

**REGULAR MEETING
CALIFORNIA CITY CITY COUNCIL
TUESDAY, May 2, 2006, 6:00 p.m.
Council Chambers, 21000 Hacienda Blvd.
MINUTES**

OPENING CEREMONIES: Mayor Adams opened the meeting at 6:00 p.m. Following the Pledge of Allegiance, an associate of the Desert Song Foursquare, provided the invocation. The clerk called the roll:

PRESENT: Council members Edmiston, Lessenevitch, Schafer, Dempsey, Adams.

ABSENT: None

Also Present:

City Manager William Way; City Attorney Wayne Lemieux; Finance Director Terry Hicks; Acting Fire Chief Chris Hayes; Police Chief Linda Lunsford; Public Works Director Dan Allen; City Clerk Denise Hilliker

ADOPTION OF AGENDA:

Motion to adopt agenda, including addendum NB 5, by Councilman Lessenevitch, second by Councilman Edmiston; carried.

PRESENTATIONS:

Mayor Adams presented plaques to Gloria Wallace and Steve Patillo, honoring them both on their upcoming retirements. He thanked both for their years of service to the City.

STAFF ANNOUNCEMENTS:

Ives Court project update - Public Works Director

Mr. Allen stated this update was a request of Councilman Schafer's at the previous meeting. He went on to explain that a meeting with the Mojave School District brought to light some additional engineering requirements needed in order to process their application into OPCS. He, along with the Mayor, decided to table all of the on-going design projects until the completion of the school requirements were resolved. This in turn caused a 3-4 week delay on the Ives Ct. Design.

50-Acre parcel update - City Manager

Mr. Way stated that this update was requested at the previous meeting. The property was transferred back to the City from the Redevelopment Agency several months ago. The intent was to sell the property and to begin development proceedings. In the interim, two of our park buildings were shut down, most specifically the sports arena. Over the last few months it has become known that this building cannot be preserved. We have talked to several interested parties of the 50-acre parcel of selling the property or the potential trade or use of the property in exchange for the construction of a sports arena for the city. We currently have a developer interested in building a new sports arena in the park in exchange for the 50-acre parcel. It would be equivalent to the appraised value of said parcel, \$500,000. This is the primary project that is being worked on at this time. The City should know by May 10, whether or not we are proceeding forward with the interested party. There are two other companies interested in purchasing the parcel outright. The intent of staff is to pursue a project that will meet the needs of the City, specifically the youth, without causing a financial loss. Specific resolutions will be brought back before the council if and when this project goes forward.

CIVIC/COMMUNITY ORGANIZATION ANNOUNCEMENTS:

Vella Meyers - Desert Tortoise Days Committee

Reminder that it is the weekend of May 5-7th. They are expecting a very large turnout of vendors since they only have a few spaces remaining.

Bob Stahl, who is working with Vella, presented the Council with this year's button. The website for information this year is www.calcityinfo.com

David Campbell - Special tax Committee Update

Reported that the committee will be bringing a spending list to the council next month. This is done after reviewing feedback from the community and the surveys. Also being asked is how much the residents feel the amount of the special tax should be. An interesting side note was that even though Lancaster has a much larger tax base, they levy a \$500. special tax yearly to fund their police department with the County.

Vella Meyers - The American Legion Auxiliary

May 14th will be the start of Poppy Days. This is the fundraiser for the disabled veterans who make them. Please wear them and show your support.

City Manager Way reported that there will be a community breakfast, served by himself and council, on May 20th 7:30-9:30am, at the top of the hill in Central Park. This fundraiser will benefit the volunteer committees coming together to bring Central Park back to its original state.

PUBLIC BUSINESS FROM THE FLOOR:

Kim Collins participated in "Moose Days" (clean-up) at Jawbone Canyon. There were several events and was organized by Ed Walheim. Kim also thanked Lt. Colerick for attending. Hopes the Council will fund an event like it this next fall here in the City.

NEW BUSINESS

NB 1. Council adopt resolutions necessary for the annual notice of upcoming Aspen Mall Landscaping and Lighting District assessments - Assistant City Manager/Finance Director

Mr. Hicks explained that this is the first step in the compliance process to place the landscaping and lighting assessment on the tax roles for fiscal year 06-07. Three resolutions need to be passed.

Motion by Councilman Edmiston, second by Councilman Dempsey to adopt; "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY, CALIFORNIA INITIATING PROCEEDINGS FOR THE LEVY AND COLLECTION OF ASSESSMENTS FOR ASPEN MALL LANDSCAPING AND LIGHTING DISTRICT, FISCAL YEAR 2006/07, PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE"

Council adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY, CALIFORNIA FOR PRELIMINARY APPROVAL OF THE ENGINEER'S REPORT REGARDING THE PROPOSED LEVY AND COLLECTION OF ASSESSMENTS FOR THE ASPEN MALL LANDSCAPING AND LIGHTING DISTRICT, FISCAL YEAR 2006/07"

Council adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY, CALIFORNIA DECLARING IT'S INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR THE ASPEN MALL LANDSCAPING AND LIGHTING DISTRICT FOR FISCAL YEAR 2006/07", direct the City Clerk to publish this resolution one time in a newspaper of general circulation at least 10 days before the public hearing on Tuesday, June 6, 2006 regarding the levying of this assessment Roll call vote as follows:

AYES: Edmiston, Schafer, Dempsey, Adams
NAYS: None
ABSENT: None
ABSTAIN: Lessenevitch

NB 2. Declare 1972 Van Pelt Truck Surplus Property - Acting Fire Chief

Chief Hayes reported that the department has a 1972 Van Pelt fire truck that failed its last ladder test and would cost in excess of \$100,000. to repair. The department has received a request for assistance in the donation of this truck from the Michoacan State Gov't. Kern Co. Fire would assist in this transfer, completing all necessary paperwork, and there would be no cost to the City. The council would just need to declare the truck as surplus property.

Motion by Councilman Lessenevitch, second by Councilman Edmiston to declare 1972 Van Pelt fire truck as surplus and set up procedure for donation of the apparatus to the Michoacan State Gov't; Roll call vote as follows:

AYES: Edmiston, Lessenevitch, Schafer, Dempsey, Adams
NAYS: None
ABSENT: None
ABSTAIN: None

NB 3. Council consider claim from Melinda Johns - City Manager

City Attorney Lemieux recommended denial of the claim and if any council members had questions, they would need to go into Closed Session. There were no questions.

Motion by Councilman Dempsey, second by Councilman Lessenevitch to deny the claim; Roll call vote as follows:

AYES: Edmiston, Lessenevitch, Schafer, Dempsey, Adams
NAYS: None
ABSENT: None
ABSTAIN: None

NB 4. Council consider lease and agreement for California City Par 3 Golf Course Starter Booth - City Manager

Mr. Way explained this lease would allow Mr. Mullenix to take over operation of the Par 3 Golf Course. The existing contract expired in 2002 and the City solicited individuals to submit bids to take over the operations. We received a proposal from Mr. Mullenix, only. Councilman Edmiston and Councilman Schafer expressed concern about the trailer that currently sits in the parking lot. Staff assured council that it would be removed. Mr. Mullenix introduced himself and expressed that he is anxious to get started and to do a good job. May 10th is the anticipated start up date but if circumstances allow it could be sooner.

Motion by Councilman Edmiston, second by Councilman Lessenevitch to authorize staff to enter into agreement with Clarence (Jake) Mullenix; Roll call vote as follows:

AYES: Edmiston, Lessenevitch, Schafer, Dempsey, Adams
NAYS: None
ABSENT: None
ABSTAIN: None

NB 5. Bids for the construction of a USDA Waterline Improvements Project Phase 1 - Public Works Director

Mr. Allen stated this is being brought to the council for acceptance of the lowest bid for this 15.21 mile project. Sierra Cascade Construction came in at \$3,826,664.

Councilman Edmiston asked if we were removing the existing line. Mr. Allen explained it would be too expensive to remove. The remaining monies will be used for any change orders that may come up or perhaps add more lines. We have already spent the City own funds on engineering costs and USDA said we could recoup those costs. Mr. Allen, along with Jerry Helt, is very satisfied with bid amount.

Mr. Allen explained to Kim Collins that the project area is Mojave-Randsburg, between Mendinburu and North Loop, all the way to 90th. Also the expected start date should be about 3 weeks, lasting approximately 6 months. There will be detours during construction, along with driveways being torn up.

Motion by Councilman Schafer, second by Councilman Lessenevitch to award contract and adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY TO ACCEPT THE BID AND TO EXECUTE A CONSTRUCTION CONTRACT WITH SIERRA CASCADE CONSTRUCTION FOR THE USDA WATERLINE IMPROVEMENTS PROJECT PHASE 1"; Roll call vote as follows:

AYES: Edmiston, Lessenevitch, Schafer, Dempsey, Adams
NAYS: None
ABSENT: None
ABSTAIN: None

COUNCIL AGENDA:

Councilman Edmiston - None

Councilman Schafer - was glad to hear the there was a citation given in regards to illegal dumping.

Councilman Lessenevitch - Issue of developer fees. Mr. Way reported that there would be a proposal to council the 2nd meeting in June.

Discussion of negotiating with Granite for the grind from Hwy 14 project. Would like staff to continue pursuing it, possibly the City offering to store the grind. Grind has possibly already been sold to Tehachapi.

Vice Mayor Dempsey - If the proposal for developer fees is heard in June, how long before it could go into effect? City Attorney explained that it would have to be adopted by ordinance, which is required to have 2 readings, and then it becomes effective in 30 days.

Any word on the high school? Mayor Adams stated there are some serious issues that have to be resolved with the project, including the fact that material costs have skyrocketed and the district could be several million short.

Mayor Adams - None

CONSENT CALENDAR/PUBLIC COMMENT:

CC 1. Check Register dated 4/24/06

CC 2. Minutes of April 18, 2006, regular meeting

CC 3. Approve revised salary schedule and updated new or revised job descriptions.

Motion by Councilman Lessenevitch, second by Councilman Edmiston to approve Consent Calendar. Roll Call vote as follows:

AYES: Edmiston, Lessenevitch, Schafer, Dempsey, Adams
NAYS: None
ABSENT: None
ABSTAIN: None

CLOSED SESSION:

CS 1. Pursuant to Gov't Code Sec. 54957.6, confer with Labor Negotiator William Way regarding Misc. Employees Union, C.C. Firefighters Assoc., CCPOA

CS 2. Pursuant to Gov't Code Sec. 54957, discussion regarding Fire Chief Position.

Council recessed at 6:50 pm for closed session. Upon return at 7:46 pm, City Attorney Lemieux reported that in closed session the Council instructed the labor negotiator in matters appearing on the agenda.

ADDITIONAL PUBLIC COMMENT:

ADJOURNMENT:

Motion by Councilman Edmiston second by Councilman Lessenevitch, to adjourn at 7:47 p.m. Carried.

Respectfully submitted by:

Denise Hilliker, City Clerk

