



City of Villa Park

City Council Agenda

May 27, 2008

6:30 PM

ATTENTION: The Meeting Start Time Has Changed. New Time is 6:30 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 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 Oral Communications. 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. 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 Reese
Councilmember Freschi

Mayor Pro Tem Rheins
Councilmember Pauly

Councilmember Ulmer

FLAG SALUTE

Raina Grant and Louis Becchio from Villa Park Elementary will lead the Flag Salute.

INTRODUCTIONS AND PRESENTATIONS

State of the School – Villa Park High School.

Representative of the Villa Park Community Services Foundation, Inc.

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

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.

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.

PUBLIC HEARINGS

1. Consideration of Conditional Use Permit No. 0680, A Request to Exceed the Roof of the Existing Residence to a Maximum of Thirty (30'0") Feet. Location: 9772 Crestview Circle. Applicants: Jim and Virginia Dye.

Recommended Action:

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

2. Consideration of Ordinance No. 2008-532, An Ordinance of the City Council of the City of Villa Park Amending Chapter VI, Public Nuisances, Adding Article 6-8 Maintenance of Real Property.

Recommended Action:

That the City Council Hold a Public Hearing, Introduce, and Approve a First Reading of Ordinance No. 2008-532, Setting June 24, 2008 as a Second Reading and Adoption.

3. Consideration of Ordinance No 2008-534, An Ordinance of the City Council of the City of Villa Park Amending Chapter VIII, Article 8-3 of the Villa Park Municipal Code Concerning Solicitation and Literature Distribution.

Recommended Action:

That the City Council Hold a Public Hearing, Introduce, and Approve a First Reading of Ordinance No 2008-534, Setting June 24, 2008 as a Second Reading and Adoption.

4. Consideration of Ordinance No 2008-535, An Ordinance of the City Council of the City of Villa Park Adding Article 8-4 to the Villa Park Municipal Code Establishing a Residential Health and Safety Rental Inspection Program.

Recommended Action:

That the City Council Hold a Public Hearing, Introduce, and Approve a First Reading of Ordinance No 2008-535, Setting June 24, 2008 as a Second Reading and Adoption.

5. Consideration of Ordinance No, 2008-536, An Ordinance of the City Council of the City of Villa Park Amending Article 19-3 Limited Parking, Amending Sections 19-3.1 and 19-3.4 Setting Parking Restrictions as Posted or Marked.

Recommended Action:

That the City Council Hold a Public Hearing, Introduce, and Approve a First Reading of Ordinance No 2008-536, Setting June 24, 2008 as a Second Reading and Adoption.

6. Consideration of Fifth Amendment to the Amended and Restated Exclusive Franchise Agreement with Republic Services for the Collection, Transportation, Removal and/or Disposal of All Solid Waste Generated Within the City of Villa Park, California.

Recommended Action:

That the City Council Adopt Resolution No. 2008-3009, Approving the Fifth Amendment to the Amended and Restated Exclusive Franchise Agreement with Republic Services for the Collection, Transportation, Removal and/or Disposal of All Solid Waste Generated Within the City of Villa Park, California.

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.

7. Consideration to Waive Reading in Full of all Ordinances, Resolutions and Meeting Minutes on the Agenda.

Recommended Action:

That the City Council Waive Reading in Full of all Ordinances, Resolutions and Meeting Minutes on the Agenda.

8. Consideration of City Council Minutes of April 22, 2008.

Recommended Action:

That the City Council Approve the Minutes of April 22, 2008.

9. Consideration of City Council Special Meeting Minutes of May 15, 2008.

Recommended Action:

That the City Council Approve the Special Meeting Minutes of May 15, 2008.

10. Consideration of the List of Demands from April 11, 2008 to May 12, 2008.

Recommended Action:

That the City Council Approve the List of Demands in the Amount of \$889,584.33.

11. Consideration of Treasurer's Report for the Month of April.

Recommended Action:

That the City Council Receive and File the Treasurer's Report for the Month of April.

12. Resubmittal of Safe Routes to School Grant Application – Lemon Street Pedestrian and Bicycle Trail.

Recommended Action:

That the City Council Authorize the Resubmittal of Safe Routes to School Grant Application - Lemon Street Pedestrian and Bicycle Trail.

13. Street Easement – 19312 Canyon Drive - APN 372-561-02.

Recommended Action:

That the City Council Accept the Street Easement Across 19312 Canyon Drive (APN 372-561-02) on behalf of the City of Villa Park and Authorize the City Clerk to Record.

14. Consideration of Proclamation Declaring May 31, 2008, as World No Tobacco Day.

Recommended Action:

That the City Council Proclaim May 31, 2008, as World No Tobacco Day.

15. Consideration of Agreement for Prosecution Services by the District Attorney of Orange County.

Recommended Action:

That the City Council Approve of the Agreement for Prosecution Services by the District Attorney's Office and Authorize the Mayor to Execute the Agreement.

16. Consideration of Amendment No. 1 to the Urban County Cooperation Agreement between the County of Orange and the City of Villa Park.

Recommendation:

That the City Council Approve of Amendment No. 1 and Authorize the Mayor and City Manager to Execute.

17. Consideration of Agreement With Trauma Intervention Programs, Inc.

Recommended Action:

That the City Council Approve of the Agreement between the City and Trauma Intervention Programs, Inc., for the 2008-2009 Fiscal Year.

ITEMS FOR CONSIDERATION

18. Consideration of Fifth Amendment to the Law Enforcement Services Agreement with the Orange County Sheriff-Coroner.

Recommended Action:

That the City Council Approve the Fifth Amendment to the Law Enforcement Services Agreement with the Orange County Sheriff-Coroner for an amount of \$1,128,510 for Fiscal Year 2008-09 and Authorize the Mayor to Execute Said Agreement.

19. Consideration of Mid-Year Budget Adjustment for 2007/2008 Operating Budget.

Recommended Action:

That the City Council Adopt Resolution No. 2008-3013 Authorizing a Second Amendment to the Budget for Fiscal Year 2007/2008.

COUNCILMEMBER COMMUNICATIONS

- Orange County Vector Control
- Orange County Sanitation District
- Finance & Budget
- Human Resources
- Community Development/Public Safety
- Orange County Fire Authority
- Public Utilities & Transportation
- City/Schools Advisory
- Environmental
- Liaison & Special Events

20. Travel and Meetings.

Recommended Action:

That the City Council Receive and File the Travel and Meeting Report Detailing Reimbursed Meetings, Conferences or Seminars for the Time Period of April 22, 2008 to May 27, 2008.

21. Individual Councilmember Items.

Recommended Action:

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

STAFF REPORTS

City Manager/City Clerk

Finance Department

City Attorney

City Engineer

Planning Department

ORDINANCES

22. Consideration of Second Reading and Adoption of Ordinance No. 2008-531, An Ordinance of the City Council of the City of Villa Park Adding Section 23-16.7 to the Villa Park Municipal Code Regarding Temporary Signs in Residential and Commercial Zones.

Recommended Action:

That the City Council Approve the Second Reading and Adopt Ordinance No. 2008-531.

23. Consideration of Second Reading and Adoption of Ordinance No. 2008-533, An Ordinance of the City Council of the City of Villa Park Amending Section 17-1.1 Regarding the General Application of Chapter XVII and Replacing Sections 17-2.1 and 17-3.1 Regarding Bonding for Streets and Sidewalks.

Recommended Action:

That the City Council Approve the Second Reading and Adopt Ordinance No. 2008-533.

RESOLUTIONS

24. Consideration of Resolution No. 2008-3012 Preliminarily Approving and Adopting Report for Sewer Pump Station Maintenance for Fiscal Year 2008-09 and Appointing Time, Date, and Place for Hearing Thereon.

Recommended Action:

That the City Council Adopt Resolution No. 2008-3012, Accepting the Report for Sewer Pump Station Maintenance Charges for a Portion of Tract Number 10523 and Tract Number 13204 for Fiscal Year 2008-09 and setting June 24, 2008 as the Date for a Public Hearing.

25. Consideration of General Municipal Election on November 4, 2008.

Recommended Action:

That the City Council Adopt:

- 1) Resolution No. 2008-3003, Calling and Giving Notice of the Holding of a General Municipal Election To be Held on Tuesday, November 4, 2008, for the Election of Certain Officers As Required by the Provisions of the Laws of the State of California Relating To General Law Cities; and
- 2) Resolution No. 2008-3004, Requesting the Board of Supervisors of the County of Orange to Consolidate a General Municipal Election to Be Held on Tuesday, November 4, 2008, With The Statewide General Election to be Held on the Date Pursuant to Section 10403 of the Elections Code; and
- 3) Resolution No. 2008-3005, Adopting Regulations for Candidates for Elective Office Pertaining to Candidates Statements Submitted to the Voters at An Election to Be Held on Tuesday, November 4, 2008.

26. Consideration of Resolutions Relating to Displaying the National Motto in the City Council Chamber.

Recommended Action:

That the City Council Adopt:

- 1) Resolution No. 2008-3006, Ordering the Submission to the Qualified Electors of the City of a Certain Measure Relating to Displaying the National Motto in the City Council Chamber at the General Election to be Held on Tuesday, November 4, 2008, as Called by Resolution No. 2008-3003; and
- 2) Resolution No. 2008-3007, Setting Priorities for Filing Written Arguments Regarding a City Measure and Directing the City Attorney to Prepare an Impartial Analysis for a General Municipal Election to be held on Tuesday, November 4, 2008; and
- 3) Resolution No. 2008-3008, Providing for the Filing of Rebuttal Arguments for City Measures Submitted at Municipal Elections.

27. Consideration of Resolution No. 2008-3011, Declaring the Week of May 19 - 25, 2008 as Emergency Medical Services Week.

Recommended Action:

That the City Council Adopt Resolution No. 2008-3011.

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CLOSED SESSION

ADJOURNMENT

AFFIDAVIT OF POSTING

I, **Kenneth A. Domer**, City Clerk of the City of Villa Park, California, do hereby certify that on the 22nd day of May, 2008, I did post a true and correct copy of Said Agenda in the designated area (s) at 11:00 AM:

17855 Santiago Boulevard
Villa Park, California 92861

IN WITNESS WHEREOF, I have hereunto set my hand this 22nd day of May, 2008.

Kenneth A. Domer, City Clerk
City of Villa Park