

**Villa Park City Council
Regular Meeting Agenda
April 28, 2009
6:00 p.m. - Closed Session
6:30 p.m. - General Session**



James Rheins, Mayor
Bill Mac Aloney, Mayor Pro Tem
Deborah Pauly, Councilwoman
Brad Reese, Councilman
Rich Ulmer, Councilman

City of Villa Park, 17855 Santiago Boulevard, Villa Park, CA

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 VPTV 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.

CLOSED SESSION

6:00 p.m. – City Council Conference Room / Studio

CALL TO ORDER

ORAL COMMUNICATIONS

At this time members of the public in attendance wishing to address the City Council concerning any items on the Closed Session Agenda are invited to do so.

1. **Conference with Legal Counsel – Anticipated Litigation.** Closed Session Per Govt. Code Section 54956.9 (c) relating to initiation of litigation: four potential cases.
2. **Public Employee Performance Evaluation.** Closed Session Per Govt. Code Section 54957 (b) relating to appointment, employment, evaluation of performance for public employee: City Manager Recruitment.

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.

GENERAL SESSION

6:30 p.m. – City Council Chambers

CALL TO ORDER

ROLL CALL Councilmember Pauly
Councilmember Reese
Councilmember Ulmer
Mayor Pro Tem Mac Aloney
Mayor Rheins

PLEDGE OF ALLEGIANCE TO THE FLAG

Sarah Saeh and Savannah Howard from Serrano Elementary School.

PRESENTATIONS/ ANNOUNCEMENTS/ INTRODUCTIONS

Academic Achievement Award – Jacob Duman from Cerro Villa Middle School.

Presentation to Melinda Smith for Receiving the Boy Scouts of America's Silver Beaver Award.

Representative from Serrano Water District.

Villa Park Community Services Foundation Update.

Villa Park Women's League Beautification Award.

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. Oral Communications shall be limited to a time period set by the presiding officer, usually five (5) minutes for individual speakers.

PUBLIC HEARINGS

3. **Conditional Use Permit No. 0696, An After-the-Fact Request to Construct a Recreational Court within the Rear Yard of the Property. Location: 9765 Crestview Circle. Applicant: Bill Yim.**

RECOMMENDED ACTION: Conduct a Public Hearing, Review the Application, and Make Findings Thereto.

4. **Third Quarter Budget Review and Adjustment.**

RECOMMENDED ACTION: Adopt Resolution No. 2009-3069, Authorizing an Amendment to the Budget for Fiscal Year 2008/2009.

ORDINANCES

5. **Ordinance No. 2009-539, An Ordinance of the City Council of the City of Villa Park Amending Section 19-2.10 of the Villa Park Municipal Code Prohibiting Parking on City Streets During Posted Street Sweeping Hours.**

RECOMMENDED ACTION: That the City Council Approve the Second Reading and Adopt Ordinance No. 2009-539.

6. **Ordinance No. 2009-540, An Ordinance of the City Council of the City of Villa Park Adding Section 8-4 to the Villa Park Municipal Code Relating to Regulations for the Provision of Video Service by State Franchise Holders.**

RECOMMENDED ACTION: That the City Council Hold a Public Hearing, Introduce and Approve a First Reading of Ordinance No. 2009-540, Setting May 26, 2009 as a Second Reading and Adoption.

RESOLUTIONS

7. **Resolution No. 2009-3065, Assessing a Nuisance Abatement Lien Against 10201 Center Drive.**

RECOMMENDED ACTION: Approve.

8. **Resolution No. 2009-3066, Assessing a Nuisance Abatement Lien Against 17821 Cardinal Circle.**

RECOMMENDED ACTION: Approve.

9. **Resolution No. 2009-3067 Assessing a Nuisance Abatement Lien Against 19051 Ridgeview Road.**

RECOMMENDED ACTION: Approve.

CONSENT CALENDAR (ITEMS # 10-25)

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.

10. **Proclamation – DMV/Donate Life Month California 2009**

RECOMMENDED ACTION: Approve.

11. **Proclamation – “Arson Awareness Week” May 3-9, 2009.**
RECOMMENDED ACTION: Approve.
12. **Financial Activity from March 5, 2009 through April 8, 2009.**
RECOMMENDED ACTION: Approve Financial Activity in the Amount of \$386,431.11.
13. **Financial Treasurer’s Report for the Month of March.**
RECOMMENDED ACTION: Receive and File.
14. **Code Enforcement Report for the Month of April.**
RECOMMENDED ACTION: Receive and File.
15. **Agreement with County of Orange for Participation in Proposition 42 City Aid Program for Fiscal Year 2009-2010.**
RECOMMENDED ACTION: Approve the Agreement and Authorize the Mayor to Execute on behalf of the City.
16. **Agreement with County of Orange to Toll Statute of Limitations for Claims Regarding Property Tax Administration Fee.**
RECOMMENDED ACTION: Approve the Agreement and Authorize the Interim City Manager to Execute on behalf of the City.
17. **Agreement with County of Orange Waste Disposal Agreements.**
RECOMMENDED ACTION: Approve the Agreement and Authorize the Interim City Manager and Deputy City Clerk to Execute on behalf of the City.
18. **Request Approval of City Council Minutes of January 27, 2009.**
RECOMMENDED ACTION: Approve.
19. **Request Approval of City Council Minutes of February 24, 2009.**
RECOMMENDED ACTION: Approve.
20. **Request Approval of City Council Minutes of April 13, 2009.**
RECOMMENDED ACTION: Approve.
21. **Acting as Members of the Villa Park Community Services Foundation, Consider the Recommendation of Bylaw Changes as Approved by the Board of Directors.**
RECOMMENDED ACTION: Approve.

22. **Resolution No. 2009-3070, Authorizing the Destruction of Certain City Records as Provided by Section 34090 of the Government Code of the State of California.**

RECOMMENDED ACTION: Approve.

23. **Update on Conditions Present at the Villa Park Town Center, Villa Park, California Regarding the Correction of Electrical Issues.**

RECOMMENDED ACTION: Receive and File.

24. **Update on Federal American Recovery and Reinvestment Act.**

RECOMMENDED ACTION: Receive Report from Interim City Manager.

25. **Approval for Payment of the Rededication Plaque for the Villa Park Library.**

RECOMMENDED ACTION: Approve.

CONTINUED ITEMS/ OLD BUSINESS

26. **Financial Oversight Options for Villa Park Cable Access Television Corporation and Villa Park Community Services Foundation.**

RECOMMENDED ACTION: Review, Discuss, and Provide Staff Direction.

NEW BUSINESS

27. **Consideration of First Amendment to the Professional Services Agreement with Norris-Repke.**

RECOMMENDED ACTION: Approve the First Amendment and Authorize the City Manager to Execute Applicable Documents.

28. **Sheriff Department Service Level Agreement for Fiscal Year 2009/2010.**

RECOMMENDED ACTION: Approve.

29. **Travel Request – Mayors & Council Members Executive Forum in San Diego, California.**

RECOMMENDED ACTION: Consider Request and Direct Staff Accordingly.

30. **Draft Landscape Ordinance.**

RECOMMENDED ACTION: Receive and File.

MAYOR AND COUNCILMEMBER REQUESTED MATTERS

31. **Resolution Request – Expressing Opposition to Propositions that are on the May 19, 2009, Statewide Special Election Ballot.**

RECOMMENDED ACTION: Consider Councilwoman Pauly's Request and Direct Staff Accordingly.

32. **Individual Councilmember Information Items.**

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

COMMITTEE/ COMMISSION/ BOARD REPORTS

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

33. **Meeting Attendance Reports.**

RECOMMENDED ACTION: Receive and File the Meeting Attendance Reports for the Month of March, 2009 from the Members of the City Council as Required for Compliance with Government Code Section 53232.3 (d).

STAFF REPORTS

Management Assistant

Associate Planner

- General Plan Update

Finance Manager

Assistant City Manager / Deputy City Clerk

City Engineer

City Attorney

City Manager

ADJOURNMENT

AFFIDAVIT OF POSTING

I, **Jarad L. Hildenbrand**, Deputy City Clerk of the City of Villa Park, California, do hereby certify that on the 23rd day of April, 2009, I did post a true and correct copy of Said Agenda in the designated area (s) at 1:00 PM:

17855 Santiago Boulevard, Villa Park, California

IN WITNESS WHEREOF, I have hereunto set my hand this 23rd day of April, 2009.

Jarad L. Hildenbrand, Deputy City Clerk
City of Villa Park