSA-2012-01, a resolution of the City of Placentia Acting as Successor Agency of the Redevelopment Agency of the City of Placentia, California, making declarations with respect to Loan, Advance or Indebtedness pursuant to Health and Safety Code § 33354.8

(APPROVED 5 – 0, as recommended)

City Administrator Butzlaff noted that it was the first joint City Council and Successor Agency meeting.

Assistant City Administrator Domer provided a brief Staff report on item 4.a. He noted that a discussion group has been formed in Orange County to help the unwinding of redevelopment agencies. He recommended that Council approve the declarations with respect to loan, advance or indebtedness.

Discussion ensued among Council and Staff regarding the unwinding of the redevelopment agency.

A motion was made by Councilmember Nelson, seconded by Councilmember Aguirre, and carried (5 – 0) to adopt Resolution R-2012-06, a resolution of the City Council of the City of Placentia, California, making declarations with respect to Loan, Advance or Indebtedness pursuant to Health and Safety Code section § 33354.8; and acting as the Successor Agency to the Redevelopment Agency of the City of Placentia, adopt Resolution RSA-2012-01, a resolution of the City of Placentia Acting as Successor Agency of the Redevelopment Agency of the City of Placentia, California, making declarations with respect to Loan, Advance or Indebtedness pursuant to Health and Safety Code § 33354.8.

SUCCESSOR NEW BUSINESS: None

ICDA NEW BUSINESS: None

CITY COUNCIL/BOARD MEMBERS REQUESTS:

Councilmember Nelson requested that Council give direction to Staff to continue working on the creation of an economic development committee.

Councilmember Underhill requested that Council give direction to Staff that if a Councilmember requests to place an item on the City Council agenda his or her name be identified on that given City Council agenda. She requested that Council give direction to Staff to prepare and present a formal policy that would require approval from City Council for Councilmember's expenditures of \$200 or more.

Discussion ensued among Council and Staff regarding possible exclusions to the expenditure policy.

Mayor Pro Tem Wanke asked if Mr. Butzlaff was aware about the meeting held at Koch Park on February 1, 2012.

City Administrator Butzlaff noted that he made the recommendation to the Mayor to inform the rest of the City Council regarding the February 1, 2012 prior to the event and that it was not a City function.

Mayor Pro Tem Wanke expressed his concerns regarding Councilmember Underhill's comments.

Councilmember Underhill noted that she relies on precedent. She noted that the City holds Neighborhood meetings.

City Administrator Butzlaff recommended the adoption of a City Policy regarding the use of City facilities by elected officials.

Council gave direction to Staff to examine policies from other cities.

ADJOURNMENT:

The City Council/Successor Agency/ICDA Board of Directors adjourned at 8:25 p.m. to the next regular City Council meeting in memory of Maria Grandys.

JEREMY B. YAMAGUCHI
MAYOR/AGENCY CHAIR

ATTEST:

PATRICK J. MELIA, CITY CLERK/AGENCY
SECRETARY