

MINUTES OF THE CITY COUNCIL

CITY OF VILLA PARK, CALIFORNIA

The City Council of the City of Villa Park met in regular session Tuesday, October 28, 2003 at 7:30 PM in the City Council Chambers, 17855 Santiago Boulevard, Villa Park, California.

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

ROLL CALL:

COUNCILMEMBERS PRESENT:

| | |
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| Bob Bell | Mayor |
| Patricia Bortle | Mayor Pro Tem |
| Rich Freschi | Councilmember |
| Bill MacAloney | Councilmember |

COUNCILMEMBERS ABSENT:

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| Robert McGowan | Councilmember |
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STAFF PRESENT:

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| George Rodericks | City Manager |
| Cristina Sundstrom | Administrative Secretary/Deputy City Clerk |
| Leonard Hampel | City Attorney |
| Warren Repke | City Engineer |

FLAG SALUTE:

Jessica Woodside and Lesley Nakata, six-grade students from Serrano Elementary, led the flag salute.

INTRODUCTIONS AND PRESENTATIONS:

Presentation of Commendation for Outstanding Academic Achievement to Elysse Applebaum, Villa Park High School Senior.

Mayor Bell presented a certificate of achievement to Ms. Applebaum as well as a gift certificate for Dr. Java Soda Fountain, a new business within the Villa Park Pharmacy.

Recognition of Recent Community Emergency Response Team (CERT) Graduates: Wayne Silzel; Mary Silzel; and Drew Harris.

Captain Jeff Taylor of the Orange County Fire Authority presented certificates of completion, CERT vests, and City plaques to the three graduates. He spoke about the CERT program and announced that there will be another six-week training course given in the spring of 2004. Applications are available at City Hall or on the website

(www.villapark.org). All three graduates thanked Captain Taylor and the City of Placentia, the host of the training.

Due to the many fires currently burning in the surrounding counties, Mayor Bell introduced five Firefighter Reserves from Engine Company 223. These firefighter reserves have been assisting career firefighters while they have been battling the fires raging in the surrounding counties. Battalion Chief Mike Boyle introduced the Reserves as: Robert Deiro; Robert Frackelton; Steven Shinsato; Jaime Mendoza; and Sean Cunningham. He announced that the paramedic van is temporarily stationed at Station No. 23.

ORAL COMMUNICATIONS:

Deniece Hills, resident of the City of Orange and Ralph's employee, addressed the Council about the lock-out of Ralph's employees. She apologized to the community of Villa Park for any inconvenience this strike has caused.

Wayne Silzel thanked city staff and City Council for the terrific website (www.villapark.org) and praised it for being an excellent means of communication for the Villa Park residents.

Mayor Pro Tem Bortle discussed the fact that several Villa Park Women's League members will be signing up for the Neighborhood Watch Program.

CONSENT AGENDA:

It was moved by Councilmember MacAloney, seconded by Mayor Pro Tem Bortle, and carried by the following roll call vote to approve Consent Agenda Items 1 through 9:

| | | |
|---------|-----------------|----------------------------------|
| AYES: | COUNCILMEMBERS: | MacAloney, Freschi, Bortle, Bell |
| NOES: | COUNCILMEMBERS: | None |
| ABSENT: | COUNCILMEMBERS: | McGowan |

1. Consideration to Waive Reading in Full of All Ordinances on the Agenda. Approved Action: That the City Council waive the reading in full of all ordinances on the Agenda.
2. Consideration of City Council Minutes of September 23, 2003. Approved Action: That the City Council approve the City Council Minutes of September 23, 2003.
3. Consideration of City Council Minutes of Town Hall Meeting October 14, 2003. Approved Action: That the City Council approve the City Council Minutes of Town Hall Meeting October 14, 2003.
4. Consideration of List of Demands for September 30, 2003. Approved Action: That the City Council approve the List of Demands for September 30, 2003, numbered 1 through 40 in the amount of \$61,204.46.

5. Consideration of List of Demands for October 28, 2003. Approved Action: That the City Council approve the List of Demands for October 28, 2003, numbered 1 through 34 in the amount of \$160,326.07.
6. Consideration of Quarterly Reports for Period Ending September 30, 2003. Approved Action: That the City Council receive and file the quarterly reports for period ending September 30, 2003 .
7. Consideration of Claim Against the City of Villa Park – Claimant: Robert Ray. Approved Action: That the City Council reject subject claim and direct the City Clerk to give proper notice of the rejection.
8. Consideration of Street Dedication – (Location: 18161 Serrano Avenue). Approved Action: That the City Council accept the street easement dedication for AP#372-161-09 and authorize the City Clerk to record the Easement Deed.
9. Consideration of Adoption of Strategic Business Plan. Approved Action: That the City Council adopt the Strategic Business Plan as presented at the October 14, 2003 Town Hall Meeting.

MATTERS PRESENTED BY COUNCILMEMBERS:

Education – Mayor Pro Tem Bortle.

Mayor Pro Tem Bortle announced that Assemblyman Todd Spitzer of the 71st Assembly District has created an essay contest entitled, “If I could Write or Create a Law” essay contest open to all high school students within the 71st Assembly District. The student may choose an essay topic. The First Place winner will be flown to Sacramento to present his or her idea formulated into an Assembly Bill to the Assembly Committee.

CITY COMMISSION AND COMMITTEE REPORTS OR REFERRALS:

Councilmember MacAloney questioned City Manager Rodericks about the status of the CERT list and the progress on Neighborhood Watch. Mr. Rodericks reported that a Block Captain meeting was held at the City Council Chambers on October 21st at 6:30 PM with excellent attendance.

Councilmember Rich Freschi gave the Council a medical update on his wife Joy, who is fighting cancer. Residents may call City Hall for updates on her condition.

ITEMS FOR CONSIDERATION:

Continuation of OCRAA Funding Beyond October 2003.

City Manager Rodericks reviewed the decision made at the June 3, 2003 Town Hall Meeting to fund the City’s paid membership in OCRAA through October 2003. He explained that paid membership in OCRAA is voluntary and that if the City chose to discontinue paid membership this would not exclude continued membership in the organization.

Mayor Bell asked City Attorney Hampel to please report back to the Council next month about the U.S. Navy's plans for the El Toro land.

It was moved by Councilmember MacAloney, seconded by Councilmember Freschi, and carried by the following roll call vote to discontinue the City's paid membership in OCRAA and still remain a voluntary member:

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|---------|-----------------|----------------------------------|
| AYES: | COUNCILMEMBERS: | MacAloney, Freschi, Bortle, Bell |
| NOES: | COUNCILMEMBERS: | None |
| ABSENT: | COUNCILMEMBERS: | McGowan |

PUBLIC HEARINGS:

1. Consideration of Conditional Use Permit No. 0554 for a Detached Recreation Room Addition – (Location: 19021 Valley Drive; Applicant: Melissa Algosó).

Mayor Bell opened the Public Hearing.

City Manager Rodericks reported that the applicant is requesting permission to construct a 400 square foot detached recreation room.

The subject property is located at 19021 Valley Drive and is in the E4 Small Estate zoning district. The lot area is approximately 37,807 square feet and surrounding uses are residential.

The applicant is proposing a detached recreation room in the rear yard with a height of 15 feet. A second dwelling unit is defined as a unit containing sleeping quarters and kitchen and bathroom facilities. As it is shown on the plans, the recreation room does not meet the definition of a second dwelling unit.

Structures over seven (7) feet in height require a Conditional Use Permit and must abide by the ten (10) foot setback requirement. Based on a review of the project application, the proposed project meets the objectives of the Villa Park Zoning Code and complies with lot coverage, floor area, setback, and height requirements.

The staff recommends approval of this application. It is recommended that the City Council conduct a Public Hearing, review the application, and make appropriate findings thereto.

Public testimony was given by the project architect, Pete Volbeda, 615 N. Benson Ave., Suite D, Upland, California, who addressed the Council about his client's wishes to construct a detached recreation room for outdoor enjoyment.

Mayor Bell closed the Public Hearing.

It was moved by Councilmember Freschi, seconded by Mayor Pro Tem Bortle, and carried by the following roll call vote to adopt Resolution No. 2003-2714, a Resolution of the City Council of the City of Villa Park approving Conditional Use Permit No. 0554, for a detached recreation room, with conditions - (Location: 19021 Valley Drive; Applicant: Melissa Algosó).

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

2. Consideration of Conditional Use Permit No. 0555 for a Detached Patio Cover/Gazebo – (Location: 9181 El Rito; Applicant: Robert Perez).

Mayor Bell opened the Public Hearing.

City Manager Rodericks reported that the applicant is requesting permission to construct a 364 square foot detached patio cover/gazebo.

The subject property is located at 9181 El Rito and is in the E4 Small Estate zoning district. The lot area is approximately 20,000 square feet and surrounding uses are residential.

The applicant is proposing a detached patio cover/gazebo in the rear yard with a height of 15 feet.

Structures over seven (7) feet in height require a Conditional Use Permit and must abide by the ten (10) foot setback requirement. Based on a review of the project application; the proposed project meets the objectives of the Villa Park Zoning Code and complies with lot coverage, floor area, setback, and height requirements.

The staff recommends approval of the application. It is recommended that the City Council conduct a Public Hearing, review the application, and make appropriate findings thereto.

Public testimony was given by the applicant, Robert Perez, 9181 El Rito. He addressed the Council about his desire to beautify his backyard with this patio cover/gazebo.

Mayor Bell closed the Public Hearing.

It was moved by Mayor Pro Tem Bortle, seconded by Councilmember Freschi, and carried by the following roll call vote to adopt Resolution No. 2003-2715, a Resolution of the City Council of the City of Villa Park approving Conditional Use Permit No. 0555 for a detached patio cover/gazebo, with conditions - (Location: 9181 El Rito; Applicant: Robert Perez).

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

STAFF REPORTS:

City Manager:

Consideration of November City Newsletter (Villa Park Highlights).

City Manager Rodericks reported that the costs for the production of the November/December edition of the quarterly newsletter are consistent with the 2003/04 Operating Budget.

It is recommended that the City Council review the November/December edition of the City newsletter and authorize the production of the edition.

It was moved by Councilmember MacAloney, seconded by Councilmember Freschi, and carried by the following roll call vote to review the November/December edition of the City newsletter and authorize the production of the edition:

| | | |
|---------|-----------------|----------------------------------|
| AYES: | COUNCILMEMBERS: | MacAloney, Freschi, Bortle, Bell |
| NOES: | COUNCILMEMBERS: | None |
| ABSENT: | COUNCILMEMBERS: | McGowan |

City Attorney:

City Attorney Hampel reported that the Public Utility Committee and staff members met with the trash contractor, Villa Park Disposal. An agreement was made on wording for the Assignment and Assumption Agreement, which will be presented at the next Council Meeting. Villa Park Disposal also indicated renewed interest in updating their franchise agreement with the City. With the Committee's help, revisions will be presented to the Council at an upcoming meeting.

The existing Assignment and Assumption Agreement gives the Council the ability to reduce the term of the franchise to ten years from twenty if there is a change in the management team. The new Agreement preserves the same discretion and is broadened.

City Clerk: No report.

City Engineer:

Pavement Management PowerPoint Presentation.

City Engineer Repke presented a report on the Pavement Management Program (PMP). The Program was developed with assumptions for a budget of \$260,000 per year, a PCI (Pavement Condition Index) of 80 in Year Five (2008) and improvement of Villa Park's overall roadway quality by increasing the total network area in the Preventive Maintenance category from 78% in 2004 to 99% in 2008.

In the late 2002 the City purchased a computer-based Pavement Management Program (PMP). Since that time City staff has worked to complete all elements of the program.

The ultimate goal of the PMP is to provide an important management tool for use in developing an effective pavement management program that will preserve and extend the life of the City streets, as well as the start of a street inventory system for the City.

Development of the City Pavement Management Program consisted of the following elements:

1. Purchase of and training on the PMP software;
2. Research, collection, and input of City street inventory data;
3. Field rating and input of pavement condition data;
4. Determine system needs;
5. Develop budget scenarios to meet needs;

6. Prepare five-year program.

The City still must work on the following tasks:

- Annual update of PMP;
- Re-inspection of streets at three-year intervals;
- Street inventory data (curb, gutter, sidewalk, signs, trails, bike lanes).

In conclusion, the City Council's continuous support of street maintenance has shown the following results:

- PMP provides the tool to improve the City-wide pavement condition and extends the life of streets;
- A construction budget of \$260,000 over the next five years will meet the City's goal of City-wide (Pavement Condition Index) PCI of 80;
- PMP is an effective management tool to assist Villa Park in extending the life of one of the most costly and visual assets in our City.

At the Council's request, City Attorney Hampel discussed the possibility of collecting a fee for street maintenance at the time a permit is issued by the City Engineer to offset these street maintenance expenses.

City Engineer Repke reported that the permit process has been improved to where we believe we have a better standard which applies to utility companies who cut the pavement.

Mayor Bell agreed that the City should have a means of charging parties who damage City pavement.

OTHER BUSINESS: None.

ORAL COMMUNICATIONS:

Wayne Silzel, 18202 Montana Circle, addressed the Council and asked City staff how much it cost to set up the Pavement Management Program. City Manager Rodericks responded that it cost between \$30,000 and \$40,000 and that most of the cost is in inventory.

Councilmember Freschi added that data from the PMP helps the City when applying for grant money.

ORDINANCES: None.

RESOLUTIONS: None.

ADJOURNMENT:

It was moved by Mayor Bell and carried unanimously to adjourn the meeting at 8:45 PM. to the next regular City Council meeting November 18, 2003.

Bob Bell Mayor
City of Villa Park

ATTEST:

George J. Rodericks, City Clerk
City of Villa Park