

**CITY OF VILLA PARK
CITY COUNCIL AGENDA
AUGUST 23, 2005
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. Meetings are broadcast live on VPCATV Channel 3.

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 Freschi
Mayor Pro Tem Bortle
Councilmember Bell
Councilmember Fauteux
Councilmember Ulmer

FLAG SALUTE

INTRODUCTIONS AND PRESENTATIONS

1. Presentation of Villa Park Women's League Board of Directors – President Andrea Hollabaugh.
2. Recognition of Battalion Chief Don Hayden upon his Retirement From Orange County Fire Authority.

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 presiding officer, state their name,

address, and subject. Unless the presiding officer grants further time, address time shall be limited to five minutes.

1. Representative of the Villa Park Community Services Foundation, Inc.
2. Representative of the Orange County Vector Control District.

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 July 26, 2005.

Recommendation:

That the City Council approve the Minutes of July 26, 2005.

3. Consideration of List of Demands for July 31, 2005.

Recommendation:

That the City Council approve the List of Demands for July 31, 2005, numbered 1 through 35 in the amount of \$ 391,129.40.

4. Consideration of List of Demands for August 23, 2005.

Recommendation:

That the City Council approve the List of Demands for August 23, 2005, numbered 1 through 33 in the amount of \$ 183,397.56.

5. Consideration of Quarterly Reports for Period Ending June 30, 2005.

Recommendation:

That the City Council receive and file the quarterly reports for period ending June 30, 2005.

6. Consideration of Notice of Completion Regarding the Street Maintenance Project, FY 2004-05.

Recommendation:

That the City Council accept the project, authorize the City Clerk to file the Notice of Completion, and authorize the release of the final retention payment of \$25,005.13 to All American Asphalt upon approval of the City Engineer after completion of the 35-day lien period.

7. Consideration of Notice of Completion Regarding the Sewer Rehabilitation Project, FY 2004-05.

Recommendation:

That the City Council accept the project, authorize the City Clerk to file the Notice of Completion, and authorize the release of the final retention payment of \$20,741.70 to Insituform Technology, Inc. upon approval of the City Engineer after completion of the 35-day lien period.

8. Consideration of Payment to the Orange County Human Relations Council for 2005-06 Annual Membership.

Recommendation:

That the City Council deny payment of \$1,774 to Orange County Human Relations Council for 2005-06 annual membership.

9. Consideration of Animal Care Services Agreement for FY 2005-06.

Recommendation:

That the City Council approve the Agreement for Animal Services Between the County of Orange and the City of Villa Park, Fiscal Year 2005-06.

10. Consideration of Proclamation in Recognition of Developmental Disabilities Day on September 16, 2005.

Recommendation:

That the City Council support said Proclamation and direct staff to send it to the Regional Center of Orange County in Santa Ana.

MATTERS PRESENTED BY COUNCILMEMBERS

Councilman Ulmer

CITY COMMISSION AND COMMITTEE REPORTS OR REFERRALS

ITEMS FOR CONSIDERATION

PUBLIC HEARINGS

1. Consideration of Variance Permit No. 0624 for rear and side yard setback encroachments (Location: 9531 James Circle; Applicant: Frank DeNunzio).

Recommendation:

That the City Council conduct a Public Hearing, review the application, and make appropriate findings thereto.

2. Consideration of Variance Permit No. 0625 for a roof height of 20 feet, exceeding the 15 foot height limitation on secondary dwellings (Location: 18702 Patrician Drive; Applicant: Jeff Barens).

Recommendation:

That the City Council conduct a Public Hearing, review the application, and make appropriate findings thereto.

3. Consideration of Conditional Use Permit No. 0626 to exceed lot coverage maximum by 2.94% for the rear patio (Location: 18771 Valley Drive; Applicant: Gary Crandall).

Recommendation:

That the City Council conduct a Public Hearing, review the application, and make appropriate findings thereto.

STAFF REPORTS

City Manager:

1. August 2005 City Newsletter.

Recommendation:

That the City Council review the Fall edition of the City newsletter and authorize the production of this edition.

2. Award of Contract for VPCATV Build Out.

Recommendation:

That the City Council continue this item to its regular meeting on September 27, 2005.

3. Update on Holiday Decorations.

4. LAFCO Sphere of Influence Update.

Recommendation:

That the City Council direct the City Manager to submit a letter to the Orange County Local Agency Formation Commission opposing the designation of a Zero Sphere of Influence for the City of Villa Park and, further, copy said letter to individual members of the Commission.

City Attorney:

1. Adoption of Resolution Transferring Denial Authority to City Manager Relating to the Transfer of the Cable Television Franchise, and/or Control Thereof, to an Entity Ultimately Controlled by Time Warner Cable.

City Clerk:

1. Update on League of California Cities Annual Conference in San Francisco on October 6-8, 2005.

City Engineer:

1. Award of Construction Contract for Cannon Street Wall and Slope Repair.

Recommendation:

That the City Council award a construction contract to Earth Construction and Mining in the amount of \$ 323,990.00 for the Cannon Street Retaining Wall and Slope Repair and authorize the Mayor to execute the Contract Agreement.

Finance/Administrative Manager:

1. Oral Quarterly Report through June 30, 2005- Nancy Desai.

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 presiding officer, state their name, address, and subject. Unless the presiding officer grants further time, address time shall be limited to five minutes.

ORDINANCES

1. Consideration of First Reading of Ordinance No. 2005-511 Amending Section 9-1.1 of Chapter IX of the Villa Park Municipal Code by Adopting the Uniform Building Code, 2001 Edition, Volumes One, Two and Three Including Volume I Appendix Chapters 4 Division 1 and 15 and 31 Division III and 33 and 34; the California Mechanical Code, 2000 Edition Including Appendix; The Uniform Code for the Abatement of Dangerous Buildings, 1997 Edition; The Uniform Housing Code, 1997 Edition, all which are published by the International Conference of Building Officials; the Uniform Plumbing Code, 2001 Edition Including Appendix A, B, C, D, H, and I only; the Uniform Solar Energy Code, 1997 Edition; The Uniform Swimming Pool, Spa and Hot Tub Code, 1997 Edition; which is published by the International Association of Plumbing and Mechanical Officials, the National Electrical Code, 2004 Edition Including the "Uniform Administrative Code Provisions for the National Electrical Code" which is published by the National Fire Protection Association.

Recommendation:

That the City Council approve the First Reading Ordinance No. 2005-511 Amending Section 9-1.1 of Chapter IX of the Villa Park Municipal Code by Adopting the Uniform Building Code, 2001 Edition, Volumes One, Two and Three Including Volume I Appendix Chapters 4 Division 1 and 15 and 31 Division III and 33 and 34; the California Mechanical Code, 2000 Edition Including Appendix; The Uniform Code for the Abatement of Dangerous Buildings, 1997 Edition; The Uniform Housing Code, 1997 Edition, all which are published by the International Conference of Building Officials; the Uniform Plumbing Code, 2001 Edition Including Appendix A, B, C, D, H, and I only; the Uniform Solar Energy Code, 1997 Edition; The Uniform Swimming Pool, Spa and Hot Tub Code, 1997 Edition; which is published by the International Association of Plumbing and Mechanical Officials, the National Electrical Code, 2004 Edition Including the "Uniform Administrative Code Provisions for the National Electrical Code" which is published by the National Fire Protection Association.

2. Consideration of First Reading of Ordinance No. 2005-512 adding Section 19-2.10 of the Villa Park Municipal Codes Prohibiting Parking on City Streets During Posted Street Sweeping Hours.

Recommendation:

That the City Council approve the First Reading of Ordinance No. 2005-512 adding Section 19-2.10 of the Villa Park Municipal Codes Prohibiting Parking on City Streets During Posted Street Sweeping Hours.

RESOLUTIONS

1. Consideration of Resolution No. 2005-2836, a Resolution of the City Council of the City of Villa Park, California recognizing the Southern California Association of Governments (SCAG) and their forty years of service to the Southern California region.

Recommendation:

That the City Council adopt Resolution 2005-2836.

CLOSED SESSION

ADJOURNMENT