

**REGULAR MEETING  
CITY OF CALIFORNIA CITY  
CITY COUNCIL / REDEVELOPMENT AGENCY  
Tuesday March 4, 2008  
Council Chambers, 21000 Hacienda Blvd.  
MINUTES**

**REGULAR WORK MEETING**

**CALL TO ORDER**

Mayor / Chairman Evans opened the meeting at 5:30 p.m.

**PUBLIC COMMENTS** None

**WORKSHOPS** None

**CLOSED SESSION**

**COUNCIL**

**CS 1.** Per Gov't Code Section 54956.9; confer with Legal Counsel regarding existing litigation, Guy vs California City

**RDA** None

**CONVENE BUSINESS MEETING**

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

**PRESENT:** Councilmembers / Directors Edmiston, Schafer, Strong, Lessenevitch, Mayor / Chairman Evans

**ABSENT:** None

**ADOPTION OF AGENDA**

**Motion by Mayor / Chairman Evans, second by Councilmember / Director Schafer to adopt the agenda, including the addendum. Motion carried.**

**CLOSED SESSION ACTION**

City Attorney Lemieux reported that there was no need to discuss CS 1. with the council.

**CHAIRMAN'S / MAYOR'S COMMENTS**

Commended the community for coming out in support of RPU student battling leukemia.

## **PRESENTATIONS**

The East Kern Queens introduced themselves to the council and public. Mayor Evans acknowledged those members of staff and the public who volunteered their time to help judge the annual Science Fair. He also presented Certificates of Recognition to the Science Fair winners as well as the nominees for AV Future Leaders.

## **STAFF ANNOUNCEMENTS/REPORTS** None

## **CIVIC / COMMUNITY ORGANIZATION ANNOUNCEMENTS**

Chamber / EDC Fundraiser for the Police K9 will be March 15<sup>th</sup> at Ramon's. ½ of the \$15 ticket price will be donated.

CCA presented a check for \$500 to the Police K9 fund

Historical Club Auction on 3/15

Easter Egg Hunt 3/22 @ Central Park

## **PUBLIC BUSINESS FROM THE FLOOR**

Kim Collins acknowledged City Manager Lunsford and Public Works Director Bevins on the great job there are doing.

Russell Michael thanked City Manager Lunsford for assisting him with an issue regarding his property.

Wally Melendez inquired on what the current population is for Calif. City and how many were registered voters. Mayor Evans responded that as of Jan 07 the population was approximately 13,123, with about 4300 registered voters.

Public inquiry into having special permits for those who run "dog rescues"

## **CONSENT CALENDAR / PUBLIC COMMENT**

**CC 1.** City Council check registers dated through 27 Feb 08

**CC 2.** RDA check register dated 04 March 08

### **ADDENDUM**

**CC 3.** Additional City Council check registers dated 29 Feb 08

Councilmember Strong requested that CC2 be voted on separately.

No council questions or public comments regarding CC1 and CC3.

Motion by Councilmember / Director Schafer, second by Councilmember / Director Edmiston to approve CC1 and CC3 on the Consent Calendar. Roll call vote as follows:

**AYES:** Edmiston, Schafer, Strong, Lessenevitch, Evans

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** None

No council questions or public comment regarding CC2.

Motion by Councilmember / Director Schafer, second by Councilmember / Director Edmiston to approve CC2 on the Consent Calendar. Roll call vote as follows:

**AYES:** Edmiston, Schafer, Lessenevitch, Evans  
**NAYS:** None  
**ABSTAIN:** Strong  
**ABSENT:** None

**CONTINUED BUSINESS CITY COUNCIL**

**CB 1 Off-Road Vehicle Legislation / Resolution**

City Attorney Lemieux reminded the council that at their last meeting a draft legislation was presented. It has been brought back tonight with changes agreed upon at that previous meeting. If this draft is something the council would like to pursue, than he suggests we start looking for an author/ sponsor. He also stated that this initial draft will undoubtedly change many times over.

No council concerns were noted. Council gave direction for Mr. Lemieux to correspond with Senator Ashburn on this proposed legislation.

Mr. Lemieux reported that the resolution being presented to the council this evening will allow the city to impose the fees referred to in the off-road ordinance which had been previously adopted. He along with staff worked together to incorporate the various proposed fees.

Council questions were addressed including the cost of the permit for current residents of the city. Mr. Lemieux's opinion is that a resident using these streets should pay a fee the same as those who do not live here.

Sgt. Hurtado explained the manner in which the different fees were decided.

Public comment was taken and concerns were addressed.

It was the consensus of the council that the resolution be changed to reflect that residents within the City of California City shall not have to pay the \$8 permit fee.

Motion by Councilmember / Director Edmiston, second by Councilmember / Director Strong to adopt **"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AMENDING RESOLUTION NO. 08-01-1941 (MASTER FEE RESOLUTION) AS IT RELATES TO OFF-ROAD**

**VEHICLE PERMIT FEES**” with discussed change to 4-2 (b). Roll call vote as follows:

**AYES:** Edmiston, Schafer, Strong, Lessenevitch, Evans

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** None

## **CB 2 Sports Center Project**

Public Works Director Bevins stated that the council had been given two cost estimates for the completion of the Sports Center. The higher estimate of \$332,864. takes into account changes in installation factors and minor quality decisions made. The project has been up scaled from a minimum occupancy project to a completion project. There should not be a significant time differential in the completion project. Staff is requesting that council authorize this project to be sent out for formal bidding. He also identified funding sources for the project.

City Attorney Lemieux was consulted for direction from council on how to proceed.

Public comments were received.

**Motion by Councilmember / Director Edmiston, second by Councilmember / Director Schafer to rescind previous approved contract for the sports arena project and direct staff to go forward with the formal bidding process.**

Council had discussion of the motion.

Roll call vote as follows:

**AYES:** Edmiston, Schafer, Strong, Lessenevitch, Evans

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** None

## **NEW BUSINESS COUNCIL**

### **NB 1 USDA Phase II Sewer Proposal**

Public Works Director Bevins reported that the proposal being presented is attempting to resolve the situation the city is in. He gave a historical overview dating back to when the city entered into a contract with the California Water Quality Control Board from the Lahontan Region in 1988. In this contract the city agreed to have two houses per acre. In 2007 the City started to realize that some of our density zones, as defined in the original contract, were exceeding 75% saturation. One zone is in fact is at

100% saturation, forcing a restriction of further building in that zone. Also in 2007 council requested staff to negotiate with Lahontan to see if changes could be made in the contract. Staff requested from Lahontan several possible changes which have either been rejected or are still pending due to no response to our written requests. Separate written request were sent to Lahontan back in January 08. Previous and present staff have focused on finding a spot solution for these “hot spots”. One of the proposals tonight is putting one of these “hot spots” on sewer. USDA has indicated that the City could apply for funding for that this year and staff has been moving forward in that direction.

Council voiced their concerns with the fact Lahontan has yet to communicate back to us on our requests.

There was much discussion on how specific the project proposal to USDA has to be in order to secure the funding. Staff explained that we need to stick as close as possible to the project proposal we submit to USDA, though there might be some minor options for change.

Further questions from council were addressed by staff.

Public comments and questions were also addressed.

Also discussed were the financing techniques available for the project. City Attorney Lemieux recommended that we be open minded about the techniques as there are half a dozen options, with slightly different voting requirements of the people.

Motion by Councilmember / Director Schafer, second by Councilmember / Director Edmiston to move forward with the USDA Sewer Proposal (Great Circle through South Loop Blvd), including the architectural for Engineer Helt and the loan approval process. Roll call vote as follows:

**AYES:** Edmiston, Schafer, Strong, Lessenevitch, Evans  
**NAYS:** None  
**ABSTAIN:** None  
**ABSENT:** None

**COUNCIL AGENDA:**

Councilmember / Director Schafer – Requested status of the gas burner at the waste water treatment plant. Mr. Bevins replied that it is operational and staff is currently in the process of being trained on the unit. Mr. Schafer also gave a response to a recent editorial in the newspaper.

Councilmember / Director Edmiston - Request code enforcement to start enforcing provisions in the new trash ordinance recently adopted.

Councilmember / Director Lessenevitch - N/E corner of Neuralia at Redwood is in need of repair. Request engineering costs for 152 project at airport.

Mayor / Chairman Evans - Gave direction to staff to put a conceptual framework to paper on splitting the 152 acres into enough parcels to have "x" number of entities and get conceptual design behind it and what the estimated costs would be associated with it.

**ADJOURNMENT:**

Motion by Councilmember / Director Edmiston, second by Councilmember / Director Strong to adjourn. Motion carried.

Respectfully submitted by,

Denise Hilliker, City Clerk

**MINUTES APPROVED BY CITY COUNCIL / RDA BOARD ON \_\_\_\_\_**

**REGULAR MEETING  
CITY OF CALIFORNIA CITY  
CITY COUNCIL / REDEVELOPMENT AGENCY  
Tuesday April 1, 2008  
Council Chambers, 21000 Hacienda Blvd.  
MINUTES**

**CALL TO ORDER**

Mayor / Chairman Evans opened the meeting at 5:30 p.m.

**PUBLIC COMMENTS**

Public was given verification on what the council was going to be discussing during the workshop and closed session.

**WORKSHOPS**

Master Fee schedule:

City Manager Lunsford informed the council that the document staff had been working on concerning this item was not completed prior to this meeting. Council gave their input on their expectations of the revised

master fee schedule. Staff to incorporate council's requests and item will return on the next council workshop agenda. City Attorney Lemieux also offered input on this item.

## **CLOSED SESSION**

### **COUNCIL**

**CS 1.** Per Gov't Code Section 54956.9; confer with Legal Counsel regarding existing litigation, Medtrans vs California City

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

**PRESENT:** Councilmembers / Directors Edmiston, Schafer, Strong, Lessenevitch, Mayor / Chairman Evans

**ABSENT:** None

### **ADOPTION OF AGENDA**

Motion by Councilmember / Director Lessenevitch, second by Councilmember / Director Edmiston to adopt the agenda with the addition of Addendum CC10. Motion carried.

### **CLOSED SESSION ACTION**

City Attorney Lemieux reported that in closed session the council discussed the Medtrans case. No action taken.

### **MAYOR'S / CHAIRMAN'S COMMENTS**

Reported on meeting he attended regarding alternative technology. Request for Planning Commission to continue to go down the path of new policies / ordinances regarding landscaping and fencing requirements. Announcement of letter received from Dr. Kumar requesting a street be named after local doctor, Dr. Sri.

**PRESENTATIONS** None

### **STAFF ANNOUNCEMENTS/REPORTS**

Fire Chief Mylander reported that staff has gone to an outside contractor to repair certain noted conditions within the fire station. Those repairs are currently being worked on.

City Manager Lunsford gave an update on code enforcement admin citations.

### **CIVIC / COMMUNITY ORGANIZATION ANNOUNCEMENTS**

Kathy Sellard, Optimist Club - Meeting at Chuck's Pizza, 2<sup>nd</sup> Monday of the month @ 5:30pm

Toni Todd, Arts Commission - Annual Art Show, May 4<sup>th</sup> -5<sup>th</sup>

Toni Evans, Cal City Republican Women - Assembly Candidate Bob Smith  
speaking April 17<sup>th</sup> @ 6pm Chamber of Commerce building

### **PUBLIC BUSINESS FROM THE FLOOR**

Kim Collins - thank you to staff and Mayor for workshop

Wally Melendez - received clarification on what "R" zoning stands for and time requirements for the posting of council agendas.

Pat Bohannon - received clarification that any person, regardless of residency, may address the council during Public Business

### **CONSENT CALENDAR / PUBLIC COMMENT**

**CC 1.** City Council check registers through 26 March 08

**CC 2.** RDA check register through 26 March 08

**CC 3.** Adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY REQUESTING COLLECTION SERVICES FOR MEASURE A SPECIAL TAX FISCAL YEAR 2008-2009"

**CC 4.** Adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AUTHORIZING THE FINANCE MANAGER TO EXECUTE THE FEDERAL TRANSPORTATION ACT (FTA) SECTION 5311 OPERATING EXPENSE ASSISTANCE GRANT AND TITLE VI ASSURANCE AND URBAN MASS TRANSPORTATION CIVIL RIGHTS ASSURANCE"

**CC 5.** Adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AUTHORIZING THE FINANCE MANAGER TO EXECUTE THE FEDERAL TRANSPORTATION ACT (FTA) SECTION 5311 OPERATING EXPENSE ASSISTANT GRANT"

**CC 6.** Adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AUTHORIZING THE FINANCE MANAGER TO EXECUTE THE FISCAL YEAR 2008-2009 STREETS AND ROADS CLAIM"

**CC 7.** Adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AUTHORIZING THE FINANCE MANAGER TO EXECUTE A GRANT APPLICATION FOR ASSISTANCE UNDER THE TRANSPORTATION DEVELOPMENT ACT"

**CC 8.** Adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY REQUESTING COLLECTION SERVICES FOR ASPEN AVENUE SEWER DISTRICT ASSESSMENTS FISCAL YEAR 2008-2009"

**CC 9.** Adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY DESIGNATING AGENT(S) AUTHORIZED TO MAKE APPLICATION FRO DISASTER RELIEF UNDER P.L. 93-288 AS AMENDED BY THE ROBERT T. STAFFORD DISASTER RELIEF AND EMERGENCY ASSISTANCE ACT OF 1988, AND/OR STATE FINANCIAL ASSISTANCE UNDER THE NATURAL DISASTER ASSISTANCE ACT"

**ADDENDUM**

**CC 10.**Additional RDA check register dated 27 March 08

No council questions noted.

Public received clarification regarding CC 5.

Motion by Councilmember / Director Lessenevitch, second by Councilmember / Director Schafer to approve the consent calendar including Addendum CC10. Roll call vote as follows:

**AYES:** Edmiston, Schafer, Strong, Lessenevitch, Evans

**NAYS:** None

**ABSTAIN:** Strong (on RDA check # 7310 only)

**ABSENT:** None

**PUBLIC HEARING 1**

Water Standby Charges

Mayor Evans read the item and declared the public hearing open.

Finance Manager Bailey gave the staff report regarding this annual resolution.

Council Edmiston noted Section 3, (b) (2), was not consistent due to the word “not” missing in the sentence. City attorney Lemieux agreed and the final version will reflect the correction.

Deputy city clerk reported that no communications were received.

No public testimony was received, and Councilmember Lessenevitch made the motion to close the public hearing. Motion carried.

Motion by Councilmember Lessenevitch, second by Councilmember Edmiston to adopt “**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY ADOPTING WATER STANDBY CHARGES FOR THE FISCAL YEAR COMMENCING JULY 1, 2008**” Roll call vote as follows:

**AYES:** Edmiston, Schafer, Strong, Lessenevitch, Evans

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** None

**PUBLIC HEARING 2**

Second Unit Ordinance

Mayor Evans read the item and declared the public hearing open.

Public Works Director Bevins gave the staff report. He noted that this ordinance will make one minor addition to the code. It will now include the minimum and maximum square footage of a second unit.

Council received clarification from staff on several questions.

Deputy city clerk reported that no communications were received.

Public questions were addressed.

Councilmember Lessenevitch made the motion to close the public hearing. Motion carried.

Motion by Councilmember 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 CITY AMENDING THE CALIFORNIA CITY MUNICIPAL CODE AS IT RELATES TO SECOND UNITS**” Roll call vote as follows:

**AYES:** Edmiston, Schafer, Strong, Lessenevitch, Evans  
**NAYS:** None  
**ABSTAIN:** None  
**ABSENT:** None

### **CONTINUED BUSINESS / COUNCIL**

#### **CB 1. Police Department Vehicle Lease Program**

Police Chief Colerick reported that this item is being brought back after council requested additional information prior to action being taken. His report outlined staff's justification on choosing the Ford Crown Vic over the Dodge Charger and Chevy Impala. It also explained lease comparisons from three companies, with Ford Credit offering the best deal.

Council received clarification regarding funding source.

Public received clarification to their questions.

Motion by Councilmember Schafer, second by Councilmember Strong to approve lease/purchase of (4) 08' Ford Crown Victoria's. Roll call vote as follows:

**AYES:** Edmiston, Schafer, Strong, Lessenevitch, Evans  
**NAYS:** None

**ABSTAIN:** None  
**ABSENT:** None

**NEW BUSINESS COUNCIL** None

**NEW BUSINESS RDA** None

**COUNCIL / BOARD AGENDA:**

Councilmember / Director Schafer – Inquired where city residents go for their free OHV permit sticker. Chief Colerick stated they are available at the police department during regular business hours. Chief also reported that approximately \$5000 in fees had been collected during Easter/Spring break.

Request update on CCB crack and slurry sealing project. Public Works Director Bevins explained that it has delayed due to equipment failure.

Councilmember / Director Edmiston - He will be attending League of Cities meeting tomorrow. Request update on Sports Center project. Mr. Bevins replied that information will be provided next council meeting.

Mayor / Chairman Evans - Confirmed 1<sup>st</sup> budget review meeting scheduled for first part of May.

**ADJOURNMENT:**

Motion by Councilmember / Director Lessenevitch, second by Councilmember / Director Edmiston to adjourn. Motion carried.

Respectfully submitted by,

Denise Hilliker, City Clerk

**MINUTES APPROVED BY CITY COUNCIL / RDA BOARD ON \_\_\_\_\_**

**REGULAR MEETING  
CITY OF CALIFORNIA CITY  
CITY COUNCIL / REDEVELOPMENT AGENCY  
Tuesday April 15, 2008  
Council Chambers, 21000 Hacienda Blvd.  
MINUTES**

**CALL TO ORDER**

Mayor / Chairman Evans opened the meeting at 5:30 p.m.

**PUBLIC COMMENTS** None

**WORKSHOPS**

Finance Manager Bailey provided council with proposed master fee changes for the police and fire departments. (see attached) Staff informed council that other departments proposing fee increases would be addressed at a subsequent workshop.

Staff addressed concerns that the council brought forward regarding proposed increases.

**CLOSED SESSION**

**COUNCIL**

**CS 1.** Per Gov't Code Section 54956.9; confer with Legal Counsel regarding acquisition of property; reference APN #225-03-03

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

**PRESENT:** Councilmembers / Directors Edmiston, Schafer, Strong, Lessenevitch, Mayor / Chairman Evans

**ABSENT:** None

**ADOPTION OF AGENDA**

Motion by Council member / Director Lessenevitch, second by Councilmember / Director Schafer to modify the order of business and adopt the agenda. Motion carried.

**CLOSED SESSION ACTION**

City Attorney Lemieux reported that the council received a report from the property negotiator in regards to APN # 225-03-03. Council gave direction to proceed with possible acquisition.

**PRESENTATIONS**

Mayor Evans recognized George and Patricia Grimshaw on their 50<sup>th</sup> wedding anniversary as well as they combined years of dedication to education. He also presented certifications to the members of the Mojave / Cal City Robotics Team who recently competed in Las Vegas.

**CHAIRMAN'S / MAYOR'S COMMENTS**

Mayor Evans gave a commentary in regard to an upset misinformed citizen. He also complimented the members of the Desert Rose Garden Club on the dedication he attended for the improved median on California City Blvd, at Victor Plaza.

### **STAFF ANNOUNCEMENTS / REPORTS**

City Treasurer Sharon Williams presented her report on the city finances as of March 31, 2008.

Public Works Director Bevins updated the council on the advertisement for bids for the Youth Sports Center, as well as an update on all departments within public works.

### **CIVIC / COMMUNITY ORGANIZATION ANNOUNCEMENTS**

EDC monthly breakfast meeting to be held 4/17 @ 7:30am, Foxy's

CORVA Fun Days this upcoming weekend

National Day of Prayer Sat. 5/1 @ noon

### **PUBLIC BUSINESS FROM THE FLOOR**

Ed Waldheim - signage on OHV trails

Lou Peralta - requests for press releases in off-road type magazines informing people of our permitting process

Wally Melendez - clarification given on whether Cal City is a general law city or a charter city

### **CONSENT CALENDAR / PUBLIC COMMENT**

**CC 1.** City check registers dated through 09 April 08

**CC 2.** RDA check register through 09 April 08

**CC 3.** 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 SECOND UNITS**"

Councilmember Schafer received clarification on ck #77230 made payable to Craftco Inc.

Public received clarification on ck #77201 and ck# 77205, both made payable to AVEK.

Motion by Councilmember / Director Schafer, second by Councilmember / Director Lessenevitch to approve the Consent Calendar. Roll call vote as follows:

**AYES:** Edmiston, Schafer, Strong, Lessenevitch, Evans

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** None

**NEW BUSINESS COUNCIL**

**NB 1. Records Retention and Destruction Policy Ordinance**

City Attorney Lemieux reported that he, along with the City Clerk had been working on this for several months. He gave a brief outline on the Public Records Act and the obvious need for some type of updated records management program.

The state mandates what records we have to keep, what records we can throw away, and records we can throw away if a copy has been retained. He explained in detail the items referred to as permanent records within the ordinance, as well as the manner in which nonpermanent records will be destroyed.

Councilmembers had many issues, comments and concerns in regards to the proposed ordinance.

Public input, comments and concerns were noted.

After a lengthy, on going discussion on this item staff was directed to review and take into consideration those ideas brought forth from the public. Consensus to continue this item until the May 6<sup>th</sup> meeting.

**COUNCIL AGENDA:**

Councilmember / Director Edmiston - Report on Joint Land Use Meeting  
Councilmember / Director Lessenevitch - Request on status of water bill issues. Finance Manager Bailey reported that progress is being made.

**ADJOURNMENT:**

Motion by Mayor / Chairman Evans, second by Councilmember / Director Lessenevitch to adjourn. Motion carried.

Respectfully submitted by,

Denise Hilliker, City Clerk

**APPROVED BY CITY COUNCIL / RDA BOARD ON \_\_\_\_\_**