

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

**January 28, 2014
Regular Meeting**

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, Pauly, Reese, Fascenelli, Barnett

ABSENT: None

PLEDGE OF ALLEGIANCE TO THE FLAG – led by Pat Buttress, SCE

PRESENTATIONS/ ANNOUNCEMENTS/ INTRODUCTIONS

- Orange County Human Relations Commission update
- Villa Park Community Services Foundation update
- Orange County Fire Authority update
- Orange County Sheriff's Department update

ORAL COMMUNICATIONS

Jennifer Crittle, 17846 Helena, is speaking on behalf of Roslyn Grey, her grandmother. She has a petition with 23 signatures to reconsider the gate closures along Fitschen Ranch Road, and is looking for an evacuation plan for residents in that area.

Jeanne Fischle, 10706 Albany Circle, was a member of the traffic safety committee and feels that walls are surrounding her neighborhood. She suggests that people lock their doors and add their name to the no solicitors list to deter unwanted visitors. She also has found evidence that people are jumping over the gates as well as evidence of marijuana usage near the fence.

PUBLIC HEARINGS

1. [Consideration of Conditional Use Permit No. 0751: A request to remove an existing forty-five \(45\) foot high monopine wireless communications facility and install a new sixty-five \(65\) foot high wireless telecommunications facility in a new location at 17859 Santiago Boulevard \(Applicant AT&T\).](#)

City Planner Jennifer Lilly presented the staff report.

Mayor Pro Tem Fascenelli mentioned the Community Development Committee met and recommends approval in the design of a Eucalyptus tree.

Mayor Barnett opened the public hearing.

Councilwoman Pauly recognized the applicant, Jermaine Taylor, representing AT&T on the project.

Mr. Taylor and City Manager Hildenbrand clarified that the property owners supported a Pine tree design to match the others in the Town Center. Mr. Taylor also clarified that multiple service providers can use the same tower if it is tall enough.

Bob Jordan, 9851 Center Drive, mentions that it is commendable to look forward and extend the CUP to additional height.

Councilmember discussion ensued regarding the height and tree stealth features of the cell tower.

Mayor Barnett closed the public hearing.

It was moved by Councilwoman Pauly, seconded by Councilman Mills, and carried by the following roll call vote to adopt Resolution No. 2014-3266, approving Conditional Use Permit No. 0751 to install a new wireless communication facility up to seventy-five (75) feet with the final tree stealth design subject to the City Manager's approval:

AYES: Pauly, Mills, Reese, Fascenelli, Barnett

NOES: None

ABSENT: None

ABSTAIN: None

2. [Adopting General Plan Amendment 2014-01, an update to the City of Villa Park Housing Element of the General Plan.](#)

City Planner Jennifer Lilly presented the staff report.

Mayor Barnett opened the public hearing and seeing nobody to comment closed the public hearing.

Councilwoman Pauly is opposed to the State requiring the City to jump through hoops and redefine how we view our community. Additionally, for a City of Villa Park's size it is not logical to be required to approve this plan when Villa Park is small and almost built out. She also requests the City Manger contact state representatives to draft legislation in opposition to requiring cities to approve the plan. She also referenced the City's possible legislative platform later in the agenda and explained that the state requiring the city to approve the plan is in opposition to the legislative platform that we could potentially adopt.

It was moved by Councilman Reese, seconded by Councilman Mills, and carried by the following roll call vote to adopt Resolution No. 2014-3267, approving the City's updated housing element:

AYES: Reese, Mills, Fascenelli, Barnett

NOES: Pauly

ABSENT: None

ABSTAIN: None

CONSENT CALENDAR (ITEMS #3-12)

Councilman Reese pulled item 8.

Mayor Pro Tem Fascenelli pulled item 11.

Councilwoman Pauly pulled items 3, 12.

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

AYES: Pauly, Mills, Reese, Fascenelli, Barnett

NOES: None

ABSENT: None

ABSTAIN: None

4. [Financial Treasurer's Report for month of December, 2013.](#)

ACTION: Receive and file.

5. [Request approval of City Council minutes of October 22, 2013.](#)

ACTION: Approve.

6. [Request approval of City Council minutes of November 19, 2013.](#)

ACTION: Approve.

7. [Request approval of City Council minutes of December 16, 2013.](#)

ACTION: Approve.

9. [Award of contract to Engineering Solution Services for preparation of Local Hazard Mitigation Plan and update of Emergency Operations Plan.](#)

ACTION: Authorize the City Manager to execute a contract with Engineering Solutions Services for Local Hazard Mitigation Plan and Emergency Preparedness Efforts, and authorize a budget adjustment in the amount of \$18,000.

10. [Notice of Completion – FY 12/13 Sewer Rehabilitation Project.](#)

ACTION: Accept the "FY 12/13 Sewer Rehabilitation Project" from the Contractor, SND Construction, Inc, and authorize the City Clerk to file and record the notice of completion, and authorize Finance Director to make the budget adjustment as stated in the staff report.

ITEMS REMOVED FROM THE CONSENT CALENDAR

3. [Warrants and disbursements from December 10, 2013, through January 13, 2014.](#)

Councilwoman Pauly is not comfortable paying Kim's Iron Works before they repair the areas of fence that were damaged. She would like to discuss the matter of the permanently locked gate at the next City Council meeting.

Other council members support discussion of the gate and fences at the next meeting.

It was moved by Councilwoman Pauly, seconded by Mayor Barnett, and carried by the following roll call vote to approve warrants and disbursements in the amount of \$1,165,258.48:

AYES: Pauly, Barnett, Mills, Reese, Fascenelli

NOES: None

ABSENT: None

ABSTAIN: None

8. Appointments to the Investment Advisory Committee.

Councilman Reese is happy that Bill Nelson and Dan Carlberg want to serve on the IAC and appreciates their work.

Mayor Pro Tem Fascenelli asked where the empty seats were posted, and suggested they be posted in more obvious places.

It was moved by Mayor Pro Tem Fascenelli, seconded by Mayor Barnett, and carried by the following roll call vote to reappoint Bill Nelson and Dan Carlberg to serve on the Investment Advisory Committee for a two-year term:

AYES: Fascenelli, Barnett, Mills, Pauly, Reese

NOES: None

ABSENT: None

ABSTAIN: None

11. Consideration of Resolution No. 2014-3268 establishing a master fee schedule for the services rendered by City departments and rescinding Resolution No. 2013-4243.

Mayor Pro Tem Fascenelli supports most of the changes, but thinks the sign costs should not be so low.

City Planner Lilley explained that the reduction in fees was a response to the desire to encourage more economic development.

Councilman Mills clarified that recently, business owners in the center were mostly concerned about the cost of rent and other aspects that relate to the landowner/renter relationship.

Councilwoman Pauly supports this fee change as a step in the right direction and does not want to charge businesses for developing in the way the City Council wants them to develop. She asked for clarification about some of the fees. Councilwoman Pauly is specifically concerned about the business license fees and application process.

Mayor Pro Tem Fascenelli is in support of the business license fee and recognizes that there is staff time required to monitor businesses.

City Council discussion ensued regarding the City's business license fees. After discussion, it was the consensus of the City Council to review the business license fee structure at February's meeting.

Bob Jordan, as a business owner, mentions that Villa Park is a very reasonable city with regards to business licenses.

Russ Patterson, Villa Park resident, does not support the agreement with HMC and does not support taxing small businesses.

It was moved by Councilwoman Pauly, seconded by Councilman Mills, and carried by the following roll call vote to adopt Resolution No. 2014-3268 establishing a master fee schedule:

AYES: Pauly, Mills, Barnett, Reese

NOES: Fascenelli

ABSENT: None

ABSTAIN: None

12. Adoption of Legislative Platform for 2014.

Councilwoman Pauly supports the adoption of a legislative platform for 2014 with the exception of the last section titled, "In General," because the City is not currently a member of the League of Cities.

It was moved by Councilwoman Pauly, seconded by Mayor Pro Tem Fascenelli, and carried by the following roll call vote to adopt the 2014 Legislative Platform with amendments on the floor:

AYES: Pauly, Fascenelli, Mills, Reese, Barnett

NOES: None

ABSENT: None

ABSTAIN: None

MAYOR AND COUNCILMEMBER MATTERS

13. Consideration of the Order of Business for City Council meetings.

Mayor Barnett opened the discussion.

Mayor Pro Tem Fascenelli supports a 6:30 start time.

Councilman Reese supports 6:30 to give members of the community a chance to attend if they work late.

It was moved by Councilman Reese, seconded by Councilman Mills, and carried by the following roll call vote to adopt Resolution No. 2014-3265:

AYES: Reese, Mills, Pauly, Fascenelli, Barnett

NOES: None

ABSENT: None

ABSTAIN: None

14. Council Member Requested Matter (Barnett): Consideration of the process whereby City proclamations are approved.

Mayor Barnett opened the discussion.

Mayor Pro Tem Fascenelli is concerned that proclamations are given out too freely and there should be more consideration give to proclamations.

Mayor Barnett would like a policy with guidelines as to when proclamations are appropriate.

Councilwoman Pauly has not felt that the proclamations are given out too frequently and is in favor of honoring those who have done great things. She does support a policy, though.

The Council directed City staff to draft a policy and present it at the February 25 City Council meeting.

15. Council Member Requested Matter (Barnett): City Council discussion regarding OCFA Labor Negotiations.

Mayor Barnett discussed OCFA labor negotiations. He is opposed to defined benefit plans and would like to consider the Council's opinion as he works through OCFA labor negotiations.

16. Consideration of 2014 City Council Committee Appointments.

Councilman Mills moved to the Foundation rather than Mayor Pro Tem Fascenelli. All other appointments remain the same.

It was moved by Councilman Reese, seconded by Mayor Pro Tem Fascenelli, and carried by the following voice vote to approve Mayor's appointments for 2014:

AYES: Reese, Fascenelli, Mills, Barnett

NOES: None

ABSENT: None

ABSTAIN: Pauly

Councilwoman Pauly reported on attendance at the OUSD Bond presentation meeting at VPHS as there will likely be a bond on the November ballot. She also spoke of the Rio Santiago Project in Orange. The project currently at the Orange Planning Commission and would like the Mayor to speak to the Orange City Council on behalf of Villa Park when appropriate.

Councilman Mills reported that the bond measure for the schools does not guarantee anything and Council should monitor the progress. He also reported on the SCE meeting and the solar technology.

Mayor Pro Tem also discussed the SCE meeting.

ADJOURNMENT

The City Council adjourned at 9:47 p.m. The next regular meeting will be held on Tuesday, February 25, 2014 at 6:30 p.m.

Richard Barnett, 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.