

**CITY OF VILLA PARK  
CITY COUNCIL AGENDA  
NOVEMBER 15, 2005  
7:30 PM**

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 Chair, 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 the Office of the City Clerk 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](http://www.villapark.org). Meetings are broadcast live on VPCATV Channel 3.

Please Note: 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 the City Clerk's office 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 you call if special assistance is required to attend or participate in meetings on a regular basis.

**ORDER OF BUSINESS**

**CALL TO ORDER**

**ROLL CALL**

Mayor Freschi  
Mayor Pro Tem Bortle  
Councilmember Bell  
Councilmember Fauteux  
Councilmember Ulmer

**FLAG SALUTE**

Nicole Mora and Brittany Smith, sixth-graders from Villa Park Elementary School, will lead the flag salute.

**INTRODUCTIONS AND PRESENTATIONS**

1. Presentation of Commendation for Outstanding Academic Achievement to Samantha Vega, an eighth-grader at Cerro Villa Middle School.
2. Presentation of Plaque in Recognition of Marty Colleary and His Restaurant, Rockwell's Café.
3. Presentation of Certificates to Ten CERT Program Graduates:

- Linda and Michael Cornue
- Donna DeLamarter
- Susan Drobish
- John Fader
- Carol and Sam Kawanami
- Alice Walli
- Carolyn and Jim Reichert

4. Presentation By Elizabeth Ussher of All Safe Signs Sponsored by the Villa Park Women's League, Villa Park Community Services Foundation, Inc., American Medical Response, and Irvine Lake.

### **ORAL COMMUNICATIONS**

Members of the public in attendance wishing to address the **City Council** on matters not otherwise appearing on the agenda, shall, upon recognition by the Chair, state their name, address, and subject. Unless the presiding officer grants further time, address time shall be limited to five minutes.

1. Presentation of Grand Jury Information by Judge Frederick Aguirre.
2. Assemblyman Bob Huff.
3. Representative of the Villa Park Community Services Foundation, Inc.

### **CONSENT AGENDA**

All matters listed under the "CONSENT AGENDA" are considered to be routine and are enacted by one motion approving the Recommendation listed on the Agenda. Any member of the Council or Staff may request an item be removed from the Consent Agenda for discussion or further explanation. Unless otherwise specified in the request to remove an item from the Consent Agenda, all items removed shall be considered immediately following action on the remaining items on the Consent Agenda.

1. Consideration to Waive Reading in Full of All Ordinances on the Agenda.

Recommendation:

That the City Council waive reading in full of all ordinances on the Agenda.

2. Consideration of City Council Minutes of October 11, 2005.

Recommendation:

That the City Council approve the Minutes of October 11, 2005.

3. Consideration of City Council Minutes of October 25, 2005.

Recommendation:

That the City Council approve the Minutes of October 25, 2005.

4. Consideration of List of Demands for November 15, 2005.

Recommendation:

That the City Council approve the List of Demands for November 15, 2005, numbered 1 through 44 in the amount of \$302,347.71.

5. Consideration of Amendment No. 9 to Agreement C-95-994 with the Orange County Transportation Authority.

Recommendation:

That the City Council approve Amendment No. 9 to Agreement C-95-994 with the Orange County Transportation Authority and authorize the Mayor to execute the Agreement.

6. Authorization to Incur Travel and Meeting Expenses For 2005 City Clerks New Law and Election Seminar Held December 7- December 9, 2005 in Monterey, CA.

Recommendation:

That the City Council authorize travel and meeting expenses for Deputy City Clerk Sundstrom to attend the League of California Cities' New Law and Election Seminar in Monterey, CA December 7-9, 2005.

7. Consideration of Payment to Orange County Division, League of California Cities, of \$773.00 for Demographic Services from the Center for Demographic Research.

Recommendation:

That the City Council authorize a payment of \$773.00 to the Orange County Division of the League of California Cities for Demographic Services from the Center for Demographic Research.

**MATTERS PRESENTED BY COUNCILMEMBERS**

**CITY COMMISSION AND COMMITTEE REPORTS OR REFERRALS**

1. Community Development Committee.

**ITEMS FOR CONSIDERATION**

**PUBLIC HEARINGS**

1. Consideration of Conditional Use and Variance Permit No. 0634 for a request to construct a detached one and a half (1 ½) car garage for a total of four and one half (4 ½) garages and for a request to encroach 10 feet into the rear yard setback for the detached 1 ½ garages (Location: 10071 Sycamore; Applicant: Barry Pesner).

Recommendation:

That the City Council conduct a Public Hearing, review the application, and make appropriate findings thereto.

2. Consideration of Conditional Use Permit No. 0635 for a request to encroach 1 foot 9 inches into the south side yard setback for a replacement utility shed (Location: 9542 Lemon Street; Applicant: Joseph Alarid).

Recommendation:

That the City Council conduct a Public Hearing, review the application, and make appropriate findings thereto.

**STAFF REPORTS**

City Manager:

1. Modifications to Existing Secondary Dwelling Unit Ordinance.

Recommendation:

That the City Council direct the City Manager to place on the December 20, 2005 Agenda an Ordinance amending the current secondary dwelling unit regulations.

2. Loma Street Turn Limitations.

Recommendation:

That the City Council direct the City Manager to place on the December 20, 2005 Agenda an Ordinance amending Article 19-6, Section 19-6.1 of the Villa Park Municipal Code Relating to Turn Limitation to prohibit left turns from Cannon Street to Loma from 6:30 a.m. to 8:30 a.m., Monday-Friday and amend prohibition of right turns from Cannon Street to Loma to the hours of 6:30 a.m. to 8:30 a.m., Monday – Friday.

City Attorney:

1. Draft Proposal Re: View Ordinance.
2. Adelphia Communications Corporation Update.

City Engineer:

1. Oral Update on Cannon Wall/Slope Repair.
2. Waiver of Permit Fees for Curb and Gutter Installation for Property Owners at 18921, 18941 and 18981 Valley Drive.

Recommendation:

That the City Council waive the permit fees for installation of street improvements at 18921, 18941 and 18981 Valley Drive, subject to receipt of executed street easement deeds for 5 feet of additional right-of-way.

## **OTHER BUSINESS**

## **ORAL COMMUNICATIONS**

Members of the public in attendance wishing to address the **City Council** on matters not otherwise appearing on the agenda, shall, upon recognition by the Chair, state their name, address, and subject. Unless the presiding officer grants further time, address time shall be limited to five minutes.

## **ORDINANCES**

## **RESOLUTIONS**

1. Consideration of Resolution No. 2005-2842, a Resolution of the City Council of the City of Villa Park, California Rejecting and Denying One or More FCC Forms 394 Relating to the Transfer of the Cable Television Franchise, And/Or Control Thereof, To An Entity Controlled by Time Warner Cable or Comcast Corporation.

Recommendation:

That the City Council adopt Resolution No. 2005-2842, a Resolution of the City Council of the City of Villa Park, California Rejecting and Denying One More FCC Forms 394 Relating to the Transfer of the Cable Television Franchise, And/Or Control Thereof, To An Entity Controlled by Time Warner Cable or Comcast Corporation.

## **CLOSED SESSION**

1. Conference with Legal Counsel Re: Anticipated Litigation/Decision to Initiate Litigation Involving Cannon Street Wall of Slope Failures, Govt. Code Section 54956.9[c].

## **ADJOURNMENT**