



# City of Villa Park

## City Council Agenda

**February 24, 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](http://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

#### **PLEDGE OF ALLEGIANCE TO THE FLAG**

Edward De La Torre and Preston Huber from Serrano Elementary School.

#### **PRESENTATIONS/ ANNOUNCEMENTS/ INTRODUCTIONS**

Academic Achievement Award to Brittany Dorn from Lutheran High School.

State of the Schools – Villa Park Elementary.

Representative from the Villa Park Community Services Foundation.

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

*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](http://www.villapark.org).*

## **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.

## **APPOINTMENTS**

1. **Consideration of Villa Park Community Services Foundation Appointments.**

### Recommended Action:

That the City Council Consider Recommendations from the Villa Park Community Services Foundation Board of Directors and Make Selection.

## **PUBLIC HEARINGS**

2. **Consideration of Resolution No. 2009-3054, Declaring Conditions at 9765 Crestview Circle, Villa Park, California a Public Nuisance, Ordering the Correction of Said Nuisance and Authorizing Abatement.**

### Recommended Action:

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

3. **Consideration of Conditional Use Permit No. 0692, A Request to Bring the Total Number of Garages Spaces on the Property to Four (4). Location: 18941 El Moro Way. Applicant: Steve Igoe.**

### Recommended Action:

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

4. **Consideration of Variance Permit No. 0693, A Request to Encroach Twenty (20') Feet into the Required Twenty-five (25') Foot Rear Yard Setback. Location: 19032 Nathan Circle. Applicants: Robert and Joan Dubrish.**

### Recommended Action:

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

5. Consideration of Variance Permit No. 0694, A Request to Encroach Two Feet, (2'2") Two Inches into the Required Twelve Foot, (12'2") Two Inch Setback on the North Side of the Property. Location: 10092 Knuth Circle. Applicant: Sharon Flynn.

Recommended Action:

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

**ORDINANCES**

6. 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 March 24, 2009 as a Second Reading and Adoption.

**RESOLUTIONS**

7. 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.

**CLOSED SESSION**

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

**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.

9. **Denial of Claim – Michael Sebastian.**

Recommendation:

That the City Council Reject the Claim and Direct the City Manager or Designee to Send a Letter of Rejection to the Claimant.

10. **Denial of Claim – Rene Ruacho.**

Recommendation:

That the City Council Reject the Claim and Direct the City Manager or Designee to Send a Letter of Rejection to the Claimant.

11. **Request Authorization to Advertise for Bids - Cannon Street Wall Project.**

Recommended Action:

That the City Council Authorize Staff to Advertise for Bids for the Cannon Street Wall Project.

12. **Award of Contract - 2008/2009 Sewer Rehabilitation Project.**

Recommended Action:

That the City Council Award the Contract in the Amount of \$244,742.00 to RePipe California, Inc. and Authorize the Mayor and Deputy City Clerk to Execute on Behalf of the City.

13. **Request Approval of City Council Minutes of November 18, 2008.**

Recommended Action:

That the City Council Approve the Minutes of November 18, 2008.

14. **Request Approval of City Council Minutes of December 9, 2008.**

Recommended Action:

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

15. **Request Approval of City Council Minutes of December 16, 2008.**

Recommended Action:

That the City Council Approve the Minutes of December 16, 2008.

16. **Request Council Confirmation of Financial Activity from January 10, 2009 through February 3, 2009.**

Recommended Action:

That the City Council Approve the Financial Activity in the total Amount of \$290,826.91.

17. **Request Council Confirmation of Financial Treasurer's Report for the Month of January.**

Recommended Action:

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

18. **Request Council Confirmation of Code Enforcement Report for the Month of February.**

Recommended Action:

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

19. **Resolution No. 2009-3051, Denying 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 Adopt Resolution No. 2009-3051.

20. **Sheriff Request to Use Grant Funds to Purchase Four Tasers.**

Recommended Action:

That the City Council Approve an Appropriation of \$3,700 from CLEEP Funds to Purchase Four Tasers to be Given to the Orange County Sheriff's Department for Exclusive Use by Deputies Assigned to Villa Park.

21. **Management Intern Position.**

Recommended Action:

That the City Council Authorize the City Manager or Designee to Fill the Management Intern Position.

- 22A. **Consideration of Closing City Hall to the Public for Installation of Office Work Space – March 9, 2009.**

Recommended Action:

That the City Council Authorize the City Manager to Close City Hall to the Public on Monday, March 9, 2009 and Publicize Accordingly.

- 22B. **Designation of Emergency Operations Space at City Hall.**

Recommended Action:

That the City Council Concur with the Staff Recommended Designations of Office Space Utilization of the Emergency Operations Center at City Hall.

## **CONTINUED ITEMS/ OLD BUSINESS**

23. **Reconsideration of Ordinance No. 2005-512 Prohibiting Parking During Posted Street Sweeping Times.**

Recommended Action:

That the City Council Review, Discuss, and Provide Staff Direction.

24. **Consideration of Agreement with ATS Communications.**

Recommended Action:

That the City Council Receive an Update on ATS Communications, Consider the Technology Committee's Recommendation and Make Findings Thereto.

## **NEW BUSINESS** - formerly ITEMS FOR CONSIDERATION

25. **Consideration of Rearranging the Order of Business for City Council Meetings.**

Recommended Action:

That the City Council Review, Discuss, and Provide Staff Direction.

26. **Considerations Related to the Villa Park Towne Centre.**

Recommended Action:

That the City Council Approve the Idea of the Mayor hosting a Mayor's "Downtown Villa Park" Luncheon for the Eleven Towne Centre Owners; Authorize the Mayor and Staff to Offer Financial Assistance for the Christmas Light Electrical Issue; Seek the Owners' Concurrence with the Towne Center Realignment Improvement Project and Discuss the concept of Banners and/or Baskets with No Commitment to Either.

## **MAYOR AND COUNCILMEMBER REQUESTED MATTERS**

27. **Consideration of Two Directional Pole Signs to the Towne Centre at Wanda Road And Villa Park Road.**

Recommended Action:

That the City Council consider the Mayor's request and That of the Sign Consultant and Direct Staff Accordingly.

28. **Individual Councilmember Items.**

Recommended Action:

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

## **COMMITTEE/ COMMISSION/ BOARD REPORTS**

- 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

### 29. **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).

## **STAFF REPORTS**

Management Assistant

Associate Planner

Finance Manager

Assistant City Manager / Deputy City Clerk

City Engineer

City Attorney

City Manager

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**ADJOURNMENT**

Adjourn to a Special Meeting on February 26, 2009 at 5:00 PM at Rockwell's Café and Bakery, 17853 Santiago Boulevard, Villa Park, California.

**MAYOR'S INVITATIONAL DINNER WITH ASSEMBLYMAN CURT HAGMAN**

**AFFIDAVIT OF POSTING**

I, **Jarad L. Hildenbrand**, Acting City Clerk of the City of Villa Park, California, do hereby certify that on the 19<sup>th</sup> day of February, 2009, I did post a true and correct copy of Said Agenda in the designated area (s) at 12:00 PM:

17855 Santiago Boulevard, Villa Park, California

**IN WITNESS WHEREOF**, I have hereunto set my hand this 19<sup>th</sup> day of February, 2009.

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