

M 1
09/11/12
MVB

**LANCASTER
CITY COUNCIL/SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
August 28, 2012**

CALL TO ORDER

Mayor Parris called the regular meeting of the City Council/Successor Agency/Financing/Power Authority to order at 5:03 p.m.

ROLL CALL

PRESENT: Council Members/Agency Directors/Authority Members: Crist, Johnson, Mann, Smith, Parris

ABSENT: None

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

INVOCATION

Pastor Michael X. Richardson, Faith Chapel North, Church of God in Christ

PLEDGE OF ALLEGIANCE

Vice Mayor Smith

PRESENTATIONS

- 1) Leadership Speech – Raziel Nelson

- 2) Recognition of IT Department and Intelesys One Team Members

AGENDA ITEMS TO BE REMOVED

None

POWER AUTHORITY CONSENT CALENDAR

Addressing the Power Authority on the Power Authority Consent Calendar:

Michael Rives – Regarding PA CC 1 – concerns regarding the Environmental Impact Report; Purchase Power Agreement; concerns with the liability clause in the contract; doing business with a Canadian Firm. Concerns regarding PA CC 3 – Power Authority will only receive 12% revenue.

On a motion by Authority Member Crist and seconded by Vice Chair Smith, the Power Authority approved the Power Authority Consent Calendar, by the following vote: 5-0-0-0; AYES: Crist, Johnson, Mann, Smith, Parris; NOES: None; ABSTAIN: None; ABSENT: None

PA CC 1. 2-YEAR OPTION TO LEASE AGREEMENT AND 20-YEAR GROUND LEASE WITH MORGAN SOLAR USA, INC.

Approved a revised 2-year Option to Lease Agreement (Option) and a revised 20-year Ground Lease with Morgan Solar USA, Inc. (Morgan), to reserve approximately 31 acres of land, west of the Lancaster National Soccer Center (LNSC), and to work cooperatively to design and construct a 6-megawatt concentrated photovoltaic solar generation facility. Authorized the Executive Director to execute all documents and make any non-substantive changes necessary to complete the transaction.

On October 25, 2011, the LPA approved a Master Solar Power Purchase and Sale Agreement (MPA) with Morgan for construction of a 6-megawatt solar generation facility on City owned land west of LNSC. Subsequent to the January 2012 Board approval of an Option/Ground Lease with Morgan, revisions regarding payment and property were requested which affected the MPA. These revisions include a swap of two parcels between Morgan and US Topco thus changing the project size and location and a provision requiring payment for the option on the land of \$500.00 per acre per year. The proposed revisions are necessary due to a restructuring and approval of revised MPA with Morgan on August 28, 2012.

PA CC 2. MASTER SOLAR POWER PURCHASE AND SALE AGREEMENT WITH MORGAN SOLAR USA, INC.

Approved the Revised Master Solar Power Purchase and Sale Agreement with Morgan Solar USA, Inc. (Morgan), to develop photovoltaic solar generation facilities on City owned property and authorized the Executive Director to execute all documents; make any non-substantive changes necessary to complete the transaction.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
AUGUST 28, 2012

PA CC 2. MASTER SOLAR POWER PURCHASE AND SALE AGREEMENT WITH MORGAN SOLAR USA, INC. (continued)

On October 25, 2011, the LPA entered into a Master Solar Power Purchase and Sale Agreement (MPA) with Morgan to construct a renewable generation facility on land adjacent to the Lancaster National Soccer Center (LNSC). Subsequent to the Board approving the necessary Option/Ground Lease in January 2012, modifications to the MPA were proposed which primarily affect the method of payment and properties involved. These modifications provide for payment to be made directly from Southern California Edison to Morgan.

PA CC 3. MASTER SOLAR POWER PURCHASE AND SALE AGREEMENT WITH US TOPCO ENERGY, INC.

Approved the Revised Master Solar Power Purchase and Sale Agreement with US Topco Energy Inc. (Topco), to develop photovoltaic solar generation facilities on City owned property and authorized the Executive Director to execute all documents; make any non-substantive changes necessary to complete the transaction.

On June 28, 2011, the LPA entered into an Amended and Reinstated Memorandum of Understanding (MOU) and Power Purchase Agreement (PPA) with Topco to construct renewable generating facilities on City owned property. Additionally, the MOU provided language to continue discussions to develop additional solar energy facilities on other city owned property. Under the current PPA, five (5) sites have now received approval from SCE under the CREST program; however, at the request of Topco, certain portions of the PPA need to be revised to allow for financing the development of the sites. These modifications provide for payment to be made directly from Southern California Edison to Topco.

M 1. MINUTES

On a motion by Council/Authority Member Crist and seconded by Council/Authority Member Johnson, the City Council/Agency/Authority approved the City Council /Successor Agency/Financing/Power Authority Regular Meeting minutes of August 14, 2012, by the following vote: 4-0-1-0; AYES: Crist, Johnson, Mann, Parris; NOES: None; ABSTAIN: Smith; ABSENT: None

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
AUGUST 28, 2012

CONSENT CALENDAR

Addressing the City Council regarding the Consent Calendar:

Michael Rives – supports Item No. CC 2 – the costs associated for animal care and control; Item No. CC 4 pertaining to banning skateboarding from certain roadways; Item No. CC 5- concerns regarding water services; property owners involved in this action; Item No. CC 7 – appropriation of funds for recycling.

Council Member Crist stated that he would need to recuse himself from Item No. CC 3 since he is on the Board of Directors of the University of Antelope Valley.

Council Member Johnson stated that she would need to recuse herself from Item No. CC 3 due to her financial interests with the University of Antelope Valley.

Item No. CC 3 was pulled for separate discussion and action.

On a motion by Council Member Crist and seconded by Council Member Mann, the City Council approved the Consent Calendar, with the exception of Item No. CC 3, by the following vote: 5-0-0-0; AYES: Crist, Johnson, Mann, 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 29, 2012 through August 11, 2012 in the amount of \$1,190,397.62.

CC 3. SUPPLEMENTAL WARRANT REGISTER

Council Member Crist and Council Member Johnson recused themselves from this item and left the dais.

On a motion by Vice Mayor Smith and seconded by Council Member Mann, the City Council approved the Supplemental Check and Wire Registers for May 6, 2012 through May 26, 2012 in the amount of \$7,920.00, by the following vote: 3-0-2-0; AYES: Mann, Smith, Parris; NOES: None; RECUSED: Crist, Johnson; ABSENT: None

At each regular City Council Meeting, the City Council is presented with the financial claims (invoices) against the City for purchase of materials, supplies, services, and capital projects for checks and wires issued the prior two to three weeks. This process provides the City Council the opportunity to review the expenses of the City. The justifying backup for each expenditure is available in the Finance Department.

At this time, Council Member Crist and Council Member Johnson returned to the dais.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
AUGUST 28, 2012

CC 4. ORDINANCE NO. 980

Adopted **Ordinance No. 980** adding Chapter 8.56 to the Lancaster Municipal Code relating to the use of skateboards and other similar devices.

The ordinance was presented at the July 24, 2012 City Council meeting. At that meeting the City Council designated Council Member Crist to meet with staff and various stakeholders to consider modifications to the Ordinance. Subsequently the City invited representatives from the Sheriff's Department, Artist Lofts, Pharmacy Board Shop, and BLVD Association to discuss their concerns and solutions to insure the public's safety on the BLVD. As a result, a modified map was created to identify the no skateboard areas for public right-of-ways. The ordinance also now includes reference to State law requiring helmets for skate boarders.

CC 5. JOINT TAX RESOLUTION – ANNEXATION NO. 40-142 (4-204)

Adopted the Joint Tax Resolution for proposed Annexation No. 40-142 (4-204), located at the southwest corner of Nugent Street and 38th Street East, into Los Angeles County Waterworks District No. 40, Antelope Valley.

The property owners within Annexation No. 40-142 are requesting water service for their properties. Before water service can be provided, the properties must first be annexed into Los Angeles County Waterworks District No. 40. Additionally, before annexation may be approved, the agencies already providing services to the sites must negotiate reallocation of the ad valorem taxes within the District.

CC 6. JOINT TAX TRANSFER RESOLUTION – ANNEXATION NO. 2010-09

Adopted the Joint Tax Transfer Resolution approving and accepting the negotiated exchange of property tax revenue for proposed Annexation No. 2010-09, located north of Avenue M on 30th Street West, into the Quartz Hill Water District.

The property owner within Annexation No. 2010-09 is requesting water service for their property. Before water service may be provided, the property must first be annexed into Quartz Hill Water District. Additionally, before annexation may be approved, the agencies already providing services to the sites must negotiate reallocation of the taxes within the District.

CC 7. APPROPRIATION OF FUNDS

Approved the appropriation of \$50,000.00 in recycling revenue to Revenue Account No. 101-3616-200 and corresponding Expense Account No. 101-4755-355.

In 2012, the Public Works Department constructed and opened the Antelope Valley's first 24-Hour Recycling Center. It is estimated that the recycling center will generate over \$50,000.00 in revenue annually. In order to expand the City's recycling programs and continue to provide the community this opportunity to dispose of universal waste, it is necessary to appropriate recycling revenue into an assigned revenue and expense account.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
AUGUST 28, 2012

CC 7. APPROPRIATION OF FUNDS (continued)

This funding will be used for administrative costs, community recycling events, promotions, outreach, education, and the cleanup of illegal dump sites as detailed on the staff report.

CC 8. ACCEPTANCE OF STREETS FOR MAINTENANCE

Approved the developer constructed streets on the following project and in addition, accept the streets for maintenance by the City for Tract No. 062075, located on the northwest corner of Nugent Street and 22nd Street East. Owner: KB Home Coastal, Inc.

The streets have been constructed and completed by the developer(s) according to the approved plans and specifications. The work has been inspected and found to be satisfactory to the Director of Public Works.

CC 9. COMPLETED WATER SYSTEM

Approved the completed water system installed by the developer for Tract No. 062075, located on the northwest corner of Nugent Street and 22nd Street East. Owner: KB Home Coastal, Inc.

The water system on this project has been constructed and completed to the satisfaction of the local water purveyor, Los Angeles County Waterworks District No. 40, Antelope Valley, and is constructed according to the approved plans and specifications. Additionally, the work has been inspected and found to be satisfactory to the Director of Public Works.

CC 10. ACCEPTANCE OF MAP AND DEDICATIONS

Approved the map and accepted the dedications as offered on the map; made findings that this project will not violate any of the provisions of Sections 66473.5, 66474.1, and 66474.6 of the Subdivision Map Act; instructed the City Clerk to endorse on the face of the map the certificate which embodies the approval of said map and the dedications shown thereon for Tract Map No. 061542, located on the southeast corner of 57th Street West and Avenue J-12. Owner: AVE K22, INC.

The Final Map is in substantial conformance with the approved tentative map. Tract Map No. 061542 has been examined by the City Engineer and is ready for Council approval. An Undertaking Agreement and Improvement Securities have been submitted to guarantee the installation of improvements.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
AUGUST 28, 2012

CC 11. ACCEPTANCE OF MAP AND DEDICATIONS

Approved the map and accepted the dedications as offered on the map; made findings that this project will not violate any of the provisions of Sections 66473.5, 66474.1, and 66474.6 of the Subdivision Map Act; instructed the City Clerk to endorse on the face of the map the certificate which embodies the approval of said map and the dedications shown thereon for Parcel Map No. 72015, located on the westerly cul-de-sac of West Avenue K-15 and Business Center Parkway. Owner: City of Lancaster.

The Final Map is in substantial conformance with the approved tentative map. Parcel Map No. 72015 has been examined by the City Engineer and is ready for Council approval.

CC 12. CANCELLATION OF MEETINGS

Approved the cancellation of the City Council/Successor Agency/Financing/Power Authority meetings for November 27, 2012 and December 25, 2012 and directed the City Clerk to post the required notices.

This item was on the agenda for the City Council/Authority to consider the cancellation of the November 27, 2012 and December 25, 2012 regular City Council/Successor Agency/Financing/Power Authority meetings due to the Thanksgiving and Christmas holidays.

CC 13. PARKING LEASE AGREEMENT WITH FIRST SOLAR, INC.

Approved the Parking Lease Agreement with First Solar, Inc. and authorized the City Manager, or his designee, to sign all documents.

First Solar, Inc. is in the process of developing AV Solar Ranch One, a 230 MW solar facility near Avenue D and 170th Street West. Once completed, this facility will produce enough electricity to meet the annual energy needs of about 75,000 average homes, displacing approximately 140,000 metric tons of carbon dioxide per year – the equivalent of taking about 30,000 cars off the road. First Solar was interested in creating an employee ride share program and approached the City for assistance. The Parking Lease Agreement would allow First Solar to use the underutilized parking lot located on the northeast corner of Lancaster Boulevard and Sierra Highway for its employee ride share program. The lease would run through the end of the year with an option for additional use depending on the company's need.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
AUGUST 28, 2012

JNB 1. TRANSFER OF CERTAIN REAL PROPERTY FROM THE CITY OF LANCASTER TO THE LANCASTER SUCCESSOR AGENCY

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

On a motion by Vice Mayor Smith and seconded by Council Member Johnson, the City Council adopted **Resolution No. 12-61**, a resolution of the City Council of the City of Lancaster, approving the transfer of properties from the City of Lancaster to the Lancaster Successor Agency, by the following vote: 5-0-0-0; AYES: Crist, Johnson, Mann, Smith, Parris; NOES: None; ABSTAIN: None; ABSENT: None

On a motion by Vice Chair Smith and seconded by Agency Director Johnson, the Successor Agency adopted **Resolution No. SA 07-12**, a resolution of the Lancaster Successor Agency, approving the transfer of properties from the City of Lancaster to the Lancaster Successor Agency, by the following vote: 5-0-0-0; AYES: Crist, Johnson, Mann, Smith, Parris; NOES: None; ABSTAIN: None; ABSENT: None

On July 10, 2012 City Council took action transferring certain real properties from the City of Lancaster to the Lancaster Successor Agency based on recommendation from staff.

Given additional findings in this matter it is recommended that properties held by the City of Lancaster previously transferred from the former Lancaster Redevelopment Agency, with the exception of those purchased with Low/Mod Housing funds and/or transferred to the Housing Authority, be transferred to the Lancaster Successor Agency.

NB 1. ORDINANCE ADDING CHAPTER 9.44 TO THE LANCASTER MUNICIPAL CODE RELATING TO REGISTERED SEX OFFENDERS

The City Attorney presented the staff report regarding this matter and presenting additional information, representing the Lancaster Criminal Justice Commission – David Vierra, Newton Chelette and Jim Gaupel.

Discussion included:

- A registered sex offender shall not reside within 2,000 feet of any school, park or day care center.
- A registered sex offender shall not reside in single family dwelling, multi-family dwelling, duplex dwelling, multi-unit residential dwelling, or hotel/motel/inn where another registered sex offender already resides.
- A registered sex offender shall not be present within 300 feet of a school, day care center, park, bus stops in the immediate vicinity of parks, public and private playgrounds, public library, public museum, public or private crisis center or shelter, arcade, youth sports facilities, and amusement parks (indoor and outdoor), when children are present.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
AUGUST 28, 2012

NB 1. ORDINANCE ADDING CHAPTER 9.44 TO THE LANCASTER MUNICIPAL CODE RELATING TO REGISTERED SEX OFFENDERS (continued)

- On October 31st of each year, as well as on any day designated by the city for any Halloween trick or treating event, a registered sex offender, shall: (i) leave all exterior residential, decorative and ornamental lighting off during the hours of 5:00 p.m. to 11:59 p.m.; and (ii) not decorate his or her permanent residence with Halloween decorations, and remove any such decorations; and (iii) not answer the door to children who are trick-or-treating.
- The ordinance is intended to supplement, not to conflict with, existing state law by imposing more stringent restrictions on the locations where registered sex offenders may reside and by imposing restrictions on the locations that registered sex offenders may frequent.

Council Member Crist inquired as to Mr. Gaupel's profession.

Mr. Gaupel stated that he is a parole agent; he works in the Antelope Valley Parole Office as a Parole Agent II; supervises sex offenders; has a strong expertise in this area and feels this ordinance is needed. It will protect this community; many might think this ordinance is vague; sex offenders have to find the children somewhere. Discussed Halloween night and how children will congregate. This ordinance will help greatly in that respect and give this community a better chance of protecting children.

Council Member Crist inquired as to why this ordinance includes all sex offenders/different grades of offenders.

Mr. Gaupel stated that this ordinance parallel's the ordinance that is in place in Ontario. Jessica's Law (State law) captured all aspects and it was decided the ordinance for Lancaster should do the same.

Vice Mayor Smith inquired, when it came to dressing up as Santa or some other character, is the reason this is not in the ordinance because it may be a first amendment issue and it is better to have this in the business license area.

Mr. Gaupel stated that he was unclear as to what amendment it is but in discussions with the City of Ontario, they were advised as well to avoid this area, as it was challenged.

Mr. Gaupel stated that sex offenders will seek out children; they are going to go where children congregate. If it is in a business ordinance that a business is actually going to hire someone to wear a costume, then require a background check.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
AUGUST 28, 2012

NB 1. ORDINANCE ADDING CHAPTER 9.44 TO THE LANCASTER MUNICIPAL CODE RELATING TO REGISTERED SEX OFFENDERS (continued)

Addressing the City Council on this matter:

David Paul – in favor of this ordinance; thanked the City Attorney for working on this and discussing the library issue as this is a concern of his; this is a hard issue to deal with.

Michelle Egberts – opposed to this ordinance; provided some statistics to Council and discussed these; feels there are mistakes in this legislation.

Frank Lindsay – opposed to this ordinance; discussed statistics; most will not repeat their offense; they are being denied their rights.

Janice Bellucci – opposed to this ordinance; she is an attorney and works at preserving the rights of sex offenders; ordinance is unconstitutional; discussed statistics.

On a motion by Council Member Crist and seconded by Vice Mayor Smith, the City Council introduced **Ordinance No. 981** (the “Ordinance”), adding Chapter 9.44 to the Lancaster Municipal Code relating to registered sex offenders, by the following vote: 5-0-0-0; AYES: Crist, Johnson, Mann, Smith, Parris; NOES: None; ABSTAIN: None; ABSENT: None

Statistics show that sex offenders have a dramatically higher recidivism rate for their crimes than other types of violent felons. On November 7, 2006, the voters of the State of California overwhelmingly approved Proposition 83, the Sexual Predator Punishment and Control Act (commonly referred to as “Jessica’s Law”) in order to better protect Californians, and in particular to protect children, from registered sex offenders. Proposition 83 enacted Section 3003.5(b) of the California Penal Code, which prohibits any registered sex offender from residing within 2,000 feet of any public or private school, or any park where children regularly gather. Section 3003.5(a) of the California Penal Code prohibits any person who is released on parole for a crime for which registration is required under Section 290 of the California Penal Code from living in a single-family dwelling with another sex offender during his or her parole, unless those individuals are related. Section 3003.5(c) of the California Penal Code expressly authorizes municipal jurisdictions to enact local ordinances that further restrict the residency of any registered sex offender.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
AUGUST 28, 2012

**CA 1. DISCUSSION AND POSSIBLE ACTION REGARDING EXTENSION OF
AND MODIFICATION TO CITY MANAGER'S AGREEMENT**

Mayor Parris stated that Mr. Bozigian has done an incredible job the past four years; exceeded every expectation; he is not asking for a raise although he deserves one; he has done a remarkable job.

On a motion by Vice Mayor Smith and seconded by Council Member Johnson, the City Council approved the extension of the City Manager's agreement for a period of three years to June 30, 2016, by the following vote: 5-0-0-0; AYES: Crist, Johnson, Mann, Smith, Parris; NOES: None; ABSTAIN: None; ABSENT: None

Council Member Mann stated that Mr. Bozigian has incredible experience and skill; he has pulled the City through some tough economic times; this City has done well under his guidance and it is much appreciated.

Vice Mayor Smith stated that many leaders have sayings on the walls of their offices and Mr. Bozigian has a picture of a pile of money and the saying of: The relentless pursuit of cheapness. That attitude is needed in these tough times and he has done an amazing job.

Mr. Bozigian stated this has been the highlight of his professional career; he enjoys working with Mayor Parris and the Council. Stated that he would not be here and the City would not be where it is at without the incredible staff of Lancaster. The executive team that has been assembled is second to none in terms of their ingenuity and doing way more than they were four years ago, with a lot less. It is an honor to be a part of this team; the team works because of the people; the trust and a single purpose of making Lancaster the very best City it can be and the best City in California.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
AUGUST 28, 2012

CR 1. REPORT ON THE ACTIVITIES OF THE BOARD OF DIRECTORS FOR THE ANTELOPE VALLEY TRANSIT AUTHORITY

Council Member Crist and Council Member Mann presented the following information: Colby Konisek was introduced as AVTA's new Director of Finance; staff presented the new North County TranSporter (NTC) service; Fixed Route Services; Paratransit Services; Contracts; Internal Procedures; Audit Issues; Disadvantaged Business Enterprise.

Addressing the City Council on this matter:

Michael Rives – concerns regarding sales tax revenues being used for security; concerns regarding bus benches; shelters; important to use the money in the right way.

Council Member Crist stated that the matter regarding bus benches is being worked on; this project is done in several phases; it is currently in a phase in Palmdale. Ridership is up; revenues are up; Veterans and handicapped people ride free; AVTA has taken on a different marketing approach.

Council Member Mann stated that he understands Mr. Rives concerns; money is set aside for improvements; it follows on a rotation cycle and more information will be coming regarding bus stops.

LANCASTER FINANCING AUTHORITY

No action required at this time.

CITY MANAGER / EXECUTIVE DIRECTOR ANNOUNCEMENTS

The City Manager discussed a recent press conference at El Dorado Park for new playground equipment. The equipment is beautiful and he had forgotten how important that park was to him personally. Watching 200 children play on this equipment; creating their own memories; expressing their excitement and enthusiasm was wonderful. It is very important to remember the hard work of the various departments to get this off the ground and have it come to fruition.

CITY CLERK / AGENCY / AUTHORITY SECRETARY ANNOUNCEMENT

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

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
AUGUST 28, 2012

PUBLIC BUSINESS FROM THE FLOOR - NON-AGENDIZED ITEMS

Addressing the City Council at this time:

Richard Cook – presented the mission of the Antelope Valley Hospital Foundation; their vision and their values. The hospital is part of the Antelope Valley Healthcare District; a full-service, not-for-profit, acute care, medical and surgical hospital. Invited the City Council to the 3rd Annual fundraising event which is “A Night at the Autry”, taking place on September 29, 2012 at the Autry Museum in Griffith Park.

Richard Macias – encouraged the Council to allow the public speaking portion of the meetings to be televised once again.

Mayor Parris informed Mr. Macias that the public portion of the meetings has been televised for several months.

Michelle Egberts – discussed AB 109; reducing populations in prison; presented statistics; important to work together for a safe community; join efforts; must address reentry issues; stated that she is a parolee; a reentry coordinator should be employed by the City.

Mayor Parris stated that he does not want parolees in the City; he understands there are many people who come back and obey the rules. The City does not have the luxury of filtering through them; this is not a friendly place for parolees and everyone on parole needs to understand this.

COUNCIL / AGENCY COMMENTS

Mayor Parris announced that LEAPS just assisted with the arrest of a double homicide suspect.

Council Member Johnson stated that the University of Antelope Valley has been honored to have a partnership with the VIDA Program. This is a program for children and the Sheriff's Department has taken them under their wing to help them; guide them and hopefully turn them around before they get into some serious trouble. The VIDA Program approached the University and asked them to be a part of this program and the University said yes. A full scholarship went to a student to achieve their Master's degree. Sheriff Baca attended the ceremony; the student was Isaac Mendez-Candelario. This young man came from a single mom family and the mom was definitely the strength of that family; never giving up on her son. Council Member Johnson challenged all higher level educational institutions to be part of this program and to give back to these children who are truly becoming leaders.

Council Member Crist thanked the Criminal Justice Commission for all of their hard work and efforts.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
AUGUST 28, 2012

RECESS

Mayor Parris recessed the meeting at 6:18 p.m. for the purposes of conducting a Closed Session meeting regarding the following matters:

CLOSED SESSION

Conference with Legal Counsel--Existing Litigation - Government Code Section 54956.9(a)

- The Community Action League v. City of Lancaster - United States District Court Case No. 11-CV-4817-ODW-VBK
- CSCNAACP v. City of Lancaster, California Case Number: 09-11-0954-8
- Antelope Valley Allied Arts Association et al v. Lancaster et al, Los Angeles Superior Court Case No. BC45017
- Rubin v. Lancaster - United States District Court Case No. CV 10-4046 DSF (JCx)
- Mongols Nation Motorcycle Club v. City of Lancaster, et al. Case No. BC439791
- Miracle Star Women's Recovering Community, Inc. et al. v. City of Lancaster, et al. LASC Case No. MC 020079
- Save Our Neighborhood Group v. City of Lancaster, et al. Los Angeles Superior court Case No. BS 121501
- ANTELOPE VALLEY GROUNDWATER CASES
Included Actions:
Los Angeles County Waterworks District No. 40 v. Diamond Farming Co.
Superior Court of California, County of Los Angeles, Case No. BC325201;

Los Angeles County Waterworks District No. 40 v. Diamond Farming Co.
Superior Court of California, County of Kern, Case No. S-1500-CV-254-348

Wm. Bolthouse Farms, Inc. v. City of Lancaster, Diamond Farming Co. v. City of Lancaster, Diamond Farming Co. v. Palmdale Water Dist.,
Superior Court of California County of Riverside, consolidated actions;
Case Nos. RIC 353 840, RIC 344 436, RIC 344 668

Santa Clara Case No. 1-05-CV 049053

RECONVENE

Mayor Parris reconvened the meeting at 6:33 p.m.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
AUGUST 28, 2012

CITY ATTORNEY ANNOUNCEMENT

The City Attorney stated that the City Council met in Closed Session under the aforementioned matters, discussed the TCAL and AVAAA matters; gave direction to Legal Counsel. No other matters or actions were discussed.

ADJOURNMENT

Mayor Parris adjourned the meeting at 6:35 p.m. and stated that the next regular meeting would take place on Tuesday, September 11, 2012.

PASSED, APPROVED and ADOPTED this _____ day of _____, 2012, 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/SUCCESSOR AGENCY/FINANCING/POWER AUTHORITY

I, _____, _____ of the City of Lancaster, CA, do hereby certify that this is a true and correct copy of the original City Council/Successor Agency/Financing/Power 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)
