



City of Villa Park

City Council Agenda

January 27, 2009

6:30 PM

**Regular Meeting of the City Council
17855 Santiago Boulevard, Villa Park, CA 92861**

The Villa Park City Council welcomes you to this meeting. We encourage your participation. This agenda contains a brief general description of each item to be considered.

If you wish to speak on an item contained on the agenda, please approach the podium at the time the item is being considered. Upon recognition by the presiding officer, state your name and address for the record prior to providing your comments. Speakers will be limited to a time period set by the presiding officer.

If you wish to speak on an item that is not on the agenda, please do so during the periods listed for Public Comments. All supporting information is available for public review in City Hall during regular business hours, 8:00 a.m. - 5:00 p.m., Monday through Friday. Agendas are available on the City's Website at www.villapark.org. Meetings are broadcast live on VPCATV Channel 3.

In compliance with the Americans with Disabilities Act, the City of Villa Park will make every reasonable attempt to accommodate attendees or participants at this meeting who need special assistance beyond what is normally provided. Please contact City Hall at (714) 998-1500 at least 48 hours prior to this meeting to inform us of your particular needs and to determine if accommodation is feasible. Please advise us at the time of your call if special assistance is required to attend or participate in meetings on a regular basis.

ORDER OF BUSINESS

CALL TO ORDER

ROLL CALL

Mayor Rheins
Mayor Pro Tem Mac Aloney
Councilmember Pauly
Councilmember Reese
Councilmember Ulmer

FLAG SALUTE

Tommy Potter and Isabella Jackson from Villa Park Elementary School.

INTRODUCTIONS AND PRESENTATIONS

Academic Achievement Award to Ethan Friederich from Cerro Villa Middle School.

Proclamation in Appreciation of Mr. Aalam Sadeghi.

State of the Schools – Villa Park High School.

Any writings or documents provided to a majority of the Villa Park City Council regarding any item on this agenda will be made available for public inspection at City Hall located at 17855 Santiago Boulevard, Villa Park, California during normal business hours, Monday through Friday from 8:00 a.m. to 5:00 p.m. In addition, such writings and documents will be posted on the City's website at www.villapark.org.

Orange County Local Agency Formation Commission – Assistant Executive Officer Bob Aldrich.

Representative from the Villa Park Community Services Foundation.

Law Enforcement Issues - Chief of Police Services Lt. Tom Gallivan.

Presentation of the 2008 Community Survey Results – Management Assistant Jorge Garcia.

ORAL COMMUNICATIONS

Members of the public in attendance wishing to address the City Council on matters not otherwise appearing on the agenda and within the jurisdiction of the City Council, upon recognition by the presiding officer, state their name, address, and subject. Oral Communications are governed by Government Code Section 54954.3 and Villa Park Municipal Code Section 2-3.10. Unless the presiding officer grants further time, address time shall be limited to five minutes.

PUBLIC HEARINGS

1. **Consideration of Conditional Use Permit No. 0690, for a Large Family Day Care Home. Location: 17742 Bishop Circle. Applicant: Ali Assadzadeh.**

Recommended Action:

That the City Council Conduct a Public Hearing, Review the Application, and Make Findings Thereto.

2. **Consideration of Variance Permit No. 0691, a Request to Exceed the 42" Fence Height Limit within the Front Yard Setback. Location: 9621 Loma Street. Applicant: James Kim.**

Recommended Action:

That the City Council Conduct a Public Hearing, Review the Application, and Make Findings Thereto.

FISCAL YEAR 2008-09 MID-YEAR BUDGET REVIEW

3. **Consideration of Mid-year Budget Review.**

Recommended Action:

That the City Council Adopt Resolution No. 2009-3050, Authorizing an Amendment to the Budget for Fiscal Year 2008/2009.

CONSENT CALENDAR

All items on the Consent Calendar are considered routine and are enacted by one motion approving the recommended action listed on the Agenda. Any member of the City Council, staff or the public may request an item be removed from the Consent Calendar for discussion or separate action. Unless otherwise specified in the request to remove an item from the Consent Calendar, all items removed shall be considered immediately following action on the remaining items on the Consent Calendar.

4. **Consideration to Waive Reading in Full of all Ordinances on the Agenda.**

Recommended Action:

That the City Council Waive Reading in Full of all Ordinances on the Agenda.

5. **Consideration of City Council Minutes of December 9, 2008.**

Recommended Action:

That the City Council Approve the Minutes of December 9, 2008.

6. **Consideration of Financial Activity from December 11, 2008 through January 9, 2009.**

Recommended Action:

That the City Council Approve the Financial Activity in the total Amount of \$1,050,488.46.

7. **Consideration of Treasurer's Report for the Month of December.**

Recommended Action:

That the City Council Receive and File the Treasurer's Report.

8. **Consideration of Refund Amount for Candidate Statements.**

Recommended Action:

That the City Council Approve the Refund in the Amount of \$748.00 to Each Candidate in the 2008 General Municipal Election.

9. **Consideration of Code Enforcement Report for the Month of January.**

Recommended Action:

That the City Council Receive and File the Code Enforcement Report.

10. **Consideration of Second Quarter Financial Report, Period Ending December 31, 2008.**

Recommended Action:

That the City Council Receive and File the Quarterly Report.

11. Consideration of Extension of Time – Tentative Parcel Map No. 2006-299 Location: 19022 Cerro Villa Drive.

Recommended Action:

That the City Council Grant a Two Year Extension, Until April 24, 2011.

12. Consideration of Extension of Time – Conditional Use Permit No. 0674. Location: 9611 Brynmar Drive. Applicant: Donald MacGinnis.

Recommended Action:

That the City Council Grant a One Year Extension, Until January 28, 2010, at Which Time Building Permits Must be Pulled.

13. Consideration of Resolution No. 2009-3048 Making the First Amendment to Resolution No. 2008-3016 Regarding Employment and Salary Rates for All Classes of Employment.

Recommended Action:

That the City Council Adopt Resolution No. 2009-3048 and Appropriate \$5,333.35 for the Remainder of Fiscal Year 2008-09.

14. Consideration of Resolution No. 2009-3049. Determining that the Cannon Street Wall Project will not have a Significant Adverse Effect on the Environment and Authorizing the Interim City Manager to File a Notice of Exemption.

Recommended Action:

That the City Council Adopt Resolution No. 2009-3049.

ITEMS FOR CONSIDERATION

15. Consideration of Renewal of Orange County Fire Authority (OCFA) Joint Powers Authority Agreement.

Recommended Action:

That the City Council Continue the Item and Return to Council by September 2009 when a Permanent City Manager has been Appointed.

16. **Consideration of Villa Park Emergency Operations Plan.**

Recommended Action:

That the City Council:

1. Approve Resolution 2009-3046 Adopting the City of Villa Park's Emergency Operations Plan; and
2. Authorize the Mayor to Sign the Letter of Promulgation; and
3. Authorize the City Manager, or Designee, to Submit the Emergency Operations Plan for Acceptance with the State Office of Emergency Services.

17. **Consideration of Ad Hoc Committee to Refurbish Council Chambers.**

Recommended Action:

That the City Council Provide Staff Direction and Authorize the Development of an Ad Hoc Council Chambers Improvement Committee.

18. **Consideration of an Administrative Policy Adopting Creating a Staff Design Review Committee.**

Recommended Action:

That the City Council Adopt the Administrative Policy Creating a Staff Design Review Committee.

19. **Consideration of Authorization to Commence Enforcement of Street Sweeping.**

Recommended Action:

That the City Council:

1. Authorize the City Manager, or Designee, to Commence Enforcement of Ordinance No. 2005-512, Prohibiting Parking During Posted Street Sweeping Times; and
2. Authorize the City Manager to Enter into a Contract with the Orange County Sheriff's Department to Utilize Community Service Officer's for Enforcement.

20. **Consideration of Office Space Remodeling at City Hall.**

Recommended Action:

The City Council Authorize the City Manager, or Designee, to Enter into Contracts with Vendors for the Sole Purpose of Remodeling City Hall.

COUNCILMEMBER COMMUNICATIONS

- City/Schools Advisory
- Community Development/Public Safety
- Environmental
- Finance & Budget
- Human Resources
- Liaison & Special Events
- Orange County Fire Authority
- Orange County Sanitation District
- Orange County Vector Control
- Public Utilities & Transportation
- Technology

21. **Meeting Attendance Reports.**

Recommended Action:

That the City Council Receive and file the Meeting Attendance Reports for the Month of January, 2009 from the Members of the City Council as Required for Compliance with Government Code Section 53232.3 (d).

22. **Individual Councilmember Items.**

Recommended Action:

That the City Council Receive General Comments, Announcements, and/or Suggestions from Members of the City Council.

STAFF REPORTS

City Manager

City Attorney

City Engineer

Planning Department

Finance Department

City Clerk

ORDINANCES

23. **Consideration of Ordinance No. 2009-538, An Ordinance of the City Council of the City of Villa Park Adding Chapter 23-25 to the Villa Park Municipal Code Relating to General Fencing Requirements.**

Recommended Action:

That the City Council Hold a Public Hearing, Introduce and Approve a First Reading of Ordinance No. 2009-538, Setting February 24, 2009 as a Second Reading and Adoption.

RESOLUTIONS

24. **Consideration of Resolution No. 2009-3047 Adopting by Reference the "Local Government Records Management Guidelines" as the City's Official Records retention Schedule, as Amended from Time to Time by the Secretary of State, and Designating the City Clerk as Records Management Coordinator.**

Recommended Action:

That the City Council Adopt Resolution No. 2009-3047.

25. **Consideration of Resolution No. 2009-3048, Declaring Intent to Conduct a Public Hearing on Conditions Present at 9765 Crestview Circle, Villa Park, California to Determine Whether Such Conditions Constitute a Public Nuisance.**

Recommended Action:

That the City Council Adopt Resolution No. 2009-3048 and Schedule a Public Hearing for February 24, 2009 to Review Evidence for Declaring 9765 Crestview Circle a Public Nuisance.

ORAL COMMUNICATIONS

Members of the public in attendance wishing to address the City Council on matters not otherwise appearing on the agenda and within the jurisdiction of the City Council, upon recognition by the presiding officer, state their name, address, and subject. Oral Communications are governed by Government Code Section 54954.3 and Villa Park Municipal Code Section 2-3.10. Unless the presiding officer grants further time, address time shall be limited to five minutes.

CLOSED SESSION

26. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Initiation of litigation pursuant to subdivision (c) of Section 54956.9: two potential cases.

ADJOURNMENT

AFFIDAVIT OF POSTING

I, **Jarad L. Hildenbrand**, Acting City Clerk of the City of Villa Park, California, do hereby certify that on the 21st day of January, 2009, I did post a true and correct copy of Said Agenda in the designated area (s) at 4:00 PM:

17855 Santiago Boulevard, Villa Park, California

IN WITNESS WHEREOF, I have hereunto set my hand this 21st day of January, 2009.

Jarad L. Hildenbrand, Acting City Clerk
City of Villa Park