CALL TO ORDER

The City Council/Successor Agency to the Yorba Linda Redevelopment Agency convened at 5:31 p.m. in the Council Chambers at 4845 Casa Loma Avenue.

ROLL CALL

Council/Agency Members: Campbell, Haney, Hernandez, Huang, Rodriguez

Staff Members: Litfin, Pulone

City Clerk Marcia Brown announced that Mayor Pro Tem Gene Hernandez was participating in the Council meeting via teleconference.
ANNOUNCEMENT OF CLOSED SESSION ITEMS

CITY COUNCIL/SUCCESSOR AGENCY TO THE YORBA LINDA REDEVELOPMENT AGENCY

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, SIGNIFICANT EXPOSURE TO LITIGATION

Government Code Section 54956.9(d)(2) (4 Cases)

City Attorney Todd Litfin stated that Councilwoman Tara Campbell recused herself for one case on Closed Session Item A, Conference with Legal Counsel – Anticipated Litigation, Significant Exposure to Litigation, because she has a potential conflict under Government Code Section 87100.

City Attorney Litfin stated that Councilman Carlos Rodriguez recused himself for one case on Closed Session Item A, Conference with Legal Counsel – Anticipated Litigation, Significant Exposure to Litigation, because he has a potential conflict under Government Code Section 87100.

B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Government Code Section 54956.9(d)(1) (1 case)

Name of Case: Beyl v. City of Yorba Linda et. al.
Case Number: 30-2015-00815529-CU-WM-CJC, Superior Court, County of Orange

C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Government Code Section 54956.9(d)(1) (1 case)

Name of Case: Beyl v. City of Yorba Linda et. al.
Case Number: 30-2018-01030078-CU-WM-CJC, Superior Court, County of Orange
D. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Government Code Section 54956.8

Property: APNS: 323-151-03, 323-161-06, 323-161-08
City Negotiators: City Manager Pulone
Property Negotiators: Parties To Be Determined
Under Negotiation: Price and Terms of Payment

E. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Government Code Section 54956.8

Property: 18181 & 18231 Imperial Highway
City Negotiators: City Manager Pulone
Property Negotiators: Parties To Be Determined
Under Negotiation: Price and Terms of Payment

EMERGENCY ITEM ADDED BY CITY ATTORNEY LITFIN

City Attorney Litfin explained that a matter came to the City Council’s attention after the posting of the Agenda on which there is a need to take immediate action. He said that the matter could be added to the regular meeting agenda under Administrative Report by vote of the Council.

It was MOVED/SECONDED - HANEY/CAMPBELL - to add the following emergency item to the regular meeting agenda that came up after the agenda was posted and where there is a need for immediate action – Adopt a Resolution Ratifying the Proclamation Declaring the Existence of a Local Emergency. MOTION CARRIED by the following roll call vote:

AYES: Campbell, Haney, Hernandez, Huang, Lindsey
NOES: None
ABSENT: None
PUBLIC COMMENT ON CLOSED SESSION ITEMS

None

CONVENE INTO CLOSED SESSION

The City Council convened into Closed Session at 5:33 p.m.

RECESS
CALL TO ORDER

The City Council/Successor Agency to the Yorba Linda Redevelopment Agency, Yorba Linda Housing Authority and Yorba Linda Municipal Financing Authority reconvened at 6:34 p.m. in the Council Chambers at 4845 Casa Loma Avenue, Yorba Linda.

ROLL CALL

Council/Agency Members: Campbell, Haney, Hernandez, Huang, Rodriguez

Staff Members: Brantley, Brown, Catlett, Christian, Kudron, Lai, Litfin, Lixey, Martino, Pulone

PLEDGE OF ALLEGIANCE

Councilman Rodriguez

INVOCATION

Pastor Brian Long, Yorba Linda United Methodist Church

CLOSED SESSION REPORT

City Attorney Litfin stated that Councilwoman Campbell recused herself for one case on Closed Session Item A, Conference with Legal Counsel – Anticipated Litigation, Significant Exposure to Litigation, because she has a potential conflict under Government Code Section 87100.

City Attorney Litfin stated that Councilman Rodriguez recused himself for one case on Closed Session Item A, Conference with Legal Counsel – Anticipated Litigation, Significant Exposure to Litigation, because he has a potential conflict under Government Code Section 87100.

City Attorney Litfin stated there was no reportable action on the Closed Session items. He stated that Council voted to add an emergency item – to adopt Resolution No. 2020-
5661, ratifying the Proclamation declaring the existence of a local emergency, enhancing
the City’s emergency preparedness and response and review the continuing need for the
local emergency on the regular agenda under Administrative Report.

INTRODUCTIONS & PRESENTATIONS

Mayor Beth Haney provided an update on the hours and services provided by assisted
living and senior living facilities as well as local medical offices and hospitals in response
to the Coronavirus (COVID-19).

City Manager Mark Pulone provided an important announcement regarding COVID-19. He reported that over the last week, the City has been required to close virtually all facilities due to the spread and risk of the virus. At the Community Center all senior programs have been cancelled as well as all other classes and events. However, he said that modified services are being provided such as lunch pick-up for seniors, instead of the regular senior lunch at the center, and they are offering a modified grocery pick-up program once or twice a month in partnership with Second Harvest. He spoke about the Public Health Order issued by the County of Orange earlier in the day and said based on the recommendations by the County, City Hall will close to the public effective tomorrow morning. He said staff will continue to work and provide services over the phone and other means and he encouraged the community to visit the website for further updates.

A lengthy conversation ensued among Council regarding COVID-19, City finances, impacts on businesses and the County’s Public Health Order.

INTRODUCTION OF NEW STAFF MEMBER BARYIC HUNTER, ORANGE COUNTY FIRE AUTHORITY DIVISION CHIEF

City Manager Pulone introduced the City's new Division Fire Chief to Council and said he is replacing Phil Johnson who was transferred to another assignment with OCFA. The City Council welcomed him to the Yorba Linda team.

Chief Hunter thanked Council for the warm welcome and apologized for missing the last council meeting as he was at the Mann fire in the City of Norco.

INTRODUCTION OF NEW STAFF MEMBER GEOFF SPENCER, MANAGEMENT ANALYST – COMMUNICATIONS

Introduction was postponed to a future meeting.
CHAMBER OF COMMERCE’S QUARTERLY UPDATE AND BUSINESS OF THE MONTH RECOGNITIONS

This presentation was postponed to a future meeting.

CITY’S BUSINESS OF THE QUARTER RECOGNITION TO HERITAGE OAK PRIVATE SCHOOL

This presentation was postponed to a future meeting.

ANNUAL REPORT OF LAW ENFORCEMENT SERVICES BY CHIEF OF POLICE SERVICES, LT. CORY MARTINO

Lt. Cory Martino provided a PowerPoint update which included an overview of current staff assigned to the City, crime data, such as violent and property crimes, arrest data and traffic collisions. He spoke about Neighborhood Watch, School Resource Officers and Explorer Programs, and concluded by speaking about community events and safety tips.

YORBA LINDA STRATEGIC PLAN 2020 UPDATE

City Manager Pulone said on the Consent Calendar is a resolution to adopt the 2020 Yorba Linda Strategic Plan and said it had been a long time since the City went through this process to adopt strategic goals. He stated that the City hired a consultant to facilitate the process and emphasized that ultimately the goals that are embedded in the strategic plan are short-term and will be used to guide the City’s resources for the next 3 years.

Assistant City Manager Dave Christian discussed the development and implementation process which involved Council, department heads and staff. He said staff will conduct a marketing campaign to spread awareness among the community and provide annual updates.

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

Al Nederhood, Yorba Linda Water District Director, assured the community that in the midst of the COVID-19 pandemic, the water from the Yorba Linda Water District (District) continues to be safe, clean, reliable and drinkable out of a faucet. He said the virus has no impact on the quality of the water. Director Nederhood announced that in response to the pandemic, the District has closed the entrance of their building to protect staff and said they are encouraging the community to pay bills online. He spoke about PFAS and PFOS and said that the District has switched their water source to the Metropolitan Water
system, which is free of PFAS and PFOS, however it is about $8 million more a year than if YLWD pumped it from the basin. Up to this point the District has been able to absorb the costs, but later this year they will need to address how they handle the increased cost on a go-forward. He said they are building a plant to remove the PFAS and PFOS forever chemicals from the water in order to switch back to basin water in the future.

Richard de Bruijn, resident, spoke about COVID-19 and the recovery of some of those that have been infected. He also spoke about the long lines and wait times at local stores, including Costco and expressed his appreciation for the special store hours to accommodate the senior community.

CONSENT CALENDAR

It was MOVED/SECONDED – CAMPBELL/RODRIGUEZ – to approve the Consent Calendar. MOTION CARRIED by the following roll call vote:

AYES: Campbell, Haney, Hernandez, Huang, Rodriguez
NOES: None
ABSENT: None

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

The City Council/Successor Agency to the Yorba Linda Redevelopment Agency waived reading in full of all ordinances and resolutions on the agenda and declared 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 CHECK REGISTER – MARCH 17, 2020

The City Council received and filed the accounts payable check register dated March 17, 2020, in the amount of $1,991,549.95.

3. APPROVAL OF THE MINUTES OF THE MARCH 3, 2020 CITY COUNCIL/SUCCESSOR AGENCY TO THE YORBA LINDA REDEVELOPMENT AGENCY MEETING

The City Council/Successor Agency to the Yorba Linda Redevelopment Agency approved the minutes of the March 3, 2020 City Council/Successor Agency to the Yorba Linda Redevelopment Agency joint meeting.
4. TREASURER’S REPORT – OCTOBER 2019

The City Council: 1.) received and filed the monthly Treasurer’s Report; and 2.) delegated investment responsibility to the City’s Finance Director / City Treasurer for a period of up to one year.

5. SECOND READING AND ADOPTION OF ORDINANCE NO. 2020-1074 – ZONING CODE AMENDMENT 2019-01

The City Council adopted Ordinance No. 2020-1074 approving Zoning Code Amendment 2019-01 amending Chapter 18.20, Article IX, of the Yorba Linda Zoning Code to modify regulations for Accessory Dwelling Units pursuant to State law.

6. RESOLUTION NO. 2020-5659 APPROVING THE 2020 YORBA LINDA STRATEGIC PLAN

The City Council adopted Resolution No. 2020-5659, approving the 2020 Yorba Linda Strategic Plan.

7. FIRST AMENDMENT TO THE PURCHASE AND SALE AGREEMENT AND JOINT ESCROW INSTRUCTIONS WITH IN-N-OUT BURGERS FOR SALE OF CITY OWNED PROPERTY LOCATED AT 18181 IMPERIAL HIGHWAY

The City Council authorized the City Manager to enter into the First Amendment to the Purchase and Sale Agreement and Joint Escrow Instructions with In-N-Out Burgers, associated with the sale of City-owned property located at 18181 Imperial Highway, Yorba Linda.

8. ENCROACHMENT ONTO CITY EASEMENT REQUEST – 18770 HACIENDA LANE

The City Council: 1.) authorized the existing improvements to encroach within the City’s storm drain easement at 18770 Hacienda Lane, Yorba Linda, 2.) determined such encroachments will not adversely impact the City’s easement, City’s facility, or general public safety, and 3.) required the owner to execute a Declaration of Restrictive Covenants Agreement pursuant to City Council Policy E-5A.

9. CITY OF YORBA LINDA LIGHTING AND LANDSCAPING MAINTENANCE ASSESSMENT DISTRICT – INITIATING PROCEEDINGS, APPROVAL OF ENGINEER’S REPORT, AND DECLARATION OF INTENT TO BALLOT PROPERTY OWNERS FOR A PROPOSED NEW OR INCREASED ASSESSMENT WITHIN LOCAL LANDSCAPING ZONE L-2E OF THE YORBA LINDA LIGHTING AND LANDSCAPING MAINTENANCE ASSESSMENT DISTRICT COMMENCING FISCAL YEAR 2020/2021
The City Council: 1.) adopted Resolution No. 2020-5656, initiating proceedings to levy a proposed new or increased assessment for Local Landscaping Zone L-2E within the Yorba Linda Street Lighting and Landscaping Maintenance Assessment District, commencing Fiscal Year 2020/2021; 2.) adopted Resolution No. 2020-5657, approving of Engineer’s Report regarding the proposed new or increased assessment for Local Landscaping Zone L-2E within the Yorba Linda Street Lighting and Landscaping Maintenance Assessment District for Fiscal Year 2020/2021; and 3.) adopted Resolution No. 2020-5658, declaring its intention to ballot property owners for a proposed new or increased assessment within Local Landscaping Zone L-2E of the Yorba Linda Street Lighting and Landscaping Maintenance Assessment District commencing with Fiscal Year 2020/2021, setting a time and place for a Public Hearing, and authorizing staff to proceed with the balloting procedures.

10. APPROVAL OF COOPERATIVE AGREEMENT FOR PROJECT NO. 74-46000 BY AND BETWEEN THE CITY OF FULLERTON AND THE CITIES OF LA PALMA, BUENA PARK, PLACENTIA, ANAHEIM, YORBA LINDA AND THE COUNTY OF ORANGE FOR THE ORANGETHORPE AVENUE/ESPERANZA ROAD CORRIDOR PROJECT REGIONAL TRAFFIC SIGNAL SYNCHRONIZATION PROGRAM

The City Council approved Cooperative Agreement for Project No. 74-46000 by and between the City of Fullerton and the Cities of La Palma, Buena Park, Placentia, Anaheim, Yorba Linda and the County of Orange for the Orangethorpe Avenue/Esperanza Road Corridor Project Regional Traffic Signal Synchronization Program (RTSSP).

11. RESOLUTION NO. 2020-5660 ADOPTING THE CITY’S PROJECT FOR FISCAL YEAR 2020/21 FUNDED BY SENATE BILL 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017

The City Council approved Resolution No. 2020-5660 adopting the City’s Project for Fiscal Year 2020/21 funded by Senate Bill 1: Road Repair and Accountability Act of 2017.

12. REPORT OF PLANNING COMMISSION ACTIONS FROM THEIR LAST MEETING

The City Council received and filed this report.

13. COUNCIL COMMITTEE AND AGENCY REPORTS

The City Council received and filed this report.
End of Consent Calendar

PUBLIC HEARINGS

City Manager Pulone reported that staff’s recommendation is to continue Public Hearing Item Nos. 14, 15 and 16 to the April 7, 2020 City Council/Successor Agency to the Yorba Linda Redevelopment Agency joint meeting due to the COVID-19 pandemic.

14. PUBLIC HEARING REGARDING WEED ABATEMENT ASSESSMENT OF LIENS

It was MOVED/SECONDED – CAMPBELL/HANEY – to continue the public hearing regarding weed abatement assessment of liens to the April 7, 2020 City Council/Successor Agency to the Yorba Linda Redevelopment Agency joint meeting. MOTION CARRIED by the following roll call vote:

AYES: Campbell, Haney, Hernandez, Huang, Rodriguez
NOES: None
ABSENT: None

15. ZONING CODE AMENDMENT 2019-02 – CITY OF YORBA LINDA, AMENDING CHAPTER 18.20, ARTICLE VIII, RELATED TO COMMUNITY CARE FACILITIES

It was MOVED/SECONDED – CAMPBELL/HANEY – to continue the Zoning Code Amendment 2019-02 – City of Yorba Linda, amending Chapter 18.20, Article VIII, related to Community Care Facilities to the April 7, 2020 City Council/Successor Agency to the Yorba Linda Redevelopment Agency joint meeting. MOTION CARRIED by the following roll call vote:

AYES: Campbell, Haney, Hernandez, Huang, Rodriguez
NOES: None
ABSENT: None

16. RESOLUTION NO. 2020-5650 REVISING THE UNIFORM PARKING BAIL SCHEDULE AND FIRST READING OF ORDINANCE NO. 2020-1076 AMENDING CHAPTER 10.72 OF YORBA LINDA MUNICIPAL CODE TO INCLUDE FINES FOR ELECTRIC VEHICLE CHARGING VIOLATIONS

It was MOVED/SECONDED – CAMPBELL/RODRIGUEZ – to continue Resolution No. 2020-5650 Revising the Uniform Parking Bail Schedule and first reading of Ordinance No. 2020-1076 amending Chapter 10.72 of Yorba Linda Municipal Code to include fines for electric vehicle charging violations to the April 7, 2020 City Council/Successor Agency to the Yorba Linda Redevelopment Agency joint meeting. MOTION CARRIED by the following roll call vote:
AYES: Campbell, Haney, Hernandez, Huang, Rodriguez
NOES: None
ABSENT: None

CITY MANAGER’S REPORT/MAYOR’S REPORT/MATTERS PRESENTED BY COUNCILMEMBERS/OTHER AGENCY REPORTS

Councilman Rodriguez spoke about the importance of looking out for one another and helping the community. He encouraged residents that are having difficulty obtaining food to utilize the resources that are available including www.wastenotoc.org. He encouraged the community to focus on prayer and said that the City is united and will be stronger once we overcome the pandemic.

Mayor Pro Tem Gene Hernandez said he is practicing self-isolation and reminded the community that it’s not always about you getting the virus, but also about you transmitting the virus to someone else. He encouraged everyone to enjoy the forced time at home to refresh. He asked the community to be patient and not hoard essential items as there are many in need.

Councilwoman Peggy Huang echoed the comments of her colleagues and spoke about her committee reports. She said the Transportation Corridor Agency, Orange County Transportation Authority (OCTA) and CalTrans came up with a solution to improve north-south regional mobility in South Orange County. Out of 24 proposals, they recommended the Los Patrones extension as an un-tolled highway. She thanked Mayor Pro Tem Hernandez for his contributions and efforts with OCTA. Councilwoman Huang spoke about Orange County Mosquito and Vector Control and reminded the community that if they find a dead bird, that they should report it within 24 hours so that it can be tested for viruses. She concluded by reminding residents to eliminate standing water to reduce mosquitos.

Councilwoman Campbell said Love Yorba Linda day will be postponed due to the Coronavirus pandemic. She said that once the new date is determined, it will be shared with the community. She thanked the residents of Yorba Linda for their philanthropic efforts during this difficult time and wished everyone health and safety.

Mayor Haney shared that her Waste Management Committee meeting was cancelled and did not have a waste report to provide. On March 5th she had the opportunity to read to a 1st grade class for National Reading Month at Mabel M. Paine Elementary.

City Manager Pulone provided an update on the Public Health Order that had been issued by the County. He said the County just issued a press release to clarify the interpretation of the Order. He explained that it is not an order to shelter in place and said businesses can remain open while practicing social distancing, consistent with the Governors guidance. However, all bars and other establishments that serve alcohol and not food, shall close. Restaurants and business establishments that serve food should close all on-
site dining. City Manager Pulone stated that the County will be releasing an amended Health Officer’s order and said the updated information will be posted on the City’s website.

ADMINISTRATIVE REPORT

City Attorney Litfin said there is a provision to declare the existence of a local emergency pursuant to Government Code section 8630 and Yorba Linda Municipal Code section 2.32.060. He said the City Manager is authorized to issue a proclamation in an emergency situation, and in consultation with himself and staff, the City Manager signed a proclamation yesterday to give the City expanded authority and latitude while working in an emergency situation. Specifically, he said the parameters are outlined in section 2.32.060 of the City’s Code. Under the Government Code, within 7 days the City Council is to ratify the proclamation, and at subsequent Council Meetings, the proclamation will be on the agenda for Council to decide if the emergency conditions still exist and if that authority should be extended.

Richard de Bruijn, resident, asked for clarification on the Public Health Order. He asked if it means if all restaurants in Orange County need to close. City Attorney Litfin said that is not related to the item, but he clarified that in person dining is not allowed, but drive-thru will still be available.

It was MOVED/SECONDED – CAMPBELL/HUANG – to adopt Resolution No. 2020-5661, ratifying the Proclamation declaring the existence of a local emergency, enhancing the City’s emergency preparedness and response and review the continuing need for the local emergency. MOTION CARRIED by the following roll call vote:

AYES: Campbell, Haney, Hernandez, Huang, Rodriguez
NOES: None
ABSENT: None

ADJOURNMENT

Mayor Haney adjourned the meeting at 8:11 p.m. to the next regularly scheduled City Council/Successor Agency to the Yorba Linda Redevelopment Agency joint meeting on April 7, 2020.