

**REGULAR MEETING
CITY OF CALIFORNIA CITY
CITY COUNCIL / REDEVELOPMENT AGENCY
Tuesday November 18, 2008
Council Chambers, 21000 Hacienda Blvd.
MINUTES**

CALL TO ORDER

Mayor / Chairman Evans opened the meeting at 5:30 p.m.

WORKSHOPS None

CLOSED SESSION None

PUBLIC COMMENTS None

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

PRESENT: Councilmembers / Directors Strong, Edmiston, Lessenevitch, Mayor / Chairman Evans

ABSENT: Councilmember / Director Schafer

ADOPTION OF AGENDA

Motion by Councilmember / Director Edmiston, second by Mayor Pro Tem / Director Lessenevitch to adopt the agenda. Motion carried.

CLOSED SESSION ACTION None

MAYOR'S / CHAIRMAN'S COMMENTS None

PRESENTATIONS None

STAFF ANNOUNCEMENTS/REPORTS

City Manager Lunsford reported that a citizen had brought up at the last council meeting the fact that city employees were taking city vehicles home. She acknowledged that past practice was for employees who were on "water standby" (those called out for after hour emergencies) were indeed taking their work vehicle home. That practice will no longer take place with employees driving their own vehicle to the city yard to pick up their work vehicles.

CIVIC / COMMUNITY ORGANIZATION ANNOUNCEMENTS

Ed Fuller - Veteran's Dinner on 11/22 2-6 pm @ CCMS

Mary Ann LeBlanc, EDC - Breakfast 8am on 11/20 @ Foxy's

Kim Collins - Thanks to everyone who came out to vote.

PUBLIC BUSINESS FROM THE FLOOR

Public comment was received by Kim Collins, Pat Bohannon, Kathy Sellard (with handout) David Stafford, Marge Newman, Felix Gomez, Ed Fuller, Wally Melendez and Trudy Hopper.

City Attorney gave a brief background and update relating to the Agreement that the RDA entered into with Eagle International.

CONSENT CALENDAR / PUBLIC COMMENT

CC 1. City Council check registers dated through 11/13/08

CC 2. RDA check register dated 11/13/08

CC 3. Pennell & Pennell Amendment to Agreement for Services

The public received clarification on CC3.

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

AYES: Strong, Edmiston, Lessenevitch, Evans

NAYS: None

ABSTAIN: None

ABSENT: Schafer

NEW BUSINESS / COUNCIL

NB 1. Construction and Demolition Recycling Ordinance - Public Works
Director Bevins

Mr. Bevins explained that this proposed ordinance amends the code to incorporate a procedure by which construction and demolition companies would be required to file a demolition plan, pay a deposit for the performance of that plan, under certain conditions. The City of California City has a requirement with the Integrated Waste Management Board of the State of California to return a certain percentage of its waste as recyclable waste. The City has not been able to meet its percentage requirements. Through negotiations with the Board they agreed to reestablish a base year figure for the city. Though we are not currently in violation, we are under close supervision by the Board. This ordinance is designed as a means of identifying waste that may otherwise leave the city, out of the control of Benz's, which may qualify for recyclable waste and help the city with its percentage requirements. The city at this time does not receive credit for construction material that might be being taken to other landfills. This ordinance establishes a procedure through the building department so that the city will receive the credit.

Councilmembers voiced their concerns and objections as to the reasoning behind having to set up this type of mandate. Staff also addressed their questions.

Public comment was received with staff responding to the public's questions on the issue.

Proposed modifications to the ordinance were brought forward by councilmembers. City Attorney concurred and will incorporate them into the ordinance.

Motion by Councilmember Edmiston, second by Mayor Evans 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 RELATES TO CONSTRUCTION AND DEMOLITION RECYCLING" with discussed modifications and to place this on as a Continued Business item on the next agenda for discussion. Roll call vote as follows:

AYES: Strong, Edmiston, Evans

NAYS: Lessenevitch

ABSTAIN: None

ABSENT: Schafer

NB 2. Public Transportation Modernization, Improvement and Service Enhancement Account Allocation Application - Public Works Director Bevins

Mr. Bevins explained the funding mechanism in place that allows California agencies to apply for funding for eligible transportation projects. Staff is recommending council authorize submission of the Request for Allocation for \$62,856 in Public Transportation Modernization, Improvement, and Service Enhancement Account funds for the purchase of a Low Particulate Emission Diesel 16 passenger Bus. The estimated cost of the vehicle is \$75,000 with the remaining \$12,144 coming from special tax funds.

Public comments were received.

Council received clarification to their questions from staff.

Motion by Mayor Evans, second by Councilmember Strong to authorize submission of the Request for Allocation for \$62,856 in PTMISEA funds and establish the City Manager as the authorized agent to act on the City's behalf. Roll call vote as follows:

AYES: Strong, Edmiston, Lessenevitch, Evans

NAYS: None

ABSTAIN: None

ABSENT: Schafer

NB 3. Bicycle Transportation Application for Class I Bike Path - Public Works Director Bevins

Mr. Bevins reported that Calif. Department of Transportation issued a Call for Projects to local agencies to submit applications to compete for the Bicycle Transportation Account funds for bicycle related projects. Staff is recommending that council adopt a resolution authorizing submission of the application for the Class I Bike Path on California City Blvd and commit to provide \$108, 063 in matching funds which will be provided through the special tax road funds.

Public and council comments were received.

Motion by Mayor Evans, second by Mayor Pro Tem Lessenevitch to adopt
“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY AUTHORIZING THE SUBMISSION OF THE BICYCLE TRANSPORTATION APPLICATION FOR THE BIKE PATH ON CALIFORNIA CITY BLVD. AND COMMITTING TO PROVIDE MATCHING FUNDS” Roll call vote as follows:

AYES: Strong, Edmiston, Lessenevitch, Evans

NAYS: None

ABSTAIN: None

ABSENT: Schafer

COUNCIL / BOARD AGENDA: None

ADJOURNMENT:

Motion by Mayor / Chairman Evans, second by Councilmember / Director Edmiston to adjourn at 7:00. Motion carried.

Respectfully submitted by,

Denise Hilliker, City Clerk

APPROVED BY CITY COUNCIL / RDA BOARD ON _____