

Denise Hilliker, City Clerk

APPROVED BY CITY COUNCIL ON _____

**REGULAR MEETING
CITY OF CALIFORNIA CITY
CITY COUNCIL
Tuesday February 3, 2009
Council Chambers, 21000 Hacienda Blvd.
MINUTES**

CALL TO ORDER

Mayor Adams called the meeting to order at 5:30 p.m.

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 Mayor Pro Tem Edmiston to adopt the agenda. Motion carried.

WORKSHOPS

City Manager Linda Lunsford requested a discussion with council regarding a proposal for a vicious dog ordinance. Staff and members of council have been contacted numerous times by citizens who have had encounters with these animals. She reminded council that just recently an elderly citizen in Calif. City died as a result of his wounds following a dog attack. Ms. Lunsford provided statistics on attacks in the U.S. for the year 2008. She also reported that others cities have implemented this type of ordinance. She requested council assistance in deciding exactly what the ordinance should entail. Council comments included that though it penalizes good dog owners, something has to be done to get this situation under control. Council also commented on their personal experiences with dogs running loose in the city. After much discussion it was the consensus of the council to have staff move forward in compiling a very aggressive ordinance to deal with vicious dogs.

PRESENTATIONS None

STAFF ANNOUNCEMENTS/REPORTS None

CIVIC / COMMUNITY ORGANIZATION ANNOUNCEMENTS

Ron Smith, Victory Baptist Church reported that long time resident Lottie walker has recently passed away.

PUBLIC BUSINESS FROM THE FLOOR

Public comment was received from Don Trumble, Rhonda Vasquez and Jennifer Williams.

CONSENT CALENDAR / PUBLIC COMMENT

CC 1. City check registers dated through 01/28/09

CC 2. Council give Second Reading, By Title only, with Further Reading waived and adopt **“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AMENDING THE CALIFORNIA CITY MUNICIPAL CODE AS IT RELATES TO PERMITTED USES IN THE COMMUNITY COMMERCIAL (C2) ZONE”**

CC 3. Approve minutes for meetings held 11/4/08 and 11/18/08

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: None

ABSENT: None

PUBLIC HEARING 1.

Building Foot Print Ordinance

Mayor Adams read the item and declared the hearing open at 5:50 pm.

Public Works Director Bevins presented the staff report. He reported that the proposed changes to the code are pertaining to building footprints allowable in residential zones with multiply acreage.

No questions were asked by Council.

No communications were received by the City Clerk.

No public testimony was received.

Motion by Councilmember Lessenevitch to close the public hearing. Motion carried.

Motion by Mayor Pro Tem Edmiston, second by Councilmember Lessenevitch to give First reading, by Title only, with further reading waived of **“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF**

CALIFORNIA AMENDING THE CALIFORNIA CITY MUNICIPAL CODE AS IT RELATES TO RESIDENTIAL ALLOWABLE BUILDING FOOT PRINTS” Roll call vote as follow:

AYES: Smith, Strong, Lessenevitch, Edmiston, Adams

NAYS: None

ABSTAIN: None

ABSENT: None

NEW BUSINESS / COUNCIL

NB 1. Possible Joint Powers Authority / Enviowater

City Attorney Lemieux reported that there is a joint venture formed going by the name Enviowater that proposes to develop a ground water assets in the Fremont Valley basin. It would undertake various energy programs, water banking programs, a variety of programs with those assets. They have asked the City and others in the area to participate in a roundtable discussion to decide if such project is feasible as proposed or modified. The only thing before the council tonight is to act on a request by Enviowater to participate in the possible formation of a joint powers authority and study of these proposals. Staff recommends sitting down with this company to find out exactly what they have in mind and to inform them of the City's concerns. Mr. Lemieux also reported that large water projects are very time consuming and take years to complete but worth it to decide to participate in or that the project be redesigned so that it not adversely affect the City.

Consensus of the council to authorize staff to participate in discussions with Enviowater.

COUNCIL AGENDA:

Councilmember Strong - Kern County Transit is seeking public input on unmet transit needs

Councilmember Lessenevitch - calcitymeetings.com is up and running to view video of past council meetings

CLOSED SESSION

CS 1. Per Gov't Code Section 54956.9; Confer with Legal Counsel regarding existing litigation: MedTrans vs California City

CS 2. Per Gov't Code Section 54956.9; Confer with Legal Counsel regarding potential litigation (City Attorney advises disclosure of the identity of the litigation would prejudice the city)

CLOSED SESSION ACTION

City Attorney Lemieux reported that council discussed the items listed under closed session; no formal action taken.

ADJOURNMENT: