

MINUTES OF THE CITY COUNCIL
CITY OF VILLA PARK, CALIFORNIA

The City Council of the City of Villa Park met in regular session Tuesday, August 27, 2002, at 7:30 PM in the City Council Chambers, 17855 Santiago Boulevard, Villa Park, California.

CALL TO ORDER: Mayor MacAloney called the meeting to order.

ROLL CALL:

COUNCILMEMBERS PRESENT:

Bill MacAloney	Mayor
Bob Bell	Mayor Pro Tem
Rich Freschi	Councilmember
Robert McGowan	Councilmember
Russell Patterson	Councilmember

COUNCILMEMBERS ABSENT:

None

STAFF PRESENT:

George Rodericks	City Manager
Kathy Adrian	City Clerk/Administrative Assistant
Leonard Hampel	City Attorney
Warren Repke	City Engineer

FLAG SALUTE:

Villa Park resident PFC Foster Elmendorf led the flag salute.

INTRODUCTIONS AND PRESENTATIONS:

Orange County Sheriff Deputy Lionel Luna, who has been working in Villa Park for the past five years, reported that he has been reassigned to El Modena as Neighborhood Enhancement Officer. Deputy Luna introduced Deputy Chris Thomas who will be taking his place in the City of Villa Park.

ORAL COMMUNICATIONS:

Karen Holthe, Mesa Drive, announced that the Holiday Celebration and Boat Parade is being planned for December 4, 2002 from 4:00 p.m. to 8:30 p.m. The first planning meeting will be held on Monday, September 9th at 7:00 p.m. in the City Hall. Volunteers are needed to help with this year's event.

For more information contact the City Hall at 998-1500 and leave a message for Karen Holthe.

Teri Elmendorf, Camden Circle, advised that August 2002 is National Military Appreciation Month.

CONSENT AGENDA:

It was moved by Councilmember McGowan, seconded by Councilmember Freschi, and carried by the following roll call vote to approve Consent Agenda Items 1 through 9:

AYES:	COUNCILMEMBERS:	Patterson, McGowan, Freschi, Bell, MacAloney
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None

1. Consideration to Waive Reading in Full of All Ordinances on the Agenda. Approved Action: That the City Council waive reading in full of all ordinances on the Agenda.
2. Consideration of City Council Minutes of July 23, 2002. Approved Action: That the City Council approve the Minutes of July 23, 2002.
3. Consideration of Proclamation Declaring September 22, 2002 as "Race for the Cure Day". Approved Action: That the City Council approve Proclamation Declaring September 22, 2002 as "Race for the Cure Day".
4. Consideration of Waiver of Monthly Fees for Lease Agreement GA 621-2 for the Villa Park Branch Library. Approved Action: That the City Council authorize staff to waive the monthly payments for "Rent, Janitorial, Utility, Maintenance, and Repair" under Section 4 of the Lease Agreement GA 621-2 for the Villa Park Branch Library.
5. Consideration of Amendment No. 5 to Cooperative Agreement No. C-95-994 Between the Orange County Transportation Authority and the City of Villa Park. Approved Action: That the City Council approve Amendment No. 5 to Cooperative Agreement No. C-95-994 Between the Orange County Transportation Authority and the City of Villa Park, and authorize the Mayor to execute the Agreement on behalf of the City.
6. Consideration of Declaring the City's Carillon Bells Surplus Property. Approved Action: That the City Council declare the City's Carillon Bells surplus property and direct the City Manager to arrange for their disposal.
7. Program Supplement No. M002 to City-State Master Agreement No. 12-5377 for Federal Project Funding (Wanda/Collins Project). Approved Action: That the City Council adopt Resolution No. 2002-2643 Approving Program Supplement No. M002 for the Collins Avenue and Wanda Road Project to the Agency-State Agreement for Federal Projects No. 12-5377.
8. Consideration of List of Demands for July 31, 2002. Approved Action: That the City Council approve the List of Demands for July 31, 2002, numbered 1 through 27 in the amount of \$14,562.89.
9. Consideration of List of Demands for August 27, 2002. Approved Action: That the City Council approve the List of Demands for August 27, 2002, numbered 1 through 35 in the amount of \$199,468.53.

MATTERS PRESENTED BY COUNCILMEMBERS: None.

CITY COMMISSION AND COMMITTEE REPORTS OR REFERRALS:

Orange County Sanitation District – Councilmember Patterson

Councilmember Patterson provided an update on the Sanitation District's groundwater replenishment program.

ITEMS FOR CONSIDERATION:

League of California Cities Conference in Long Beach – October 2 through October 5, 2002.

City Manager Rodericks announced the League of California Cities upcoming annual conference to be held in Long Beach from October 2 to October 5, 2002.

Discussion Regarding Villa Park Community Services Foundation.

City Manager Rodericks reported that efforts to form the Community Services Foundation are continuing. It is anticipated that appointments will be made in October or November.

PUBLIC HEARINGS:

Consideration of Conditional Use Permit No. 0497 for Construction of a Patio Cover – Location: 10292 Center Drive; Applicant: Carolyn Deed-Simmons.

City Manager Rodericks stated that at the July 2002 Meeting, the City Council denied the applicant's request for a variance for an attached patio cover that would encroach into the rear yard setback area. The City Council continued the Public Hearing as a Conditional Use Permit and allowed the applicant to redesign the patio cover as a detached structure.

The proposed patio would contain 680 square feet and would comply with the lot coverage, gross floor area and building setback and height requirements.

Mayor MacAloney opened the public hearing.

With no public testimony forthcoming, Mayor MacAloney closed the public hearing.

It was moved by Councilmember Patterson, seconded by Mayor Pro Tem Bob Bell, and carried by the following roll call vote to adopt Resolution No. 2002-2629 approving Conditional Use Permit #0497 for a detached patio cover, with conditions; 10292 Center Drive – Applicant: Carolyn Deed-Simmons.

AYES:	COUNCILMEMBERS:	Patterson, McGowan, Freschi, Bell, MacAloney
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None

Consideration of Variance Application No. 0499 for a Patio Cover Encroaching in the Rear Yard Setback – Location: 17845 Helena Circle; Applicant: Donald Moser.

City Manager Rodericks reported that plans for a residential remodel at 17845 Helena Circle were approved by the City's then contract building services provider on March 3, 2001. In those plans, it showed the patio cover in question 13 feet from the rear property line.

In May 2002, the City Council approved Variance Application No. 0499 for a patio cover that would encroach 12 feet into the required 25-foot rear yard setback area at 17845 Helena Circle, leaving a 13-foot setback.

Recently, the City's Deputy Building Inspector discovered an error in the setback distance on the plans that was made by the applicant's architect. The original variance request was for a 12-foot encroachment into the required 25-foot rear yard setback. Actual conditions show a 16-foot encroachment.

Due to this discovery, the applicant is requesting permission to encroach an additional 4 feet into the rear yard building setback requirement, for a total of 16 feet, leaving a 9-foot setback.

Mayor MacAloney opened the public hearing.

Mr. Moser addressed Council in support of his variance request.

Discussion ensued as to the requirements for detached structures versus attached structures. The City Council asked the applicant if he would be willing to resubmit the application as a Conditional Use Permit for a detached structure.

Following discussion, it was moved by Mayor Pro Tem Bob Bell, seconded by Councilmember Freschi, and carried by the following roll call vote to deny Variance Application No. 0499 for a Patio Cover Encroaching into the Rear Yard Setback – Location: 17845 Helena Circle; Applicant: Donald Moser; and continue the item to September 24, 2002 as a Conditional Use Permit:

AYES:	COUNCILMEMBERS:	Patterson, McGowan, Freschi, Bell, MacAloney
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None

Consideration of After-the-Fact Conditional Use Permit and Variance Application No. 0500 to Allow a Detached Structure that Encroaches into the Side Yard and Front Yard Setback Areas to Remain – Location: 9302 Tritt Circle; Applicant: John Anderson.

City Manager Rodericks stated that the applicant is requesting an after-the-fact conditional use permit to allow an existing 200 s.f. storage shed that is 12 feet, 4 inches in height to remain.

A variance is requested for the structure as it encroaches 14 feet into the required 50-foot front yard setback and 7 feet, at the front corner, and 8 feet, 8 inches, at the rear corner, into the required 10-foot side yard setback.

Mayor MacAloney opened the public hearing.

Sandy Murg, who resides across the street from the applicant, voiced her objections to the storage shed.

John Anderson, applicant, outlined the reasons for placing the structure in the setback areas. He indicated that it could be relocated outside of the setback areas.

Discussion ensued among Council and Staff regarding whether or not special circumstances applicable to the property are present to warrant granting of the variance.

It was moved by Councilmember Patterson, seconded by Councilmember Freschi, and carried by the following roll call vote to adopt Resolution No. 2002-2633 Denying Variance Permit #0500 for a detached structure encroaching into the side and front yard setback areas; and continue

consideration of the Conditional Use Permit to the September 24, 2002; 9302 Tritt Circle – Applicant: John Anderson.

AYES:	COUNCILMEMBERS:	Patterson, McGowan, Freschi, Bell, MacAloney
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None

Consideration of Conditional Use Permit No. 0501 for Construction of a Gazebo – Location: 9631 Brynmar Drive; Applicant: Hayward LeCrone.

City Manager Rodericks stated that the applicant is requesting a Conditional Use Permit to construct a gazebo in the rear yard of his property. The gazebo would contain 75 square feet and would comply with the lot coverage, gross floor area and building setback and height requirements.

Mayor MacAloney opened the public hearing.

With no public testimony forthcoming, Mayor MacAloney closed the public hearing.

It was moved by Councilmember Patterson, seconded by Councilmember McGowan, and carried by the following roll call vote to adopt Resolution No. 2002-2634, A Resolution of the City Council of the City of Villa Park approving Conditional Use Permit #0501, for a detached structure, with conditions; 9631 Brynmar Drive – Applicant: Hayward LeCrone.

AYES:	COUNCILMEMBERS:	Patterson, McGowan, Freschi, Bell, MacAloney
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None

Consideration of Conditional Use Permit and Variance Application No. 0502 for Construction of a Freestanding Patio Cover Encroaching into the Side Yard Setback Area, and Fencing Over 6 Feet in Height – Location: 18974 Mesa Drive; Applicants: Bob and Julie Wheatley.

City Manager Rodericks reported that the applicants are requesting a conditional use permit for construction of a freestanding patio cover and a variance to allow the patio cover to encroach into the westerly side yard setback by 6 feet. The proposed patio cover would contain 256 square feet and 9 feet, 2 inches in height. It would encroach 6 feet into the required 10-foot side yard setback.

The applicants are also requesting a variance to permit fencing over 6 feet in height in the rear yard. They are proposing a 3 to 4-foot wrought-iron extension to the existing 4 to 6-foot retaining walls at the rear of the property for safety reasons.

Mayor MacAloney opened the public hearing.

Jack Roberts, landscape architect representing Mr. and Mrs. Wheatly, answered questions from Council.

With no further testimony forthcoming, Mayor MacAloney closed the public hearing.

Following discussion, It was moved by Councilmember Patterson, seconded by Mayor Pro Tem Bob Bell, and carried by the following roll call vote to adopt Resolution No. 2002-2635 approving Conditional Use Permit and Variance Application No. 0502 for Construction of a Freestanding Patio Cover Encroaching into the Side Yard Setback Area, and Fencing Over 6 Feet in Height in the

Rear Yard, With Conditions – Location: 18974 Mesa Drive; Applicants: Bob and Julie Wheatley.
Additional conditions shall be added as follows:

- Supporting post of structure shall be no closer than 8 feet to the property line;
- Screening shall be added between the structure and the property line.

AYES:	COUNCILMEMBERS:	Patterson, McGowan, Freschi, Bell, MacAloney
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None

Consideration of Conditional Use and Variance Application No. 0503 for a New Residence Above 25' in Height, More Than 4 Garage Spaces on Property (One Being Over 8' in Height), an Increase in the Maximum Floor Area Allowed, and Retaining Walls in Excess of 6' in Height – Location: 19041 Cerro Villa Drive; Applicants: Harvey and Karen Beigle.

Mayor Pro Tem Bob Bell stated that he would abstain from voting on this matter due to a potential conflict of interest.

City Manager Rodericks stated that the applicants are requesting conditional use permits for the following:

- ◆ Construction of a new two-story single-family residence above 25 feet in height;
- ◆ Construction of 6 garage stalls on the property (1 double garage door over 8 feet in height);
- ◆ Increase in the 32% maximum floor area allowed to 36.6%.

The applicants are also requesting variance approval for retaining walls in excess of 6 feet in height.

The proposed project meets all the required setback and lot coverage limitations for structures under the City's Zoning Code.

Mayor MacAloney opened the public hearing.

Harvey Beigle, applicant, addressed Council in support of his project.

With no further public testimony forthcoming, Mayor MacAloney closed the public hearing.

Following discussion, It was moved by Councilmember Freschi, seconded by Councilmember Patterson, and carried by the following roll call vote to adopt Resolution No. 2002-2636 approving Conditional Use and Variance Application No. 0503 for New Residence Above 25', More Than 4 Garage Spaces on Property (One Being Over 8' in Height), an Increase in the Maximum Floor Area Allowed, and Retaining Walls in Excess of 6' in Height, With Conditions – Location: 19041 Cerro Villa Drive; Applicants: Harvey and Karen Beigle:

AYES:	COUNCILMEMBERS:	Patterson, McGowan, Freschi, MacAloney
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBERS:	Bell

Consideration of Conditional Use No. 0504 for Construction of a Second Dwelling Unit – Location: 10476 Fredrick Drive; Applicants: Peter and Susan Schaefer.

City Manager Rodericks reported that the applicants are requesting a Conditional Use Permit to construct a second dwelling unit at the rear of their property. The proposed 1,200 s.f. structure would contain the maximum square footage allowed for a second dwelling unit, and would comply with the lot coverage, gross floor area and building setback and height requirements.

Mayor MacAloney opened the public hearing.

Bill Edwards, Planet Design, spoke on behalf of Mr. and Mrs. Schaefer who were unable to attend the meeting.

With no further public testimony forthcoming, Mayor MacAloney closed the public hearing.

It was moved by Mayor Pro Tem Bob Bell, seconded by Councilmember Freschi, and carried by the following roll call vote to adopt Resolution No. 2002-2637 approving Conditional Use Permit #0504 for a second dwelling unit, with conditions; 10476 Fredrick Drive – Applicants: Peter and Susan Schaefer:

AYES:	COUNCILMEMBERS:	Patterson, McGowan, Freschi, Bell, MacAloney
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None

Consideration of Variance Application No. 0505 for Construction of an Entryway Encroaching Into the Front Yard Setback Area – Location: 10611 Potter Circle; Applicant: Blair A. Boyce.

City Manager Rodericks stated that the applicant is requesting variance approval to construct an entryway addition to a single-family residence encroaching into the front yard setback area.

As constructed, the main dwelling unit encroaches into the required front yard setback of 30 feet by 2 feet, 3 inches, making the existing front yard setback 27 feet, 7 inches. The applicant is requesting a variance to have two posts of the proposed entryway further encroach into the front yard setback area by an additional 4 feet, 4 inches.

Mayor MacAloney opened the public hearing.

Blair Boyce, applicant, spoke in support of his project.

Vahan Sarkesian, Potter Circle, spoke in opposition to the proposed project.

Scott Brophy, Potter Circle, addressed Council in support of the project.

Mayor MacAloney closed the public hearing.

Following discussion, a motion was made by Councilmember Patterson and seconded by Councilmember Freschi to adopt Resolution No. 2002-2637 approving Variance Application #0505 for construction of an entryway encroaching into the front yard setback area, with conditions; 10611 Potter Circle – Applicant: Blair A. Boyce. Motion failed by the following roll call vote:

AYES:	COUNCILMEMBERS:	Patterson, Freschi
NOES:	COUNCILMEMBERS:	McGowan, Bell, MacAloney
ABSENT:	COUNCILMEMBERS:	None

A motion was made by Mayor Pro Tem Bob Bell, seconded by Councilmember McGowan, and carried by the following roll call vote to adopt Resolution No. 2002-2637 denying Variance Application #0505 for construction of an entryway encroaching into the front yard setback area; 10611 Potter Circle – Applicant: Blair A. Boyce:

AYES:	COUNCILMEMBERS:	McGowan, Bell, MacAloney
NOES:	COUNCILMEMBERS:	Patterson, Freschi
ABSENT:	COUNCILMEMBERS:	None

Consideration of Conditional Use Permit No. 0506 for Construction of a Kitchen Cabana - Location: 18677 Mesa Drive; Applicants: Jose and Maria Navarro.

City Manager Rodericks reported that the applicants are requesting a Conditional Use Permit to construct a kitchen cabana at the rear of their property. The cabana would contain 288 square feet and would comply with the lot coverage, gross floor area and building setback and height requirements.

Mayor MacAloney opened the public hearing.

Bill Panzich, representing Mr. and Mrs. Navarro, spoke in support of their request.

With no further public testimony forthcoming, Mayor MacAloney closed the public hearing.

It was moved by Mayor Pro Tem Bob Bell, seconded by Councilmember Freschi, and carried by the following roll call vote to adopt Resolution No. 2002-2640 approving Conditional Use Permit #0506 for a kitchen cabana, with conditions; 18677 Mesa Drive – Applicants: Jose and Maria Navarro.

AYES:	COUNCILMEMBERS:	Patterson, McGowan, Freschi, Bell, MacAloney
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None

Consideration of Resolution No. 2002-2639, Coral Tree Circle – Preferential Parking District.

City Manager Rodericks reported that Ordinance No. 91-391 was established by the City Council to address on-street parking issues that substantially reduce or impair parking within a residential neighborhood for an extended period of time.

The City Council may, upon recommendation of the City Manager, consider the designation of a preferential parking district for those areas satisfying specific criteria.

Coral Tree Circle is a small cul-de-sac consisting of four homes. Parking on the street is constrained due to the size of the cul-de-sac and the presence of an island in the center of the cul-de-sac. During school activities and events, on-street parking is restricted due to event attendees parking within the small cul-de-sac.

The residents of the street have requested that their street be designated as a Preferential Parking District.

Mayor MacAloney opened the public hearing.

With no public testimony forthcoming, Mayor MacAloney closed the public hearing.

It was moved by Councilmember Freschi, seconded by Councilmember Patterson, and carried by the following roll call vote to adopt Resolution No. 2002-2639 Establishing a Preferential Parking District on Coral Tree Circle and Establishing Parking Restrictions Within Said District:

AYES:	COUNCILMEMBERS:	Patterson, McGowan, Freschi, Bell, MacAloney
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None

Consideration of Adjustment to Fee Schedule – Street Improvements.

City Manager Rodericks stated that Section 23-12 of the Villa Park Municipal Code authorizes the collection of a cash bond or an irrevocable letter of credit from a financial institution approved by the City Manager in an amount determined by resolution of the City Council to protect the City from any damages to any public improvements and to provide for cleaning or other maintenance required on any street, sewer, drainage easement or other public improvement which may be affected either directly or indirectly by the proposed improvements.

The \$575 fee includes a nonrefundable \$75 administrative overhead charge. At the conclusion of the project, if all work is completed in accordance with City requirements and there is no impact on any public improvements, the \$500 fee shall be refunded.

Mayor MacAloney opened the public hearing.

With no public testimony forthcoming, Mayor MacAloney closed the public hearing.

It was moved by Mayor Pro Tem Bob Bell, seconded by Councilmember Freschi, and carried by the following roll call vote to adopt Resolution No. 2002-2641 Establishing Bond Amounts and Fees for Various Permits, Approvals, and Processes:

AYES:	COUNCILMEMBERS:	McGowan, Freschi, Bell, MacAloney
NOES:	COUNCILMEMBERS:	Patterson
ABSENT:	COUNCILMEMBERS:	None

STAFF REPORTS:

City Manager:

Discussion of Holiday Plaza Lights.

City Manager Rodericks reported that in 1998, the City issued a purchase order for the purchase of holiday decorations and for the storage, removal, and maintenance for one year. This totaled \$22,642. The City committed to fifty (50%) percent of the cost of the decorations with the remainder to come from the Villa Park Shopping Plaza owners and tenants.

Invoices totaling \$10,750 were submitted to the center property owners and tenants. A total of \$8,225 was remitted to the City. First year costs for installation, removal, maintenance, and storage were \$3,856. Second year costs increased to \$5,219. In 2001, the cost was raised again to \$5,720. These costs do not include re-lamping or changes in the display. In order to maintain the lights in a functional condition for the 2001 display, more than half of the lights were required to be replaced due to burnout. An additional \$1,000 is necessary to finish re-lamping the display for this year.

The cost of the 2002/2003 contract with Preferred Property Maintenance for the installation, removal, and storage of the decorations is \$6,720. This includes the re-lamping of the lights.

There has been some discussion as to whether the City should retain ultimate responsibility for decorating the Villa Park Shopping Plaza. The City currently owns the lighting and decoration sets.

On July 31, 2002, staff held a discussion meeting for the owners and tenants of the Villa Park Shopping Plaza to discuss the holiday plaza lighting program. The City received comments from only six owners/tenants and only two attended the meeting.

Based on the response from the meeting and follow-up feedback, staff recommends that the City Council consider making the 2002 display the final year for the City's participation in the holiday plaza lighting project and investigate alternatives for the surplus and sale of the light sets.

Following a discussion by the City Council, it was recommended that this item be continued to the Town Hall Meeting to solicit further public input on the issue.

Consideration of Amendment No. 1 to Cooperation Agreement for Continued Participation in the Urban County Program for Federal Housing and Community Development Block Grant Program, Home Investment Partnership Program.

City Manager Rodericks stated that in August 2002, the County received notification from the Housing and Urban Development (HUD) that language contained in HUD Notice CPD 02-05; Part V, must be precisely stated in the Cooperation Agreement between the City and County. An amendment to the Cooperative Agreement is required.

It was moved by Councilmember Patterson, seconded by Councilmember McGowan, and carried by the following roll call vote to approve Amendment No. 1 to Cooperation Agreement and authorize the City Manager to execute the Amendment on behalf of the City.

AYES:	COUNCILMEMBERS:	Patterson, McGowan, Freschi, Bell, MacAloney
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None

City Attorney: No report.

City Clerk:

Designation of October 15, 2002 for the next Town Hall Meeting.

It was the unanimous decision of the City Council to schedule the next Town Hall Meeting for October 15, 2002.

City Engineer:

Consideration of Construction Bids for the Loma Street Improvements Cannon Street to Mesa Drive and the Wanda Road/Collins Avenue Street Rehabilitation Project.

City Engineer Repke reported that construction bids for the Collins/Wanda/Loma Street Combination Project were opened on August 20, 2002. A total of nine bids were received.

The lowest responsible and responsive bid was received from Ben's Asphalt in the amount of \$252,273.45. The Engineer's Estimate was \$288,448.10.

It was moved by Councilmember Freschi, seconded by Mayor Pro Tem Bob Bell, and carried by the following roll call vote to award a construction contract to Ben's Asphalt of Santa Ana, CA in

the amount of \$252,273.45 and authorize the Mayor and City Clerk to execute the Contract Agreement.

AYES: COUNCILMEMBERS: Patterson, McGowan, Freschi, Bell, MacAloney
NOES: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

OTHER BUSINESS: None.

ORAL COMMUNICATIONS: None.

ORDINANCES:

Consideration of Second Reading and Adoption of Ordinance No. 2002-486 Authorizing an Amendment to the Contract Between the City Council of the City of Villa Park and the Board of Administration of the California Public Employees' Retirement System.

First reading of the ordinance was approved at the July 23rd City Council Meeting.

It was moved by Councilmember McGowan, seconded by Mayor Pro Tem Bob Bell, and carried by the following roll call vote to approve second reading and adopt Ordinance No. 2002-486 Authorizing an Amendment to the Contract Between the City Council of the City of Villa Park and the Board of Administration of the California Public Employees' Retirement System:

AYES: COUNCILMEMBERS: Patterson, McGowan, Freschi, Bell, MacAloney
NOES: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

Consideration of First Reading of Ordinance No. 2002-487, Roberto Street Restricted Parking.

City Manager Rodericks advised that the City has received a request to restrict parking on Roberto Street due to excessive parking from residents from the housing complex across Collins Avenue.

Mrs. Judy Andrews, Fernando Circle, voiced her objections on the proposed parking restrictions on Roberto Street.

Following discussion, it was moved by Mayor Pro Tem Bob Bell, seconded by Councilmember McGowan, and carried by the following roll call vote to continue consideration of first reading of Ordinance No. 2002-487, Roberto Street Restricted Parking to the September 24, 2002 City Council Meeting:

AYES: COUNCILMEMBERS: Patterson, McGowan, Freschi, Bell, MacAloney
NOES: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

Consideration of First Reading of Ordinance No. 2002-488 Amending Section 1-5.2 of Chapter I of the Villa Park Municipal Code Pertaining to Maximum Penalty.

City Attorney Hampel stated that Article 1-5 of the Villa Park Municipal Code establishes a maximum penalty for the violation of any ordinance or law of the City. Currently, Section 1-5.2

establishes that penalty as a misdemeanor punished by a fine not exceeding \$500.00 or imprisonment for a term not exceeding six months, or by both such fine and imprisonment.

State law allows for an increase in the maximum fine to \$1,000.00. The City Attorney recommends that the City amend the ordinance to reflect the change.

It was moved by Councilmember Patterson, seconded by Councilmember McGowan, and carried by the following roll call vote to approve first reading of Ordinance No. 2002-488, an Ordinance of the City Council of the City of Villa Park amending Section 1-5.2 of Chapter I of the Villa Park Municipal Code Pertaining to Maximum Penalty:

AYES:	COUNCILMEMBERS:	Patterson, McGowan, Freschi, Bell, MacAloney
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None

RESOLUTIONS: None.

CLOSED SESSION: None.

ADJOURNMENT:

It was moved by Councilmember Freschi, seconded by Mayor Pro Tem Bob Bell, and carried unanimously to adjourn the meeting at 10:30 p.m..

W. Bill MacAloney, Mayor
City of Villa Park

ATTEST:

Kathy Adrian, City Clerk
City of Villa Park