

**Villa Park City Council Regular Meeting &
Regular Meeting of the Villa Park Community Access Television Corporation**

April 27, 2010

Agenda

6:30 p.m. – Closed Session

7:00 p.m. – General Session



Bill MacAloney, Mayor
Rich Ulmer, Mayor Pro Tem
Deborah Pauly, Councilwoman
Brad Reese, Councilman
James Rheins, 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.

CLOSED SESSION

6:30 p.m. – City Council Chambers/Conference Room

CALL TO ORDER

ROLL CALL

Councilmember Pauly
Councilmember Reese
Councilmember Rheins
Mayor Pro Tem Ulmer
Mayor MacAloney

1. **Conference with Legal Counsel – Anticipated Litigation.** Closed Session pursuant to Government Code Section 54956.9 (b)(1): significant exposure to litigation. One potential case.

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
7:00 p.m. – City Council Chambers

PLEDGE OF ALLEGIANCE TO THE FLAG

Shelley Perkins and Rebecca Villa from Serrano Elementary School

PRESENTATIONS/ ANNOUNCEMENTS/ INTRODUCTIONS

- Academic Achievement Award presented to Haley Lu from Cerro Villa Middle School
- SCE's State of the Utility Presentation – Pat Buttress
- Villa Park Community Services Foundation update – Bob Fauteux
- Orange County Fire Authority update
- Law enforcement update - Chief of Police Services Lt. Bob Wren

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

2. **Ordinance No. 2010-550, An Ordinance of the City Council of the City of Villa Park adding Section 9-1.1(k) to the Villa Park Municipal Code adopting by reference the Uniform Swimming Pool, Spa and Hot Tub Code, 2009 Edition.**

RECOMMENDATION: Hold a Public Hearing, approve a second reading, and adopt Ordinance No. 2010-550.

3. **Ordinance No. 2010-552, An Ordinance of the City Council of the City of Villa Park adding Section 23-3.4 to Chapter XXIII of the Villa Park Municipal Code to prohibit Medical Marijuana Dispensaries as an allowable use in and zoning district and amending Article 23-5 of Chapter XXIII to add a definition for Medical Marijuana Dispensaries.**

RECOMMENDATION: Hold a Public Hearing, introduce and approve a first reading of Ordinance No. 2010-552, and schedule a second reading and adoption at the May 25, 2010, City Council Meeting.

CONSENT CALENDAR (ITEMS # 4-14)

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.

4. **Warrants and disbursements from March 9, 2010, to April 12, 2010.**

RECOMMENDATION: Approve warrants and disbursements in the amount of \$362,419.10.

5. **Financial Treasurer's Report for the month of March.**

RECOMMENDATION: Receive and file.

6. **Request approval of City Council Minutes of March 23, 2010.**

RECOMMENDATION: Approve.

7. **Claim against the City – Michele Davidson.**

RECOMMENDATION: Deny the claim for damages and direct the City Manager or designee to send a standard letter of rejection to the claimant.

8. **Ordinance No. 2010-549, an Ordinance of the City Council of the City of Villa Park adding Section 9-2.4(r) to the Villa Park Municipal Code relating to the examination of construction documents.**

RECOMMENDATION: Approve a second reading and adopt Ordinance No. 2010-549.

9. **Ordinance No. 2010-551, an Ordinance of the City Council of the City of Villa Park amending Chapter 23-6.8(h) of the Villa Park Municipal Code relating to landscape performance and standards.**

RECOMMENDATION: Approve a second reading and adopt Ordinance No. 2010-551.

10. **Resolution No. 2010-3109, Authorizing the Destruction of Certain City Records as Provided by Section 34090 of the Government Code of the State of California.**

RECOMMENDATION: Adopt Resolution No. 2010-3109.

11. **Resolution No. 2010-3110 authorizing the City Manager to execute an Agreement with the Orange County Sheriff's Department for Homeland Security Grant Program funds.**

RECOMMENDATION: Adopt Resolution No. 2010-3110.

12. **Consideration of an agreement with Mayer Hoffman McCann, P.C., for Financial Audit Services for FY 2009/10 through 2011/12.**

RECOMMENDATION: Approve an Agreement for Services with Mayer Hoffman McCann, P.C., for audit services for Fiscal Years 2009/2010 through 2011/2012, and authorize the City Manager and City Clerk to execute on behalf of the City.

13. **Award of Contract – 2009/2010 Street Rehabilitation Project.**

RECOMMENDATION: Authorize the Finance Manager to amend the FY 2009-10 Budget as outlined in this staff report, and award the contract to RJ Noble Company in the amount of \$320,383, for a project total of \$373,708, and authorize the Mayor and City Clerk to execute on behalf of the City.

14. **Ratification of Agreement with Eraj Shadaram for Audio Improvements to the Villa Park City Council Chambers.**

RECOMMENDATION: Ratify the City Manager's action to authorize a contract with Eraj Shadaram for the Villa Park Council Chamber Audio Improvements in the amount of \$2,400, and authorize the Finance Manager to amend the FY 09/10 Budget as outlined in the staff report.

OLD BUSINESS

15. **Draft Towne Centre Investment Incentive Program.**

RECOMMENDATION: Approve the Towne Centre Investment Incentive Program in concept, and direct staff to bring back a resolution outlining the specific details of the program for potential adoption at the May 25 City Council meeting.

NEW BUSINESS

16. **Draft Fiscal Year 2010-11 Priorities and Work Plan.**

RECOMMENDATION: No action is requested at this time.

MAYOR AND COUNCILMEMBER MATTERS

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

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

18. **Councilmember reprimand.**

Councilmember Ulmer has requested to agendize a discussion regarding the reprimand of Councilmember Pauly.

CITY MANAGER'S REPORT

ADJOURNMENT

Adjourn in memory of Sgt. Major Robert J. Cottle, son of Villa Park resident Kenneth Cottle, who was killed during combat operations in Afghanistan, to May 25, 2010, at 7:00 p.m.

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 April, 20 10, 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
www.villapark.org

IN WITNESS WHEREOF, I have hereunto set my hand this 22nd day of April, 20 10.


Jarad L. Hildenbrand, City Clerk
City of Villa Park