

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

**February 25, 2014**  
**Regular Meeting**

**GENERAL SESSION**

6:30 p.m. – City Council Chambers

**ROLL CALL** - Mayor Barnett called the General Session to order at 6:30 p.m.

**COUNCILMEMBERS**

**PRESENT:** Mills, Pauly, Reese, Fascenelli, Barnett

**ABSENT:** None

**PLEDGE OF ALLEGIANCE TO THE FLAG** – led by former mayor, Rich Freschi

**PRESENTATIONS/ ANNOUNCEMENTS/ INTRODUCTIONS**

- Transportation Corridor Agencies update
- Serrano Water District update
- Villa Park Community Services Foundation update
- Orange County Fire Authority update
- Orange County Sheriff's Department update

**ORAL COMMUNICATIONS**

Pat Buttress, SCE, mentioned that forecasted heavy rains could make for extended outages and downed wires, and reminded everyone to call 9-1-1 if there are wires down.

Eric and Michelle Gleason, 19012 Ridgeview Road, addresses issues with their neighbor's building activity, how it infringes on their privacy, and devalues their own property. They have been working with the City, but spoke at the meeting to make sure the issue was being taken care of correctly. The property in question is 19026 Ridgeview. The residents are also concerned about variance options available for their neighbor and want to be considered when the variance is discussed.

**PUBLIC HEARINGS**

1. **Consideration of Conditional Use Permit No. 0752, a request to construct a new detached garage resulting in more than four (4) garage spaces; Conditional Use Permit No. 0753, a request to construct a new detached garage with a building height greater than 15-feet; and Conditional Use Permit No. 0754, a request to install garage doors with a height greater than 8-feet. Location: 18282 Fernando Circle. Applicant: Bob Thornton on behalf of the Lester Residence.**

Tyler Valentine presented the staff report.

Mayor Barnett asked for questions from the Council members.

Councilwoman Pauly asked if there were any complaints and there were none.

Mayor Barnett opened the public hearing and, seeing no one, closed the public hearing. He then asked for council discussion and then for a motion to be made.

It was moved by Councilman Mills, seconded by Councilwoman Pauly, and carried by the following roll call vote to adopt Resolution No. 2014-3269, a Resolution of the City Council of the City of Villa Park approving Conditional Use Permit No. 0752, Conditional Use Permit No. 0753 and Conditional Use Permit No. 0754:

AYES: Mills, Pauly, Reese, Fascenelli, Barnett

NOES: None

ABSENT: None

ABSTAIN: None

2. **Reconsideration of the gate/fence closures along Fitschen Ranch Road.**

City Manager Jarad Hildenbrand presented the staff report.

Mayor Barnett opened the public hearing.

Don Moser, 17845 Helena, was a part of the closure process since last October and supports the closures. He is disappointed that the gates were destroyed in some places and is very willing to aid in the process of closing the openings again.

Leroy Johnson, 17821 Helena, supports the closures and is concerned that pedestrian or bike traffic from the busy road could come into the neighborhood and cause problems.

Afrim Joelson, 10661 Providence, supports an opening at Wanda and Collins to support bikers and walkers in the community.

Stacey Curtis, 17822 Beckley, supports the closures. After moving in she found someone trying to break into her home and her neighbors have had similar experiences. She believes closing the gates will make the neighborhood safer.

Lashawn King, 17822 Portsmouth, supports a gate with access only for VP residents. Her home was also broken into at one time.

Juan Morzo, 17861 Collins Ave, supports an open gate at Collins for easier resident access to walking trails.

Bill Campbell, 17821 Portsmouth, supports an open gate at Collins. He does not want to be isolated. He has a key to the gate at the end of the road, issued to him by maintenance at the city.

Rafi Shariff, 17832 Helena Circle, supports closures. They have seen fewer visitors, owners not picking up after dogs, and trash.

Jennifer Crittle, 17846 Helena, supports open gates. A lot of the foot traffic is student traffic and other Villa Park residents. She encourages the city to have an evacuation plan.

Hany George, 17871 Collins Ave, wants parking in front of his home.

Erik Reynolds, Helena Cir, considers a gate in the middle for access to bus stops but supports most closures.

Mayor Barnett asked for Council member discussion.

Mayor Pro Tem Fascenelli makes the point that Villa Park is not an HOA and should not have a lot of gates. She supports closures everywhere, but at Collins. The gate at Collins should be accessible to Villa Park residents.

Councilman Mills suggested temporary gates in previous meetings and now suggests a compromise by unlocking the gate at Collins.

Councilwoman Pauly says public safety is the #1 priority. She suggested looking at numerical locks and give access code to the Villa Park residents, and then strengthen existing fences.

Councilman Reese supports a key or a key code for the end gate and a self closing gate.

Mayor Barnett believes the vast majority are in favor of closures. Parking on the street is an issue that should be considered but evacuation and response times are not a real issue. The biggest issue is access for the elderly and other neighboring residents. He supports a gate with a key code and a self closing gate.

Jeane Fischle, 10406 Albany Circle, says the code cannot be kept private.

It was moved by Mayor Barnett, seconded by Councilwoman Pauly, and carried by the following roll call vote to install a mechanical lock at on the Collins Ave. gate closure for resident access:

AYES: Barnett, Pauly, Fascenelli, Reese

NOES: Mills

ABSENT: None

ABSTAIN: None

## **NEW BUSINESS**

### **8. Amendment to Master Parking and Traffic Resolution regarding parking restrictions on Collins Avenue.**

There was a unanimous voice vote to move item 8 to item 2B. Councilwoman Pauly made the motion and Councilman Mills seconded.

Tyler Valentine presented the staff report.

Mayor Pro Tem Fascenelli recommends, as the CDC does, prohibiting parking. Parking on the street is not safe.

Councilman Mills understands that safety is an issue but also is concerned for residents who would not be able to park in front of their home.

Mayor Barnett opened the public hearing.

Juan Monza, 17861 Collins, has had trouble finding parking in front of his home and is in favor of residential parking.

Hany George, 17871 Collins, is unable to safely park and leave the parking spot because there is very poor visibility. He is in favor of parking by permit.

It was moved by Mayor Barnett, seconded by Councilman Mills, and carried by the following roll call vote to adopt Resolution No. 2014-3270:

AYES: Barnett, Mills, Pauly, Reese

NOES: Fascenelli

ABSENT: None

ABSTAIN: None

### **CONSENT CALENDAR (ITEMS #3-5)**

It was moved by Councilman Reese, seconded by Mayor Pro Tem Fascenelli, and carried by the following roll call vote to approve the Consent Calendar:

AYES: Reese, Fascenelli, Mills, Pauly, Barnett

NOES: None

ABSENT: None

ABSTAIN: None

**3. Warrants and disbursements from January 14, 2014, through February 7, 2014.**

ACTION: Approve warrants and disbursements in the amount of \$360,606.13.

**4. Financial Treasurer's Report for month of January, 2014.**

ACTION: Receive and file.

**5. Request approval of City Council minutes of January 28, 2014.**

ACTION: Approve.

Mayor Barnett announced a 5 minute recess.

### **NEW BUSINESS**

**11. Council Member Requested Matter (Mills): California HERO Program.**

Councilman Mills presented on possibly joining the California HERO Program.

WRCOG Executive Director Rick Bishop presented to Council.

Council members clarified parts of the presentation.

Councilman Mills proposed the City allows the program, but not endorse.

Mayor Pro Tem Fascenelli does not agree with the government using individual's homes as a financing mechanism.

Councilman Reese asked if the program can be a tax write-off.

Councilwoman Pauly does not believe the residents of Villa Park will take part in the program. The only thing the program gets from working with Villa Park is the conservative Villa Park name on a non-conservative program.

Bob Jordan, 9851 Center Dr, does not believe it is city business to determine if residents may or may not engage in this program if they want to.

Councilman Reese says it is not the City's financial decision to limit what residents can decide to do with their own finances.

Mayor Barnett believes there could be more chances of exploiting residents then benefit for the few who could benefit from the loan. While he does not want to restrict what residents can do he is against the program. Additionally, by allowing the program it enables their access to government privileges.

It was moved by Councilwoman Pauly, seconded by Mayor Barnett, and carried by the following roll call vote to not join the California HERO Program:

AYES: Pauly, Barnett, Reese, Fascenelli

NOES: Mills

ABSENT: None

ABSTAIN: None

**6. Consideration of Business License Program.**

City Manager Jarad Hildenbrand presented the staff report.

Mayor Barnett is in favor of a simplified business license program that exempts City domestic services from fees. Councilman Reese is also in favor of this.

Councilwoman Pauly is mainly concerned with the administrative fee that is the main source of government expansion. She is in favor of a simplified program that does not require an administrative fee.

Mayor Pro Tem Fascenelli recommends that the City terminate the HMC contract. With no complaints about the business license process, she suggests we keep the current structure.

Council requested that the City Manager return with suggestions for a new business license fee structure.

It was moved by Councilman Mills, seconded by Mayor Pro Tem Fascenelli, and carried by the following roll call vote to terminate the contract with HMC, and return to Council with a new business license fee structure:

AYES: Mills, Fascenelli, Pauly, Reese, Barnett

NOES: None

ABSENT: None

ABSTAIN: None

**7. Mid-year Budget review and adjustments.**

Finance Director Danaher presented the staff report.

City Council asked some clarifying questions about increases in funds.

It was moved by Councilman Reese, seconded by Councilwoman Pauly, and carried by the following roll call vote to authorize the Finance Director to amend the budget based on the amounts summarized in Exhibit 1 of the staff report:

AYES: Reese, Pauly, Mills, Fascenelli, Barnett

NOES: None

ABSENT: None

ABSTAIN: None

**MAYOR AND COUNCIL MEMBER MATTERS**

**9. Consideration of the process whereby City proclamations are approved.**

City Manager Hildenbrand presented the staff report.

Council discussed ways the city proclamation process could be changed.

It was moved by Councilman Reese, seconded by Mayor Barnett, and carried by the following roll call vote to approve the proclamation policy:

AYES: Reese, Barnett, Mills, Pauly, Fascenelli

NOES: None

ABSENT: None

ABSTAIN: None

**10. Consideration of Utility Box Public Art Program.**

City Manager Hildenbrand presented the staff report.

Mayor Pro Tem Fascenelli would like City ownership of the artwork to be clearly stated in the policy.

Mayor Barnett is concerned that, with the policy as written, applicants will be restricted to only painting birds at the expense of other landscape features.

Councilwoman Pauly does not believe that this issue should be decided by the City Council, but should be considered perhaps by the Villa Park Community Services Foundation. Additionally, she would like to restrict qualifying applicants to only Villa Park residents.

Mayor Barnett does not think there needs to be any geographic limitations on applications.

It was moved by Councilman Reese, seconded by Councilman Mills, and carried by the following roll call vote to approve the program:

AYES: Reese, Mills, Fascenelli, Barnett

NOES: None

ABSENT: None

ABSTAIN: Pauly

**12. Council Member Requested Matter (Barnett): Rising OC Animal Care Costs.**

Mayor Barnett introduced the agenda item.

Finance Director Danaher presented the staff report.



Mayor Pro Tem Fascenelli spoke with Orange County Supervisor Spitzer about the bills they were receiving.

City Council requested that they be provided with detailed fee information and contract information.

It was moved by Councilman Mills, seconded by Councilman Reese, and carried by a voice vote to move discussion of this item to the March 25<sup>th</sup> City Council meeting.

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

Mayor Barnett asked for individual Council members to report on their activities.

Mayor Pro Tem Fascenelli reported on the OCFA Best and Bravest, ISDOC and the way to work with media, and Foundation of Orange Gala at Chapman College.

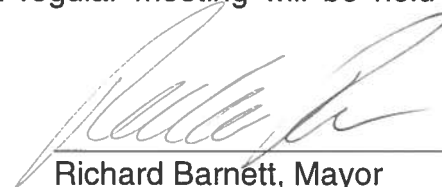
Councilman Mills reported on the OC Forum and OCFA Best and Bravest.

Councilman Reese reported on OCFA Best and Bravest and the small districts meeting.

Mayor Barnett reported on OCFA Best and Bravest and ISDOC.

**ADJOURNMENT**

The City Council adjourned at 11:01 p.m. The next regular meeting will be held on Tuesday, March 25, 2014 at 6:30 p.m.

  
Richard Barnett, Mayor  
City of Villa Park

**ATTEST:**

  
Jarad L. Hildenbrand, City Clerk  
City of Villa Park

Note: The above minutes are a summary of actions. A DVD recording of this meeting additionally serves as an official record and is available upon request from City Hall.