

Villa Park City Council
Regular Meeting
October 27, 2009
7:00 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 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.

GENERAL SESSION

7:00 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

Led by Isabella Urbani and Hava Waldstreicher from Serrano Elementary School

PRESENTATIONS/ ANNOUNCEMENTS/ INTRODUCTIONS

Presentation of Commendation to Villa Park Area School Crossing Guards
Academic Achievement Award – Natalie Perez from Cerro Villa Middle School
Villa Park Community Services Foundation update
Law enforcement issues - Chief of Police Services Lt. Tom Gallivan

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

PUBLIC HEARINGS

1. **Resolution No. 2009-3081, declaring conditions at 9491 Lemon Street, Villa Park, California a public nuisance, ordering the correction of said Nuisance and authorizing abatement. (Continued from June 23, 2009, July 14, 2009, August 25, 2009, and September 22, 2009)**

RECOMMENDATION: Discuss and provide direction to staff.

2. **Conditional Use Permit No. 0700, a request to allow the primary structure on the property to be constructed to a maximum height of thirty-two (32') feet, and to construct up to four (4) garage stalls on the property. Location: 18922 Santiago Boulevard. Applicant: Sam Olsen.**

RECOMMENDATION: Adopt Resolution No. 2009-3096, a Resolution of the City Council of the City of Villa Park approving Conditional Use Permit No. 0700, to allow the primary structure on the property to be constructed to a maximum height of 32 feet, and to allow the construction of up to four garage stalls on the property.

CONSENT CALENDAR (ITEMS # 3-16)

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.

3. **Warrants and disbursements from September 10, 2009 to October 12, 2009.**

RECOMMENDATION: Approve warrants and disbursements in the amount of \$747,865.77.

4. **Financial Treasurer's Report for the month of September.**

RECOMMENDATION: Receive and file.

5. **FY 2009/10 First Quarter Financial Report, Period Ending September 30, 2009.**

RECOMMENDATION: Receive and file.

6. **Request approval of City Council Minutes of August 25, 2009.**

RECOMMENDATION: Approve.

7. **Request approval of City Council Minutes of September 22, 2009.**

RECOMMENDATION: Approve.

8. **Ordinance No. 2009-547, adding Chapter 24 to the Villa Park Municipal Code regarding the adoption of a water landscape ordinance.**

RECOMMENDATION:

1. Introduce and approve a first reading of Ordinance No. 2009-547; and
2. Set November 17, 2009, as a second reading and adoption.

9. **Ordinance No. 2009-545, amending Article 23 Section 6.11(e) and Article 23 Section 25.6(b) of the Villa Park Municipal Code concerning the maximum height of walls and fences adjacent to certain thoroughfares.**

RECOMMENDATION: Approve a second reading and adopt Ordinance No. 2009-545.

10. **Consideration of Resolution No. 2009-3095, Declaring intent to conduct a Public Hearing on conditions present at 10221 Camden Circle, Villa Park, California to determine whether such conditions constitute a Public Nuisance.**

RECOMMENDATION: Adopt Resolution No. 2009-3095 and schedule a Public Hearing for December 15, 2009 to review evidence for declaring 10221 Camden Circle a Public Nuisance.

11. **Consideration of Denial of Claim – Steven Fisher.**

RECOMMENDATION:

1. Deny the claim of Steven Fischer, based upon the investigation and recommendation of the City's insurance adjuster, Carl Warren & Company; and
2. Direct the City Clerk to send a standard rejection letter to the claimant.

12. **Approval of letter agreements with Norris-Repke for engineering services related to the annual Sewer System Rehabilitation Project for FY 2009-10, and additional costs for the Taft Avenue Median Project.**

RECOMMENDATION:

1. Authorize the City Manager to execute the letter agreement with Norris-Repke for design and construction management services related to the annual sewer system rehabilitation project for FY 2009/10; and
2. Authorize the City Manager to execute an amendment to Letter Agreement P-4029, and authorize the Finance Manager to amend the FY 2009/10 budget to appropriate an additional \$10,000 for costs already incurred, as noted in this staff report.

13. **Authorization to purchase two police bicycles and a hand held radar unit.**

RECOMMENDATION: Authorize the Finance Manager to amend the FY 09/10 budget as stated in the staff report in order to appropriate \$7,279 of CLEEP funds to purchase the aforementioned equipment.

14. **FY 2008/2009 Financial Audit Report from Mayer, Hoffman & McCann.**

RECOMMENDATION: Receive and file.

15. **Approval of an Entry and License Agreement with Gudzunus Properties for the installation of new light poles in the City Hall Plaza.**

RECOMMENDATION: Approve the Entry and License Agreement with Gudzunus Properties, and authorize the Finance Manager to amend the FY 2009/10 Budget as noted in this staff report.

16. **Consideration of Landscape Easement Located at 19051 Ridgeview Road.**

RECOMMENDATION:

1. Approve the Certificate of Acceptance and authorize the Mayor to execute on behalf of the City of Villa Park;
2. Accept the Landscape Easement Deed at 19051 Ridgeview Road (APN 372-471-07) on behalf of the City of Villa Park and authorize the City Clerk to record; and
3. Authorize the Finance Manager to amend the FY 09/10 budget as stated in the staff report.

NEW BUSINESS

17. **Request to removal of pine trees along Taft Avenue between Center Drive and Lemon Street.**

RECOMMENDATION: Review and discuss the removal of subject pine trees.

18. **Discussion regarding the classification of Villa Park Road in the Circulation Element of the City's draft General Plan.**

RECOMMENDATION: Designate Villa Park Road as a major arterial in the draft General Plan Circulation Element, including the additional intent language that was recommended by the Citizens Advisory Committee, and authorize staff to proceed with the preparation of the Preliminary Environmental Impact Report.

OTHER ORDINANCES AND RESOLUTIONS

19. **Resolution No. 2009-3094 authorizing the City of Villa Park's participation in the Proposition 1A Securitization Program.**

RECOMMENDATION: Adopt Resolution No. 2009-3094 and the related Purchase and Sale Agreement, and authorize the Finance Manager to amend the FY 2009-10 budget to reflect the additional revenue from the sale of Villa Park's receivable.

MAYOR AND COUNCILMEMBER MATTERS

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

RECOMMENDATION: Receive general comments, announcements, and/or suggestions from Members of the City Council.

CITY MANAGER'S REPORT

ADJOURNMENT

AFFIDAVIT OF POSTING

I, **Jarad L. Hildenbrand**, City Clerk of the City of Villa Park, California, do hereby certify that on the 22nd day of October, 2009, I did post a true and correct copy of Said Agenda in the designated area (s) at 4:00 PM:

17855 Santiago Boulevard, Villa Park, California
www.villapark.org

IN WITNESS WHEREOF, I have hereunto set my hand this 22nd day of October, 2009.



Jarad L. Hildenbrand, City Clerk
City of Villa Park