

**PLACENTIA CITY COUNCIL  
PLACENTIA CITY COUNCIL AS SUCCESSOR TO THE  
PLACENTIA REDEVELOPMENT AGENCY  
PLACENTIA INDUSTRIAL COMMERCIAL DEVELOPMENT AUTHORITY  
REGULAR MEETING MINUTES – EXECUTIVE SESSION  
October 16, 2012  
5:30 p.m. – City Council Chambers  
401 E. Chapman Avenue, Placentia, CA**

**CALL TO ORDER:** Mayor/Board Chair Yamaguchi called the meeting to order at 5:32 p.m.

**ROLL CALL:**

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

**ORAL COMMUNICATIONS:** None

**CITY COUNCIL:**

1. Pursuant to Government Code Section 54956.9(a) for Conference with Legal Counsel Regarding Existing Litigation – Two (2) Items
  - a. City of Placentia vs. Woodruff, Spradlin & Smart, Orange County Superior Court Case No. 30-2010-00367949
  - b. PIMA Corp. v. City of Placentia, Orange County Superior Court Case No. 30-2011-004-7011
2. Pursuant to Government Code Section 54956.9(b) for Conference with Legal Counsel Regarding Anticipated Litigation – One (1) Item
3. Pursuant to Government Code Section 54956.9(c) for Conference with Legal Counsel Regarding the Initiation of Litigation – One (1) Item

**SUCCESSOR AGENCY:** None

**ICDA:** None

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

**CALL TO ORDER:**

PRESENT: Council/Agency Members Aguirre, Nelson, Underhill, Wanke, Yamaguchi  
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; Senior Management Analyst, Michael McConaha; Police Chief, Rick Hicks; Deputy Chief of Police, Ward Smith; City Clerk, Patrick Melia; Deputy City Clerk, Tania Moreno; City Clerk Specialist, Candice Martinez

**INVOCATION:** Police Chaplain Kenneth Milhander

**PLEDGE OF ALLEGIANCE:** Battalion Chief Jeff Adams

**PRESENTATIONS:**

**1. Requests for Commendations and Proclamations**

- a. Proclamation Designating the Week of October 7 - 13, 2012, as Fire Prevention Week  
Recipient: Battalion Chief Jeff Adams  
Presenter: Mayor Yamaguchi
- b. Proclamation Designating the Week of October 21 - 27, 2012, as Childhood Lead Poisoning Prevention Program Week  
Recipient: Childhood Lead Poisoning Prevention Program Coordinator Cecile Truong  
Presenter: Mayor Yamaguchi
- c. Proclamation Designating the Week of October 14 - 20, 2012, as Freedom from Workplace Bullies Week  
Presenter: Mayor Yamaguchi

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

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

Mayor Yamaguchi presented a proclamation to Battalion Chief Adams recognizing October 7 -13, 2012 as Fire Prevention Week.

Battalion Chief Jeff Adams thanked the City for the proclamation and explained the importance of fire prevention.

Childhood Lead Poisoning Prevention Program Coordinator Truong thanked the City for the proclamation and explained the importance of lead poisoning prevention.

Mayor Yamaguchi presented a proclamation to Ms. Truong recognizing October 21-27, 2012 as Childhood Lead Poisoning Prevention Program Week.

Mayor Yamaguchi presented a proclamation recognizing October 14-20, 2012 as Freedom from Workplace Bullies Week.

**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 Free Flu Shoot event on October 19<sup>th</sup> at Placentia Champions Sports Complex, and the Pros and Cons presentation on State Ballots/Initiatives hosted by the League of Women Voters of North Orange County on October 23<sup>rd</sup>. He reported on the 2012 City Residential Street Rehabilitation Project status.

**ORAL COMMUNICATIONS:**

Joe Serrano, Orange County LAFCO Representative, presented the Government Leadership Award 2012 to the City for their collaboration on the North Orange County Group.

Meredith Castillo, resident, thanked Staff and Council for their work on the Heritage Festival and Parade. He expressed his concerns regarding an unmaintained swimming pool of a foreclosed home in this community.

City Administrator Butzlaff noted that there are codes that regulate the maintenance of foreclosed homes. He reported that the home has been foreclosed and the City is working with the bank to resolve the problem.

Pat Irot, resident, announced the Pros and Cons presentation on State Ballots/Initiatives hosted by the League of Women Voters of North Orange County on October 23<sup>rd</sup>.

Peggie Yamaguchi, resident, noted that she has served as a volunteer for over 30 years and 15 years in the Heritage Festival and Parade. She expressed her concerns regarding a comment made to her by Councilmember Underhill.

Suzanne Wolfe, resident, thanked Council for their work on the Heritage Festival and Parade event. She expressed her concerns on the traffic signal timing on Madison and Bradford.

Craig Green, City Treasurer, reported on the January to May Treasurer Report. He noted that he met with City Auditors and his concerns were addressed. He asked Council to agendize the June to August preliminary report.

**CITY COUNCIL/BOARD MEMBERS COMMENTS AND REPORTS:**

Councilmember Underhill apologized to Ms. Peggy Yamaguchi if she felt offended with her comment. She noted that the Heritage Festival and Parade was a great success thanks to the committee, volunteers and Staff.

Councilmember Nelson noted that the Government Leadership Award 2012 presented to the City is a great accomplishment. He reported that he attended a State League meeting in Sacramento last week. He thanked Staff, committee members and volunteers for their work on the Heritage Festival and Parade. He announced the Pros and Cons presentation on October 23<sup>rd</sup> and the Shred-Day event on November 3<sup>rd</sup>. He acknowledged the passing of Marie Schmidt and expressed his condolences.

Councilmember Aguirre thanked Staff, committee members and volunteers involved in the Heritage Festival and Parade. He acknowledged the passing of Marie Schmidt and expressed his condolences. He noted the importance of voting in the upcoming election.

Mayor Pro Tem Wanke raised awareness on the West Nile Virus. He noted that the street sweepers are not spraying water and encouraged the residents to contact the local supervisor. He thanked all the volunteers that helped in the Heritage Festival and Parade.

Mayor Yamaguchi congratulated the students of the Kumon Math and Reading Center. He thanked Staff, committee members and volunteers involved in the Heritage Festival and Parade. He noted that he actively participated in the Heritage Festival and Parade preparation and event.

**1. CONSENT CALENDAR (Items 1.a. through 1.j.):**

A motion was made by Councilmember Nelson, seconded by Councilmember Aguirre, to approve Consent Calendar Item Nos. 1.a. through 1.j.

**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 Regular Meeting – October 2, 2012**  
Recommended Action: Approve  
**(5 – 0, as recommended)**
- c. **City Fiscal Year 2012-13 Warrant Register for October 3, 2012 through October 16, 2012**  
Financial Impact: \$386,442.92  
Recommended Action: Approve  
**(5 – 0, as recommended)**
- d. **Successor Agency Fiscal Year 2012-13 Warrant Register for October 3, 2012 through October 16, 2012**  
Financial Impact: \$3,643.50  
Recommended Action: Approve  
**(5 – 0, as recommended)**

**COUNCIL CONSENT CALENDAR:**

- e. **Budget Amendment - Asset Forfeiture Funds and Authorization to Outfit Four (4) New Patrol Vehicles and Four (4) New Undercover Vehicles**  
Financial Impact: \$36,000.00 Expenditure of Asset Forfeiture Funds to Purchase Equipment and Outfit Vehicles (Account #213041-6840) Fiscal Year 2012-13 Budget  
Recommended Action: It is recommended that the City Council:
  - 1) Adopt Resolution No. R-2012-59, A Resolution of the City Council of the City of Placentia, California, authorizing a budget amendment in Fiscal Year 2012-13 in the aggregate amount of \$36,000.00 in compliance with the City Charter §§ 1206 and 1209 pertaining to appropriations for actual expenditures
  - 2) Authorize the purchase of equipment and services from West Coast Lights and Sirens, the Department's current vendor for police vehicle outfitting, with Asset Forfeiture funds in an amount not to exceed \$36,000
  - 3) Authorize the City Administrator or his designee to execute all necessary documents to effectuate these actions**(5 – 0, as recommended)**
- f. **Request to Establish Stop Sign Control on Richfield Road at Orchard Drive for an All-Way Stop**  
Financial Impact: None  
Recommended Action: It is recommended that the City Council:
  - 1) Adopt Resolution No. R-2012-60, A Resolution of the City Council of the City of Placentia, California, establishing stop sign control on Richfield

Road at Orchard Drive for an All-Way Stop, as an interim measure for a traffic signal

**(5 – 0, as recommended)**

g. **Approval of Contract Amendment with Onward Engineering for the Construction Management of the 2012 City Residential Street Rehabilitation Project**

Financial Impact: Expense: \$35,338.00

Budgeted: \$35,338.00 (Account No.: 333552-6185 J/L 6110540033 Gas Tax Bond)

Recommended Action: It is recommended that the City Council:

- 1) Approve an amendment to Consulting Services Agreement Onward Engineering for construction management services under a pre-approved hourly rate in an amount not to exceed \$35,338
- 2) Authorize the City Administrator to execute contract change order documents on behalf of the City, in a form approved by the City Attorney

**(5 – 0, as recommended)**

h. **Approval of Contract Amendment with Galvin Preservation Associates, Inc., for Preparation of Environmental Documentation (NEPA & CEQA Compliance) for the City of Placentia Metrolink Station Project**

Financial Impact: Expense: \$35,259.00

Budgeted: \$35,259.00 (Account No.: 333552-6015 J/L 61088) OCTA Cooperative Agreement & CFD Funds

Recommended Action: It is recommended that the City Council:

- 1) Approve an amendment to consulting services agreement with Galvin Preservation Associates, Inc., under a pre-approved hourly rate in an amount not to exceed \$35,259
- 2) Authorize the City Administrator to execute contract amendment documents on behalf of the City, in a form approved by the City Attorney

**(5 – 0, as recommended)**

i. **Award of Contract to Cyber-Rain for Installation of Weather Based Irrigation Controllers within Landscape Maintenance District 92-1**

Financial Impact: Budgeted: \$69,244.15 Capital Improvement Program (Account No.: 333558-6842 J/L 61112) Fiscal Year 2012-13

Recommended Action: It is recommended that the City Council:

- 1) Award of contract to Cyber-Rain for installation of weather based irrigation controllers within Landscape Maintenance District 92-1 in an amount not to exceed \$69,244.15
- 2) Reject all other proposals
- 3) Authorize the City Administrator to execute contract documents on behalf of the City, in a form approved by the City Attorney

**(5 – 0, as recommended)**

j. **Approval of Resolution Authorizing Temporary Suspension of Regulatory Ordinance Section 10.28.010 to Facilitate the Placentia Founders Society Special Event Scheduled for December 2, 2012**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Adopt Resolution No. R-2012-61, A Resolution of the City Council of the City of Placentia, California, authorizing the temporary suspension of Regulatory Ordinance Section 10.28.010 of the Placentia Municipal Code to facilitate the Placentia Founders Society Special Event scheduled for December 2, 2012

**(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 and Adoption of City Council Ordinance Amending the Official Zoning Map of the City by Changing Zoning Designation**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Conduct second reading by title only and adopt Ordinance O-2012-02, An Ordinance of the City Council of the City of Placentia, California, amending the official Zoning Map of the City by changing Zoning Designation from "R-1" Single Family Residential to "R-G" Medium Density Multiple-Family District on A +/- 0.52 Acre Site on the east side of Bradford Avenue at 1022 N. Bradford Avenue (Zone Change 2012-01)

**(5 – 0, as recommended)**

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

A motion was made by Mayor Yamaguchi, seconded by Mayor Pro Tem Wanke, and carried (5 – 0) to conduct second reading by title only and adopt Ordinance O-2012-02, An Ordinance of the City Council of the City of Placentia, California, amending the official Zoning Map of the City by changing Zoning Designation from "R-1" Single Family Residential to "R-G" Medium Density Multiple-Family District on A +/- 0.52 Acre Site on the east side of Bradford Avenue at 1022 N. Bradford Avenue (Zone Change 2012-01).

**SUCCESSOR AGENCY OLD BUSINESS:** None

**ICDA OLD BUSINESS:** None

**4. NEW BUSINESS:**

**COUNCIL/SUCCESSOR AGENCY/ICDA NEW BUSINESS:** None

**COUNCIL NEW BUSINESS:**

a. **Consideration of a Temporary Commercial Signage Pilot Program to Provide Flexibility in the City's Sign Code Ordinance Relating to Portable Signs**

Financial Impact: None

Recommended Action: It is recommended that the City Council:

- 1) Provide direction to Staff on the Temporary Commercial Signage Pilot Program
- 2) Approve the Temporary Commercial Signage Pilot Program guidelines, as amended
- 3) Adopt Resolution No. R-2012-62, A Resolution of the City Council of the City of Placentia, California, implementing the Temporary Commercial Signage Pilot Program

**(5 - 0, as recommended)**

City Administrator Butzlaff noted that the pilot program would assist businesses during hard economical times.

Assistant City Administrator Domer provided a staff report on item 4.a. He noted that the pilot program would allow the business owners to use signs and bring immediate relief. He noted that Staff would monitor the program for a year. He recommended the approval of the pilot program.

Discussion ensued among City Council and Staff. They discussed the temporary sign code, possible fees, different type of signs and the benefits of the program.

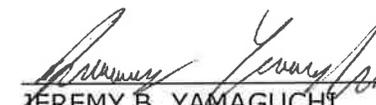
A motion was made by Mayor Yamaguchi, seconded by Mayor Pro Tem Wanke, and carried (5 - 0) to provide direction to Staff on the Temporary Commercial Signage Pilot Program; approve the Temporary Commercial Signage Pilot Program guidelines, as amended; and adopt Resolution No. R-2012-62, A Resolution of the City Council of the City of Placentia, California, implementing the Temporary Commercial Signage Pilot Program.

**SUCCESSOR AGENCY CONSENT CALENDAR:** None

**ICDA CONSENT CALENDAR:** None

**CITY COUNCIL/BOARD MEMBERS REQUESTS:** None

**ADJOURNMENT:** The City Council/Successor Agency/ICDA Agency Board of Directors adjourned to November 6, 2012 at 4:30 p.m. in memory of Marie Schmidt.

  
\_\_\_\_\_  
JEREMY B. YAMAGUCHI  
MAYOR/AGENCY CHAIR

ATTEST:

  
\_\_\_\_\_  
PATRICK J. MELIA, CITY CLERK/AGENCY  
SECRETARY