

MINUTES OF THE CITY COUNCIL

CITY OF VILLA PARK, CALIFORNIA

The City Council of the City of Villa Park met in regular session Tuesday, June 7, 2005 at 7:30 PM in the City Council Chambers, 17855 Santiago Boulevard, Villa Park, California.

CALL TO ORDER: Mayor Freschi called the meeting to order.

ROLL CALL:

COUNCILMEMBERS PRESENT:

Rich Freschi	Mayor
Patricia Bortle	Mayor Pro Tem
Bob Bell	Councilmember
Bob Fauteux	Councilmember
Rich Ulmer	Councilmember

STAFF PRESENT:

Ken Domer	City Manager
Cristina Sundstrom	Deputy City Clerk
Leonard Hampel	City Attorney
Warren Repke	City Engineer
Nancy Desai	City Accountant

FLAG SALUTE:

Resident, Deborah Pauly, led the flag salute.

INTRODUCTIONS AND PRESENTATIONS:

ORAL COMMUNICATIONS:

Members of the public in attendance wishing to address the **City Council** on matters not otherwise appearing on the agenda, 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.

STUDY SESSION:

1. Proposed Budget for FY 2005-06.

City Accountant Desai made a PowerPoint presentation of the Proposed Operating and Capital Improvements Budget for Fiscal Year 2005-06.

City Manager Domer discussed key issues. He thanked resident Mark Schmidt for his help with the photographs used in the presentation.

Regarding the new contract with the Orange County Sheriff's Department, Councilmember Bell questioned how many hours per week the motorcycle cop will be patrolling the City.

City Accountant Desai stated that there will be motorcycle coverage 40 hours per week. In addition, the City will be covered by 4 deputies, 24 hours a day, 7 days a week.

Mayor Pro Tem Bortle asked whether the City is reimbursed for the Sheriff's use of electricity, etc. in their office at City Hall. The response was in the negative.

Both Councilmembers Bell and Ulmer expressed their opinions that it was more of a positive than a negative for Villa Park to house the Sheriffs.

Mayor Freschi asked had a question regarding the Citizens Option Public Safety (C.O.P.S.) fund, which is a state grant. There will be an overall increase to the Public Safety contract for 2005-06 of \$157,000. The proposed total C.O.P.S revenue for 2005-06 is \$104,000.

Councilmember Fauteux noted that the revenue received from traffic ticketing in 2004-05 was \$30,000 and that the amount budgeted to 2005-6 is \$40,000.

Regarding VPTV, City Manager Domer requested the Council take a straw vote to see what their direction would be concerning the ten-year construction loan of \$50,000. The straw vote was unanimously in favor of lending VPTV \$50,000. The plan is to build a 16 foot exterior pop-out in the rear of City Hall.

Councilmember Bell stated that the cable franchise fees will help pay back the loan.

Mayor Freschi explained that VPTV needs to expand in order to increase programming in response to community demand. Three bids were received for about \$40,000 to upgrade equipment and expand the working area. He stated that he favored the project. This way the conference room (The Blue Room) can be restored to its original state for City use.

City Attorney Hampel discussed the bankruptcy negotiations with Adelphia. He reported that this could be a windfall of \$50,000 as a condition of consent to transfer the Franchise to Time Warner, Inc. VPTV is asking for a loan interest free of \$50,000 over ten years.

Villa Park Elementary School Restoration Corp. receives \$5,000 annually from the Villa Park Community Services Foundation, Inc.

Mayor Pro Tem Bortle stated that the money has been spent well and that progress is being made with the restoration project. A straw vote was taken as to whether the VPCSF, Inc. should donate \$5,000 to the VPESR Corp. in 2005-06. The Council was unanimously in favor of this action.

The City Historian, Jan Van Emon, receives \$2,000 per year through the VPCSF, Inc. A report from her is due at the June 28, 2005 City Council meeting.

Mayor Freschi brought up his participation in Orange Unified School District's 10th Annual Exposition of the Arts held at Chapman University on June 2, 2005. He requested the Council consider giving a donation of \$100.00 per year to offset the award given to the student receiving the City of Villa Park award.

Councilmember Bell stated that taxpayers' money should not be spent this way. He stated that he would approach VPCSF, Inc. for a donation of \$100.00.

Councilmember Fauteux stated that if we had a Recreation Department, like the City of Orange does, it would be fine to give a donation.

Resident, Deborah Pauly, 18122 Gloria Circle, suggested that the VPCS Foundation, Inc. do it rather than the City donating \$100.00. The award is a "City of Villa Park" award but should not be paid for by the taxpayers.

City Engineer Repke discussed the National Pollution Discharge Elimination System (NPDES) for storm water quality in 2005-06.

City Manager Domer reported that he met with Orange County Sanitation District Engineer Nick Arhontos, Manager of Collection Facilities O & M and Facilities Services. He also discussed the fact that the City will be seeing an increase in insurance premiums from JPIA for sewer back-ups.

Mayor Freschi questioned City Engineer Repke about the progress of the Seven-Year Capital Improvement Plan.

City Engineer Repke explained that bond money from years ago was collected to complete street improvements on several parcels on Mesa Drive and Valley Drive. As a part of the annual street maintenance project completion of these improvements is being done where feasible.

City Engineer Repke further explained that landscaping the Taft Avenue medians is an on-going project. Grant applications to OCTA require a design be submitted which is competitive in order to receive extra points for consideration. An application to OCTA in 2004-05 for the Villa Park Road Pavement Rehabilitation project yielded a 50% grant. Design is scheduled for 2005-06 and construction in 2006-07. This is part of Measure M's call for projects, for which the City received one grant out of some 400 projects submitted.

City Manager Domer stated that at a Capital Improvement Committee meeting in March, City Engineer Repke discussed the City's unsuccessful bid for grant funds to assist with the Canyon/Mesa Drive drainage in the trail area. The call for Transportation Enhancement Act (T.E.A.) applications will be due again in FY 2005-06. These grants pay a minimum of 50%. The trail system could be done with grant money. It is helpful to do engineering reports on the entire trail system. Money needs to be spent on a storm drain for 1,000 feet to create a path for the trail.

A goal needs to be set with the City Council's approval for a Precise Plan for Lemon Street, with a cost of about \$100,000.00, within the next several months. An opinion of the Council regarding Lemon Street will be requested.

Mayor Pro Tem Bortle commented that for country living, curb and gutters are okay. However, this does not extend to medians.

Councilmember Ulmer stated that he believes a study/vision statement is needed for either side of Lemon Street between Santiago Boulevard and Mesa Drive. The flow of water on Lemon Street is problematic. He stated it is an embarrassment and has safety implications for children walking on this street.

Councilmember Fauteux stated that Lemon Street needs studying and that encroachments coming onto it should be considered.

Mayor Freschi touched on the subject of Road Impact Fees for long-term projects. A fee schedule is being considered for this item since these projects impact staff time.

Deborah Pauly, 18122 Gloria Circle, asked City Manager Domer for an accounting of the City's portion of the Cannon Street Wall Repair.

City Manager Domer stated that FEMA/OES is responsible for 95% of the cost. He explained that FEMA needs to review the geotechnical scope of the project and that this project has been accounted for in the FY 2005-06 budget.

Councilmember Fauteux stated that if the Cannon Street Wall Repair costs a minimum of \$400,000.00, then the City's share would be from \$20,000.00 to \$25,000.00.

Mayor Freschi asked how much money is in reserve for 2005-06.

City Accountant Desai responded that there is approximately \$649,000.00 in reserve.

CONSENT AGENDA:

1. Consideration of Resolution No. 2005-2822, a Resolution of the City Council of the City of Villa Park, Authorizing a Budget Amendment for the Transfer of Funds to the Employee Benefit Fund from the General Fund.

City Accountant Desai reported that the City budgets on a fiscal year basis from July 1 to June 30. Generally accepted accounting principals require that the City abide by established standards and guidelines for auditing purposes.

One principal is the issue of transferring of funds. When unanticipated expenses arise, it is sometimes necessary to transfer monies to various funds to cover any shortfalls that arise in said funds. A Resolution by the City Council is required in order to transfer monies between funds for an unbudgeted amount.

Due to the unanticipated retirement and separation of City employees, it has become necessary to transfer monies into the Employee Benefit Fund to cover the anticipated shortfall in the Employee Benefit Fund for the Fiscal Year ending June 30, 2005.

The Employee Benefit Fund is expected to have a shortfall of approximately \$25,000 by Fiscal Year end 2005. According to generally accepted accounting principles, no City fund shall have a negative fund balance at Fiscal Year end. Therefore, it is necessary to

transfer monies to the Employee Benefit Fund to cover any anticipated shortfalls in the fund.

There is a fiscal impact of a reduction of \$25,000 to the General Fund. This reduction represents unrestricted general fund monies and does not impact monies already committed to current budgeted items or impact the General Fund balance reserve established by City Council. Sufficient funds are estimated to remain after all expenditures for Fiscal Year 2004/05 to allow for this transfer.

Staff recommends approval of this Resolution.

It is recommended that the City Council adopt Resolution No. 2005-2822, a Resolution of the City Council of the City of Villa Park, authorizing an amendment to the budget for Fiscal Year 2004-05. Specific line item transfer detail is:

From		
General Fund	01-48-00-9100	\$25,000
To		
Employee Benefit Fund	10-00-10-3950	\$25,000

It was moved by Mayor Pro Tem Bortle, seconded by Councilmember Fauteux, and carried by the following roll call vote to adopt Resolution No. 2005-2822, a Resolution of the City Council of the City of Villa Park, authorizing an amendment to the budget for Fiscal Year 2005-06:

AYES:	COUNCILMEMBERS:	Bell, Fauteux, Ulmer, Bortle, Freschi
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBERS:	None

CLOSED SESSION:

Conference with Legal Counsel Re: Pending Litigation (Anderson v. City of Villa Park), Govt. Code Section 54956.9.

At 9:22 p.m., the City Council adjourned to Closed Session pursuant to Government Code Section 54956.9.

City Attorney Hampel reported that no action was taken.

ADJOURNMENT:

It was moved by Mayor Freschi and carried unanimously to adjourn the meeting at 9:40. PM.

Richard A. Freschi, Mayor
City of Villa Park

ATTEST:

Kenneth A. Domer, City Clerk
City of Villa Park