

**REGULAR MEETING
CALIFORNIA CITY CITY COUNCIL
TUESDAY, June 5, 2007, 6:00 p.m.
Council Chambers, 21000 Hacienda Blvd.
MINUTES**

OPENING CEREMONIES:

Mayor Evans opened the meeting at 6:00 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 Mayor Pro Tem Lessenevitch, second by Councilmember Schafer to make a finding that the need has arisen subsequent to the posting of the agenda in the matter of the Guy litigation (add CS #3), the deletion of NB 2 and to adopt the agenda as is with those changes. Motion carried.

PRESENTATIONS:

The current community queens introduced themselves; Suzi Zang, Miss California City, Jessica Rockwell, Jr. Miss California City, and Alana Howard, Little Miss California City.

STAFF ANNOUNCEMENTS/REPORTS:

Letter from the Mojave Air and Spaceport that was received by Mr. Way was distributed to the Council. It outlined the desire and intention of the East Kern Airport District Board to approach LAFCO with the request that the City of California City be de annexed from within the boundaries of the airport district.

Mr. Way also announced the resignation of Code Enforcement Office Mike Sprague.

Sharon Williams, City Treasurer, presented information and voiced her opinion regarding the procedures for paying the cities bills.

CIVIC/COMMUNITY ORGANIZATION ANNOUNCEMENTS:

June 9, 07 is the City wide clean up, Volunteers are asked to meet at 7am at the Pizza Factory.

Events Committee - Concert in the Park, Blue Diamond, June 16th at 6:30 pm.

MAYOR'S COMMENTS:

Mayor Evans gave 6 month update on the City since the election.

PUBLIC BUSINESS FROM THE FLOOR:

Eleanor Owens, Calif. City - would like to see a kiosk put up at the park identifying and describing all of the plants that were growing there.

Ed Waldheim, Calif. City - Requested that the Mayor's updates of the city be put in the newsletter. Mayor Evans explained that state legislators do not allow for that to occur. Also voiced concerns regarding the lack of city properties to house children's activities in during the summer.

Gail Atalla, Calif. City - concerns with dead animals and debris in the lake.

David Stafford - Requested update on the rezoning of Calif. City Blvd. and the General Plan. Also requested that the scout hut in central park be renamed to honor the late Robert Parker. Consensus of the council to put this on as an item on the next council agenda.

John Cransridge, Calif. City - concerns regarding the airport. Mayor Evans informed him that we are in the process of hiring an airport manager as well as appointing directors for the airport board.

Felix Gomez, Calif. City - concerns about annexing and de annexing.

Pat Bohannon, Calif. City - questions regarding the 50 acre land exchange for the building of the new sports arena.

PUBLIC HEARING 1:

Aspen Mall Landscaping and Lighting District, FY 07-08, Tax Roll Compliance

Mayor Evans, Mayor Pro Tem Lessenevitch and Councilmember Strong all requested to abstain due to potential conflict of interest. In order for there to be the necessary quorum to vote it was decided by lottery that Mayor Pro Tem Lessenevitch would stay and participate.

Mayor Pro Tem Lessenevitch declared the public hearing open at 7:07 pm.

Terry Hicks, Finance Director provided the staff report.

There were no council questions, communications received or public testimony regarding this item.

Motion by Councilmember Schafer, second by Councilmember Edmiston to close the public hearing at 7:10 pm. Motion carried.

Motion by Councilmember Edmiston, second by Councilmember Schafer to adopt “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY, CALIFORNIA, AMENDING AND/OR APPROVING THE ENGINEER’S REPORT FOR THE ASPEN MALL LANDSCAPING AND LIGHTING DISTRICT, FISCAL YEAR 2007/08”, and adopt “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE ASPEN MALL LANDSCAPING AND LIGHTING DISTRICT, FISCAL YEAR 2007/08” Roll call vote as follows:

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

NEW BUSINESS 1:

Commerce & Dogbane Abandonment

Mr. Way reported that several years ago the city entered into some agreements for certain infrastructure work to be done on this property inclusive of sewer and other types of work. In and about these two roads indicated on the map, subsequent to that the fulfillment of those agreements was not met, the property was transferred to other property owners who entered into negotiations with the city almost two years ago. They requested the abandonment of these streets and that they would maintain this property as part of an overall commercial complex, relieving the city of responsibility for the maintenance of these roadways. Staff recommends approval.

Motion by Councilmember Edmiston, second by Councilmember Strong to approve the abandonment and adopt “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY ABANDONING PORTIONS OF COMMERCE DRIVE AND DOGBANE STREET (TRACT 5722, PHASE 1)” Roll call vote as follows:

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

NEW BUSINESS 2: Deleted

NEW BUSINESS 3:

Safe Routes to School RPU Project

City Engineer Helt explained that the city was awarded a Safe Routes to School project through CALTRANS in the amount of \$213,600. Previously the council passed a resolution authorizing matching funds for the project in the amount of \$10,680. with the remaining \$10,680. match requirement being funded by the Mojave Union School District. The finance director has identified the additional funds needed to proceed with the project in the amount of \$72,096.29 under Fund 25, Street Funds. One bid, from Samrod Corp, was received following the formal bid process. Samrod's bid has been reviewed and been qualified as the lowest bidder. Council concerns about cost overruns and the districts input on the project were addressed.

Motion by Councilmember Edmiston, second by Councilmember Schafer to adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY TO ACCEPT THE BID AND TO EXECUTE A CONSTRUCTION CONTRACT WITH SAMROD CORPORATION FOR THE SAFE ROUTES TO SCHOOL - SR2SL - 5399 (008) CURB,GUTTER AND SIDEWALK IMPROVEMENTS AT ROBERT P. ULRICH ELEMENTARY PROJECT" Roll call vote as follows:

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

NEW BUSINESS 4:

Staff requested that this item be tabled until the 6/19/07 council meeting.

Motion by Councilmember Edmiston, second by Councilmember Schafer to table this item until the next council meeting. Motion carried.

COUNCIL AGENDA:

Councilmember Schafer - Requested and received updates on Airport RV Park, Community Center and Sports Arena. Also requested report at the next meeting on the watering of the Par 3 golf course. Thanked Jay Sprague for his work on the new flag pole and would like to see light bar put on the code enforcement vehicle. Reported that the contractors at EAFB are very much in favor of Calif. City receiving the runway grind.
Councilmember Edmiston - Was given clarification that Kerntec's contract will not increase due to the 2nd fire that just recently happened.
Mayor Pro Tem Lessenevitch - Blueprint meeting is to be held on June 27th, 7pm at Mojave airport.

CONSENT CALENDAR/PUBLIC COMMENT:

CC 1. Check register dated 05/25/07

CC 2. Approve the minutes of the Regular Meeting held 04/03/07

CC 3. Adopt **“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AUTHORIZING THE SUBMITTAL OF AN APPLICATION, ACCEPTANCE OF AN ALLOCATION OF FUNDS AND EXECUTION OF A GRANT AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION, FOR AN AIRPORT IMPROVEMENT PROGRAM (AIP) MATCHING GRANT”**

Motion by Mayor Pro Tem Lessenevitch, second by Councilmember Schafer to approve the Consent Calendar. Roll call vote as follows:

AYES: Edmiston, Schafer, Strong, Lessenevitch, Evans

NAYS: None

ABSTAIN: None

ABSENT: None

ADDITIONAL PUBLIC COMMENT:

David Stafford previously requested that the council put on an item on the agenda pertaining to setting aside the monies received from code enforcement citations. He asked why it was not included tonight. Mayor Evans asked at this time if there was a consensus among the council to add this as an agenda item. It was the consensus of the council to address this subject during the budget workshop sessions.

CLOSED SESSION:

CS 1. Per Govt. Code Section 54956.9, confer with Legal Counsel regarding existing litigation; Fitzpatrick vs City of California City

CS 2. Per Govt. Code Section 54956.9, confer with Legal Counsel regarding existing litigation; Guy vs City of California City

City Attorney Lemieux reported that the council was given a progress report on the Fitzpatrick motion and council gave staff settlement authority on the Guy case. No other action was taken.

ADJOURNMENT:

Motion by Councilmember Edmiston, second by Councilmember Strong to adjourn at 8:20 pm. Motion carried.

Respectfully submitted by,

Denise Hilliker, City Clerk

