

**REGULAR MEETING
CITY OF CALIFORNIA CITY
CITY COUNCIL
Tuesday July 7, 2009
Council Chambers, 21000 Hacienda Blvd.
MINUTES**

CALL TO ORDER

Mayor Adams called the meeting to order at 5:30 pm

Following the Pledge of Allegiance and invocation, the city clerk called the roll:

PRESENT: Councilmembers Smith, Strong, Lessenevitch, Edmiston
Mayor Adams

ABSENT: None

ADOPTION OF AGENDA

Motion by Councilmember Lessenevitch, second by Councilmember Smith to adopt the agenda. Motion carried.

PRESENTATIONS

"State of the Utility System in California City" Cathy Hart, SCE (handout)

STAFF ANNOUNCEMENTS/REPORTS

Captain Paris provided an update on fire department activities

CIVIC / COMMUNITY ORGANIZATION ANNOUNCEMENTS None

PUBLIC BUSINESS FROM THE FLOOR

Public comment was received from Jill Barnes, Shelly Hornback, Lou Peralta, Wally Melendez and Matt Sears (announced that Benz's will stay open 3 hour longer on Saturdays)

CONSENT CALENDAR / PUBLIC COMMENT

CC 1. Notice of Completion - Construction of Village Center Drive

CC 2. City Council check registers dated through 06/30/09

CC 3. Adopt **"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AUTHORIZING PARTICIPATION IN THE KERN ENERGY WATCH PROGRAM"**

Motion by Councilmember Lessenevitch, second by Mayor Pro Tem Edmiston to approve the consent calendar. Roll call vote as follows:

AYES: Smith, Strong, Lessenevitch, Edmiston, Adams

NAYS: None

ABSTAIN: None

ABSENT: None

NEW BUSINESS

NB 1. California City Planning Commission Appointment

Mayor Adams reported that following the application and interview process, Andrew Piuma has been appointed to fill the vacant seat on the Planning Commission.

City Clerk Hilliker administered the Oath of Office to Mr. Piuma, who was congratulated on his appointment.

NB 2. Parks and Recreation Commission Ordinance

City Attorney Lemieux explained that he took the recommendations of both the formation committee and the council into consideration when he prepared this proposed ordinance. He stated that paragraphs in the suggested ordinance were already referred to in the code and therefore not necessary to repeat. He pointed out that the council needs to decide if this commission, as well as a secretary, is going to receive compensation.

The formation committee agreed upon the proposed ordinance except for a few items. Under Functions, Sec. 2-2.803, they prefer the term "community leaders" be changed to "public, or community". Also asked was that the "Qualifications and Appointment" be reinstated into this ordinance, with emphasizes on the need for members to be in good standing. Also discussed in length was the council's ability to remove a commissioner. The members of the formation committee also agreed that the commissioners and secretary should receive compensation.

Mayor Pro Tem Edmiston stated that the compensation for the secretary and commissioners should be tied to special tax monies received for the Parks and Recreation department.

Motion by Mayor Pro Tem Edmiston, second by Councilmember 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 PERTAINS TO THE CREATION OF A PARKS AND RECREATION COMMISSION" including agreed upon verbiage change and compensation being tied to special tax monies. Roll call vote as follows:

AYES: Smith, Strong, Lessenevitch, Edmiston, Adams

NAYS: None

ABSTAIN: None

ABSENT: None

NB 3. Reassignment of Airport Lease for Foxy's Landing Restaurant

City Manager Lunsford gave the history of the airport restaurant lease. She informed the council that a letter had been received from the current lessee, Bill Slattery, requesting the lease be reassigned to Glen Bolding. Further explained were the extensions still available on the lease and the scheduled increases in rent based on the consumer price index. Staff recommend the re-assigned of the restaurant least to Mr. Bolding.

Council questions were received and answered.

Motion by Councilmember Lessenevitch, second by Councilmember Smith to approve the reassignment of the airport restaurant lease to Glen Bolding. Roll call vote as follows:

YES: Smith, Strong, Lessenevitch, Edmiston, Adams

NAYS: None

ABSTAIN: None

ABSENT: None

NB 4. Proposed Budget FY09/10

Finance Manager Bailey reported that the proposed budget before the council tonight is the same document reviewed in the previous budget workshop with one exception. Line item 10-4151-633, golf pro contract, was reduced from \$150,000 to \$140,000.

Councilmember Lessenevitch asked staff how much higher the PERS contribution for the employees had increased since last year and how much of the amount of total salaries includes increases.

City Manager Lunsford requested a short break for staff be taken at this time.

City Attorney Lemieux recommended that the council complete Closed Session during the break.

CLOSED SESSION

CS 1. Per Gov't Code Section 54956.9: Confer with Legal Counsel - Existing Litigation; Medtrans vs California City

CLOSED SESSION ACTION

City Attorney Lemieux reported that in Closed Session they discussed the fact that the Breach of Contract causes of action in the Medtrans case had been dismissed. The remaining causes of action are still being worked on.

COUNCIL AGENDA

Councilmember Smith - Concerns regarding water/trash billing errors and dumping issues

Councilmember Lessenevitch - Request for closed session item regarding personnel; City Manager. Consensus for staff to put on agenda for 7/21/09

Mayor Pro Tem Edmiston - Congratulations on a successful 4th of July; request for the Beautification Commission and its relevance to be discussed as an agenda item at the next meeting. Consensus for staff to include on subsequent agenda

Mayor Adams - graffiti issues; request for signs on the golf course for no trespassing, liability concerns; Cooling Center located at Police Dept. during hot summer days; Aspen Mall ongoing issues and concerns

NB 4. continued

Staff returned from break. Finance Manager Bailey reported that the difference between the salaries from last year is \$300,000.00 It was emphasized that that increase amount involves the whole benefit package. The retirement amount went up \$26,000.00.

Other aspects of the budget were gone over in detail, including the fact that the city is using its fund balance.

Motion by Mayor Pro Tem Edmiston, second by Councilmember Strong to approve the proposed budget for FY 09/10. Roll call vote as follows:

AYES: Strong, Edmiston, Adams

NAYS: Smith, Lessenevitch

ABSTAIN: None

ABSENT: None

ADJOURNMENT:

Motion by Councilmember Smith, second by Councilmember Lessenevitch to adjourn at 7:20 pm. Motion carried.

Respectfully submitted by,

Denise Hilliker, City Clerk

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commission. Linda Wilson also felt like the commission was always beating their heads against the wall and would like to see the commission dissolved.

Public comments were received and addressed.

Consensus of the council to direct staff to prepare ordinance dissolving the California City Beautification Commission.

COUNCIL AGENDA

Councilmember Smith - Request for employee freeze on salaries
Mayor Adams - Hotel is sold; thanks to those who helped

CLOSED SESSION

CS 1. Per Gov't Code Section 54957; Public Employee: City Manager
CS 2. Per Gov't Code Section 54956.9: Confer with Legal Counsel -
Potential Litigation

CLOSED SESSION ACTION

City Attorney Lemieux reported that in Closed Session no formal was taken.

ADJOURNMENT:

Motion by Mayor Pro Tem Edmiston, second by Councilmember Smith to adjourn at 9:12 pm. Motion carried.

Respectfully submitted by,

Denise Hilliker, City Clerk

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