

ACTION MINUTES OF THE CITY COUNCIL  
CITY OF VILLA PARK, CALIFORNIA

March 17, 2015  
Regular Meeting

**CLOSED SESSION**  
6:00 p.m. – City Council Chambers

**ROLL CALL** - Mayor Fascenelli called the Closed Session to order at 6:00 p.m.

COUNCILMEMBERS

PRESENT: Barnett, Collacott, Nelson, Mills and Fascenelli

ABSENT: None

1. Conference with Legal Counsel – Significant exposure to litigation – Government Code Section 54956.9(d)(2) (2 cases).
2. Public Employee Performance Evaluation – Government Code Section 54957 – Title: City Manager.

**ADJOURNMENT** – at 6:26 p.m.

**GENERAL SESSION**  
6:30 p.m. – City Council Chambers

**ROLL CALL** - Mayor Fascenelli called the General Session to order at 6:30 p.m.

COUNCILMEMBERS

PRESENT: Barnett, Collacott, Nelson, Mills and Fascenelli

ABSENT: None

**PLEDGE OF ALLEGIANCE TO THE FLAG** – led by representatives from Donate Life

**PRESENTATIONS/ ANNOUNCEMENTS/ INTRODUCTIONS**

- DMV/Donate Life California Month
- Orange County Fire Authority update
- Orange County Sheriff's Department update

## ORAL COMMUNICATIONS

Mayor Fascenelli opened public comments.

Donna Buxton on Dodson Way, gave an update on the Serrano Avenue School Traffic Safety Task Force. She relayed the next meeting will be held on April 6.

Howard Kirschner, Villa Park resident, spoke in opposition of the parking restrictions on Serrano Avenue.

Stacy Meis, resident of Orange, spoke about the increase in parking restrictions. She said the impact to the larger community should be the focus, not those living on one street.

Miriam Dudenhefer, Villa Park resident, spoke in opposition to the parking restrictions. She said traffic has been heavier on Featherhill Drive and that restricting parking any further will make traffic a nightmare.

Mark Kuli, Villa Park resident, spoke in opposition of the parking restrictions and said the City Council should serve the entire community, not just those on Featherhill Drive.

Mayor Fascenelli closed public comments.

## PUBLIC HEARINGS

### 3. Waived reading in full of all ordinances and resolutions on the agenda.

It was moved by Mayor Pro Tem Mills, seconded by Councilman Nelson, and carried by the following roll call vote, to waive the reading in full of all ordinances, resolutions and meeting minutes on the agenda, and directed the City Clerk to read by title only.

AYES: Barnett, Collacott, Nelson, Mills and Fascenelli

NOES: None

ABSENT: None

ABSTAIN: None

4. **Conditional Use Permit request at 17859 Santiago Boulevard to reinstate the use of a telecommunications facility (previously CUP 0629). This item was continued from City Council's meeting on February 24.**

Planning Manager Ray Pasqua gave the staff report. Mr. Pasqua stated staff contacted the applicant and communicated concerns and questions that were raised at the previous City Council meeting. He would like to continue this item to the April 28, 2015 City Council meeting to allow more time for the applicant to respond.

Mayor Fascenelli opened public comment.

Ryan Young, applicant, reiterated that the project would give a more aesthetic look as well as provide more cell phone coverage in the area.

Mayor Fascenelli closed public comments.

It was moved by Mayor Fascenelli seconded by Mayor Pro Tem Mills, and carried by the following roll call vote, to continue the Public Hearing to the April 28, 2015 City Council meeting.

AYES: Barnett, Collacott, Nelson, Mills and Fascenelli

NOES: None

ABSENT: None

ABSTAIN: None

**CONSENT CALENDAR (ITEMS #5-10)**

It was moved by Mayor Pro Tem Mills, seconded by Councilman Nelson, and carried by the following roll call vote, to approve Items 5-10 of the Consent Calendar.

AYES: Barnett, Collacott, Nelson, Mills and Fascenelli

NOES: None

ABSENT: None

ABSTAIN: None

5. **Warrants and disbursements from February 13 through March 6, 2015.**

ACTION: Approved total warrants and disbursements of \$76,413.97.

**6. Financial Treasurer's Report for month of February, 2015.**

ACTION: Received and filed.

**7. Capital Project Status Report.**

ACTION: Received and filed.

**8. Request approval of City Council minutes of January 27, 2015.**

ACTION: Approved.

**9. Request approval of City Council minutes of February 24, 2015.**

ACTION: Approved.

**10. Consideration of Ordinance No. 2015-592 amending the zoning map classification for specific parcels. This item was continued from City Council's meeting on February 24.**

ACTION: Approved a second reading and adopted Ordinance No. 2015-592.

**MAYOR AND COUNCIL MEMBER MATTERS**

**11. Undergrounding Utility District (Requested by Councilman Collacott and Nelson.**

Councilman Collacott spoke about the benefits of undergrounding utility poles. The steering team consisted of Councilman Collacott, Councilman Nelson and the following individuals from the public: Vince Rossini, Billy Skeffington, and Seth Hamilton. The team determined an area where to start the pilot program in the city and spoke with residents within that area and have received a positive response.

The steering team set a criteria for the location they chose which included: officially manageable as a pilot project; it is large enough to support the establishment of benefit assessment district fund implementation if residents decide to go ahead with the installation; the utility poles are not located in back yards, but in the streets and the power lines carried by the poles do not carry high voltage lines. The committee worked with Jeff Cooper of PENCO Engineering to develop a scope of work. The study is

projected to cost the city \$15,000 and is designed to help the city make a prudent decision for undergrounding utilities.

Mr. Cooper from PENCO Engineering spoke about his experience with underground utilities. He relayed there is an increase of safety and property value after this is done. The property owner can pay cash or have a bond placed on their property to pay for the installation. Mr. Cooper said part of the scope includes meeting with staff on a regular basis, conducting public meetings with owners and making presentations to the City Council on the results of the study.

Mayor Pro Tem Mills inquired about the cost per resident. Mr. Cooper replied it could vary from \$5,000 to \$50,000, depending on the district, construction cost and the size of the parcel.

Mayor Pro Tem Mills expressed concern that this is not a budgeted item.

Mayor Fascenelli asked if the residents who will be affected by this pilot program are aware of the cost that they will incur. Councilman Nelson replied he spoke to residents about the process and said they will have the opportunity to accept it or not.

Mayor Fascenelli opened public comment.

Lori Heyburch Churney, Villa Park resident, spoke in favor of this item.

Ron Accornero, Villa Park realtor, spoke in support of this item saying it would be a benefit to property value.

Howard Kirschner, Villa Park resident, inquired about several items including what the real safety issues are related to the poles and if the cost will be clear for homeowners.

Vince Rossini, Villa Park resident, said the steering team has been transparent with residents on what would happen before and after the assessment is conducted.

Miriam Dudenhefer, Villa Park resident, suggested pilot area be a public area other than residential.

Diane Lickl, Villa Park resident, spoke in opposition of this item.

Angela Castagna, Villa Park resident, spoke in opposition of this item.

Ron Accornero, Villa Park resident, spoke about the possible cost that will be incurred to install underground utilities.

Howard Kirschner, Villa Park resident, talked about the importance of the residents understanding the cost to them for this project.

Seth Hamilton, Villa Park resident, spoke in support of this item.

Dollie Van Dixhorn, Villa Park resident, said if the city will be paying \$15,000 for the initial study, they should choose an area that would benefit the entire city.

Mayor Fascenelli closed public comments.

City Attorney Megan Garibaldi said what is brought forward to the City Council tonight is the proposal for a study. If it is approved, the City Council will establish the assessment district. The homeowners would then vote, with the majority determining if it passes.

Mayor Fascenelli objected to the look of the petition having the city's seal on it since it is not a city project. She asked if there was a bidding process done on this project. City Attorney Megan Garibaldi replied an informational bid was done, with only one vendor responding.

Mayor Fascenelli said she would like to give the public more time to look at the information presented tonight. She expressed concern with spending \$15,000 of general fund money for a pilot project that may or may not have a return to the city. Mayor Fascenelli would like to have Southern California Edison at a council meeting as well.

Councilman Nelson commented he thought the public was given adequate time to look at this item. He said the residents he spoke to regarding this project were in favor.

Mayor Pro Tem Mills spoke about expanding the area and having a study done for the entire City, not just Valley Drive.

Councilman Collacott said he would like to see all power poles eliminated. He stated it would be very expensive to do the pilot project for the entire area. The steering team believes they selected the easiest location to start this project.

It was moved by Councilman Nelson, and seconded by Councilman Collacott, to authorize the Mayor to execute a contract with PENCO Engineering, Inc. in the amount not-to-exceed \$15,000 to provide a preliminary engineering study for utility undergrounding along Valley Drive from Center Drive to Cerro Villa Drive.

It was moved by Mayor Fascenelli, seconded by Mayor Pro Tem Mills, and approved by the following roll call vote, to continue this item until the next City Council meeting on April 28, 2014.

AYES: Barnett, Mills and Fascenelli

NOES: Collacott and Nelson

ABSENT: None

ABSTAIN: None

**12. Individual councilmember information items and/or required meeting attendance reports.**

Councilman Collacott reported he attended a Community Services Foundation meeting on March 9. He said the foundation voted to investigate separating from the City due to restrictions of compliance to the Brown Act. The next scheduled meeting is April 6. Councilman Collacott spoke about the Community Development and Public Safety Committee meeting he attended on March 11. A list of concerns was brought forward regarding the Torres Property. City Manager Jarad Hildenbrand responded to their concerns and is looking into them. The committee also reviewed the proposal for unground utilities and the cell phone tower. In addition, Councilman Collacott attended the Orange County Sanitation District Board of Directors orientation session on March 12.

Councilman Collacott talked about being the city's liaison, along with Councilman Nelson, for the shopping center. They had met with property owners of the old gas station property on March 11. He reported the owner is anxious to develop on the property and that discussion has been made with several vendors. Mayor Fascenelli relayed the City Council did not appoint Councilman Collacott and Councilman Nelson as liaisons. The City Council members are able to speak with property owners at anytime.

Councilman Barnett attended a Fire Authority meeting last month.

Mayor Pro Tem Mills attended two Sanitation District meetings.

Mayor Fascenelli sat in as Principal of the Day at Serrano Elementary. She reported the school district approved an increase to their maintenance budget. They will be replacing the roofs at Villa Park High School as well as renovating the restrooms during the summer.

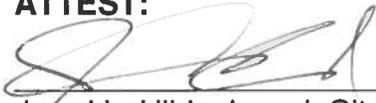
**ADJOURNMENT**

The City Council adjourned at 8:41 p.m. The next regular meeting will be held on Tuesday, April 28, 2015 at 6:30 p.m.



Diana Fascenelli, Mayor  
City of Villa Park

**ATTEST:**



Jafad L. Hildenbrand, City Clerk  
City of Villa Park

Note: The above minutes are a summary of actions. A DVD recording of this meeting additionally serves as an official record and is available upon request from City Hall.