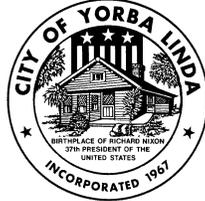


THIS MEETING IS BEING BROADCAST LIVE FOR AIRING ON CABLE CHANNEL 3, AT&T U-VERSE CHANNEL 99 AND THE CITY'S WEBSITE. BY REMAINING IN THE ROOM, YOU ARE GIVING YOUR PERMISSION TO BE TELEVISED.

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CITY OF YORBA LINDA



Land of Gracious Living

CITY COUNCIL/REDEVELOPMENT AGENCY JOINT MEETING AGENDA

NOVEMBER 3, 2009

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

**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, Horton, Rikel, Schwing, Winder

Staff Members: Adams, Raymond

CLOSED SESSION

CITY COUNCIL

A. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Government Code Section 54956.8

Property: 4801 Park Avenue, APN: 334-403-1 & 2
City Negotiators: City Manager Adams, City Attorney Raymond
Property Negotiators: Property Owner Sylvia Chavez
Under Negotiation: Price and Terms of Payment

B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION,
SIGNIFICANT EXPOSURE TO LITIGATION

Government Code Section 54956.9 (b) (1 Case)

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, Horton, Rikel, Schwing, Winder

Staff Members: Adams, Brown, Conklin, Harris, Parisien, Raymond,
Rudometkin, Steep, Stowell

PLEDGE OF ALLEGIANCE

INVOCATION

PASTOR BILL MORRIS, THE ROCK COMMUNITY CHURCH

CLOSED SESSION REPORT

INTRODUCTIONS & PRESENTATIONS

ASSEMBLYMAN CURT HAGMAN, SACRAMENTO UPDATE

CAPS PATROL VEHICLE NACOP AWARD

PROCLAMATION DECLARING NOVEMBER 9-15 AS VETERANS WEEK ACCEPTED
BY JAMES PRATHER

RECOGNITION OF COMMUNITY EMERGENCY RESPONSE TEAM (CERT)
GRADUATES

OCFA READY, SET, GO! REPORT

ORANGE COUNTY SANITATION DISTRICT PRESENTATION RE NO DRUGS DOWN
THE DRAIN & HOUSEHOLD HAZARDOUS WASTE

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 waive reading in full 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 OCTOBER 13, 2009 CITY COUNCIL/RDA AND PLANNING COMMISSION SPECIAL JOINT MEETING

Recommendation: That the City Council approve the minutes of the October 13, 2009 City Council/RDA and Planning Commission Special Joint Meeting.

4. APPROVAL OF THE MINUTES OF THE OCTOBER 20, 2009 CITY COUNCIL/RDA MEETING

Recommendation: That the City Council/RDA approve the minutes of the October 20, 2009 City Council/RDA Meeting.

5. ADOPTION OF ORDINANCE NO. 2009-932, APPROVING ZONING CODE AMENDMENT 2009-01, TO AMEND SECTION 18.10.120(I), ACCESSORY STRUCTURES

Recommendation: That the City Council give second reading and adoption of Ordinance No. 2009-932.

6. ADOPTION OF ORDINANCE NO. 2009-933, AMENDING THE YORBA LINDA MUNICIPAL CODE TO PERMIT CERTAIN BRIDGE GAMES

Recommendation: That the City Council give second reading and adoption of Ordinance No. 2009-933.

7. PROFESSIONAL SERVICES AGREEMENT, SR CONSULTING, INC.

Recommendation: That the City Council approve and authorize the City Manager to sign the professional services agreement with SR Consulting, Inc.

8. NOTICE OF COMPLETION FOR BUENA VISTA AVENUE AND PASEO DE LAS PALOMAS STREET REHABILITATION PROJECT

Recommendation: That the City Council accept the street improvements constructed by R.J. Noble Company; authorize the City Clerk to file a Notice of Completion with the County Recorder and authorize the retention monies to be paid when appropriate to do so.

9. NOTICE OF COMPLETION FOR VALLEY VIEW AVENUE SAFE ROUTES TO SCHOOL PROJECT

Recommendation: That the City Council accept the sidewalk and trail improvements constructed by Mega Way Enterprises; authorize the City Clerk to file a Notice of Completion with the County Recorder and authorize the retention of monies to be paid when appropriate to do so.

10. FREEWAY COMPLEX FIRE DAMAGE REPAIR PROJECT FOR EASTSIDE COMMUNITY PARK, BOX CANYON PARK AND JEAN WOODARD PARK, AWARD OF CONTRACT TO CS LEGACY CONSTRUCTION INC.

Recommendation: That the City Council award a contract for the reconstruction of Eastside Community Park, Box Canyon Park and Jean Woodard Park, in the amount of \$1,067,515.41 to CS Legacy Construction, Inc. and reject all other bids; approve and appropriate \$1,299,078.41 for the project (\$1,067,515.41 for construction, a 15% contingency of \$160,127 and \$71,436 for construction administration services) and authorize the Mayor to sign and City Clerk to attest said agreement.

11. TEMPORARY BANNER SIGNS

Recommendation: That the City Council approve City Council Policy No. 27, relating to a temporary relaxation of the banner sign ordinance.

12. CLASSIFICATION, COMPENSATION AND TERMS OF EMPLOYMENT - CITY CLERK, HOUSING & REDEVELOPMENT MANAGER AND THE PARKS & FACILITIES MAINTENANCE SUPERINTENDENT

Recommendation: That the City Council adopt Resolution No. 2009-4049, amending the classification, compensation and terms of employment for the City Clerk and creation of a Housing and Redevelopment Manager classification, and that the Parks and Facilities Maintenance Superintendent be granted a temporary 5% salary increase for additional duties.

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.

13. ZONING CODE AMENDMENT 2009-02

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

That the City Council introduce for first reading Ordinance No. 2009-936, approving Zoning Code Amendment 2009-02 to amend the Zoning Code by amending Chapter 18.20 (Special Uses and Conditions), specifically to add new Article XII, commencing with Section 18.20.990, to establish regulations and standards for demolition permits.

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

14. RENEWAL OF CHAMBER OF COMMERCE AGREEMENT
15. REHABILITATION OF AGENCY-OWNED TOWN CENTER HOMES
16. ORDINANCE NO. 2009-938, WATER EFFICIENT LANDSCAPE ORDINANCE

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.

CLOSED SESSION IF REQUIRED

ADJOURNMENT

The next regularly scheduled City Council/Redevelopment Agency Joint Meeting is November 17, 2009.

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.