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CITY OF YORBA LINDA
CITY COUNCIL/REDEVELOPMENT AGENCY
JOINT MEETING AGENDA
SEPTEMBER 18, 2007

Pursuant To Government Code Section 54954.2, No Matter Shall Be Acted Upon By
The City Council/Redevelopment Agency Unless Listed On Agenda Which Has Been
Posted Not Less Than 72 Hours Prior To Meeting

CITY COUNCIL/REDEVELOPMENT AGENCY JOINT MEETING
CONVENING AT 5:30 P.M.

CALL TO ORDER

The City Council/Redevelopment Agency will convene at 5:30 p.m. in the Council
Chambers at 4845 Casa Loma Avenue, Yorba Linda.

ROLL CALL

Council/Agency Members: Anderson, Castellano, Horton, Wedaa, Winder

Staff Members: Bugbee, Carvalho, Christiansen, Gruchow, Hartman, Kreimeier,
Leto, Letourneau, Mendoza, Stowell

CLOSED SESSION ITEMS

CITY COUNCIL

- A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION – TITLE: CITY
MANAGER AND CITY ATTORNEY – GOVERNMENT CODE SECTION 54957

- B. CONFERENCE WITH LEGAL COUNSEL
GOVERNMENT CODE SECTION 54856.9(b)(2): ONE CASE

RECESS

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PLEDGE OF ALLEGIANCE

INVOCATION – Pastor Bob Mooney, Messiah Lutheran Church

CLOSED SESSION REPORT

INTRODUCTIONS & PRESENTATIONS

PRESENTATION TO JENNIFER SELLAROLE OF A CERTIFICATE FROM THE CITY OF YORBA LINDA AND A PRESIDENT'S VOLUNTEER SERVICE AWARD AND LETTER OF CONGRATULATIONS FROM THE PRESIDENT OF THE UNITED STATES (PRESENTED ON HIS BEHALF BY MAYOR CASTELLANO)

PRESENTATION OF CERTIFICATES BY THE MAYOR OF THE CITY OF YORBA LINDA AND BY GAIL BUTLER, EXECUTIVE DIRECTOR OF ORANGE COUNTY MOTHERS AGAINST DRUNK DRIVERS, TO DETECTIVE ADAM HAWLEY AND OFFICER KATE PARKER

PRESENTATION OF RECOGNITION OF ACHIEVEMENT CERTIFICATES TO PLACENTIA-YORBA LINDA GIRLS SOFTBALL ASSOCIATION TEAM "PRIDE" (GIRLS 12 & UNDER)

PRESENTATION OF RECOGNITION OF ACHIEVEMENT CERTIFICATES TO PLACENTIA-YORBA LINDA GIRLS SOFTBALL ASSOCIATION TEAM "STORM" (GIRLS 10 & UNDER)

ORAL PRESENTATIONS – ITEMS ON THE CONSENT CALENDAR OR ITEMS NOT ON THE REMAINDER OF THE AGENDA

Oral Presentations is the time reserved on each regular meeting Agenda to provide an opportunity for members of the public to directly address the City Council/Redevelopment Agency on Consent Calendar items or matters of interest to the public, concerning the City's business or any matter over which the City Council/Redevelopment Agency has jurisdiction, that are not already scheduled for consideration on this Agenda. Although the City Council/Redevelopment Agency values your comments, pursuant to the Brown Act, the Council/Redevelopment Agency cannot take any action on items not listed on the posted Agenda, but may refer the matter to staff or a subsequent meeting.

All remarks shall be addressed to the City Council/Redevelopment Agency as a body through the presiding officer; and, not directly to any member thereof. The City Council/Redevelopment Agency desires its meetings to be conducted in a professional manner respectful of all participants. Therefore, the Mayor/Chairman may ask that speakers refrain from engaging in personal attacks, name-calling, or campaign on any election issue during their allotted time. However, public criticism of the policies, procedures, programs or services of the City/Redevelopment Agency, or of the acts or omissions of the City Council/Redevelopment Agency as a body shall not be prohibited.

Under the Brown Act, members of the Council/Redevelopment Agency may briefly respond to Oral Presentations; but, no extended discussion and no action on such matters may take place.

There is a five (5) minute maximum time limit for each individual addressing the City Council/Redevelopment Agency during Oral Presentations and on all other items listed on the Agenda. The City Council/Redevelopment Agency will entertain an oral presentation up until the time that public hearings are scheduled to begin. Any speaker wishing to speak on a matter not posted on this agenda who was unable to speak during this initial designated presentation period will be given an opportunity to speak following the Council/Redevelopment Agency completion of the public hearing. The Mayor/Chairman may use his or her discretion to select the order of speakers in a manner that ensures that a variety of issues and concerns can be presented during the initial time and he or she may allow for additional comments to be made past the time for public hearing to begin. As a result, in situations where there are multiple speakers wishing to speak on a single topic not on the agenda, the Mayor/Chairman may ask that one speaker generally describe the issue or matter and then will provide additional speakers the opportunity to speak later on this agenda.

CONSENT CALENDAR

All matters listed under "CONSENT CALENDAR" are considered by the Council/Redevelopment Agency to be routine and will be enacted by one motion approving the recommendation listed on the Agenda. There will be no separate discussion unless Members of the Council/Redevelopment Agency or Staff request specific items to be removed from the Consent Calendar.

A. WAIVE READING IN FULL OF ALL ORDINANCES AND RESOLUTIONS ON THE AGENDA

Recommendation: That the City Council/Redevelopment Agency approve the reading by title of all ordinances and resolutions and declare that said titles which appear on the public agenda shall be determined to have been read by title and further reading waived.

B. CITY/REDEVELOPMENT AGENCY ACCOUNTS PAYABLE WARRANT LISTS

Recommendation: That the City Council/Redevelopment Agency approve the Accounts Payable Warrant Lists.

1. APPROVAL OF THE MINUTES OF THE AUGUST 21, 2007 JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

Recommendation: That the City Council/Redevelopment Agency approve the minutes of August 21, 2007 joint meeting.

2. TREASURER'S REPORT – JUNE 2007 (PRE-CLOSE)

Recommendation: That the City Council/Redevelopment Agency receive and file the Treasurer's report.

3. CLAIM FOR DAMAGES – CHRIS CAPPS

Recommendation: That the City Council deny the Claim for Damages.

4. CLAIM FOR DAMAGES – PARDEE HOMES

Recommendation: That the City Council deny the Claim for Damages.

5. RESOLUTION NO. 2007-3880, MAKING CERTAIN FINDINGS AND EXTENDING THE TIME PERIOD IN WHICH TO COMMENCE THE DEVELOPMENT OF LOW AND MODERATE INCOME HOUSING ON CERTAIN REAL PROPERTY ACQUIRED BY THE YORBA LINDA REDEVELOPMENT AGENCY IN ACCORDANCE WITH HEALTH AND SAFETY CODE SECTION 33334.16

Recommendation: That the City Council adopt Resolution No. 2007-3880.

6. PROFESSIONAL SERVICES AGREEMENT FOR STREAMING MEDIA AND MEDIA MANAGEMENT SERVICES

Recommendation: That the City Council authorize the use of Municipal Code Section 3.04.130E for the award of the contract; authorize the Mayor to sign the agreement with Granicus, Inc. to provide equipment, software, and administrative services related to the streaming of City Council meetings over the Internet; and transfer \$70,000 from General Fund reserves for fiscal year 2007/2008 and \$34,000 for fiscal year 2008/2009.

7. SECOND READING AND ADOPTION OF ORDINANCE NO. 2007-905 – AMENDING THE REDEVELOPMENT PLAN FOR THE YORBA LINDA REDEVELOPMENT PROJECT AREA, TO SATISFY THE REQUIREMENTS OF SENATE BILL 53 AND DIRECTING AGENCY STAFF TO RECORD A REVISED STATEMENT OF PROCEEDINGS

Recommendation: That the City Council approve second reading and adopt Ordinance No. 2007-905 and authorize the recording of a Revised Statement of Proceedings for the project area.

8. AMENDMENT NO. 1 TO HARRIS & ASSOCIATES PROFESSIONAL SERVICES AGREEMENT TO PROVIDE CONSTRUCTION ADMINISTRATION FOR VARIOUS CAPITAL IMPROVEMENT PROJECTS

Recommendation: That the City Council approve and authorize the City Manager to execute Amendment No. 1 to the Professional Services Agreement with Harris & Associates in the amount of \$17,390 for construction administration of various capital improvement projects.

9. AWARD OF CONTRACT – ANNUAL MAINTENANCE FOR CITYWIDE TREE TRIMMING SERVICES, FISCAL YEAR 2007/2008

Recommendation: That the City Council award the contract renewal to West Coast Arborists, Inc. per Engineering Department's Report in the amount of \$382,662.00 and authorize the City Manager to execute the agreement.

10. AWARD OF CONTRACT – SLURRY SEAL PROGRAM FOR VARIOUS STREETS FISCAL YEAR 2006-2007

Recommendation: That the City Council award the contract for the Slurry Seal Program for Various Streets Fiscal Year 2006-2007 to American Asphalt South, Inc. in the amount of \$511,169.76 and reject all other bids.

11. RESOLUTION NO. 2007-3881 APPROVING THE REQUEST FOR VISTA LAGUNA PARKING RESTRICTIONS

Recommendation: That the City Council adopt Resolution No. 2007-3881.

12. BUILDING DEMOLITION PERMIT REQUEST FOR THE SINGLE-FAMILY RESIDENCE AND GARAGE AT 18451 BUENA VISTA AVENUE

Recommendation: That the City Council approve the request for a demolition permit for the single-family residence and detached garage located at 18451 Buena Vista Avenue.

13. AUTHORIZATION TO PURCHASE VEHICLES

Recommendation: That the City Council award a contract in the amount of \$46,247 to Honda Cars of Corona for the purchase of two 2007 Honda Civic Hybrids for the Community Action Patrol Volunteer Program; and award a contract in the amount of \$51,463 to McCoy Mills Ford for the purchase of two 2008 Ford Escape Hybrids for use by Building Division and Landscape Maintenance Division staff.

End of Consent Calendar

PUBLIC HEARINGS

NOTE: IF PREVIOUS AGENDA ITEMS ARE COMPLETED PRIOR TO 7:00 P.M., THE CITY COUNCIL/REDEVELOPMENT AGENCY WILL PROCEED TO “ADMINISTRATIVE REPORTS” ON THE AGENDA UNTIL THE SCHEDULED TIME FOR THE PUBLIC HEARINGS.

If you challenge the City's/Redevelopment Agency's proposed actions in court, you may be limited to raising those issues that you or someone else raised at the public hearing described in this Agenda, or in any written correspondence delivered to the City on or prior to the public hearing.

14. PUBLIC HEARING RE APPEAL OF PLANNING COMMISSION'S DECISION RE CONDITIONAL USE PERMIT 2007-34, HADDADIN
 - a. Open Public Hearing
 - b. Staff Report
 - c. Take Testimony
 - 1) Appellant
 - 2) Project Applicant
 - 3) Public Comment
 - 4) Rebuttal by Appellant, If Required
 - d. Close Public Hearing
 - e. Make Determination - It is recommended that the City Council support the appeal, overturn the decision of the Planning Commission to approve Conditional Use Permit 2007-24, and adopt Resolution No. 2007-3882 Denying Conditional Use Permit 2007-24 – Haddadin.

15. PUBLIC HEARING RE APPEAL OF PLANNING COMMISSION'S DECISION RE CONDITIONAL USE PERMIT 2007-50, FORCE DEVELOPMENT ASSOCIATES
 - a. Open Public Hearing
 - b. Staff Report
 - c. Take Testimony
 - 1) Appellant
 - 2) Project Applicant
 - 3) Public Comment
 - 4) Rebuttal by Appellant, If Required
 - d. Close Public Hearing
 - e. Make Determination - It is recommended that the City Council adopt Resolution No. 2007-3883 Denying the Appeal And Upholding The Planning Commission's Approval Of Conditional Use Permit 2007-50 – Force Development Associates.

16. PUBLIC HEARING RE AUTHORIZATION OF USE REGARDING SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUND (SLESF) FOR FISCAL YEAR 2007-2008 PURSUANT TO AB 3229 – CITIZEN'S OPTION FOR PUBLIC SAFETY (COPS)
 - a. Open Public Hearing
 - b. Staff Report
 - c. Take Testimony
 - d. Close Public Hearing
 - e. Make Determination - It is recommended that the City Council approve the expenditure of \$249,922 to fund a Traffic Officer and Detective position using AB 3229 funds, the Traffic Safety Fund and the General Fund as funding sources.

CONTINUED ORAL PRESENTATIONS

This is the time reserved for those persons who were unable to speak earlier in the agenda because of the postponement of oral presentations.

MAYOR'S REPORT

MATTERS PRESENTED BY COUNCILMEMBERS

ADMINISTRATIVE REPORTS

17. REQUEST FOR REMOVAL OF CITY-OWNED TREES IN FRONT OF 18682 BUENA VISTA AVENUE
18. REQUEST FOR REMOVAL OF CITY-OWNED TREES WITHIN THE PASEO LANDSCAPE AREA BEHIND 20476 VIA MARWAH
19. RENEWAL OF CHAMBER OF COMMERCE AGREEMENT
20. ETHICS POLICY OPTIONS

21. RESOLUTION NO. 2007-3877, AUTHORIZING THE CITY MANAGER TO SOLICIT PROPOSALS FOR SPECIAL COUNSEL LEGAL SERVICES REGARDING APPLICATION OF CHAPTER 18.01 OF THE YORBA LINDA MUNICIPAL CODE (THE "RIGHT TO VOTE" INITIATIVE) TO INDIVIDUAL DEVELOPMENT PROJECTS

22. REPORTS OF PLANNING COMMISSION ACTIONS FROM THEIR MEETINGS OF AUGUST 29, 2007 AND SEPTEMBER 12, 2007/APPEAL OF PLANNING COMMISSION ITEMS/TOWN CENTER BLUE RIBBON COMMITTEE UPDATE

ORDINANCES

23. FIRST READING OF ORDINANCE NO. 2007-904 – ADDING SECTION 8.05 TO TITLE 8, HEALTH AND SAFETY OF THE YORBA LINDA MUNICIPAL CODE TO PROHIBIT THE PLANTING, CULTIVATION OR MAINTENANCE OF OLEANDER PLANTS ON PUBLIC TRAILS

OTHER AGENCY REPORTS AND REFERRALS

ORANGE COUNTY SANITATION DISTRICT

ORANGE COUNTY DIVISION OF THE LEAGUE OF CALIFORNIA CITIES

FOOTHILL/EASTERN TRANSPORTATION CORRIDOR/TRANSPORTATION CORRIDOR SYSTEM

ORANGE COUNTY FIRE AUTHORITY

ORANGE COUNTY VECTOR CONTROL

OTHER BUSINESS

At 11:00 p.m. any member of the City Council may make a motion to complete any item then under discussion and continue all remaining items on the agenda which have not been acted upon to a certain date and time to which the Council shall adjourn.

24. DUTIES OF TRAFFIC COMMISSION (COUNCILMEMBERS ANDERSON AND HORTON)

25. TERM LIMITS FOR COMMISSIONERS (COUNCILMEMBERS ANDERSON AND HORTON)
26. REVIEW PROCESS FOR COUNCILMEMBERS PUTTING ITEMS ON THE AGENDA (COUNCILMEMBER WEDAA)
27. WIRELESS INTERNET ACCESS (COUNCILMEMBER WEDAA)
28. AD HOC COMMITTEE MEETING POLICY (COUNCILMEMBER ANDERSON)
29. MONTHLY POLICE REPORTS (COUNCILMEMBER ANDERSON)
30. CITY EQUESTRIAN CENTER (COUNCILMEMBERS ANDERSON, HORTON, WEDAA)
31. GRAFFITI ORDINANCE – NUISANCE ON PRIVATE PROPERTY (COUNCILMEMBER ANDERSON)
32. LIGHTED STREET SIGNS ON ESPERANZA (COUNCILMEMBER WEDAA)
33. CITY RESERVE FUND POLICY (COUNCILMEMBER WEDAA)
34. TOWN HALL MEETINGS (COUNCILMEMBER WEDAA)
35. SECURITY LIGHTING – CITY HALL PARKING LOT (COUNCILMEMBER WEDAA)
36. PUBLIC SPEAKING TIME LIMIT (COUNCILMEMBER ANDERSON)
37. SATELLITE TV FOR CITY COUNCIL MEETINGS (COUNCILMEMBER WEDAA)
38. GROUP HOMES (COUNCILMEMBER HORTON)

39. NOTIFICATION REGARDING CITY WIDE PROJECTS (COUNCILMEMBER ANDERSON)
40. LONG RANGE PROJECT FOR TRAFFIC COMMISSION REGARDING SCHOOL SAFETY ZONES (COUNCILMEMBER ANDERSON)
41. REHABILITATION OF TOWN CENTER PROPERTIES AS RENTALS (COUNCILMEMBER HORTON)
42. SKATE PARKS (COUNCILMEMBER WEDAA)

CLOSED SESSION – IF REQUIRED

ADJOURNMENT

The next regularly scheduled City Council/Redevelopment Agency Joint Meeting is October 2, 2007.

PLEASE NOTE: ALL STAFF REPORTS FOR ITEMS ON THIS AGENDA ARE ON FILE IN THE CITY CLERK'S OFFICE.

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT (ADA), THE CITY WILL MAKE EVERY REASONABLE ATTEMPT TO ACCOMMODATE ANY ATTENDEE OR PARTICIPANT AT THIS MEETING NEEDING SPECIAL ASSISTANCE BEYOND WHAT IS NORMALLY PROVIDED. PLEASE CONTACT THE CITY CLERK'S OFFICE AT (714) 961-7150 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.