

**SPECIAL MEETING  
CALIFORNIA CITY CITY COUNCIL  
TUESDAY, September 5, 2006, 5:00 p.m.  
Council Chambers, 21000 Hacienda Blvd.  
MINUTES**

**OPENING CEREMONIES:** Mayor Adams opened the meeting at 5:00 p.m. Following the Pledge of Allegiance, the clerk called the roll:

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

**ABSENT:** Councilman Edmiston

Motion by Councilman Lessenevitch, second by Councilman Schafer to excuse Vice Mayor Dempsey from the 8/15/06 Regular Council Meeting; carried

**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

**ADOPTION OF AGENDA:**

Motion to adopt agenda with Addendum by Councilman Schafer, second by Councilman Lessenevitch; carried

**CLOSED SESSION:**

**CS 1.** Per Govt. Code Sec. 54957, personnel appointment, Fire Chief

Council recessed at 5:05 pm for closed session. Upon their return at 6:00pm Mr. Way reported that the council met with several prospective candidates for the position of Fire Chief. No action was taken.

Pastor Frank Bachara, Desert Song Foursquare, provided the invocation.

**PRESENTATIONS:**

Mr. Way gave an update on the status of the new sports arena. The final version of the property exchange agreement has been completed and was presented to the council. This item will be placed on the 9/19 agenda for their consideration.

**STAFF ANNOUNCEMENTS:** None

**CIVIC/COMMUNITY ORGANIZATION ANNOUNCEMENTS:**

David Campbell - The Special Tax Committee will be starting their campaign for the fall election. The first meeting will be on 9/18, at 6pm in the chambers. Encourage all to get involved and cash donations are needed to cover the costs of advertising.

Michelle Hornback - Park & Rec announced 3 new programs being offered; Pee-Wee soccer, Tiny Tots and After-school program at RPU.

**PUBLIC BUSINESS FROM THE FLOOR:** None

**PUBLIC HEARING:** None

**NEW BUSINESS 1:**

**Discussion of proposed abandonment of certain streets and acceptance of deeded easements - City Manager**

Mr. Way explained that members of CORVA and city staff met with members of state agencies, including Senator Ashburn's office, Fish & Game relative to the fencing of property in the second community, which is adjacent to the existing Tortoise Preserve. The purpose was to work out some issues relative to roads in the area and whether or not they should be fenced. All parties at that time came to some agreements. Key issue to be addressed tonight is the existence of a city street, Pomona and an easement for the extension of Conklin beyond Mendiburu. (Overhead slides were presented) Staff concurs that Pomona, which will never be developed, can be abandoned for the right to extend Conklin. Hyundai agrees that they will fence the entire areas and it would meet the needs of the State as well as the City. The easement would be 30ft, located in section 1. When the state can complete the easement documents, and the City prepares the abandoning documents for Pomona, staff would like to bring this item back to the Council for approval.

**NEW BUSINESS 2:**

**Final tract Map 5722 - City Manager**

City Engineer Helt gave the history associated and stated that Tentative Tract Map 5722 was approved by the Planning Commission back on 23 Nov 93, with the Final Map for Phase I being recorded on 23 Oct 03. Final Map 5722, Phase II-IV, with revised Conditions of Approval, was approved by Planning Commission on 08 August 06. All on-site improvements are to be privately maintained. There was discussion in regards to the abandonment process that would follow, which would abandon the frontage road to 40 feet. One of the conditions has issues pertaining to access for lot 22, is restricted by the conditions so there is not direct access to CCB. When abandonment takes place at that point it would create a property line on the east side of the property, at the current

frontage road located at the existing car wash. That would be the end of the frontage road. The Council concurred that it would not be acceptable to block off that eastern end of that frontage road.

At this time Councilman Lessenevitch excused himself from the bench due to conflict of interest.

Attorney Lemieux reviewed with the Council what is suppose to happen in this procedure. If all the conditions of the tentative map have been met then the final map is to be approved. If the conditions have not been met then the final map cannot be approved. If the Council wants changes to the tentative map, that can only be done if the conditions have not been met. He recommended that this item be tabled until next meeting in order to determine if the tentative was correctly extended and to get a definitive statement as to whether or not the conditions were satisfied.

Motion by Vice Mayor Dempsey, second by Councilman Schafer to table this item until the meeting of September 19, 06; Roll call vote as follows:

**AYES:** Schafer, Dempsey, Adams

**NAYS:** None

**ABSENT:** Edmiston

**ABSTAIN:** Lessenevitch

**NEW BUSINESS 3:**

Purchase and Sales Agreement with William and Donna Smith - City Manager

Mr. Way explained that the City negotiated the purchase of a 6,000 sq. ft. parcel of property from William and Donna Smith for the price of \$36,000. This property is to be used to construct a well for the city. It was verified by the Finance Director that there is adequate funds to cover the purchase price in a capital outlay account in the water fund.

Motion by Councilman Lessenevitch, second by Vice Mayor Dempsey to approve agreement and direct the City Manager to execute all necessary documents; Roll call vote as follows:

**AYES:** Lessenevitch, Schafer, Dempsey, Adams

**NAYS:** None

**ABSENT:** Edmiston

**ABSTAIN:** None

**COUNCIL AGENDA:**

Councilman Lessenevitch - None

Councilman Schafer - None

Vice Mayor Dempsey - None

Mayor Adams - Direct staff to call Charter regarding the problem that continues with our broadcasting. Funding available through the Calif. Energy Commission for solar energy. Incentives to builders to encourage them not to plant lawns. Park project is moving along; waterfall should be up and running soon. Thanks to those who contributed to the fund to stiffen the existing bridge. Congratulations to Mr. Sprague on the model home being built on the Legends Project.

**CONSENT CALENDAR/PUBLIC COMMENT:**

**CC 1.** Check Register dated 8/28/06

**CC 2.** Approve minutes of Special Meeting on 08/09/06; minutes of Regular Meeting on 08/15/06

**CC 3.** Council adopt **"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS WATER FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO SERVE"**

Motion by Vice Mayor Dempsey, second by Councilman Schafer to approve Consent Calendar. Roll Call vote as follows:

**AYES:** Lessenevitch, Schafer, Dempsey, Adams

**NAYS:** None

**ABSENT:** Edmiston

**ABSTAIN:** None

**CONTINUED CLOSED SESSION:**

**CS 2.** Pursuant to Gov't Code Sec. 54957.6, confer with Labor Negotiator William Way regarding C.C. Firefighters Assoc. and CCPOA

**CS 3.** Per Govt. Code Sec. 54957, personnel appointment, Fire Chief

**CS 4.** Pursuant to Gov't Code Section 54956.9, confer with Legal Counsel regarding claim of Frederick Richman

Council recessed at 7:10 pm for closed session. Upon return at 7:25 pm City Attorney Lemieux stated there was no action taken.

**ADDITIONAL PUBLIC COMMENT:** None

**ADJOURNMENT:**

Motion by Councilman Lessenevitch second by Councilman Schafer, to adjourn at 7:30 p.m. Carried.

Respectfully submitted by:

Denise Hilliker, City Clerk

