

**CITY OF VILLA PARK  
CITY COUNCIL AGENDA  
MAY 28, 2002  
7:30 PM**

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 Chair, 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 Oral Communications.

All supporting information is available for public review in the Office of the City Clerk 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 45.

Please Note: 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 the City Clerk's office 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 you 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 MacAloney  
Mayor Pro Tem Bell  
Councilmember Freschi  
Councilmember McGowan  
Councilmember Patterson

**FLAG SALUTE**

Penny Costello and Joe Melech, 6<sup>th</sup> Grade Students from Serrano Elementary School, Will Lead the Flag Salute.

**INTRODUCTIONS AND PRESENTATIONS**

1. Presentation of Commendation to Eugene Moon, National Merit Semi-Finalist from Villa Park High School, for Outstanding Academic Achievement.
2. Presentation of Proclamation Declaring June, 2002 as "Drowning Prevention and Awareness Month".
3. Introduction of Incoming Orange County Fire Authority Station Chief Rich Witesman.

## **ORAL COMMUNICATIONS**

Members of the public in attendance wishing to address the **City Council** on matters not otherwise appearing on the agenda, shall, upon recognition by the Chair, state their name, address, and subject. Unless the presiding officer grants further time, address time shall be limited to five minutes.

## **CONSENT AGENDA**

All matters listed under the "CONSENT AGENDA" are considered to be routine and are enacted by one motion approving the Recommendation listed on the Agenda. Any member of the Council or Staff may request an item be removed from the Consent Agenda for discussion or further explanation. Unless otherwise specified in the request to remove an item from the Consent Agenda, all items removed shall be considered immediately following action on the remaining items on the Consent Agenda.

1. Consideration to Waive Reading in Full of All Ordinances on the Agenda.

Recommendation:

That the City Council waive reading in full of all ordinances on the Agenda.

2. Consideration of City Council Minutes of April 23, 2002.

Recommendation:

That the City Council approve the Minutes of April 23, 2002.

3. Consideration of Resolution No. 2002-2598 Approving the Ninth Amendment to the Exclusive Franchise Agreement with Taormina Industries, Inc. for the Collection, Transportation, Removal and/or Disposal of all Solid Waste Generated Within the City of Villa Park, California.

Recommendation:

That the City Council adopt Resolution No. 2002-2598 Approving the Ninth Amendment to the Exclusive Franchise Agreement with Taormina Industries, Inc. for the Collection, Transportation, Removal and/or Disposal of all Solid Waste Generated Within the City of Villa Park, California.

4. Consideration of Resolution No. 2002-2603 Declaring Intent to Conduct a Public Hearing on Conditions Present at 10732 Center Drive, Villa Park, California, to Determine Whether Such Conditions Constitute a Public Nuisance.

Recommendation:

That the City Council adopt Resolution No. 2002-2603 Declaring Intent to Conduct a Public Hearing on Conditions Present at 10732 Center Drive, Villa Park, California, to Determine Whether Such Conditions Constitute a Public Nuisance.

5. Consideration of List of Demands for April 30, 2002.

Recommendation:

That the City Council approve the List of Demands for April 30, 2002, numbered 1 through 39 in the amount of \$9,113.88.

6. Consideration of List of Demands for May 28, 2002.

Recommendation:

That the City Council approve the List of Demands for May 28, 2002, numbered 1 through 33 in the amount of \$140,565.10.

**MATTERS PRESENTED BY COUNCILMEMBERS**

**CITY COMMISSION AND COMMITTEE REPORTS OR REFERRALS**

Orange County Sanitation District – Councilmember Patterson.

**ITEMS FOR CONSIDERATION**

Continued Consideration of Payment of Additional Dues to the Orange County Regional Airport Authority (OCRAA) – City Manager Rodericks.

**PUBLIC HEARINGS**

1. Consideration of Conditional Use Permit No. 0481 to Permit Construction of Three Accessory Structures – 18472 Jocotal Avenue; Applicant: John and Rosie Michel.

Recommendation:

- a. Open Public Hearing.
- b. Staff Report.
- c. Public Testimony.
- d. Close Public Hearing.
- e. That the City Council adopt Resolution No. 2002-2605 approving Conditional Use Permit No. 0481, With Conditions; 18472 Jocotal Avenue – Applicants: John and Rosie Michel.

2. Consideration of Variance Application No. 0482 to Permit a Patio Cover to Encroach Into the Rear Yard Setback – 17845 Helena Circle; Applicant: Donald Moser.

Recommendation:

- a. Open Public Hearing.
- b. Staff Report.
- c. Public Testimony.
- d. Close Public Hearing.
- e. As determined by the City Council.

3. Consideration of Conditional Use Permit No. 0483 to Permit a New detached RV/Car Garage with a Garage Door Over 8' in Height, and a Total of 5 Garage Spaces on the Property – 9861 Briley Way; Applicant: Michelle R. Penna.

Recommendation:

- a. Open Public Hearing.
  - b. Staff Report.
  - c. Public Testimony.
  - d. Close Public Hearing.
  - e. That the City Council adopt Resolution No. 2002-2604 approving Conditional Use Permit No. 0483, With Conditions; 9861 Briley Way – Applicant: Michelle R. Penna.
4. Consideration of Conditional Use and Variance Application No. 0484 – 19051 Cerro Villa Drive; Applicant: Eugenia Lipets; to Permit the Following:

Conditional Uses: New 2-story residence above 25'; over 4 garage spaces; and an increase in the maximum floor area allowed.

Variations: Walls above 6' in height; height of residence above 32'.

Recommendation:

- a. Open Public Hearing.
  - b. Staff Report.
  - c. Public Testimony.
  - d. Close Public Hearing.
  - e. That the City Council adopt Resolution No. 2002-2607 approving Conditional Use and Variance Permit No. 0484 for a new 2-story residence, 6 garage spaces, an increase of 1% in the maximum floor area allowed; and a variance for retaining walls to exceed 6 feet in height, With Conditions – 19051 Cerro Villa Drive; Applicant: Eugenia Lipets.
5. Consideration of Variance Application No. 0485 to Permit Construction of a New Single-Family Residence and 3-Car Garage on a Substandard Lot – 18262 Windsor Drive; Applicant: Nadeem Shariff.

Recommendation:

- a. Open Public Hearing.
- b. Staff Report.
- c. Public Testimony.
- d. Close Public Hearing.
- e. That the City Council adopt Resolution No. 2002-2606 approving Conditional Use Permit No. 0485, With Conditions; 18262 Windsor Drive – Applicant: Nadeem Shariff.

6. Consideration of Resolution No. 2002-2594 Establishing Bond Amounts and Fees for Various Permits, Approvals, and Processes.

Recommendation:

- a. Open Public Hearing.
- b. Staff Report.
- c. Public Testimony.
- d. Close Public Hearing.
- e. That the City Council adopt Resolution No. 2002-2595 Establishing Bond Amounts and Fees for Various Permits, Approvals, and Processes, and Rescinding Resolution No. 95-2228.

7. Consideration of Resolution No. 2002-2599 Regarding an Amendment to the General Plan Land Use Element to Allow Development of Existing Single-Family Residential Lots Which Do Not Meet the Minimum Lot Size Requirement.

Recommendation:

- a. Open Public Hearing.
- b. Staff Report.
- c. Public Testimony.
- d. Close Public Hearing.
- e. That the City Council adopt Resolution No. 2002-2599 Adopting General Plan Amendment (GPA 2002-1) for the City of Villa Park.

**STAFF REPORTS**

City Manager:

Consideration of Agreement for Trauma Intervention Programs, Inc.

Recommendation:

That the City Council approve the Agreement between the City of Villa Park and Trauma Intervention Programs, Inc. and authorize the Mayor to execute the Agreement on behalf of the City.

City Attorney:

City Clerk:

City Engineer:

Consideration of Resolution No. 2002-2597 Preliminarily Approving and Adopting Report for Sewer Pump Station Maintenance for Fiscal Year 2002-03 and Appointing Time, Date and Place for Hearing Thereon.

Recommendation:

That the City Council adopt Resolution No. 2002-2597 Preliminarily Approving and Adopting Report for Sewer Pump Station Maintenance for Fiscal Year 2002-03 and Appointing Time, Date and Place for Hearing Thereon.

**OTHER BUSINESS**

**ORAL COMMUNICATIONS**

Members of the public in attendance wishing to address the **City Council** on matters not otherwise appearing on the agenda, shall, upon recognition by the Chair, state their name, address, and subject. Unless the presiding officer grants further time, address time shall be limited to five minutes.

**ORDINANCES**

1. Second Reading of Ordinance No. 2002-481 Amending Provisions of Section 9.2-16 of Chapter IX of the Villa Park Municipal Code Relating to Roof Construction and Covering.

Recommendation:

That the City Council approve second reading and adopt Ordinance No. 2002-481 Amending Provisions of Section 9.2-16 of Chapter IX of the Villa Park Municipal Code Relating to Roof Construction and Covering.

2. Second Reading of Ordinance No. 2002-482 Amending Provisions of Article 23 of Chapter XXIII of the Villa Park Municipal Code Relating to Property Development Standards.

Recommendation:

That the City Council approve second reading and adopt Ordinance No. 2002-482 Amending Provisions of Article 23 of Chapter XXIII of the Villa Park Municipal Code Relating to Property Development Standards.

3. First Reading of Ordinance No. 2002-483 Amending Section 19-3.1 of Chapter XIX of the Villa Park Municipal Code Relating to Limited Parking Standards on Lincoln Circle Between Center Drive and Wulff Drive.

Recommendation:

That the City Council approve First Reading of Ordinance No. 2002-483 Amending Section 19-3.1 of Chapter XIX of the Villa Park Municipal Code Relating to Limited Parking Standards.

**RESOLUTIONS**

1. Consideration of Resolution No. 2002-2600 Authorizing Application to the Director of Industrial Relations, State of California, for a Certificate of Consent to Self Insure Workers' Compensation Liabilities.

Recommendation:

That the City Council adopt Resolution No. 2002-2600 Authorizing Application to the Director of Industrial Relations, State of California, for a Certificate of Consent to Self Insure Workers' Compensation Liabilities, Rescinding Resolution No. 89-1081.

2. Consideration of Resolution No. 2002-2601 to Authorize and Approve Self-Insurance of Workers' Compensation for its Employees Through the Self-Insurance and Loss Pooling Program of Southern California Joint Powers Insurance Authority.

Recommendation:

That the City Council adopt Resolution No. 2002-2601 to Authorize and Approve Self-Insurance of Workers' Compensation for its Employees Through the Self-Insurance and Loss Pooling Program of Southern California Joint Powers Insurance Authority, Rescinding Resolution No. 89-1082.

3. Consideration of Resolution No. 2002-2602 Providing Workers' Compensation Coverage for Certain City Volunteers Pursuant to the Provisions of Section 3363.5 of the Labor Code.

Recommendation:

That the City Council adopt Resolution No. 2002-2602 Providing Workers' Compensation Coverage for Certain City Volunteers Pursuant to the Provisions of Section 3363.5 of the Labor Code, Rescinding No. 89-1083.

**CLOSED SESSION**

Closed Session Pursuant to Government Code Section 54957.6; Conference with Labor Negotiator – Negotiator: George J. Rodericks; Unrepresented Employee: All City Employees.

**ADJOURNMENT**

Adjourn City Council Meeting to June 11, 2002 for the Purpose of a Budget Study Session.