

**REGULAR MEETING
CITY OF CALIFORNIA CITY
CITY COUNCIL
Tuesday January 19, 2010
Council Chambers, 21000 Hacienda Blvd.
MINUTES**

CALL TO ORDER

Mayor Adams called the meeting to order at 5:56 pm

Following the Pledge of Allegiance and invocation, the city clerk called the roll:

PRESENT: Councilmembers Smith, Strong, Lessenevitch, Edmiston
Mayor Adams

ABSENT: None

ADOPTION OF AGENDA

Motion by Councilmember Lessenevitch, second by Councilmember Strong to adopt the agenda. Motion carried 5-0

PRESENTATIONS

Chamber President Karen Sanders presented a certificate to Police Chief Colerick in recognition of the D.I.R.T. being named Business of the Year for 2009.

STAFF ANNOUNCEMENTS/REPORTS

City Manager Weil reported that the Pebble Beach sidewalk project has been completed by staff; on 1/14 water flowed on the waterfall project and has since been turned off for repairs and a Pre-Bid meeting was held for the signalization project with Notice to Proceed

CIVIC / COMMUNITY ORGANIZATION ANNOUNCEMENTS

MaryAnn LeBlanc, EDC - Breakfast Thursday 1/21 8am @ Foxy's
Kim Collin, Citizens Advisory Committee - Meeting 1/28 5:30pm @ City Hall

Pastor Pope, Ministers Alliance - requesting all clergy to meet immediately following the EDC Breakfast

PUBLIC BUSINESS FROM THE FLOOR

Public comment was received from Rhonda Vasquez, Kim Collins, Buford Land, Eleanor Owens, MaryAnn LeBlanc and Chuck McGuire

CONSENT CALENDAR / PUBLIC COMMENT

CC 1. City check registers dated through 01/14/10

CC 2. Approve minutes of meetings dated 10/06/09, 10/20/09 and 11/03/09

The public and members of council received information regarding Ck # 81172, payable to Mojave Sanitation for recycling at CC Yard.

Motion by Councilmember Lessenevitch, second by Councilmember Strong to approve the consent calendar. Roll call vote as follows:

AYES: Smith, Strong, Lessenevitch, Edmiston, Adams

NAYS: None

ABSTAIN: Smith Ck # 81191, 81192 and 811208

ABSENT: None

PUBLIC HEARING

Taxi Franchise: John Greene, Rosamond Taxi Service

Mayor Adams read the item and declared the hearing open at 6:17pm.

City Manager Weil provided the staff report detailing Mr. Greene's business plan and outlined the franchise requirements.

Council received clarification to their questions and concerns from Mr. Greene regarding inspection of vehicles and if medical services transports would be encouraged.

City Clerk Hilliker reported that no communications were received.

Motion by Councilmember Lessenevitch, second by Councilmember Smith to close the public hearing.

No further discussion was noted.

Motion by Councilmember Lessenevitch, second by Councilmember Smith to approve the Taxi Franchise with Rosamond Taxi Service. Motion carried 5-0

NEW BUSINESS

NB 1. California City Bicycle Transportation Plan 2010

Public Works Director Bevins reported that this is an update to the California City Bicycle Transportation Plan last adopted by Council back in October 2008. In order to apply for Bicycle Transportation Act grant funding for a bicycle project, it must first be included in the City's current Plan. Staff wants to pursue funding for a bike path on Airway Blvd/90th ST from Sequoia Blvd to Highway 58. Staff request motion for adoption of the updated plan dated January 2010.

Public input was received with concerns raised for where funding would come for this project. Staff explained that this process is just to include it in the Plan and that when the projects are ready to go forward grants historically available for these projects would be applied for. Sources for the matching funds by the City would be determined at the time of the project.

Motion by Mayor Pro Tem Edmiston, second by Councilmember Lessenevitch to adopt “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY UPDATING THE CITY OF CALIFORNIA CITY BICYCLE TRANSPORTATION PLAN” Motion carried 5-0

NB 2. Construction Material Reclamation Project

Public Works Director Bevins provided the oral staff report. He stated that the City as several acres of mixed demolition and construction material. In the past companies have been hired to sort and grind these materials to create usable “A” road base and shoulder fill material. Staff is asking for permission to bid out the project which will produce about 10,000 tons of material, which will supply use for the next 3-5 years for road repairs. Funding is expected to run about \$6 per ton, including mobilization fees, sorting and grinding. These processes will also be construction demolition recyclable materials which helps us out with our Integrated Waste Management diversion rate.

Council received clarification from staff.

Motion by Mayor Pro Tem Edmiston, second by Councilmember Lessenevitch to authorize staff to go out to bid for the reclamation project. Motion carried 5-0

COUNCIL AGENDA

Councilmember Smith - Requests listing of delinquent water accounts over \$500 and also reported that there is a total of \$987,000. in uncollected fees. Request staff look into consolidating tire purchases; look into bringing water billing back in-house; getting minutes caught up

City Manager Weil updated the council that since a sort of “task force” has been established in reads to the delinquencies, collections in the past 3 weeks has been over \$7000.00

Mayor Adams - Haiti tragedy, encourage everyone to do what they see fit to help; encouraged to see that the HERO’s Program is being implemented in the misc. union

CLOSED SESSION

CS 1. Per Gov’t Code Section 54956.9; Confer with Legal Counsel

- regarding Potential Litigation
- CS 2.** Per Gov't Code Section 54956.9; Confer with Legal Counsel regarding Potential Litigation
- CS 3.** Per Gov't Code Section 54956.9; Confer with Legal Counsel regarding Existing Litigation: MedTrans vs California City
- CS 4.** Per Gov't Code Section 54956.9; Confer with Legal Counsel regarding Potential Litigation
- CS 5.** Per Gov't Code Section 54956.8; Confer with Real Property Negotiator regarding APN #262-010-01
- CS 6.** Per Gov't Code Section 54956.8; Confer with Real Property Negotiator regarding APN #225-113-11

CLOSED SESSION ACTION

City Attorney Lemieux reported on each item listed under Closed Session

CS 1. & CS 2. Staff received further instructions and was given authority to negotiate

CS 3. Item to be brought back before the council at their 2/2/10 meeting

CS 4.

Motion by Mayor Pro Tem Edmiston, second by Councilmember Strong to deny the Bernat claim. Motion carried 5-0

CS 5. & CS 6. Both of these acquisition items are in the preliminary stage, staff given directions to proceed

City Manager Weil asked to make a clarification on the amount stated for water bill delinquency. Finance Dept. states that the accurate amount is between \$250,000-\$300,000, not \$987,000. That figure represents the total receivables for water, sewer and refuse. Also, every effort is being made to collect on these delinquencies.

At this time further public comment was received requesting status on the issues pertaining to the Sellards/sports center/50 acres. City Attorney Lemieux reported that there has been contact with attorneys, but no outcome at this time.

ADJOURNMENT:

Motion by Mayor Pro Tem Edmiston, second by Councilmember Lessenevitch to adjourn at 7:00 pm. Motion carried.

Respectfully submitted by,

APPROVED BY CITY COUNCIL ON _____