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**CITY OF YORBA LINDA**

**CITY COUNCIL/REDEVELOPMENT AGENCY**  
**JOINT MEETING AGENDA**

**AUGUST 5, 2008**

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

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**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: Carvalho, Gruchow, Kelly

**CLOSED SESSION**

**CITY COUNCIL**

A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Government Code Section 54956.9(a)

Name of Case: Stuart Glenn, Wen Jong Wu, et al v. City of Yorba Linda, et al.

Case Number: Orange County Superior Court Case No. 06CC00083

Government Code Section 54956.9(a)

Name of Case: Sage Yorba Linda Project LLC and Amos Travis v. City of Yorba  
Linda

Case Number: Orange County Superior Court Case No. 00108598

B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION,  
INITIATION OF LITIGATION

Government Code Section 54956.9(c)

Name of Case: La Floresta Development Project

**RECESS**

**CITY COUNCIL/REDEVELOPMENT AGENCY JOINT MEETING  
RECONVENING AT 6:30 P.M.**

**CALL TO ORDER**

The City Council/Redevelopment Agency will reconvene at 6:30 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: Carvalho, Conklin, Gruchow, Hartman, Kelly, Leto, Mendoza, Steep, Stowell, Thiele

**PLEDGE OF ALLEGIANCE**

**INVOCATION**

Pastor Bill Morris, The Rock Community Church

**CLOSED SESSION REPORT**

**INTRODUCTIONS & PRESENTATIONS**

**PUBLIC COMMENTS - ITEMS ON THE CONSENT CALENDAR OR ITEMS NOT ON THE REMAINDER OF THE AGENDA**

Public Comments 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/Agency'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 campaigning on any election issue during their allotted time. However, public criticism of the policies, procedures, programs or services of the City, 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/Agency may briefly respond to Public Comments, 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 Public Comments and on all other items listed on the Agenda. The City Council/Redevelopment Agency will entertain Public Comments 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 Public Comments period will be given an opportunity to speak following the Council's/Agency's 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 the Public Hearings 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/Agency or Staff request specific items to be removed from the Consent Calendar.

1. 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 on the agenda and declare that said titles which appear on the public agenda shall be determined to have been read by title and further reading waived.

2. ACCOUNTS PAYABLE WARRANT LISTS

**Recommendation:** That the City Council/RDA approve the Accounts Payable Warrant Lists.

3. APPROVAL OF THE MINUTES OF THE JULY 15, 2008 CITY COUNCIL/RDA JOINT MEETING

**Recommendation:** That the City Council/RDA approve the minutes of the July 15, 2008 joint meeting.

4. CONTRACT AGREEMENT EXTENSION FOR ON-CALL SERVICES - SPECIALIZED TURF AERIFICATION SERVICES, TURF TIME WEST, INC.

**Recommendation:** That the City Council approve a one (1) year contract extension for on-call services between the City and Turf Time West, Inc.

5. CONTRACT AGREEMENT EXTENSION FOR JANITORIAL SERVICES AT CITY FACILITIES - MERCHANTS BUILDING MAINTENANCE, LLC

**Recommendation:** That the City Council approve a one (1) year contract extension with a 3.3 percent price increase for janitorial services at City facilities between the City and Merchants Building Maintenance, LLC.

6. CONTRACT AGREEMENT EXTENSION FOR PARK TURF MAINTENANCE-ARTISTIC MAINTENANCE, INC.

**Recommendation:** That the City Council approve a one (1) year contract extension for Park Turf Maintenance Services between the City and Artistic Maintenance, Inc.

7. CONTRACT AGREEMENT EXTENSION FOR LANDSCAPE MAINTENANCE SERVICES, PROFESSIONAL TURF SPECIALTIES, INC.

**Recommendation:** That the City Council approve a one (1) year contract extension for landscape maintenance services between the City and Professional Turf Specialties, Inc.

8. CONTRACT AGREEMENT EXTENSION FOR URBAN FOREST MANAGEMENT SERVICES, WEST COAST ARBORISTS, INC.

**Recommendation:** That the City Council approve a one (1) year contract extension with a 3.0 percent price increase for Urban Forest Management Services between the City and West Coast Arborists, Inc.

9. REDUCTION OF GRADING, FAITHFUL PERFORMANCE AND LABOR & MATERIALS CASH DEPOSIT AMOUNTS - TRACT NO. 16595, HOVER DEVELOPMENT

**Recommendation:** That the City Council authorize the Finance Department to reduce the Grading, Faithful Performance, and Labor & Materials cash deposits by thirty (30) percent.

10. APPROVAL OF PLANS AND SPECIFICATIONS AND AUTHORIZATION TO ADVERTISE FOR BIDS - 2007/2008 AND 2008/2009 SLURRY SEAL PROJECT

**Recommendation:** That the City Council approve the plans and specifications, and authorize the advertising of bids for the 2007/2008 and 2008/2009 slurry seal project.

11. AWARD OF EQUESTRIAN TRAIL MAINTENANCE CONTRACT FOR CASINO RIDGE ROAD AND HOLLOW RIDGE COURT - TRACTS 15501 AND 16186

**Recommendation:** That the City Council award the contract for equestrian trail maintenance for Tracts 15501 and 16186 to O'Connell Landscape Maintenance in the amount of \$385.00 per month for the trails adjacent to Casino Ridge Road and Hollow Ridge Court above San Antonio Road extending to the upper tract limits, amend Attachment No. 2 to Exhibit A of their existing agreement to reflect this additional work and reject all other bids.

12. JOHN FORCE RACING STREET CLOSURE REQUESTS

**Recommendation:** That the City Council adopt Resolution No. 2008-3951 approving the requested street closure for John Force Racing, Inc. events subject to the conditions of approval within this report.

13. MAIN STREET TEMPORARY CLOSURE

**Recommendation:** That the City Council adopt Resolution No. 2008-3952 approving the street closure of Main Street for the Old Towne Yorba Linda Merchants Association Pet Adoption Summer Fun Day event, subject to conditions of approval.

14. FIESTA DAYS STREET CLOSURES AND TRAFFIC CONTROLS

**Recommendation:** That the City Council adopt Resolution 2008-3950 proclaiming Saturday, October 25, 2008 as Fiesta Days and approve the street closures per Public Works Department's Report.

15. SPECIAL CITY COUNCIL MEETING FOR SEPTEMBER 2, 2008

**Recommendation:** That the City Council adopt a minute action to schedule a special City Council meeting on September 2, 2008.

**End of Consent Calendar**

**PUBLIC HEARINGS**

Note: If previous agenda items are completed prior to 7:00 p.m., the City Council will proceed to "Administrative Reports" on the Agenda until the scheduled time for the Public Hearings. At the Mayor's discretion, Public Comments may be postponed at 7:45 p.m. to allow the Public Hearings to be started.

If you challenge the City's/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/Agency on or prior to the Public Hearing.

16. PUBLIC HEARING REGARDING WEED ABATEMENT AND FUEL MODIFICATION PROGRAM COSTS AND ASSESSMENT OF LIENS

- a. Open Public Hearing
- b. Staff Report
- c. Take Testimony
- d. Close Public Hearing

e. Make Determination

That the City Council adopt Resolution No. 2008-3943, confirming the report of costs of abatement of weeds, rubbish, refuse, dirt, public nuisances, and imposing special assessments as liens on parcels.

17. PUBLIC HEARING RE AB 3229 - CITIZEN'S OPTION FOR PUBLIC SAFETY PROGRAMS (COPS) GRANT EXPENDITURES

- a. Open Public Hearing
- b. Staff Report
- c. Take Testimony
- d. Close Public Hearing
- e. Make Determination

That the City Council approve the expenditure of \$266,205 to fund a Traffic Officer and Detective position using AB 3229 funds and the Traffic Safety Fund as funding sources.

18. PUBLIC HEARING RE ORDINANCE NO. 2008-919 - SEWER MAINTENANCE CHARGES FOR FY 2008/2009

- a. Open Public Hearing
- b. Staff Report
- c. Take Testimony
- d. Close Public Hearing
- e. Make Determination

That the City Council approve first reading of Ordinance No. 2008-919 and approve and adopt an Engineer's Report for Sewer Maintenance Charges for fiscal year 2008/2009 and providing for the collection thereof.

**CONTINUED PUBLIC COMMENTS**

This is the time reserved for those persons who were unable to speak earlier in the Agenda because of the postponement of Public Comments.

**MAYOR'S REPORT**

**MATTERS PRESENTED BY COUNCILMEMBERS**

**ADMINISTRATIVE REPORTS**

19. 2008-2014 DRAFT HOUSING ELEMENT PRESENTATION
20. REQUEST FOR REMOVAL OF CITY-OWNED TREE WITHIN THE  
LANDSCAPE AREA BEHIND 17240 FREMONT LANE
21. TOWN CENTER PERFORMANCE REVIEW
22. MAYOR PRO TEM HORTON CONFLICT OF INTEREST
23. CITY COUNCIL STUDY SESSIONS
24. CANYON POWER PLANT
25. CITY WI-FI HOTSPOTS AT CITY FACILITIES AND PARKS
26. REPORT OF PLANNING COMMISSION ACTIONS FROM THEIR  
JULY 23, 2008 MEETING/APPEAL OF PLANNING COMMISSION ITEMS

**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/Redevelopment Agency 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/Agency shall adjourn.

27. USE OF ACCUMULATED AQMD MONEY AND HIRE OF TRANSPORTATION SPECIALIST (WEDAA)
  
28. EVALUATE USE OF FUEL CELLS FOR CIVIC CENTER (WEDAA)

**CLOSED SESSION – IF REQUIRED**

**ADJOURNMENT**

The next regularly scheduled City Council/Redevelopment Agency Joint Meeting is August 19, 2008.

**NOTE: ALL STAFF REPORTS AND RELATED ATTACHMENTS FOR ITEMS ON THIS AGENDA ARE ON FILE IN THE CITY CLERK'S OFFICE AND ARE AVAILABLE FOR PUBLIC INSPECTION AT THE CITY'S LIBRARY. AS AN ADDITIONAL SERVICE, THE CITY NOW PROVIDES THE STAFF REPORTS AND RELATED ATTACHMENTS ON THE CITY'S WEBSITE. PLEASE NOTE THAT IT IS NOT ALWAYS POSSIBLE TO EMBED ALL ATTACHMENTS AND MAPS. THUS, IF YOU REQUIRE A FULL AND COMPLETE COPY OF THE AGENDA PACKET, YOU SHOULD NOT RELY UPON THE WEBSITE MATERIALS ALONE.**

**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.**