

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

February 22, 2011

CLOSED SESSION

6:00 p.m. – City Council Chambers/Conference Room

ROLL CALL Mayor Ulmer called the Closed Session to order at 6:00 p.m.

COUNCILMEMBERS

PRESENT: Fauteux, Pauly, MacAloney, Reese, Ulmer

ABSENT: None

1. **Conference with Legal Counsel – Existing Litigation.** Closed Session pursuant to Government Code Section 54956.9 (a): existing litigation. One case.

Davidson v. City of Villa Park (Case No. 00414522)

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

Conference with Legal Counsel – Anticipated Litigation. Closed Session pursuant to Government Code Section 54956.9 (c) relating to initiation of litigation: One potential case.

Conference with Real Property Negotiator. Closed Session pursuant to Government Code Section 54956.8.

Property: 17829 Santiago Boulevard, Villa Park, CA
City Negotiators: City Manager Sassoon
Property Negotiators: First Santiago Business LLC
Under Negotiation: Price and Terms of Potential Lease

GENERAL SESSION 7:00 p.m. — City Council Chambers

ROLL CALL Mayor Ulmer called the General Session to order at 7:05 p.m.

COUNCILMEMBERS

PRESENT: Fauteux, Pauly, MacAloney, Reese, Ulmer

ABSENT: None

PLEDGE OF ALLEGIANCE TO THE FLAG - Led by Paula Burton

City Attorney Litfin reported the Villa Park City Council returned from Closed Session with no reportable action.

PRESENTATIONS/ ANNOUNCEMENTS/ INTRODUCTIONS

- Presentation of Academic Achievement Award to Jessie Van Fleet from Orange Lutheran High School
- Woody Rickerl, Serrano Water District, update regarding the upcoming March 9, 2011 Town Hall Meeting
- Presentation to Woody Rickerl in recognition of his 30 years of service to the Serrano Water District
- Presentation to the Assistance League of Orange in celebration of their 70th anniversary
- Villa Park Community Services Foundation update and announcement of Foundation grant awards
- Law enforcement update - Chief of Police Services Lt. Bob Wren

ORAL COMMUNICATIONS

Jim Warden, 10021 Sycamore Street, spoke about the Towne Centre entrance improvement project and the reconfiguration of the parking lot, the Taft Avenue median improvement project, the Lemon Street median and trail improvement projects, and merit increases for City employees.

Scott Chaplain, 10472 Wulff Drive, spoke about the City's detached trailer parking requirements.

Dr. Linda Bartrom-Olsen, 18521 Jocotal Avenue, announced her daughter will be producing a new show for VPTV and spoke about the Lemon Street trail improvement project.

Jim Little, 18581 Durfee Lane, spoke about the Lemon Street trail improvement project.

Patty Del Monte, 9551 Lemon Street, spoke about the Lemon Street trail improvement project.

Patty Bauman, 9531 Lemon Street, spoke about the Lemon Street trail improvement project.

Janet Dante, 9511 Lemon Street, spoke about the Lemon Street trail improvement project.

Nancy Cannis, 18501 Serrano Avenue, spoke about the Lemon Street trail improvement project.

Don Booth, 18551 Via Bravo, spoke about the Lemon Street trail improvement project.

Lee Alarid, 9542 Lemon Street, spoke about the Lemon Street trail improvement project.

Bruce Burton, 18482 Valley Drive, spoke about the Lemon Street trail improvement project.

Councilmember MacAloney commented about the Lemon Street trail improvement project.

Councilmember Pauly commented about the Lemon Street trail improvement project and read an email she received from Mary Lynn Fader, 18512 Valley Drive, which discussed the project as well.

Mayor Pro Tem Reese commented about the Lemon Street Trail Improvements Project.

City Manager Sassoon commented about an open house meeting with concerned residents regarding the Lemon Street Trail Improvements Project.

Further discussion ensued regarding the nature of the project. In this phase of the project, the recreational trail, curb, and gutter will be installed on Lemon Street from Santiago to Valley. There will be no new landscaped medians north of Santiago at this time. It was noted that the award of contract for this project is anticipated on March 22, 2011.

CONSENT CALENDAR (ITEMS # 2-10)

Councilmember Fauteux pulled items 5, 7, 9, and 10.

Councilmember Pauly pulled item 2.

It was moved by Councilmember MacAloney, seconded by Mayor Pro Tem Reese, and carried by the following roll call vote to approve the remainder of the Consent Calendar:

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

NOES: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None

ABSTAIN: COUNCILMEMBERS: None

3. Financial Treasurer's Report for the month of January.

ACTION: Receive and file.

4. Request approval of City Council Minutes of January 25, 2011.

ACTION: Approve.

6. Mid-year budget review and budget adjustments.

ACTION: Authorize the Finance Director to amend the budget based on the amounts summarized in Attachment 1, Exhibit 1 of the staff report.

8. Investment Advisory Committee Appointment.

ACTION: Reappoint Mr. William Underwood to the Investment Advisory Committee for a term ending January 2013.

ITEMS REMOVED FROM THE CONSENT CALENDAR

2. Warrants and disbursements from January 9, 2011 to February 10, 2011.

Councilmember Pauly pulled this item questioning a Winzler and Kelly invoice regarding payment of the plan check for Lutheran High's parcel map. In response, City Manager Sassoon stated the applicant is responsible for payment.

Councilmember Pauly also questioned the League of California Cities dues. City Manager Sassoon responded it is the City's 2011 dues.

Councilmember Pauly also questioned a payment to the Portola Hotel & Spa at Monterey Bay. City Manager Sassoon responded this was the hotel cost for the annual city managers conference she attended.

Finally, with regard to the Serrano Water District invoice, Councilmember Pauly commended City maintenance staff for conserving water during the wet season.

It was moved by Councilmember Pauly, seconded by Councilmember MacAloney, and carried by the following roll call vote to approve warrants and disbursements in the amount of \$396,822.72:

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

NOES: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None

ABSTAIN: COUNCILMEMBERS: None

5. Ordinance permitting used vehicle sales and outdoor merchandise sales in Villa Park Towne Centre, and permitting outdoor storage containers in the service station performance and development standards (Second Reading).

Councilmember Fauteux pulled this item questioning if the City has received any feedback regarding the proposed Ordinance. In response, City Manager Sassoon stated staff has not received feedback since Council's last meeting.

It was moved by Councilmember Fauteux, seconded by Councilmember MacAloney, and carried by the following roll call vote to approve a second reading and adopt Ordinance No. 2011-559:

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

NOES: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None

ABSTAIN: COUNCILMEMBERS: None

7. Draft Fiscal Year 2011/12 Priorities and Work Plan.

Councilmember Fauteux pulled this item and mentioned March 11 is the last date for the State to add a measure to the ballot with regards to tax increases and continuations, and suggested waiting to see what will happen.

It was moved by Councilmember Fauteux, seconded by Councilmember MacAloney, and carried by a unanimous voice vote to receive and file the draft Fiscal Year 2011/12 Priorities and Work Plan, and continue this matter until March 22 to allow time for community feedback on the plan.

9. Water-efficient Parkway Median Landscaping Improvement Project.

Councilmember Fauteux pulled this item questioning why the recommended contractor was not the lowest bidder. In response, City Manager Sassoon stated that for professional services, under the City's ordinance, we are not required to obtain formal bids. Because it is a professional services contract the City issued a set of parameters and the contractors designed the project. City staff reviewed each proposal and based on their landscaping strategies as well as plant selections, staff recommended awarding the contract to Oak Forest Landscape.

Councilmember MacAloney suggested reviewing other sustainability alternatives such as artificial turf.

Councilmember Fauteux questioned if the City was going to look at other locations.

City Manager Sassoon stated this is an item in Council's work plan and we will phase in a few projects every year.

Councilmember Fauteux suggested the entrance to Larson Circle as a location to test out artificial turf.

It was moved by Councilmember Fauteux, seconded by Mayor Pro Tem Reese, and carried by the following roll call vote to authorize the City Manager to award a contract to Oak Forest Landscape for median landscaping improvements after the selected locations, and authorize the Finance Director to amend the FY 2010/11 Budget as stated in the staff report:

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

NOES: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None

ABSTAIN: COUNCILMEMBERS: None

10. Request for Proposals - EECBG Energy Efficiency Improvements at City Hall

Councilmember Fauteux pulled this item questioning where the grant came from as well as the reporting requirements.

City Manager Sassoon responded it is a Federal grant via the State and is complicated to administer which is why the City intentionally held off on beginning the projects in order to replicate what other cities are doing.

Councilmember Pauly questioned if parting of the reporting was to track the savings realized. City Manager Sassoon responded no. Councilmember Pauly then requested that the City track the savings realized and report back at a further date.

It was moved by Councilmember Fauteux, seconded by Mayor Pro Tem Reese, and carried by a unanimous voice vote to receive and file.

OLD BUSINESS

11. Request for speed humps on Featherhill Drive.

Assistant City Manager Hildenbrand presented the staff report.

Vito Canuso, 9582 Featherhill Drive, spoke in favor of the speed humps.

City Council discussion ensued regarding the type of speed humps to be installed, the number and location of the speed humps, as well as the possible consolidation of streets signs that populate Featherhill Drive.

It was moved by Councilmember MacAloney, seconded by Councilmember Pauly, and carried by the following roll call vote to approve the Speed Hump Policy as presented:

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

NOES: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None

ABSTAIN: COUNCILMEMBERS: None

It was moved by Councilmember Pauly, seconded by Councilmember MacAloney, and carried by the following roll call vote to fund speed hump requests on a case-by-case basis, authorize the installation of two speed humps on Featherhill Drive, and to authorize the Finance Director to amend the FY 2010/11 Budget appropriating \$4,500 of Gas Tax Funds to cover the cost of the installation:

AYES: COUNCILMEMBERS: Pauly, MacAloney, Fauteux, Ulmer

NOES: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None
ABSTAIN: COUNCILMEMBERS: Reese

MAYOR AND COUNCILMEMBER MATTERS

12. Individual councilmember information items and/or required meeting attendance reports.

Councilmember Pauly reported on the Serrano Water District Board meeting, an open house meeting about the Lemon Street Trail Improvements Project with concerned residents, and the California Foundation for Fiscal Responsibility pension boot camp she attended.

Mayor Pro Tem Reese reported on the Orange County Sanitation District and Orange County Fire Authority Board meetings.

Councilmember Fauteux reported on the VP City/Schools Committee meeting, the Serrano Water District Board meeting, and the Orange Unified School District Board meeting.

Councilmember MacAloney reported on a meeting he attended at Villa Park High School and the Serrano Water District Board meeting.

Mayor Ulmer reported on the Finance Committee meeting, the Stanton City Council meeting he attended regarding the City's purchasing of Rule 20 A funds, the 50th Anniversary Planning Committee meeting, the Human Resources Committee meeting, the Friends of the Villa Park Library Board meeting, the Foundation meeting, and a meeting he and City Manager Sassoon had with Orange Unified School District management.

CITY MANAGER'S REPORT

City Manager Sassoon mentioned the City is working with the County on a request for Community Development Block Grant money to help fund the City Hall Façade Improvement Project and announced, in addition to the quarterly Town Hall meeting on March 9, the City is holding its quarterly Neighborhood Watch meeting on March 8.

Finally, City Manager Sassoon reported that an item requiring a Closed Session was brought to the City's attention after the posting of the agenda, and requested that the City Council add the item to the agenda to discuss.

It was moved by Councilmember Pauly, seconded by Councilmember Fauteux, and carried by a unanimous voice vote to add the item to the agenda under anticipated litigation.

ADJOURNMENT

The City Council adjourned at 9:34 p.m. to Closed Session in memory of Ginny Wilfahrt, a longtime member of the community and part of the “James Gang”.

The next meeting will be the Town Hall Meeting on Wednesday, March 9 at 7:00 p.m. with the Serrano Water District. The next regular meeting will be on Tuesday, March 22 at 7:00 p.m. in the Council Chambers.

<p style="text-align: center;">CLOSED SESSION</p>
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<p style="text-align: center;">City Council Chambers/Conference Room</p>
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Conference with Legal Counsel – Anticipated Litigation. Closed Session pursuant to Government Code Section 54956.9 (b)(1): significant exposure to litigation. One potential case.

City Attorney Litfin reported the Villa Park City Council returned from Closed Session with no reportable action.

W. Richard Ulmer, Mayor
City of Villa Park

ATTEST:

Jarad L. Hildenbrand, City Clerk
City of Villa Park