

**PLACENTIA CITY COUNCIL
PLACENTIA CITY COUNCIL AS SUCCESSOR TO THE
PLACENTIA REDEVELOPMENT AGENCY
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY
REGULAR MEETING MINUTES – EXECUTIVE SESSION
April 17, 2012
5:30 p.m. – City Council Chambers
401 E. Chapman Avenue, Placentia, CA**

CALL TO ORDER: Mayor/Board Chair Mayor Yamaguchi called the meeting to order at 5:34 p.m.

ROLL CALL:

PRESENT: Council/Agency Members Aguirre, Underhill, Wanke, Yamaguchi
ABSENT: None

Councilmember Nelson arrived at 6:15 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(c) for Conference with Legal Counsel Regarding Potential Litigation – Two (2) Items
3. Pursuant to Government Code Section 54956.9(c) for Conference with Legal Counsel Regarding the Initiation of Litigation – One (1) Item
4. Pursuant to Government Code Section 54957.6 Conference with City Labor Negotiator concerning Labor Negotiations with the Following Group:
 - a. Placentia Police Officers Association (PPOA)
City Representatives: Troy L. Butzlaff, City Administrator
5. Conference with Legal Counsel – Case Review/Planning – Government Code 54957.8:
 - a. Vacant 2.78 Acre Parcel Located at 1049 Golden Avenue APN: 334-021-03
John Reischl, Olson Company
6. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8:
 - a. Property: 2301 North Kraemer Blvd., APN: 336-30-101, 336-30-105, 336-54-111
City Negotiator: Troy Butzlaff, City Administrator/Executive Director
Negotiating Party: Mark Denny, Director of Orange County Parks Department
Under Negotiations: Price and Terms of Payment

SUCCESSOR AGENCY: None

ICDA: None

RECESS: The City Council and Boards of Directors recessed the Regular Meeting at 7:00 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/ Authority Counsel, Andrew V. Arczynski; Assistant City Administrator, Ken Domer; Director of Administrative and Community Services, Steve Pischel; Director of Finance, Karen Ogawa; Director of Public Works, Steve Drinovsky; Police Chief, Rick Hicks; Finance Services Manager, Michael Nguyen; City Clerk, Patrick Melia; Deputy City Clerk, Tania Moreno

INVOCATION: Chief of Police Rick Hicks

PLEDGE OF ALLEGIANCE: American Legion Post 277 Commander Ed Alvarez

PRESENTATIONS:

1. Requests for Commendations and Proclamations

- a. Proclamation Designating the Week of May 6 - 12, 2012, as Wildfire Awareness Week
Recipient: Battalion Chief Jeff Adams
Presenter: Mayor Yamaguchi
- b. Proclamation Designating the Week of April 29 – May 5, 2012, as Municipal Clerk’s Week
Recipient: City Clerk Patrick Melia
Presenter: Mayor Yamaguchi
- c. Proclamation Designating the Month of April 2012, as DMV/Donate Life Month
Recipient: Donate Life Ambassador Stephanie McMackin
Presenter: Mayor Yamaguchi
- d. Recognition of 2012 Miss Placentia, Miss Placentia Outstanding Teen, Miss Yorba Linda and Miss Yorba Linda Outstanding Teen Titleholders
Recipients: Miss Placentia/Miss Yorba Linda Executive Director Kathryn Baldwin
Presenter: Mayor Yamaguchi
- e. Orange County Transportation Authority Projects Update
Presenters: Metrolink Station Rail Programs Manager Jennifer Bergener
OC Bridges Project Outreach Project Manager Tresa Oliveri
 - a. Metrolink Station
 - b. OC Bridges Project

Recommended Action: It is recommended that the City Council:

Approve requests as submitted and make presentations to those present

A motion was made by Councilmember Nelson, seconded by Mayor Pro Tem Wanke, to approve presentations item 1.a. through 1.e. as submitted and make presentations to those present.

City Administrator Butzlaff introduced Metrolink Station Rail Programs Manager Jennifer Bergener and OC Bridges Project Outreach Project Manager Tresa Oliveri.

OC Bridges Project Manager Tresa Oliveri provided a brief PowerPoint Presentation with the following slides: Placentia Avenue, Construction Activities - First Six Months, Kraemer Boulevard, Construction Activities - First Six Months, Program Schedule, Website Communications, and Get Connected - Stay Connected. She noted that OCTA has held several public informational meetings.

Councilmember Nelson inquired about signs announcing that businesses are open during construction.

OC Bridges Project Manager Oliveri noted that signs will be posted.

Mayor Pro Tem Wanke inquired about the closure of Placentia Avenue.

OC Bridges Project Manager Oliveri noted that the street will be closed for nine days and notices will be distributed. She noted that OCTA is in communication with the railroad.

City Administrator Butzlaff thanked OCTA for all their work.

Metrolink Station Rail Programs Manager Jennifer Bergener provided a brief PowerPoint Presentation with the following slides: Project History, OCTA Funded Project Elements, Approved Funding, Project Site, Site Plan, and Next Steps. She noted that the bus turn around for the station will be located on Crowther.

Mayor Pro Tem Wanke inquired about the number of parking structures in Orange County.

Metrolink Station Rail Programs Manager Jennifer Bergener noted that there are eleven train stations.

Councilmember Underhill called a point of order and advised that the presentation is not a discussion item.

Mayor Yamaguchi overruled the point of order.

Mayor Pro Tem Wanke asked that if the parking structure was not constructed, would the train station still be constructed.

Councilmember Nelson thanked Metrolink Station Rail Programs Manager Jennifer Bergener. He noted that the OCTA initially told the City that there was a need of 500 parking spaces.

Metrolink Station Rail Programs Manager Jennifer Bergener noted that the ideal parking spaces number is 500. She noted that OCTA is trying to work with the City to deliver the train station. She noted that OCTA believes 450 parking spaces is a prudent number.

Councilmember Aguirre inquired about the surface parking lots. He inquired about the partnership between OCTA and City of San Juan Capistrano for the construction of a parking structure.

Metrolink Station Rail Programs Manager Jennifer Bergener noted that the parking lot spaces are dedicated to transit use. She noted that the parking structure in City of San Juan Capistrano was constructed through a partnership. She noted that the City is responsible for establishing a parking management plan and maintenance.

Mayor Yamaguchi inquired about the demolition cost and cost savings in the removal of the water well.

Metrolink Station Rail Programs Manager Jennifer Bergener noted that the demolition cost is not a project savings.

Councilmember Nelson noted that Federal and State funds are going to be used to build the parking structure.

Metrolink Station Rail Programs Manager Jennifer Bergener noted that the cooperative agreement requires the City to secure the land.

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 stated there was no reportable action from Executive Session this evening.

CITY ADMINISTRATOR REPORT:

City Administrator Butzlaff announced the upcoming Shred-it Day and National Drug Take Back Day events at the Police Department on April 28, 2012.

ORAL COMMUNICATIONS:

George Ziegler, resident, expressed his concerns regarding the Parking Structure Project.

Judy Morton, Anaheim resident provided a letter to City Council. She expressed her concerns regarding the green materials composting by Greenways of Placentia facility. She noted the need to address the health hazards. She noted that she has not been contacted by City Council or Staff.

Mayor Yamaguchi noted that Staff will be contacting her with a response.

Councilmember Nelson suggested a meeting with Ms. Morgan and Staff.

Greg Sowards, Placita Santa Fe Merchants Association, noted that the Downtown area lacks parking spaces. He noted that it appears certain Councilmembers seem to oppose the Parking Structure Project.

Ed Garcia, Placita Santa Fe Merchants Association, noted that City Council has already agreed to the Parking Structure Project. He noted that several Councilmembers are violating protocol by having private meetings with OCTA. He noted that he is considering a recall on several Councilmembers.

Ronald Culler, resident, expressed his concerns regarding the cost of the Parking Structure Project.

Meredith Castillo, resident, thanked the City for hosting the CERT Program. He expressed his concerns regarding the Parking Structure Project. He spoke in opposition of a recall election.

Suzanne Wulff, resident, thanked OCTA for the informative presentation. She inquired about the financial consequences of the Parking Structure Project.

Jeff Buchanan, resident, asked the City Council to address the issue of street trees and sidewalk maintenance. He noted that there is no money to construct the parking structure.

Bruce Hunt, resident, expressed his concerns regarding the cost of the Parking Structure Project.

Greg Geimont, property owner, expressed his concerns regarding the maintenance cost of the parking structure.

Bonnie Harrington, resident, noted that she agrees with Mr. Buchanan's comments. She expressed her concerns regarding the Parking Structure Project.

Bob Thomas, resident, expressed his concerns regarding the cost of the Parking Structure Project.

Michael Taboski, resident, spoke in support of approving item 1.e.

CITY COUNCIL/BOARD MEMBERS COMMENTS AND REPORTS:

Councilmember Aguirre requested a Study Session on the Parking Structure Project.

City Council approved conducting the Study Session.

Councilmember Nelson spoke in support of having a Study Session on the Parking Structure Project. He suggested that the 1954 Ordinance be amended and have the City fund tree trimming on grid basis. He noted that there are two Assembly Bills that are proposing bringing back Redevelopment.

Mayor Pro Tem Wanke suggested that residents should contact AQMD and County Health Department with concerns regarding Greenways of Placentia. He noted that he is not willing to go into debt for the parking structure.

Mayor Yamaguchi noted that the City does not have the funds to fund the Parking Structure Project. He noted that it is necessary to examine the financial impact the project may have on the City. He expressed his concerns regarding the City's current financial situation. He noted that it is important to find a solution. He noted that he will continue to seek alternative funds to fund the Parking Structure Project. He agreed with the Study Session. He attended the American Legion Post 277 lunch. He noted he visited the new Republic Services recycling facility.

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

A motion was made by Mayor Yamaguchi, seconded by Councilmember Aguirre, to approve Consent Calendar Item Nos. 1.a. through 1.g. Councilmember Nelson abstained on warrant number 6687 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
(5 – 0, as recommended)

- b. **Minutes**
City Council/Successor/ICDA City Council Study Session Meeting – March 27, 2012 and Regular City Council Meeting April 3, 2012
Recommended Action: Approve
(5 – 0, as recommended)

- c. **City Fiscal Year 2011-12 Warrant Register for April 4, 2012 Through April 17, 2012**
Financial Impact: \$494,346.73
Recommended Action: Approve
(5 – 0, Councilmember Nelson abstained on warrant number 6687)

- d. **Successor Agency Fiscal Year 2011-12 Warrant Register for April 4, 2012 Through April 17, 2012**
Financial Impact: \$7,818.65
Recommended Action: Approve
(5 – 0, as recommended)

COUNCIL CONSENT CALENDAR:

- e. **Consideration of Establishing No Parking/Resident-Only Permit Parking on Harmony Lane and Moonbeam Drive**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Adopt Resolution No. R-2012-13, a Resolution of the City Council of the City of Placentia, California, prohibiting vehicle parking and authorizing the establishment of preferential parking privileges for residents residing on both sides of Harmony Lane between Placentia Avenue and Stardust Drive and both sides of Moonbeam Drive Cul-de-Sac North of Harmony Lane**(5 – 0, to add the item to the public hearing calendar)**

A motion was made by Mayor Pro Tem Wanke, seconded by Councilmember Aguirre, and carried (5 – 0) to add the item to the public hearing calendar.

- f. **Acceptance of Right of Way Easement, Westerly 25 Feet at Kraemer Memorial Park and Anned Drive (Abandoned) for Public Road and Public Utility Purposes**
Financial Impact: None
Recommended Action: It is recommended that the City Council:
 - 1) Adopt Resolution No. R-2012-14, a Resolution of the City Council of the City of Placentia, California, approving and accepting an offer of dedication right of way for public road and public utility purposes and authorizing the Mayor to execute said acceptance and the City Clerk to record said acceptance
 - 2) Direct the City Clerk to endorse on the Certificate of Acceptance which embodies the acceptance of said right of way easement, and cause the

document to be submitted to the County Recorder of the Orange County for recording of the document

(5 – 0, as recommended)

g. **Approval of Fiscal Year 2011 Urban Area Security Initiative (UASI) Grant Funding Agreement**

Financial Impact: Approximately \$12,917 of UASI Grant Direct Funded Regional Training and Terrorism Liaison Officer (TLO) Training Programs

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2012-15, a Resolution of the City Council of the City of Placentia, California, approving a grant application by the Placentia Police Department and authorizing the City Administrator or his designee to execute necessary documents on behalf of the City of Placentia

(5 – 0, as recommended)

SUCCESSOR AGENCY CONSENT CALENDAR: None

ICDA CONSENT CALENDAR: None

2. PUBLIC HEARINGS:

COUNCIL/SUCCESSOR AGENCY/ICDA: None

COUNCIL:

a. **Consideration of Establishing No Parking/Resident-Only Permit Parking on Harmony Lane and Moonbeam Drive**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2012-13, a Resolution of the City Council of the City of Placentia, California, prohibiting vehicle parking and authorizing the establishment of preferential parking privileges for residents residing on both sides of Harmony Lane between Placentia Avenue and Stardust Drive and both sides of Moonbeam Drive Cul-de-Sac North of Harmony Lane

(5 – 0, as recommended)

Director of Public Works Drinovsky provided a brief staff report on item 2.a. He noted that the item was put on the agenda due to concerns raised by residents.

Discussion ensued between Council and Staff.

Mayor Yamaguchi opened the public hearing

Michael Taboski, resident, spoke in support of approving the item.

Pat Hall, resident, spoke in support of approving the item.

Mayor Yamaguchi closed the public hearing.

A motion was made by Councilmember Nelson, seconded by Mayor Pro Tem Wanke, and carried (5 – 0) to adopt resolution of the City Council of the City of Placentia, California, prohibiting vehicle parking and authorizing the establishment of preferential parking

privileges for residents residing on both sides of Harmony Lane between Placentia Avenue and Stardust Drive and both sides of Moonbeam Drive Cul-de-Sac North of Harmony Lane.

SUCCESSOR AGENCY CONSENT CALENDAR: None

ICDA CONSENT CALENDAR: None

3. OLD BUSINESS:

COUNCIL/SUCCESSOR AGENCY/ICDA OLD BUSINESS: None

COUNCIL OLD BUSINESS: None

SUCCESSOR AGENCY OLD BUSINESS: None

ICDA OLD BUSINESS: None

4. NEW BUSINESS:

COUNCIL/SUCCESSOR AGENCY/ICDA NEW BUSINESS: None

COUNCIL NEW BUSINESS:

a. **Recommendation to Establish and Add Ten Contractors to the City's Pre-qualified List of Bidders for Public Works Street Improvement Projects**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Approve addition of the following ten (10) contractors to the City of Placentia's qualified bidders list for specified public improvement projects for a period of one (1) calendar year: All American Asphalt, KDC Inc. (dba Dynalectric), PALP Inc. (dba Excel Paving), Griffith Company, Hardy & Harper Inc., Los Angeles Engineering Inc., RJ Noble Co., Sialic Contractors Corp. (dba Shawnan), Sully-Miller Contracting Co., and Terra Pave Inc.

(5 – 0, as recommended)

City Administrator Butzlaff provided a brief staff report on item 4.a.

Director of Public Works Drinovsky provided a staff report on item 4.a. He noted that Staff followed the State model and prepared a pre-qualified list of bidders for Public Works Street Improvement Projects. He noted that contractors will have two opportunities per year to add their names to the list of bidders.

A motion was made by Councilmember Nelson, seconded by Mayor Yamaguchi, and carried (5 – 0) to approve the addition of the following ten (10) contractors to the City of Placentia's qualified bidders list for specified public improvement projects for a period of one (1) calendar year: All American Asphalt, KDC Inc. (dba Dynalectric), PALP Inc. (dba Excel Paving), Griffith Company, Hardy & Harper Inc., Los Angeles Engineering Inc., RJ Noble Co., Sialic Contractors Corp. (dba Shawnan), Sully-Miller Contracting Co., and Terra Pave Inc.

SUCCESSOR AGENCY NEW BUSINESS:

b. **Draft Recognized Obligation Payment Schedule Covering July 1, 2012 to December 31, 2012**

Financial Impact: Not applicable

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. RSA-2012-02, 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, adopting the Recognized Payment Obligation Schedule for the period covering July 1, 2012 to December 31, 2012

Item was moved to a future meeting.

ICDA OLD BUSINESS: None

CITY COUNCIL/BOARD MEMBERS REQUESTS:

Mayor Yamaguchi requested that Council give direction to Staff to set a Study Session to discuss the Parking Structure Project.

Councilmember Nelson requested that Council give direction to Staff to bring back changes to the ordinance adopted in 1954 pertaining to street tree maintenance.

Mayor Pro Tem Wanke requested that Council give direction to Staff to have the upcoming Joint Study Session with the Audit Oversight Committee in the Chambers not in the Community Room.

ADJOURNMENT:

The City Council/Successor Agency/ICDA Agency Board of Directors adjourned to the next regular meeting in memory of Betty J. Nelson.

JEREMY B. YAMAGUCHI
MAYOR/AGENCY CHAIR

ATTEST:

PATRICK J. MELIA, CITY CLERK/AGENCY
SECRETARY