

ACTION MINUTES OF THE CITY COUNCIL
CITY OF VILLA PARK, CALIFORNIA

July 23, 2013
Regular Meeting

CLOSED SESSION

6:30 p.m. – City Council Chambers

ROLL CALL - Mayor Reese called the Closed Session to order at 6:30 p.m.

COUNCILMEMBERS

PRESENT: Mills, Fascenelli, Reese, Barnett, Pauly

ABSENT: None

- 1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION** (Gov. Code Sec. 54957)
Title: City Manager.

GENERAL SESSION

7:00 p.m. – City Council Chambers

ROLL CALL - Mayor Reese called the General Session to order at 7:00 p.m.

COUNCILMEMBERS

PRESENT: Mills, Fascenelli, Reese, Barnett, Pauly

ABSENT: None

PLEDGE OF ALLEGIANCE TO THE FLAG – led by City Treasurer Dennis Kuli

PRESENTATIONS/ ANNOUNCEMENTS/ INTRODUCTIONS

City Attorney Litfin reported that there was no action taken during closed session.

- Villa Park Community Services Foundation update
- Orange County Fire Authority update
- Orange County Sheriff's Department update
- OC Fair, Villa Park Day, Friday, August 9th

ORAL COMMUNICATIONS

City Attorney Litfin reported that an item came up after the agenda was posted concerning the sewer rehabilitation project and requested that Council add the item to the agenda to discuss.

It was moved by Mayor Reese, seconded by Mayor Pro Tem Barnett, and carried by the following roll call vote to add the item to the agenda:

AYES: Reese, Barnett, Fascenelli, Mills, Pauly

NOES: None

ABSENT: None

ABSTAIN: None

Greg Rath, Mission Viejo, announced his candidacy for CA 45th Congressional District 2014.

CONSENT CALENDAR (ITEMS #2-10)

Mayor Reese pulled item 8.

Councilmember Mills pulled item 10.

Councilmember Fascenelli pulled item 7.

Councilmember Pauly pulled items 2, 3 and 9.

It was moved by Councilmember Pauly, seconded by Councilmember Mills and carried by the following roll call vote to approve the remainder of Consent Calendar:

AYES: Pauly, Mills, Fascenelli, Barnett, Reese

NOES: None

ABSENT: None

ABSTAIN: None

4. [Request approval of City Council minutes of May 28 and June 25, 2013.](#)

ACTION: Approve.

5. [Adoption of Sycamore Circle sewer pump station maintenance charges for a portion of Tract Number 10523 and Tract Number 13204 and providing for collection of charges on the tax roll.](#)

ACTION: Approve a second reading and adopt Ordinance No. 2013-578 entitled "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF VILLA PARK, APPROVING AND ADOPTING THE ENGINEER'S REPORT FOR SYCAMORE SEWER PUMP STATION MAINTENANCE CHARGES FOR A PORTION OF TRACT NUMBER 10523 AND TRACT NUMBER 13204, PRESCRIBING AND LEVYING CHARGES, AND PROVIDING FOR COLLECTION OF CHARGES ON THE TAX ROLL."

6. [Resolution No. 2013-3251, a resolution of the City Council of the City of Villa Park declaring its intent to conduct a public hearing regarding conditions present at 18231 Fernando Circle, Villa Park, California, to determine whether such conditions constitute a public nuisance.](#)

ACTION: Approve Resolution No. 2013-3251 and set a public hearing to be held in conjunction with the City Council meeting on August 27, 2013.

ITEMS PULLED FROM THE CONSENT CALENDAR

2. [Warrants and disbursements from June 10 through July 2, 2013.](#)

Councilmember Pauly pulled this item questioning the State fee of \$1.00, the payment to Oak Forest Landscape and noted the City's savings as a result of its prepayment to CalPERS. City staff provided clarification on the items.

It was moved by Councilmember Pauly, seconded by Mayor Reese and carried by the following roll call vote to approve the warrants and disbursements in the amount of \$374,426.83:

AYES: Pauly, Mills, Fascenelli, Barnett, Reese

NOES: None

ABSENT: None

ABSTAIN: None

3. Financial Treasurer's Report for the month of June.

Councilmember Pauly pulled this item commending the IAC for a job well done.

It was moved by Councilmember Pauly, seconded by Councilmember Mills and carried by a unanimous voice vote to receive and file.

7. Resolution No. 2013-3252, a resolution of the City Council of the City of Villa Park declaring its intent to conduct a public hearing regarding conditions present at 10201 Center Drive, Villa Park, California, to determine whether such conditions constitute a public nuisance.

Councilmember Pauly pulled this item questioning why the conditions warrant declaring it a public nuisance. City Manager Hildenbrand clarified the history of the property.

It was moved by Mayor Reese, seconded by Councilmember Pauly and carried by the following roll call vote to approve Resolution No. 2013-3252 and set a public hearing to be held in conjunction with the City Council meeting on August 27, 2013:

AYES: Reese, Pauly, Fascenelli, Mills, Barnett

NOES: None

ABSENT: None

ABSTAIN: None

8. Award of Contract for Landscape Maintenance Services.

Mayor Reese pulled this item asking for a staff report, which City Manager Hildenbrand provided.

Les Fields, owner of Tropical Plaza Nursery, addressed the City Council regarding staff's concerns that Tropical Plaza is not a responsible bidder.

After discussion, the City Council determined that Tropical Plaza Nursery is indeed a responsible bidder. It was moved by Mayor Reese, seconded by Councilmember Mills and carried by the following roll call vote to find Tropical Plaza Nursery as a responsible bidder and authorize an award of contract to provide Landscape Maintenance Services for the City of Villa Park:

AYES: Reese, Mills, Fascenelli, Pauly, Barnett

NOES: None

ABSENT: None

ABSTAIN: None

9. Appointment of City Treasurer.

Councilmember Pauly pulled this item noting her opposition as she felt previous applicants for the position were not properly considered by past City Council's, and that has potentially deterred individuals from applying.

It was moved by Mayor Reese, seconded by Mayor Pro Tem Barnett and carried by the following roll call vote to adopt Resolution No. 2013-3250 appointing Dennis Kuli as City Treasurer:

AYES: Reese, Barnett, Fascenelli, Mills

NOES: Pauly

ABSENT: None

ABSTAIN: None

10. Consideration of continued participation in the County's mass notification system known as Alert OC.

Councilmember Mills pulled this item noting its difference from item 12. Item 10 is free and to be used for City emergencies only and item 12 is paid for and can be used at City's discretion.

It was moved by Mayor Pro Tem Barnett, seconded by Councilmember Mills and carried by a unanimous voice vote to approve the MOU and authorize the City Manager to execute continuing the City's participation in Alert OC.

NEW BUSINESS

11. Residential Conditional Use Permit Activity Discussion.

Planning Manager Jennifer Lilley presented information regarding Residential Zoning Code clean up items related to revising standards to create flexibility and reduce unnecessary process for some typical development in the residential neighborhoods.

12. Consideration of contract with Blackboard Connect for Citywide Mass Notifications.

City Manager Hildenbrand provided the staff report, and after discussion City Council agreed to not execute a contract with Blackboard Connect.

12B. 2012-13 Sewer Rehabilitation Project Change Order No. 1.

Staff presented the report seeking an additional \$250,000 to complete the project due to the unexpected, unstable soil conditions on Lincoln Street. Given the unstable soil conditions, the contractor is only able to replace approximately 20-30 feet of sewer pipe a day. With normal soil conditions, they should be able to replace 100 feet per day.

It was moved by Councilmember Pauly, seconded by Mayor Reese and carried by the following roll call vote to approve a Change Order in an amount not-to-exceed \$250,000 to for the completion of 2012-2013 Sewer Rehabilitation Project:

AYES: Pauly, Reese, Fascenelli, Mills, Barnett

NOES: None

ABSENT: None

ABSTAIN: None

MAYOR AND COUNCILMEMBER MATTERS

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

Councilmember Mills reported on the Community Development Committee meeting and Orange County Vector Control District Board meeting.

Councilmember Pauly reported on the end of the year Councilmember Travel and Meeting Report, questioned OC Sheriff response times, spoke about high pressure

pipelines in our community, reported on the VPCSF meeting, and presented an article from OC Metro regarding too many banks in a community.

Mayor Reese reported on the IAC meeting and Orange County Sanitation District meeting.

Mayor Pro Tem Barnett reported on the California Joint Powers Insurance Authority.

Councilmember Fascenelli reported on fireworks stands, the VPCSF meeting, Serrano Water District Board meeting, and Community Development Committee meeting.

ADJOURNMENT

The City Council adjourned at 9:14 p.m. The next Regular meeting will be held on Tuesday, August 27, 2013 at 7:00 p.m.

Brad Reese, Mayor
City of Villa Park

ATTEST:

Jarad L. Hildenbrand, City Clerk
City of Villa Park

Note: The above minutes are a summary of actions. A DVD recording of this meeting additionally serves as an official record and is available upon request from City Hall.