

**REGULAR MEETING
CITY OF CALIFORNIA CITY
CITY COUNCIL / REDEVELOPMENT AGENCY
Tuesday March 18, 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

Police Chief Colerick presented information to the council regarding building department permit fees. (see attached)

City Attorney Lemieux and staff addressed concerns that the council brought forward.

Staff was given direction with consensus to continue discussion of this item at subsequent meeting.

CONVENE BUSINESS MEETING

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 Mayor / Chairman Evans, second by Councilmember / Director Schafer to move closed session items to the end of the meeting, as well as completing new business item NB 1 council, prior to the public hearing, and to adopt the agenda. Motion carried.

CHAIRMAN'S / MAYOR'S COMMENTS

Mayor Evans thanked the police department for their investigation and subsequent arrest in the Jamesha Terry case. He also thanked all for allowing him to participate in Founder's Day.

PRESENTATIONS

Mayor Evans recognized Robert and Marilee Platke on their 50th wedding anniversary.

STAFF ANNOUNCEMENTS/REPORTS

Police Chief Colerick reported on the arrest of Phillip Ellison, in the case of Jamesha Terry. He is currently in custody and the special circumstance clause for the death penalty is being pursued. He also reported that the K-9 fund raiser brought the total monies received to 90% of the total needed. City Manager Lunsford reported that a workshop is being planned in the near future on the 152 project and that the design has been started.

CIVIC / COMMUNITY ORGANIZATION ANNOUNCEMENTS

Pastor Poe - Easter Sunrise service on 3/23, 7am

Shelly Hornback - Park & Rec Easter egg hunt on 3/22, 10am

PUBLIC BUSINESS FROM THE FLOOR

Kim Collins - Expressed appreciation for the efforts of the Police Dept, as well as Code Enforcement.

Wally Mendez - Questions regarding Municipal Bonds

Chuck Laumeyer - Thanks for all the hard work for the K-9 Fundraiser held at Ramon's.

Sharon Williams - Expressed gratitude to the Fire Department for their professionalism, courtesy and their expertise.

CONSENT CALENDAR / PUBLIC COMMENT

CC 1. City check register dated through 12 March 08

CC 2. RDA check registers through 13 March 08

CC 3. Approval of meeting minutes 21 June 07 through 2 Oct 07

CC 4. Council approve Mayor to sign Grant Deed regarding APN# 227-010-05

No council questions were asked.

Pubic received clarification on ck # 77099.

Michael Sellard requested that council remove item # CC4 completely off the agenda.

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

AYES: Edmiston, Schafer, Strong, Evans

NAYS: Lessenevitch

ABSTAIN: None

ABSENT: None

NEW BUSINESS COUNCIL

NB 1 Public Health Week

Mayor Evans presented a proclamation to Kern County Department of Public Health's representative proclaiming April 7-13, 08 as Public Health Week.

PUBLIC HEARING

Council consider adopting resolution regarding Unmet Transit Needs

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

Finance Manager Bailey gave the staff report.

Council had no questions and the deputy city clerk reported that no communications were received.

Public testimony was received, and Councilmember Schafer made the motion to close the public hearing. Motion carried.

Motion by Councilmember Schafer, second by Councilmember Edmiston to adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY DETERMINING THAT CALIFORNIA CITY HAS NO UNMET TRANSIT NEEDS THAT CANNOT REASONABLY BE MET BY THE EXISTING SYSTEM" Roll call vote as follows:

AYES: Edmiston, Schafer, Strong, Lessenevitch, Evans

NAYS: None

ABSTAIN: None

ABSENT: None

NEW BUSINESS COUNCIL

NB 2 Water Standby Charges

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

Council received clarification on their questions and concerns.

Motion by Councilmember Schafer, second by Mayor Pro Tem Lessenevitch to adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY INITIATING PROCEEDINGS FOR THE ESTABLISHMENT OF THE WATER STANDBY CHARGES FOR THE FISCAL YEAR COMMENCING JULY 1, 2008, and call for a public hearing to be held April 1, 2008" Roll call vote as follows:

AYES: Edmiston, Schafer, Strong, Lessenevitch, Evans

NAYS: None
ABSTAIN: None
ABSENT: None

NEW BUSINESS RDA

NB 1 Economic Developer Consultant Contract

City Manager Lunsford reported that staff has interview Larry Pennell has determined that he will be a benefit to the economic development of the city. Mr. Pennell has experienced past successes in this field. Staff recommends that the council approval contract and has verified that said contract has been reviewed by legal counsel. Council

Council questions were received. It was the consensus of the council to change the payment schedule of invoices received by the city to be paid within 45 days instead of 15 days.

Public comments were received and addressed.

Motion by Director Schafer, second by Director Edmiston, to approve the consultant agreement with Pennell & Pennell, LLC with the change in payment of invoices. Roll call vote as follows:

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

COUNCIL / BOARD AGENDA:

Councilmember / Director Schafer – Request timeline on needed repairs on the fire department building. Also code enforcement matrix
Councilmember / Director Edmiston - yard sale signs along median
Councilmember / Director Lessenevitch - cities will start to be monitored on compliance on AB32
Mayor / Chairman Evans - request for fire department building needs be seriously addressed in the upcoming budget.

CLOSED SESSION

COUNCIL None

RDA

CS 1. Per Gov't Code Section 54956.9; confer with Legal Counsel regarding existing litigation, Fitzpatrick

CS.2. Per Gov't Code Section 54956.8; confer with Real Property Negotiator regarding property acquisition APN# 205-330-18, 06

CS.3. Per Gov't Code Section 54956.8; confer with Real Property Negotiator regarding APN # 205-330-22

CLOSED SESSION ACTION

Mr. Lemieux reported that the agency met in closed session to discuss Fitzpatrick vs RDA and instructed the agency counsel in respect to the case. The agency also met in respect to property acquisition of property of sales for the APN #'s referred to in the agenda and instructed the agency's real property negotiator how to proceed. Directions only were received with no final action taken.

ADJOURNMENT:

Motion by Councilmember / Director Strong, second by Councilmember / Director Edmiston to adjourn at 7:52 pm. Motion carried.

Respectfully submitted by,

Denise Hilliker, City Clerk