

**REGULAR MEETING
CITY OF CALIFORNIA CITY
CITY COUNCIL
Tuesday October 6, 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 Strong, second by Councilmember Lessenevitch to adopt the agenda. Motion carried 5-0

PRESENTATIONS

Fire Captain Bob Paris reported that the department had received a \$5000. donation from Honda for the purchase of a new heart monitor.

STAFF ANNOUNCEMENTS/REPORTS

Fire Department Open House / Pancake Breakfast to be held 10/11/09

CIVIC / COMMUNITY ORGANIZATION ANNOUNCEMENTS

Pastor Pope - Angel Food Ministries
Renaissance Fair October 17-18, Dinner Sat 10/17 6:30
Shirley Heathman - East Kern Healthcare District; Cancer Walk 10/24/09

PUBLIC BUSINESS FROM THE FLOOR

Public comment was received from Lou Peralta and Kim Collins

CONSENT CALENDAR / PUBLIC COMMENT

- CC 1.** City check registers dated through 9/30/09
- CC 2.** 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 AMENDING THE CALIFORNIA CITY MUNICIPAL CODE BY ESTABLISHING A PREQUALIFICATION POLICY FOR PUBLIC WORKS PROJECTS”**
- CC 3.** Approve minutes dated 6/16/09, 7/7/09, and 7/21/09
- CC 4.** Adopt **“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AMENDING RESOLUTION NO. 08-01-1941**

(MASTER FEE RESOLUTION) AS IT RELATES TO LATE FEES FOR PAYMENT OF ADMINISTRATIVE CITATIONS”

CC 5. “Flight Test Nation Week” Proclamation

CC 6. Program Supplement Agreement No. 010-N to Administering Agency-State Agreement No. 09-5399R: Intersection of California City Blvd., Randsburg-Mojave Rd., and Proctor Blvd.

Councilmember Smith, along with the public, received clarification on issues regarding CC2.

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

AYES: Smith, Strong, Lessenevitch, Edmiston, Adams

NAYS: None

ABSTAIN: Smith Ck # 80397

ABSENT: None

PUBLIC HEARING

General Plan

Mayor Adams read the item and declared the public hearing open at 6pm.

Public Works Director Bevins provided the staff report regarding the Initial Study, Negative Dec. and draft General Plan Update for the City, 2009-2028. He reported that staff has concluded that there are no substantive changes to the draft General Plan Update 2009-2028, no new elements, no changes to existing city jurisdictional boundaries and coterminous sphere of influence. This update is consistent with the existing General Plan. He explained that this has already gone through the planning commission process, including a previous public hearing. He went over in detail the correspondences received from CalTrans, District 9 and Kern County Air Pollution Control District.

City Clerk Hilliker reported that these were the only communications received.

Public input was received.

Motion by Mayor Pro Tem Edmiston to close the Public Hearing. Motion carried.

No further council discussion noted.

Motion by Mayor Pro Tem Edmiston, second by Councilmember Strong to adopt “**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY ADOPTING GENERAL PLAN UPDATE 2009-2028**”

Roll call vote as follows:

AYES: Smith, Strong, Lessenevitch, Edmiston, Adams

NAYS: None

ABSTAIN: None

ABSENT: None

NEW BUSINESS

NB 1. Well #14 Change Order

Public Works Director Bevins reported that after performing the wire brushing and bottom bailing tasks a video log inspection of Well 14 was conducted before the installation of the two contracted patches. The video showed that it was apparent that the well casing was damaged beyond repair mainly due to the age of the well. This well produces about 20% of our total production.

Staff recommends that a 14" O.D. liner be installed in the current 17" cased shaft and the gravel pack be set in the annular space. Layne Christensen had been awarded the contract for the initial repair and staff would like to treat the new liner installation as a change order to the existing contract. The total project cost rises from \$101,418.80 to \$185,540.28.

No public or council comments noted.

Motion by Mayor Pro Tem Edmiston, second by Councilmember Smith to approve the change order. Roll call vote as follows:

AYES: Smith, Strong, Lessenevitch, Edmiston, Adams

NAYS: None

ABSTAIN: None

ABSENT: None

NB 2. Modular Unit Purchase

City Manager Lunsford reported that Rosamond Unified School District is selling modular classrooms. Staff is recommending the purchase of two units, one to be used for a Par 3 Golf Club House, and the other a Public Safety Station at Borax Bill Park. Funding would come from Park Improvements and OHV - Permits. Also reported that requests have already gone out to local contractors for bids on the perimeter footings.

Council and public comments were received.

Motion by Councilmember Strong, second by Councilmember Smith to approve purchase of two modular units.

AYES: Smith, Strong, Lessenevitch, Edmiston, Adams

NAYS: None

ABSTAIN: None

ABSENT: None

NB 3. Kern Community College District

City Manager Lunsford reported that Kern Community College District has purchased property at California City Blvd. and California City Blvd. South. (formally the Ellison project) Back in May 2009 the Council authorized the expenditure of \$75,000 to construct a road from the south side of CCB to pass in front of the Hotel / Ellison project. The hotel road project was dropped due to the banks not signing off the necessary road dedications. Staff is requesting a letter of support to Cerro Coso College. The knowledge that the city will still participate in building this road, along with extending it around the property, will help to make this satellite campus a reality. Additional funding will come from the Redevelopment Agency.

Council questions were addressed. Public support was received.

Motion by Councilmember Smith, second by Councilmember Strong to have staff draft and sign a support letter for the city to participate through an Owners Participation Agreement. Motion carried 5-0

NB 4. Impact Fees

Councilmember Strong stepped down from the dais due to conflict of interest.

Public Works Director Bevins reviewed other surrounding cities impact fees with the council. (handout) Information collected focuses mainly on residential.

Mayor Adams stated he feels the best time to impose impact fees is when building is down. Staff explained that this will be very similar to the Prop 218 process; ie public hearings.

Public input was noted.

After further discussion it was the consensus of the council to have staff continue with the process of setting up impact fees.

Brown Act Announcement

City Attorney Lemieux announced that council is allowed under the Brown Act to begin negotiations privately as in land acquisitions and with Executive members of staff. As soon as a deal is reached than the information is made public. Therefore he is pleased to announce that the counter offer that the council authorized at the last meeting has been accepted and the City now has a deal with the new city manager, Tom Weil.

COUNCIL AGENDA

Councilmember Smith - City Emblem signs coming into the City. Staff informed the Council that a rod iron sign is being worked on.

Councilmember Strong - City Clean up

Councilmember Lessenevitch - Public Works subcommittee met with staff and made the decision to do work on Forest Blvd. prior to cold weather setting in

Mayor Pro Tem Edmiston - Request to increase police patrol on north side of the City; local motorcycle riders

Mayor Adams - City Clean up

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 the council was given a progress report on the MedTrans case. No formal action taken.

ADJOURNMENT:

Motion by Mayor Pro Tem Edmiston, second by Councilmember Smith to adjourn at 7:50 pm. Motion carried.

Respectfully submitted by,

Denise Hilliker, City Clerk

APPROVED BY CITY COUNCIL ON _____