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**LANCASTER
CITY COUNCIL/POWER/FINANCING AUTHORITY
MINUTES
August 23, 2011**

CALL TO ORDER

Mayor/Chairman Parris called the regular meeting of the City Council/Power/Financing Authority to order at 5:00 p.m.

ROLL CALL

PRESENT: Council Members/Authority Members: Crist, Mann, Marquez, Vice Mayor/Vice Chairman Smith; Mayor/Chairman Parris

ABSENT: None

Staff

Members: Deputy City Manager/Deputy Executive Director; City Attorney/ Authority Counsel; Assistant City Clerk; City Clerk/Authority Secretary; Planning Director; Public Works Director; Parks, Recreation and Arts Director; Finance Director; Economic Development Director; Housing Director; Human Resources Director

INVOCATION

Pastor Jack Shaffer, Grace Community Church

PLEDGE OF ALLEGIANCE

Vice Mayor/Vice Chairman Smith

PRESENTATIONS

Student Speaker – Daniel Suan, Age 9 – Del Sur School – presented his speech on the history of Labor Day.

Louis V. Bozigian Gift of the Arts Award – Vicki Zarley
Presenter: Vice Mayor Smith

APPROVAL OF MINUTES

PA M 1. MINUTES

On a motion by Authority Member Crist and seconded by Authority Member Mann, the Lancaster Power Authority approved the Lancaster Power Authority Special Meeting minutes of April 26, 2011, by the following vote: 5-0-0-0; AYES: Crist, Mann, Marquez, Smith, Parris; NOES: None; ABSTAIN: None; ABSENT: None

LANCASTER CITY COUNCIL/ POWER/FINANCING AUTHORITY
MINUTES
AUGUST 23, 2011

PA NB 1. REIMBURSEMENT AGREEMENT WITH PITTSBURG POWER COMPANY

The Deputy Executive Director stated that this item would need to be removed from the agenda and presented to the Authority at a later date.

APPROVAL OF MINUTES

Council Member/Authority Member Marquez stated that she would be abstaining from the approval of the minutes.

M 1. MINUTES

On a motion by Vice Mayor/Vice Chairman Smith and seconded by Council Member/Authority Member Crist, the City Council/Financing Authority approved the City Council/Financing Authority Regular Meeting minutes of August 9, 2011, by the following vote: 4-0-1-0; AYES: Crist, Mann, Smith, Parris; NOES: None; ABSTAIN: Marquez; ABSENT: None

CITY COUNCIL CONSENT CALENDAR

Mayor Parris stated that he would need to recuse himself from Item No. CC 4.

Addressing the City Council on the Consent Calendar:

Michael Rives – opposed to actions on Item Nos. CC 4; CC 14; CC 15.

On a motion by Vice Mayor Smith and seconded by Council Member Mann, the City Council approved the Council Consent Calendar with the exception of Item No. CC 4, by the following vote: 5-0-0-0; AYES: Crist, Mann, Marquez, Smith, Parris; NOES: None; ABSTAIN: None; ABSENT: None

CC 1. ORDINANCE WAIVER

Waived further reading of any proposed ordinances. (This permits reading the title only in lieu of reciting the entire text.)

CC 2. WARRANT REGISTER

Approved the Check and Wire Registers for July 24, 2011 through August 6, 2011 in the amount of \$6,162,850.31.

CC 3. ORDINANCE NO. 969

Adopted **Ordinance No. 969**, an ordinance of the City Council of the City of Lancaster, California, to establish speed limits in the City of Lancaster based on the Engineering and Traffic Survey report dated July 7, 2011.

LANCASTER CITY COUNCIL/ POWER/FINANCING AUTHORITY
MINUTES
AUGUST 23, 2011

At this time, Mayor Parris recused himself from Item No. CC 4 and left the dais.

CC 4. ORDINANCE NO. 970

On a motion by Council Member Crist and seconded by Council Member Mann, the City Council adopted **Ordinance No. 970**, an ordinance of the City Council of the City of Lancaster, California, electing to comply with and participate in the so-called Alternative Voluntary Redevelopment Program contained in Part 1.9 of Division 24 of the California Health and Safety Code, by the following vote: 4-0-1-0; AYES: Crist, Mann, Marquez, Smith; NOES: None; RECUSED: Parris; ABSENT: None

At this time, Mayor Parris returned to the dais.

CC 5. ACQUISITION OF REAL PROPERTY

Approved an agreement for acquisition of real property between the City of Lancaster and Federal Home Loan Mortgage Corporation for property located at 45143 Sancroft Avenue, as part of the approved Neighborhood Stabilization Program (NSP 3).

CC 6. ACQUISITION OF REAL PROPERTY

Approved an agreement for acquisition of real property between the City of Lancaster and Federal Home Loan Mortgage Corporation for property located at 632 East Jenner, as part of the approved Neighborhood Stabilization Program (NSP 3).

CC 7. ACCEPTANCE OF MAINTENANCE FOR DRAINAGE IMPROVEMENTS

Approved and accepted for maintenance the work and materials for the drainage improvements for Drainage Benefit Assessment District Annexation No. 08-34, installed by the developer, Lean Mean Fighting Machine, L.P., located in the area bounded by Lancaster Boulevard, Elm, Milling, and Fig Avenues; appropriated \$3,600.00 from the first year's maintenance cost, that has been paid by the developer, to cover the remaining 12 months of the fiscal year into Drainage Maintenance Operating Account No. 484-4743-404.

CC 8. APPROVAL OF COMPLETED SEWER SYSTEMS

Approved the completed sewer systems installed by the developer of Director's Review No. 07-121, located at 43001 10th Street West, Owner: YMCA of Metropolitan Los Angeles.

CC 9. APPROVAL OF COMPLETED WATER SYSTEMS

Approved the completed water systems installed by the developer of Director's Review No. 07-121, located at 43001 10th Street West, Owner: YMCA of Metropolitan Los Angeles.

LANCASTER CITY COUNCIL/ POWER/FINANCING AUTHORITY
MINUTES
AUGUST 23, 2011

CC 10. MOU WITH FRONTIER HOMES, LLC

Approved the creation of Phases 1 and 2 of Tract Map No. 61819; approved the Memorandum of Understanding with Frontier Homes, LLC, regarding the phased acceptance of public improvements and bond reductions/releases for Tentative Tract Map Nos. 61817 and 61818, and Tract Map No. 61819.

CC 11. PWCP NO. 10-019

Rejected all bids for **Public Works Construction Project No. 10-019, Transportation Building Roof Repair Project**; two of the four bids received were non-responsive and all bids significantly exceeded the project budget.

CC 12. APPROPRIATIONS FOR SOUTHERN CALIFORNIA EDISON COOL CENTER PROGRAM

Approved appropriations for Southern California Edison Cool Center program in the amount of \$36,000.00 to Expense Account No. 349-4660-770 and \$36,000.00 to Revenue Account No. 349-3303-100.

CC 13. RESOLUTION NO. 11-63

Adopted **Resolution No. 11-63**, amending Resolution 10-47 creating and adding the classifications of Executive Assistant and Administrative Assistant to the compensation schedule; changes made affect the title only of these classifications and new positions are not being created; the titles of Executive Secretary and Administrative Secretary are abolished.

CC 14. RESOLUTION NO. 11-64

Adopted **Resolution No. 11-64**, authorizing the City Manager or his designee to make the application to Los Angeles Homeless Services Authority (LAHSA) for the Winter Shelter Program (WSP) funds and to execute a standard agreement, any amendments, and/or related documents to receive such funds and to take other actions necessary to facilitate the proposed LAHSA WSP, in its entirety.

CC 15. RESOLUTION NO. 11-65

Adopted **Resolution No. 11-65**, authorizing the City Manager or his designee to make the application to the Department of Housing and Community Development (HCD) for the Federal Emergency Shelter Grant (FESG) funds and to execute a standard agreement, any amendments, and/or related documents to receive such funds and to take other actions necessary to facilitate the proposed HCD FESG, in its entirety.

NB 1. MEMORANDUM OF UNDERSTANDING WITH BEAUTIFUL EARTH GROUP, LLC

It was the consensus of the City Council to waive the presentation on this matter.

On a motion by Council Member Crist and seconded by Vice Mayor Smith, the City Council approved and authorized the City Manager to execute a Memorandum of Understanding (MOU) with Beautiful Earth Group, LLC. for the development of a partnership that will establish the City of Lancaster (City) as a Net Zero City and establish Smart Sister City ties with other cities around the world that are committed to similar goals, by the following vote: 5-0-0-0; AYES: Crist, Mann, Marquez, Smith, Parris; NOES: None; ABSTAIN: None; ABSENT: None

LANCASTER FINANCING AUTHORITY

No action required at this time.

CITY MANAGER / EXECUTIVE DIRECTOR ANNOUNCEMENTS

None

CITY CLERK / AGENCY / AUTHORITY SECRETARY ANNOUNCEMENT

The City Clerk provided the public with the procedure to address the City Council/Redevelopment Agency regarding non-agendized items.

PUBLIC BUSINESS FROM THE FLOOR - NON-AGENDIZED ITEMS

Addressing the City Council at this time:

Tom Lacey – stated his concerns for public safety in the area of Merrill Gardens and 15th Street West, near Kaiser.

Mayor Parris requested that staff look into this matter.

Teresa Malone – stated that she found the rainbow flags at the Antelope Valley Fair to be very attractive; quoted scripture regarding rainbows; it was wrong to have the flags removed.

Mayor Parris stated that this was a Fair Board decision; Council is happy to listen to all opinions on this matter; there certainly is a diversity of opinion on the Council about this issue; it was not the decision of the Council; having a JPA with the Fair does not mean the City runs the Fair; the JPA means the City has some influence as to who runs the Fair.

Diann Moskowitz – stated that she has been to the Fair; discussed the variety of flags.

Mayor Parris reiterated this was not a City decision; as far as his disagreement with this issue, he has said all he is going to say on the matter and that is his personal opinion, just like everyone else is entitled to their personal opinion. If citizens really want to do something, please go tell the people that made this decision, not the City Council. This Council will not own this; will not buy this and does not feel any of the other Council Members should be required to either.

LANCASTER CITY COUNCIL/ POWER/FINANCING AUTHORITY
MINUTES
AUGUST 23, 2011

PUBLIC BUSINESS FROM THE FLOOR - NON-AGENDIZED ITEMS (continued)

Judy Hatcher – presented a flag from the Daughters of the American Revolution (DAR) to Mayor Parris representing the events of September 11, 2001.

David Grajeda – stated that he feels his first amendment rights are being violated.

Lyle Talbot – stated that he will be traveling to Europe very soon to visit the D-Day beaches; read a poem commemorating the events and turmoil of past and present wars.

David Abber – commended the Armed Forces that protect America.

David Paul – stated that he enjoys attending the meetings; rights are essential to everyone; America is the light of the world; discussed the issue regarding the removal of the rainbow flags at the Fair and people who are guided by their fear.

Mayor Parris – stated that he wanted to be clear – this City protects everyone. Whether something is a sin or not a sin is not relevant to him as the Mayor. It might be relevant to him and his Christian beliefs but as the Mayor, *we* protect everyone and nothing is going to change that. As to the people who made this decision to remove the flags, he knows these people. They are decent, good people. He has never heard them utter a word of malice toward gay people or any people because of who they are. To carry this any further than just a decision about the flag which may or may not have been correct is silly. They made a decision; we will live with it and hope people make better decisions in the future. To exaggerate this, to make this a thing of malice is wrong; these are decent people who are doing the best job they can to run a good Fair.

COUNCIL / AUTHORITY COMMENTS

None

CLOSED SESSION

None

LANCASTER CITY COUNCIL/ POWER/FINANCING AUTHORITY
MINUTES
AUGUST 23, 2011

ADJOURNMENT

Mayor/Chairman Parris adjourned the meeting at 5:49 p.m. in memory of the thousands of people who perished too suddenly on September 11, 2001 and left behind a legacy in their friends and families; for the millions who bear witness to their memory, life will never be the same; to those lost and forever missing, from the events on September 11, 2001, the day our world changed; let us all learn from yesterday, live for today and hope for a better tomorrow.

Mayor Parris stated that the next meeting of the City Council//Financing Authority would take place on Tuesday, September 13, 2011 at 5:00 p.m.

PASSED, APPROVED and ADOPTED this _____ day of _____, 2011, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

GERI K. BRYAN, CMC
CITY CLERK/
AUTHORITY SECRETARY
Lancaster, CA

R. REX PARRIS
MAYOR/CHAIRMAN
Lancaster, CA

CERTIFICATION OF MINUTES
CITY COUNCIL/FINANCING AUTHORITY

I, _____, _____ of the City of Lancaster, CA, do hereby certify that this is a true and correct copy of the original City Council/Financing Authority minutes, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, CA on this _____ day of _____, _____.

(seal)
