

**REGULAR MEETING  
CALIFORNIA CITY CITY COUNCIL  
TUESDAY, May 15, 2007, 6:00 p.m.  
Council Chambers, 21000 Hacienda Blvd.  
MINUTES**

**OPENING CEREMONIES:**

Mayor Evans opened the meeting at 6:13 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 Councilmember Edmiston, second by Mayor Pro Tem Lessenevitch to adopt the agenda. Motion carried.

**PRESENTATIONS:** None

**STAFF ANNOUNCEMENTS/REPORTS:**

Conklin sewer main report – City Manager  
2<sup>nd</sup> Annual Council Breakfast May 20<sup>th</sup>, 7:30 am.

**CIVIC/COMMUNITY ORGANIZATION ANNOUNCEMENTS:**

Ed Waldheim – Eric Dodge Concert in the Park, May 20<sup>th</sup>  
Ed Stafford - June 9<sup>th</sup>, City wide clean-up

**PUBLIC BUSINESS FROM THE FLOOR:**

Ed Waldheim – Wants more communication between the city and its citizens as well as community involvement in decisions made in the budget process.

David Stafford - Requests that the City lead by example and always pull necessary permits for its projects. Also would like to see the fines collected from trash violators used towards the city's clean up efforts.

**CONTINUED BUSINESS 1:**  
**Beautification Committee Ordinance**

City Manager Way reminded the Council that this is the 2<sup>Nd</sup> Reading of an Ordinance that would establish a beautification commission for the city. Its purpose would be to enhance the beautification in forestry of the city and to be an entity which will administer what we have identified as a clean community project.

Councilmember Edmiston feels that we should be spending funds on fixing roads and water leaks, not on planting flowers and trees.

Councilmember Strong raised concerns on fiscal impact, while Councilmember Schafer shared his concerns about the lack of continued volunteerism.

Public opinions included the need for establishing a Park and Rec Committee first.

Mayor Evans reminded the public that the issue at hand was the formation of a beautification committee. He feels they would play the necessary role by giving advise to the council and make recommendations in regards to the planting and replanting of public trees. Also monitor the city's adopt a street program, as well as organize property clean up efforts. He would suggest having a committee of 5 members instead of 7 and to refer to the panel as a committee instead of a commission. It was the consensus of the council to make those changes within the ordinance.

Public comment included those who believe that Kerntec should handle the demolition and then let the local contractors bid on the rest of the project.

City Manager Way assured the council that Kerntec's expertise is needed for the community center.

Motion by Councilmember Edmiston, second by Councilmember Schafer to 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 THE PLANTING, MAINTENANCE AND REMOVAL OF TREES" Roll call vote as follows:

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

**NEW BUSINESS 1:**

**Kerntec Industries, Inc. contract**

City Manager Way informed the council that this was the proposal received from a professional firm to coordinate and oversee the demolition and refurbishing of the two city facilities previously damaged by fire. Staff recommends approval of this contract.

Council inquired that if the insurance company does not pick up this cost of the contract, where will the funds be allocated from. If that is the case, Mr. Way explained that the funding will come from the building maintenance fund. The City is making the argument that Kerntec expertise is needed so that all environmental issues are properly addressed. If the insurance does not provide for the Sports Center, staff recommendation will be that we not proceed with the demolition of it, since the City simply does not have the funding available. However since the Community Center is an essential facility in the City, it needs to be utilized and the full facility needs to be available. Staff is confident that the insurance will step up for both facilities in a short amount of time and if that doesn't happen than the City's attorney will be asked to intervene. Mr. Way stated that he does understand the concerns of the public and the council and is asking that this contract be approved as is.

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

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

**NAYS:** Lessenevitch

**ABSTAIN:** None

**ABSENT:** None

**NEW BUSINESS 2:**

**RSTP Project Supplemental Agreement**

Mr. Way reported that the City has been working for two years on acquiring the funds to reconstruct Neuralia Road from Redwood Blvd. to Great Circle. Before the Council is a supplemental agreement for the preliminary engineering on the project. Without approval of this tonight this project will not go forward. The City's cost share of this project is approximately \$4735.

Motion by Councilmember Schafer, second by Councilmember Strong to adopt **"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY APPROVING PROGRAM SUPPLEMENT AGREEMENT NO. N008 TO ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL AID PROJECT NO. STPL-09-5399(012) FOR PRELIMINARY ENGINEERING OF THE REGIONAL SURFACE**

**TRANSPORTATION PROJECT TO RECONSTRUCT NEURALIA RD. FROM REDWOOD BLVD. TO GREAT CIRCLE DR. AND AUTHORIZING THE CITY MANAGER OR CITY ENGINEER TO SIGN AND EXECUTE THE AGREEMENT**” Roll call votes as follows:

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

**COUNCIL AGENDA:**

Councilmember Schafer - Grind available from the demolition of EAFB runway; due to lack of attendance at Kern Co. Air Pollution meeting Cal City went from a “recommended status” to a stand-by status” in regards to funding opportunities

Councilmember Edmiston - request for status report on new sports arena and crosscut materials being left along property lines.

Mayor Pro Tem Lessenevitch - Recognize the passing of community leader Bob Parker

**CONSENT CALENDAR/PUBLIC COMMENT:**

**CC 1.** Check register dated 05/04/07

**CC 2.** Approve the minutes of the Regular Meeting held 03/20/07

Councilmember Schafer received clarification on Ck #74864

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

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

**CLOSED SESSION:**

**CS 1.** Per Govt. Code Section 54957.6, confer with Labor Negotiator William Way regarding California City Firefighters Association, CCPOA, and Misc. Employee Union

**CS 2.** Per Gov’t Code Section 54956.9; confer with Legal Counsel regarding California City vs Gail

**CS 3.** Per Gov’t Code Section 54956.9; confer with Legal Counsel regarding Fitzpatrick vs California City

Upon reconvening City Attorney Lemieux reported on the closed session items. Pertaining to CS 1 Attorney Lemieux asked for a motion.

Motion by Councilmember Schafer, second by Councilmember Edmiston to authorize the City Manager to enter into contract with the labor negotiator. Roll call vote as follows:

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

Pertaining to CS 2. Attorney Lemieux asked for a motion to approve the RDA eminent domain settlements.

Motion by Councilmember Edmiston, second by Mayor Pro Tem Lessenevitch to approve settlements on California City vs Gail and authorize the City Attorney to properly notify Hyundai. Roll call vote as follows:

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

A report was given in regards to CS 3.

**ADJOURNMENT:**

Motion by Councilmember Edmiston, second by Councilmember Schafer to adjourn at 8:35 pm. Motion carried.

Respectfully submitted by,

Denise Hilliker, City Clerk