

**REGULAR MEETING
CALIFORNIA CITY CITY COUNCIL
TUESDAY, July 18, 2006, 6:00 p.m.
Council Chambers, 21000 Hacienda Blvd.
MINUTES**

OPENING CEREMONIES: Mayor Adams opened the meeting at 6:07 p.m. Following the Pledge of Allegiance, Pastor Belton, Trinity Christian Church, 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 by Councilman Edmiston, second by Councilman Lessenevitch; carried

PRESENTATIONS:

Michael Ellison updated the Council on his various projects. He stated that though he has come up against many roadblocks with his project, he has never waived his commitment to California City. He focused on the need for more rooftops, to attract major retailers, and has completed and sold nearly 30 homes. He is in the final stages for breaking ground on his community of 59 homes, Sunrise Estates. He admits it has been a long time since he began the Ellison Plaza. The original land closed escrow in December 04' and then in May 05' I purchased an additional 10 acres and redesigned the plaza to include the whole 26 acres. He has invested more than 1.3 million on this project, not including the hotel. He stated that without the approval of the site plan the hotel could never be finished. Final approval came the previous Planning Commission meeting. Next week will be final approval for the grading plan and construction can start immediately on the grocery store and sports bar. The City has already approved both plans. He admits that he did make a mistake by starting the hotel while he was building these homes. He stated that he would be having an outside contractor handle both the grocery store and sports bar immediately. He thanked those who have come straight to him with their

concerns. He is happy to discuss his plans with anyone and his door is always open. He also explained that his billboards have brought many people into the City and that he wants to continue to attract people. He also thanked City Manager Way for his assistance. He reported that drywall is presently being done at the hotel and the roof will start tomorrow. Mr. Way questioned Mr. Ellison about his previous desire to discuss exclusivity in regards to the grocery store. Mr. Ellison stated he did not feel that was necessary. Councilman Schafer asked Mr. Ellison to elaborate on what exactly has been going on with/on the hotel. Mr. Ellison explained that electricians and plumbers have been working on the inside. Drywall should be complete in 20 days. Work slowed down on the hotel due to his crews concentrating on the homes and awaiting approval on the site plan. Grading should be starting very soon on the plaza site and should take about 6 weeks.

Airport Advisory Board - Charlie Sprout, Cindy Brickner

The consensus of the board is to urge the council to move forward with the runway-widening project. If we refuse the grant that has already been approved by the FAA, for 90% of the costs, we take the risk of a lower level of funding, if at all, at a later date. They also feel this increases runway safety, follows their newly approved overall Master Plan, and encourages more aircraft to use the airfield.

STAFF ANNOUNCEMENTS:

City Manager Way - Eric Dodge Concert at the park on 7/31 at 6pm. He wanted to mention that there are no City funds being used for this event. All funding has come from generous donations.

National Night Out is at the park from 6pm to 8pm on August 1st. Update on staffing, within the City, given to council and press.

CIVIC/COMMUNITY ORGANIZATION ANNOUNCEMENTS:

Jim Quiggle - Reminder about EDC breakfast at Foxy's on 7/20 and AltaOne Credit Union groundbreaking at 9am on 7/20. Council will be serving free BBQ at National Night Out.

Mayor Adams - Jr. golf clinic will be held Aug 1 - Aug 3 at TDS, from 9-11am Total cost is \$20. Mr. Dacey will be giving lessons and there will be daily contests.

PUBLIC BUSINESS FROM THE FLOOR:

Sharon Williams - Voiced concerns about upcoming concert. Why wasn't local talent pursued and there seems to be some discrepancies as to the percentage Mr. Dodge is receiving. Also why was it planned for a Monday night? Mr. Way responded that the choice of the artist was entirely his doing. He had spoken to some local talent and was informed they did not do local concerts. He researched on the internet, found Eric Dodge, made contact and found that he was available. Monday night was chosen

because it was available and it would be an enjoyable family event.

PUBLIC HEARING: None

CONTINUED BUSINESS 1:

Council continue discussion of water rates - City Manager

Mr. Way stated that staff is currently working on a very comprehensive analysis of current rates over the past few years. This report will be presented at the following council meeting and therefore this item is to be continued until that time.

NEW BUSINESS 1:

Council select delegate to League of California Cities' legislative day, September 9, 2006 - City Manager

Councilman Edmiston recommended that since he is unable to attend this year's conference, Mayor Adams, as alternate, be named as voting delegate.

Motion by Councilman Edmiston, second by Councilman Lessenevitch to select Mayor Adams as voting delegate; Roll call vote as follows:

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

NEW BUSINESS 2:

Agreement for KCAPCD Motor Vehicle Emission Reduction Project Grant Funds - City Manager

Mr. Way explained that this is a grant that we routinely receive for the replacement of vehicles. It will be used to purchase a 06' or 07' Toyota Hybrid (gas/electric) for the building department, after scraping a 1989 Ford ranger. Funds approved for this project is \$19,500., with matching funds requirement of \$5,673., which has been budgeted for. We recommend approval by council in order to move forward with this project.

Councilman Schafer inquired if this was the same grant/ project discussed 3+ months ago. It was the consensus that yes it is. Also if the price exceeds the amount of \$25,173. where will the funding come from? Public Works Director Allen explained that they will then look at alternative vehicles.

Motion by Councilman Edmiston, second by Councilman Schafer to approve the agreement and authorize the City Manager to sign all necessary documents; Roll call vote as follows:

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

COUNCIL AGENDA:

Councilman Edmiston - Continue all efforts at cleaning up our City. If citizens have yards that have heavy debris, weeds, etc. they are at extreme fire risk. Still in the process of hiring a code enforcement officer. Citizens need to take responsibility for cleaning up.

Councilman Schafer - Inquired to the City Attorney about findings regarding other City codes pertaining to vicious dogs. He had been warned from a neighbor about an aggressive dog. Mr. Lemieux stated that you cannot prohibit a certain breed of dog. Our standards are currently up to speed and it is just a matter of enforcing them. Also thanked Mr. Way and Paul Benz for taking care of the situation on Rea.

Councilman Lessenevitch - None

Vice Mayor Dempsey - Asked Mr. Way about rumors concerning house on Ironwood that recently burned down. It is being said that code enforcement went to cite the occupants of that house and that Mr. Way and the Mayor stopped him. Mr. Way stated that at no time since he has been Cit Manager has code enforcement been told not to enforce the code of the city. It has never happened and it never will happen. The Mayor stated he wasn't even going to answer a question of that kind.

Mayor Adams - None

CONSENT CALENDAR/PUBLIC COMMENT:

CC 1. Check Register dated 6/30/06

CC 2. Minutes of July 5, 2006, regular meeting

CC 3. Council give Second Reading by Title Only with Further Reading Waived, and adopt "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY ADOPTING ZONE CHANGE 174"

CC 4. Adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY, APPROVING THE EXECUTION OF A COOPERATION AND REIMBURSEMENT AGREEMENT BETWEEN THE

CITY OF CALIFORNIA CITY AND THE REDEVELOPMENT AGENCY OF THE CITY OF CALIFORNIA CITY

CC 5. Council agrees to change the regular scheduled meeting of August 1, 2006 to August 9, 2006.

Motion by Councilman Schafer, 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 C.C. Firefighters Assoc.and CCPOA

CS 2.Pursuant to Gov't Code Section 54956.9, confer with Legal Counsel regarding claim of Christy Ortalli

****Note**** The Redevelopment Agency was recessed at 6:04 in order to cover both entities closed session items.

Council recessed at 6:48 pm for closed session. Upon return at 7:32 pm, City Attorney Lemieux announced that the Redevelopment Agency was now in session. Counsel reported that the board instructed its property negotiator with respect to Hyundai. It would be inappropriate to disclose those instructions to the public at this time.

The Redevelopment Agency was adjourned at 7:33 pm.

At 7:33pm the Mayor declared that the recess was over and that the City Council was back in session. City Attorney Lemieux reported that during closed session the labor negotiator gave a report on the status of negotiations with City employees. The negotiator was given instructions and it is inappropriate to disclose those instructions to the public at this time. The second matter discussed was the claim of Christy Ortalli. It is appropriate at this time to ask for a motion in this matter.

Motion by Councilman Lessenevitch, second by Councilman Dempsey to pay the claim. Roll Call vote as follows:

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

City Attorney Lemieux further reported that since this is a disputed claim the City Clerk will work with Scott Nave, of Lemieux & O'Neill, to make sure that appropriate releases are signed.

ADDITIONAL PUBLIC COMMENT: None

ADJOURNMENT:

Motion by Councilman Edmiston second by Councilman Lessenevitch, to adjourn at 7:34 p.m. Carried.

Respectfully submitted by:

Denise Hilliker, City Clerk