

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

JUNE 29, 2010

SPECIAL MEETING

5:00 p.m. – City Hall Conference Room

ROLL CALL Mayor MacAloney called the Special Meeting to order at 5:00 p.m.

COUNCILMEMBERS

PRESENT: Pauly, Rheins, Ulmer, MacAloney

ABSENT: Reese

EXCUSED: None

Councilmember Reese arrived at 5:02 p.m.

CLOSED SESSION

1. **Conference with Legal Counsel – Anticipated Litigation.** Closed Session pursuant to Government Code Section 54956.9 (b)(1): significant exposure to litigation. One potential case.

No reportable action was taken.

NEW BUSINESS

2. **Orange County Measure M Eligibility Requirements.**

City Manager Lori Sassoon presented a brief report on this resolution. She noted that the resolution was modified to reflect the current work in progress to reclassify Villa Park Road as a primary arterial highway on the MPAH.

It was moved by Councilmember Rheins, seconded by Councilmember Reese and carried by the following roll call vote to adopt Resolution No. 2010-3127:

AYES: COUNCILMEMBERS: Rheins, Reese, Pauly, Ulmer, MacAloney

NOES: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None

ABSTAIN: COUNCILMEMBERS: None

3. **Resolution No. 2010-3129, designating authorized City representatives to examine sales or transaction and use tax records.**

City Manager Lori Sassoon presented a brief report on this resolution. For the first time, the City will begin receiving sales tax reporting and sales tax auditing services through an agreement with MuniServices, but first the Council needs to authorize staff and the consultant to review

confidential State Board of Equalization information. She stated that staff did not want to wait until after the July 27 Council meeting to get started, but without the resolution on file the audit work cannot begin.

Mayor MacAloney, Mayor Pro Tem Ulmer, and Councilmember Reese expressed support for the sales tax audit work. Councilmember Pauly said she believes we should be doing this, but is uncomfortable with doing this resolution at a special meeting. She said she believed it should be done at a regular meeting, and that the public should be educated first.

Councilmember Reese stated that this should be a routine matter of City business, and that businesses should be following the law. City Manager Sassoon clarified that the City's consultant will not be verifying that businesses are paying sales tax; the audit work makes sure that sales taxes collected are then remitted to Villa Park by the State Board of Equalization. She stated that the consultant could make a presentation to the Council at the next regular meeting to educate the Council and public regarding this work.

Councilmember Rheins stated that the consultant should make a presentation at the next Council meeting.

Mayor MacAloney asked how many Councilmembers wanted to postpone this matter; Councilmember Pauly indicated that she would like to postpone it. Mayor MacAloney called for a motion on the matter. It was moved by Councilmember Rheins, seconded by Councilmember Reese and carried by the following roll call vote to adopt Resolution No. 2010-3129:

AYES: COUNCILMEMBERS: Rheins, Reese, Ulmer, MacAloney

NOES: COUNCILMEMBERS: Pauly

ABSENT: COUNCILMEMBERS: None

ABSTAIN: COUNCILMEMBERS: None

4. Agreement with Republic Services, Inc. for solid waste collection, transfer, recycling and disposal services.

No action was taken on this matter.

ADJOURNMENT

The City Council adjourned at 5:35 p.m. to a Regular Meeting on Tuesday, July 27, 2010.

ATTEST:

W. Bill Mac Aloney, Mayor
City of Villa Park

Jarad L. Hildenbrand, City Clerk
City of Villa Park