

**TOWN OF YUCCA VALLEY
TOWN COUNCIL MEETING MINUTES
APRIL 21, 2020**

OPENING CEREMONIES

CALL TO ORDER

Mayor Jeff Drozd called the meeting to order at 2:00 PM.

ROLL CALL

PRESENT: Drozd, Abel, Denison (Remote), Lombardo, Schooler

ABSENT:

Staff Members Present: Town Manager Yakimow, Deputy Town Manager Stueckle, Management Analyst Rice, Town Attorney Jex (remote), Human Resources and Risk Manager Breidenbach-Sterling (remote), Finance and Accounting Supervisor Gumbish, Public Works Director Baldizzone (remote), Police Captain Niles (remote), and Town Clerk Copeland

PLEDGE OF ALLEGIANCE

Led by Burrtec Environmental Coordinator Mike Veto

PRESENTATIONS, RECOGNITIONS & INTRODUCTIONS

Staff Introductions

Bree Francis, Staff Accountant was introduced by Jordan Gumbish, Finance and Accounting Supervisor.

Council Members welcomed Ms. Francis to the Town family.

APPROVAL OF AGENDA

RESULT: APPROVED [UNANIMOUS]
MOVER: Jim Schooler, Council Member
SECONDER: Merl Abel, Mayor Pro Tem
AYES: Drozd, Abel, Denison, Lombardo, Schooler

CONSENT AGENDA

RESULT: APPROVED [UNANIMOUS]
MOVER: Robert Lombardo, Council Member
SECONDER: Jim Schooler, Council Member
AYES: Drozd, Abel, Denison, Lombardo, Schooler

1. **Waive further reading of all ordinances (if any in the agenda) and read by title only.**

MOTION:

Waive further reading of all ordinances and read by title only.

2. **Adopt Resolution No. 20-14, Onsite Wastewater Treatment Systems (Septic Systems) Water Use Standards for Sizing Septic Systems**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, ESTABLISHING WASTEWATER GENERATION FOR SIZING ONSITE WASTEWATER TREATMENT SYSTEMS

MOTION:

Adopt Resolution No. 20-14, establishing wastewater generation for sizing onsite wastewater treatment systems.

3. **Adopt Resolution No. 20-15; Little League Drive Pedestrian Improvements – Town Project No. 8970; Active Transportation Plan (ATP) Grant Project No. ATPL-5466(024); California Environmental Quality Act (CEQA) Exemption**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, FIND THE LITTLE LEAGUE DRIVE ATP PROJECT EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

MOTION:

Adopt Resolution No. 20-15, and find the Little League Drive Pedestrian Improvement Project, No. ATPL-5466(024) is exempt from CEQA pursuant to Section 15301(c), Class 1.

4. **Adopt Resolution No. 20-16; Onaga Trail Pedestrian Improvements; Town Project No. 7005 Active Transportation Plan (ATP) Grant Project No. ATPL-5466(025); California Environmental Quality Act (CEQA) Exemption**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, FIND THE ONAGA TRAIL ATP PROJECT EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

MOTION:

Adopt Resolution No. 20-16, and find the Onaga Trail Pedestrian Improvements Project No. ATPL-5466(025), is exempt from CEQA pursuant to Section 15301(c), Class 1

5. **Adopt Resolution No. 20-17; North Park Community Development Block Grant Project, California Environmental Quality Act Review, Assessor Parcel Numbers 0585-271-01**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, FIND THE NORTH PARK COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

MOTION:

Adopt Resolution No. 20-17, finding the North Park Community Development Block Grant project exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15303(c), Class 3; and, Section 15311(a) and 15311(b), Class 11.

- 6. **Adopt Resolution No. 20-18; Ratification of County Fire Code; State of California Health and Safety Code Section 13869.7**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, RATIFYING SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT ORDINANCE NO. FPD 20-01 REGARDING FIRE PROTECTION STANDARDS.

MOTION:

Adopt Resolution No. 20-18, ratifying the County of San Bernardino Fire Protection District, Ordinance No. FPD 20-01, and directs the Town Clerk to transmit the Resolution to San Bernardino County.

- 7. **Approve the Investment Policy for Fiscal Years 2020-22**

MOTION:

Review and approve the FY 2020-22 Investment Policy

- 8. **Approve the AB1234 Reporting Requirements**

MOTION:

Receive and file the AB1234 Reporting Requirement Schedule for the month of March 2020.

- 9. **Approve the Ratification of Warrant Registers**

MOTION:

Ratify the Payroll Registers totaling \$171,904.18 dated March 6, 2020, and \$187,747.18 dated March 20, 2020.

Ratify the Warrant Registers totaling \$874,620.62 dated March 6, 2020, \$7,484.14 dated March 16, 2020 and \$314,185.15 dated March 20, 2020.

Mayor Drozd opened public comments for the consent agenda items. With no members of the public wishing to speak, public comments were closed.

DEPARTMENT REPORTS

- 10. **Resolution No. 20-19: Town of Yucca Valley, FY 2020-2021, SB 1, Road Maintenance and Rehabilitation Account (RMRA): Approval of the project list; Authorization to Submit the Town’s Project List to the California Transportation Commission.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, APPROVING THE TOWN OF YUCCA VALLEY RMRA/SB 1 PROJECT SUBMITTAL FOR FY 2020-21 AND APPROVING THE FY 2020-21 RMRA PROJECT LIST FOR SUBMITTAL TO

THE CALIFORNIA TRANSPORTATION COMMISSION AND AUTHORIZING STAFF TO SUBMIT THE INFORMATION TO THE CALIFORNIA TRANSPORTATION COMMISSION

Deputy Town Manager Stueckle presented the staff report for the Town's SB1 Road Maintenance and Rehabilitation Account for Fiscal Year 2020-21, estimated at \$416,455.

Mayor Drozd opened public comments. With no members of the public wishing to speak, public comments were closed.

Mayor Pro Tem Abel inquired if the gap streets include in the project list includes all the streets in the areas where the sewer has been installed.

MOTION:

Adopt Resolution No. 20-19, approving the allocation of the Town's Fiscal Year 2020-2021 SB 1, Road Maintenance and Rehabilitation Account (RMRA) funds, estimated at the amount of \$416,455, approving the associated project list for expenditure of RMRA funds as the Town's project for fiscal year 2020-2021, and direct staff to publish and transmit the approved project list to the California Transportation Commission and any other required state agencies in accordance with the legislative requirements.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Robert Lombardo, Council Member
SECONDER: Jim Schooler, Council Member
AYES: Drozd, Abel, Denison, Lombardo, Schooler

11. Update on Solid Waste and Recycling Ordinance and Agreements Review

Management Analyst Rice presented the staff report, providing an update on the Town's existing solid waste and recycling ordinance and franchise agreement.

Mayor Drozd opened public comments. With no members of the public wishing to speak, public comments were closed.

Mayor Drozd expressed he is glad that provisions for illegal dumping is being included.

Mayor Pro Tem Abel agreed with Mayor Drozd, regarding illegal dumping, and explained this would be helpful for businesses with commercial dumpsters as well. Abel is also pleased that organics are being addressed.

Council Member Schooler agreed with Mayor Pro Tem Abel's comments, thanking staff for a comprehensive document.

Council Member Lombardo also liked that illegal dumping provisions are included, as well as document shredding,

Council Member Denison thanked Management Analyst Rice for the update.

MOTION:

Receive and file this update on recent Town efforts in the review of the Town’s existing Solid Waste and Recycling Ordinance and Franchise Agreements and provide comments or direction as desired.

RESULT: RECEIVED AND FILED [UNANIMOUS]

MOVER: Merl Abel, Mayor Pro Tem

SECONDER: Jim Schooler, Council Member

AYES: Drozd, Abel, Denison, Lombardo, Schooler

12. Consideration of Urgency Ordinance No. 288 Repealing Chapter 11.90 of the Yucca Valley Municipal Code Relating To Sex Offender Residency Restriction

Town Attorney Jex presented the staff report for an urgency ordinance repealing Town Municipal Code Chapter 11.90 relating to sex offender residency restrictions.

Mayor Drozd opened public comments.

Timothy Peth, Yucca Valley spoke in opposition of repealing Chapter 11.90 of the Town's Municipal Code.

Town Clerk Copeland reported written comment opposing the code repeal was received from the following:

- Darrel Pague, Yucca Valley
- Cindy Henry Pague, Yucca Valley
- Karen Richardson, (no community stated)
- Donna Davies, Yucca Valley
- Michael and Barbara Alford, Yucca Valley
- Dominick and Cynthia Villani, Yucca Valley
- Pastor and Mrs. Alfredo Aceves.

With no other members of the public wishing to speak, Mayor Drozd closed public comments.

Mayor Drozd inquired if other California cities are faced with similar lawsuits.

Mayor Pro Tem Abel inquired if any arrests have been made with sex offenders being in close proximity to a day care center and requested email correspondence by Town Manager Yakimow to each of the public comment providers by placed into public record.

Council Member Denison inquired on ____ with day care centers. (briefly inaudible with remote connection)

Town Attorney Jex responded to Council Member Denison's inquiry.

Council Member Lombardo asked about opportunities that the Town may have for placement of a sex offender classification. Attorney Jex responded. Lucas Niles responded- the Sheriff's

Department makes the decisions upon review of the individual situation and makes an assessment on placement.

Council Member Lombardo asked if repealing the ordinance lessens the opportunity to be a part of the placement process of certain sex offenders.

Police Captain Niles explained that by repealing the ordinance, it brings the paperwork to be aligned with the State.

Council Member Lombardo noted that though Yucca Valley has opportunities for residency that some larger cities do not, he feels comfortable repealing and aligning with the State.

Council Member Schooler inquired on the levels of classifications of registered sex offenders, and on public disclosure. Schooler also asked about the monitoring process after parole time has been fulfilled.

Council Member Schooler commented on the challenges when laws are enacted for public benefit, there are other members of the public waiting to file a lawsuit to challenge.

Town Manager Yakimow read the title of the ordinance into the record.

MOTION:

Adopt Urgency Ordinance No. 288.

AN URGENCY ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, REPEALING CHAPTER 11.90 OF THE YUCCA VALLEY MUNICIPAL CODE RELATING TO SEX OFFENDER RESIDENCY RESTRICTIONS

RESULT: ADOPTED [UNANIMOUS]
MOVER: Merl Abel, Mayor Pro Tem
SECONDER: Robert Lombardo, Council Member
AYES: Drozd, Abel, Denison, Lombardo, Schooler

13. Public Health and Welfare Update - COVID 19

Town Manager Yakimow presented the staff report, providing an update on current information relating to the COVID-19 public health emergency, including replaying the Governor's public update of 4/20/19 on the challenges of lifting the stay at home order. Yakimow reiterated the necessity to stay strong in social distancing until the order is lifted by the state's governor.

Town Attorney Jex reported on the recent update to the County's health order.

Mayor Drozd opened public comments. With no members of the public wishing to speak, public comments were closed.

Council Member Denison commented favorably on the presentation.

Council Member Schooler thanked the variety of public agencies, pushing out a high level of information to the public. Schooler commended the Morongo Basin Health Care District for their recent public COVID-19 update publication.

MOTION:

Receive an update regarding State, County and Town actions related to the COVID - 19 event and provide input or policy direction as desired.

RESULT: RECEIVED AND FILED [UNANIMOUS]

MOVER: Jim Schooler, Council Member

SECONDER: Jeff Drozd, Mayor

AYES: Drozd, Abel, Denison, Lombardo, Schooler

FUTURE AGENDA ITEMS

Council Member Schooler requested an update on how the CENSUS is being impacted by the COVID-19 public health emergency. Consensus was made among the Council Members to include this item on a future agenda.

PUBLIC COMMENTS

Mayor Drozd opened public comments for items not on the agenda. With no members of the public wishing to speak, public comments were closed.

STAFF REPORTS AND COMMENTS

Finance and Accounting Supervisor Gumbish updated the Town Council on the current #YuccaTogether Measure Y business assistance program.

Town Manager Yakimow provided information for the County's CDBG funding, and business assistance programs in response to the COVID 19 public health emergency.

Management Analyst Rice announced the County's hotline phone number to make an appointment for the upcoming COVID-19 drive-thru testing.

San Bernardino County Fire Battalion Chief Tuttle thanked the public for wearing facial coverings.

COUNCIL MEMBER REPORTS AND COMMENTS

Council Member Lombardo welcomed Staff Accountant Francis to the Town team.

Council Member Schooler welcomed Staff Accountant Francis aboard, and gave a shout out to Cactus Sewables Quilt Guild and Apache Mobile Home Park for sewing and donating masks to several organizations within the community.

Mayor Pro Tem Abel thanked staff for navigating the extra technology for the remote meeting opportunity.

ANNOUNCEMENTS

Upcoming Meeting Schedule

The next regular meeting of the Yucca Valley Town Council will be held on Tuesday, May 5, 2020 at 2:00 PM in the Yucca Valley Community Center Yucca Room.

Mayor Drozd adjourned the meeting at 3:27 p.m.

Respectfully Submitted,

Lesley Copeland, CMC
Town Clerk