

**REGULAR MEETING
CALIFORNIA CITY CITY COUNCIL
TUESDAY, April 3, 2007, 6:00 p.m.
Council Chambers, 21000 Hacienda Blvd.
MINUTES**

OPENING CEREMONIES:

Mayor Evans opened the meeting at 6:28 p.m. Following the Pledge of Allegiance and invocation, the city clerk called the roll:

PRESENT: Council members Edmiston, Schafer, Strong, Mayor Pro Tem Lessenevitch, Mayor Evans

ABSENT: None

Also Present:

City Manager William Way; City Attorney Wayne Lemieux; Police Chief Lunsford; City Clerk Hilliker

ADOPTION OF AGENDA:

Motion by Councilman Edmiston, second by Councilmember Schafer to adopt the agenda with the addition of Addendum, CB 2. Motion carried.

PRESENTATIONS: None

STAFF ANNOUNCEMENTS/REPORTS: None

CIVIC/COMMUNITY ORGANIZATION ANNOUNCEMENTS:

Ed Waldheim - EDC Breakfast this Thursday, sunrise service this Sunday.
Michelle Hornback - Saturday Easter egg hunt at 10 am in the park
Buford Land - Chamber luncheon at the Pizza Factory at noon on the 12th
Councilmember Edmiston - Community Club clean up this Saturday starting at 8am

PUBLIC BUSINESS FROM THE FLOOR:

Donald Weaver, Cal City, inquired if there was a plan to redevelop the landscaping along the blvd. Mr. Way answered that the current water system needs to be looked into by staff.

Antoinette Case, Cal City, voiced her concerns with issues that face our youth. She would like to see the community as a whole work together for their benefit.

Don Jones, Cal City, inquired about funding for the police force. Mayor Evans assured him that that would be a priority during the upcoming budget process for the next fiscal year.

CONTINUED BUSINESS 1:

Policy for construction site trash and toilet facilities

Mr. Way reminded the council that they had requested from staff a resolution addressing several issues regarding construction sites. This proposal requires each new construction site to have a 6 foot high fence around the entire site, an adequately maintained dumpster, and a trash maintenance deposit collected at the beginning of the permit process.

Councilmember Strong abstained due to conflict of interest and stepped down from the dais.

Councilmember Edmiston asked that if the builder wanted to put up a permanent fence in lieu of the temporary chain link fence that would be acceptable? Mr. Way replied yes.

Councilmember Schafer voiced his concerns in regards to "site built trash containers". Mr. Way assured him that those containers would have to comply with the set standards.

Councilmember Lessenevitch inquired if the building inspectors and code enforcement officer are allowed to cite builders for access trash. Mr. Way answered yes and Councilmember Lessenevitch asked how many builders had been cited for the month of March. Code Enforcement Sprague informed the council that he was unsure of the exact number, but there were several. Councilmember Lessenevitch responded that he feels it is unfair to add a cost to the builders, when we already have an administrative process that is not being used.

Mayor Evans requested that a monthly citation report be generated for the council. He also stated that he feels that needs of the community and the need for it to be clean out ways anything else. He does not want to add cost to homes, sometimes we have to do things to clean up the community and hold the values of those homes already built. The bottom line is that we have to take steps so that our community does not resemble a land fill.

David Stafford, Cal City, thinks it is unfair to require the site to be fenced before the job starts. He believes the fence will have to be moved in order to complete trenching, etc. If the fence is required it should be installed after the framing. He also feels the local schools look worse than any construction site in regards to trash and that the city should utilize their current inspectors to cite those contractors in violation.

Pat Bohannon, Cal City, thinks the builders as a whole have done more than any other group at getting the city cleaned up. He feels it is their responsibility to keep house prices down. He has issues with both the porta potty and dumpster being required at the very beginning of the

project. He feels that “red tagging” a house that is not in compliance is the best course of action to take

Michael Sellard, Cal City, stated he doesn’t think the fence/dumpster should be required until the roofing/shearing stage, but agrees that there should be a deposit. He would like to see it be \$500.00

Several other citizens gave their options as to how this situation should be handled.

Councilmember Schafer recommended that we move forward with the resolution making noted changes brought forward by the public.

Mayor Pro Tem Lessenevitch stated that he doesn’t believe the council is in a position to make a comprehensive decision until they are given numbers and have gotten into the budget cycle.

Mayor Evans stated that he believes we are way behind in dealing with this issue. The City will be working with Benz, a variety of local groups as well as the builders.

Motion by Councilmember Schafer, second by Councilmember Edmiston to amend items # 3 and #4 and adopt “**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY ESTABLISHING A POLICY FOR CONSTRUCTION SITE TRASH AND TOLIET FACILITIES**”. Roll call vote as follows:

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

CONTINUED BUSINESS 2:
Police Station roof repair

Mr. Way announced that staff is requesting that this item be brought back at a later date.

NEW BUSINESS 1:
Parcel Map Waivers Ordinance

Mr. Way reported that the purpose of this ordinance is to amend the criteria for parcel map waivers.

Motion by Councilmember Schafer, second by Mayor Pro Tem 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 CATEGORIES FOR PARCEL MAP WAIVERS**”. Roll call vote as follows:

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

NEW BUSINESS 2:

Well #16 Change Order

Mr. Way reported that staff is requesting council approval for changes and increases to the Well #16 project in the amount of \$ 13,824. Funding source for this change order will be water stand by charges.

Motion by Councilmember Strong, second by Councilmember Schafer to approve the change. Roll call vote as follows:

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

NEW BUSINESS 3:

Waste Water Treatment Plant gas line extension

Greg Fielding, WWTP Operator, reminded the council that the city was in the process of having a sludge dehydration unit built. Staff first believed that propane was a clean enough fuel for use however after providing the NOx emission values to air quality, it was determined that they were indeed high. Staff contacted the Gas Company to inquire about extending the natural gas main from Calhoun Dr. and Turnbull St. to the treatment plant. The cost of the project will be \$29,000., with the City doing the trenching in house. He explained the advantages of having gas versus propane and that the city will also be able to recover some of its costs by future development on Calhoun.

Motion by Councilmember Edmiston, second by Mayor Pro Tem Lessenevitch to approve and authorize City Manager to execute all necessary documents. Roll call vote as follows:

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

NEW BUSINESS 4:

Amendment to CalPERS Contract

Mr. Way reported that the current city contract with the Board of Administration California Public Employee's Retirement System needs to be amended following the outcome of negotiations and changes to the MOU with the California City Police Department.

Motion by Councilmember Edmiston, second by Mayor Pro Tem Lessenevitch to adopt "A RESOLUTION OF INTENTION TO APPROVE AN AMENDMENT TO CONTRACT BETWEEN THE BOARD OF ADMINISTRATION CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE CITY COUNCIL, CITY OF CALIFORNIA CITY and give First Reading by Title Only, With Further Reading Waived of "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AUTHORIZING AN AMENDMENT OF THE CONTRACT BETWEEN THE CITY AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEE'S SYSTEM" Roll call vote as follows:

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

COUNCIL AGENDA:

Councilmember Strong - She will be getting involved in helping to enforce our Neighborhood Watch Program.

Councilmember Schafer - Believes there maybe a safety factor as the Code Enforcement Officer is doing his job. Perhaps a light bar could be installed in his vehicle. Also that the officer has the latitude to be flexible with his own schedule.

Councilmember Edmiston - Request staff to provide report on water billing and recent issues. Also would like to have discussion at the next meeting pertaining to the days/hours that construction is allowed to take place. City Attorney Lemieux asked that he be allowed to look into that before having the council discuss it.

Mayor Evans - KernCOG will be holding a public hearing on April 12th in Mojave. Would like to have a report on citations issued by code enforcement.

CONSENT CALENDAR/PUBLIC COMMENT:

CC 1. Check register dated 03/26/07

CC 2. Approve the minutes of the Regular Meetings held on 02/06/07, 02/20/07, and 03/06/07

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

AYES: Edmiston, Schafer, Strong, Lessenevitch, Evans

NAYS: None

ABSTAIN: None

ABSENT: None

CLOSED SESSION:

CS 1. Per Govt. Code Section 54957, Public Employee, City Manager

At 8:38 pm the Council entered into closed session. Upon reconvening at 10:45 pm Mayor Evans reported that there were contract negotiations regarding City Manager Way. No action was taken.

ADJOURNMENT:

Motion by Councilmember Schafer, second by Mayor Pro Tem Lessenevitch to adjourn at 10:47 pm. Motion carried.

Respectfully submitted by,

Denise Hilliker, City Clerk