

**Villa Park City Council
Adjourned Meeting Agenda
May 21, 2009
7:00 p.m. – Closed Session
7:30 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

7:00 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.

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

7:30 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

PRESENTATIONS/ ANNOUNCEMENTS/ INTRODUCTIONS

Recognition of Kim Fujita, Bryn Gornick, Hallie Honma and Joy Jacobs from Girl Scout Troop 659 for Earning their Silver Award.

Villa Park Community Services Foundation Update.

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

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

2. **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.

3. **Conditional Use and Variance Permit No. 0697, A Request to Restore/Reconstruct an Existing Six (6') Foot Fence within the Front Yard Setback that Exceeds the Forty-two (42") Inch Maximum Height Limit; and A Request to Construct a Detached Entrance Gate/Structure within the Front Yard area that Exceeds the Height Limit of Twelve (12') Feet by Two Feet (2'9"), Nine Inches, and is within the Fifty (50') Foot Setback Area by Twenty (20'). Location: 18322 Edgewood Avenue. Applicants: William Thomas and Luca Cecchi.**

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

4. **Consideration of Maintaining the Existing Refuse Rate for the Period from July 1, 2009 through June 30, 2010.**

RECOMMENDED ACTION: Adopt Resolution No. 2009-3075, Maintaining the Existing Refuse Rate for the Period from July 1, 2009 through June 30, 2010.

ORDINANCES

5. **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: Approve the Second Reading and Adopt Ordinance No. 2009-540.

6. **Ordinance No. 2009-541, An Ordinance of the City Council of the City of Villa Park Adding Section 23-24 to the Villa Park Municipal Code Relating to Landscape Standards.**

RECOMMENDED ACTION: That the City Council Hold a Public Hearing, Introduce and Approve a First Reading of Ordinance No. 2009-541, Setting June 23, 2009 as a Second Reading and Adoption.

RESOLUTIONS

7. **Resolution No. 2009-3076 Authorizing the City of City of Villa Park to Access State, Federal and Local Criminal History Information for Employment Purposes.**

RECOMMENDED ACTION: Approve.

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

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

9. **Resolution No. 2009-3077 Preliminarily Approving and Adopting Report for Sewer Pump Station Maintenance for Fiscal Year 2009-10 and Appointing Time, Date, and Place for Hearing Thereon.**

RECOMMENDED ACTION: Adopt Resolution No. 2009-3077, Accepting the Report for Sewer Pump Station Maintenance Charges for a Portion of Tract Number 10523 and Tract Number 13204 for Fiscal Year 2009-10 and setting June 23, 2009 as the Date for a Public Hearing.

- 9B. **Resolution No. 2009-3078 Consideration of Approving an Operating Transfer for the Mobile Data Computers and Patrol Video System**

RECOMMENDED ACTION: Adopt Resolution No. 2009-3077, Authorizing an Operating Transfer from the COPS fund to the General Fund for Fiscal Year 2008/2009 in the Amount of \$19,000.

CONSENT CALENDAR (ITEMS #10-19)

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. **Financial Activity from April 9, 2009 through May 8, 2009.**

RECOMMENDED ACTION: Approve Financial Activity in the Amount of \$1,043,507.29.

11. **Financial Treasurer's Report for the Month of April.**

RECOMMENDED ACTION: Receive and File.

12. **Code Enforcement Report for the Month of May.**

RECOMMENDED ACTION: Receive and File.

13. **Request Approval of City Council Minutes of April 21, 2009.**

RECOMMENDED ACTION: Approve.

14. **Request Approval of City Council Minutes of April 22, 2009.**

RECOMMENDED ACTION: Approve.

15. **Request Approval of City Council Minutes of May 11, 2009.**

RECOMMENDED ACTION: Approve.

16. **Resolution No. 2009-3072 Declaring Intent to Conduct a Public Hearing on Conditions Present at 17841 Lincoln Street, Villa Park, California to Determine Whether Such Conditions Constitute a Public Nuisance.**

RECOMMENDED ACTION: Adopt Resolution No. 2009-3072 Setting June 23, 2009 as the Date for a Public Hearing.

17. **Resolution No. 2009-3073 Declaring Intent to Conduct a Public Hearing on Conditions Present at 9491 Lemon Street, Villa Park, California to Determine Whether Such Conditions Constitute a Public Nuisance.**

RECOMMENDED ACTION: Adopt Resolution No. 2009-3073 Setting June 23, 2009 as the Date for a Public Hearing.

18. **Notice of Completion - 2008/09 Street Maintenance Project.**

RECOMMENDED ACTION: Approve.

19. **Interim City Manager Employment Budget Review and Adjustment.**

RECOMMENDED ACTION: Approve.

CONTINUED ITEMS/ OLD BUSINESS

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

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

21. **Consideration of a Line of Credit to Manage the City Project Funding From the Federal American Recovery and Reinvestment Act.**

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

NEW BUSINESS

22. **Agreement with County of Orange for Public Works Services.**

RECOMMENDED ACTION: Receive Report from Interim City Manager

MAYOR AND COUNCILMEMBER REQUESTED MATTERS

23. **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

24. 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

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 14th day of May, 2009, I did post a true and correct copy of Said Agenda in the designated area (s) at 3:00 PM:

17855 Santiago Boulevard, Villa Park, California

IN WITNESS WHEREOF, I have hereunto set my hand this 14th day of May, 2009.

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