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08/27/13
MVB

**LANCASTER  
CITY COUNCIL/SUCCESSOR AGENCY/  
FINANCING/POWER AUTHORITY  
MINUTES  
AUGUST 13, 2013**

**CALL TO ORDER**

Vice Mayor/Vice Chair Crist called the regular meeting of the City Council/Successor Agency/Financing/Power Authority to order at 5:00 p.m.

**ROLL CALL**

**PRESENT:** Council Members/Agency Directors/Authority Members: Johnson, Mann, Smith, Vice Mayor/Vice Chair Crist

**EXCUSED:** On a motion by Vice Mayor/Vice Chair Crist and seconded by Council Member/Authority Member Johnson, the City Council excused Mayor Parris from the meeting, by the following vote: 4-0-0-1; **AYES:** Johnson, Mann, Smith, Crist; **NOES:** None; **ABSTAIN:** None; **ABSENT:** Parris

**ABSENT:** Mayor Parris

**STAFF**

**MEMBERS:** City Manager/Executive Director; Deputy City Manager/Deputy Executive Director; City Attorney/Authority Counsel; Assistant to the City Manager; City Clerk/Authority Secretary; Planning Director; Utility Services Manager; Parks, Recreation and Arts Director; Finance Director; Economic Development Director, Housing Director; Human Resources Director

**INVOCATION**

No invocation was given

**PLEDGE OF ALLEGIANCE**

Council Member/Agency/Authority Member Mann

**PRESENTATION**

The Antelope Valley Fair Association presented an update and schedule of events for the Antelope Valley Fair which will take place August 16 through August 25, 2013.

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Vice Mayor Crist requested that Item No. CA 1 be heard at this time.

**CA 1. CONSIDERATION OF NOMINATION/APPOINTMENT OF LYLE NORTON AS PRESIDENT TO THE LANCASTER MUSEUM AND PUBLIC ART FOUNDATION BOARD OF DIRECTORS (LMPAF)**

On a motion by Council Member Smith and seconded by Council Member Mann, the City Council approved the appointment of Lyle Norton as President to the LMPAF, by the following vote: 4-0-0-1; AYES: Johnson, Mann, Smith, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

At this time, the City Clerk administered the Oath of Office to Mr. Norton.

**SA NB 1. LONG RANGE PROPERTY MANAGEMENT PLAN**

The Finance Director presented the staff report regarding this matter.

No action was required; report was received and filed.

**M 1. MINUTES**

On a motion by Council Member/Authority Member Mann and seconded by Council Member/Authority Member Johnson, the City Council/Agency/Authority approved the City Council/Successor Agency/Financing/Power Authority Regular Meeting minutes of July 9, 2013, by the following vote: 3-0-1-1; AYES: Johnson, Mann, Crist; NOES: None; ABSTAIN: Smith; ABSENT: Parris

**M 2. MINUTES**

On a motion by Council Member/Authority Member Smith and seconded by Council Member/Authority Member Mann, the City Council/Agency/Authority approved the City Council/Successor Agency/Financing/Power Authority Regular Meeting minutes of July 23, 2013, by the following vote: 3-0-1-1; AYES: Mann, Smith, Crist; NOES: None; ABSTAIN: Johnson; ABSENT: Parris

**CONSENT CALENDAR**

Addressing the City Council on Item No. CC 4:

Michael Rives – stated his concerns regarding street sweeping scheduling; lack of sweeping in some areas.

On a motion by Council Member Mann and seconded by Council Member Smith, the City Council approved the Consent Calendar by the following vote: 4-0-0-1; AYES: Johnson, Mann, Smith, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

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**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 7, 2013 through July 27, 2013 in the amount of \$5,331,044.15.

**CC 3. IMPROVEMENTS AT AVENUE J BRIDGE OVER LITTLE ROCK CREEK**

a) Approved the Cooperative Agreement with the County of Los Angeles for the bridge replacement on the jurisdictionally shared area of Avenue J bridge over Little Rock Creek and approved the use of \$281,000.00 from Federal Surface Transportation Program-Local Funds for the City's share of the work.

b) Adopted **Resolution No. 13-48**, authorizing the portion of the Avenue J bridge over Little Rock Creek within the City of Lancaster be included in the System of Highways of the County of Los Angeles for the limited purposes of this project; concurred and adopted the County's environmental findings pursuant to the California Environmental Quality Act and authorized the City Manager, or his designee, to sign all documents.

**CC 4. STREET SWEEPING SERVICES CONTRACT**

Approved the extension of the Street Sweeping Services Contract, as outlined in the original agreement, on a month-to-month basis, for an additional year. No increase to the current contract rates have been requested or considered.

**NB 1. PUBLIC WORKS CONSTRUCTION PROJECT NO. 10-008, CITY PARK RECYCLED WATER CONVERSION**

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

On a motion by Council Member Smith and seconded by Council Member Mann, the City Council awarded **Public Works Construction Project No. 10-008, City Park Recycled Water Conversion**, to Tejon Constructors, Inc. of Palmdale, California, in the amount of \$426,225.00, plus a 10% contingency, for installation of recycled water conversation facilities at Lancaster City Park and authorized the City Manager, or his designee, to sign all documents, by the following vote: 4-0-0-1; AYES: Johnson, Mann, Smith, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

This contract is awarded to the lowest responsible bidder per California Public Code Section 22038 (b),

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**NB 2. PUBLIC SAFETY UPDATE**

The Public Safety Manager presented the update on this matter.

The presentation and discussion included information on the Business Improvement Program; National Night Out; the busy event season that is coming up; working with the Parks Department to develop the plan of action; there will be a huge presence of public safety at the events; update on the Youth Court; implementing a Public Safety Specialist program; arrival of the VISTA volunteers; State realignment regarding the matter of AB109; recommendations from the Criminal Justice Commission; strategies that are being developed; compliance checks; Probation Department issues regarding the release program; goal to end the CARPING issue within the next six months.

No action was necessary, update was received.

**NB 3. RECYCLING EVENT UPDATE**

The Utility Services Manager presented the update on this matter.

The presentation and discussion included information on E-Waste; Business Program to pick up waste from businesses free of charge; looking at additional collection sites; the quarterly recycling event was very successful; the Center is now being recognized; Cal Recycle visited the site and they plan to implement the program state-wide based on what the City of Lancaster is doing; Lancaster was awarded the E-Waste award and staff will be receiving the award this evening; looking at expansion of the program to include used cooking oil and a tank for anti-freeze; working toward a paint disposal process; discussed the Multi-family E-Waste Program; approval for two satellite centers; the City will continue to see a decline of illegal dumping in the desert thanks to all of these efforts.

Addressing the City Council on this matter:

Michael Rives – commended the Public Works Department on the E-Waste Program; commended the Parks Department and Sheriff’s Department for their action on some concerns that he had.

No action was necessary, update was received.

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**CR 1. REPORT ON THE ACTIVITIES OF THE BOARD OF DIRECTORS FOR DISTRICT NO. 14 OF THE COUNTY SANITATION DISTRICTS OF LOS ANGELES COUNTY – JULY 18, 2013 MEETING**

The Sanitation District approved the warrants; departmental invoices; adopted an ordinance for various fess and services and took action regarding the construction of the Lancaster Water Reclamation Plant Stage Five Plant Expansion – Phase I. Full report is available in the City Clerk Department.

Addressing the City Council regarding this matter:

Michael Rives – requested more information; status of refunds if bonds are refinanced.

Council Member Mann discussed the resolution that will change the process for people to receive a refund or reduction; looking at getting information published in the newspaper; commended Council Member Smith for his hard work and drive to get issues taken care of within the district; working with Sanitation District staff for more information.

**CR 2. UPDATE ON ELECTION POLICY COMMITTEE**

Deputy Mayor Harvey and Deputy Mayor Szeto discussed what took place at the Election Policy Committee meeting on August 6, 2013. The committee received input from citizens regarding redistricting; there is much work to be done before a plan can be put into action; another meeting will be scheduled in the near future.

**LANCASTER FINANCING AUTHORITY**

No action required at this time.

**LANCASTER HOUSING AUTHORITY**

No action required at this time.

**LANCASTER POWER AUTHORITY**

No action required at this time.

**CITY MANAGER / EXECUTIVE DIRECTOR ANNOUNCEMENTS**

The City Manager announced the Field of Drafts Beerfest that will be coming up on November 9, 2013; several partnerships have been formed to bring this together; there will be beers to sample; food; music and football.

The Parks, Recreation and Arts Director stated the City wants everyone to have a good time at this event; cars may be left at the event overnight if so desired; security will be provided and the taxi companies will be available to drive people home.

The City Manager stated that Assistant Fire Chief Gerald Cosey will be riding his bike from San Francisco to Los Angeles, beginning Saturday, August 17, 2013 to raise money toward cancer research.

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**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.

**PUBLIC BUSINESS FROM THE FLOOR - NON-AGENDIZED ITEMS**

Addressing the City Council at this time:

Michael Rives – stated his concerns regarding people who have more than two garage sales per year; wants this investigated.

David Paul – stated that he is proud to be a citizen of Lancaster; recently his faith has been shaken by a situation involving his family but through faith he believes there is still much goodness in the City.

Dan Siever – stated that Lancaster is an interesting City; discussed the Mayor of San Diego; the City of Culver City; disturbed by so many Amber Alert signs on the freeway – it is a sad situation; pleased with the improvements to the BLVD; pleased with the efforts of the Sheriff's Department.

Monica Hall – inquired about the Immigration Reform Resolution and when it would be presented to the City Council.

Vice Mayor Crist stated that this matter is scheduled to be on the agenda on August 27, 2013.

**RECESS** Vice Mayor Crist recessed the meeting at 6:07 p.m. for the purpose of conducting a Closed Session meeting regarding the following matters:

**CLOSED SESSION**

Conference with Legal Counsel – Anticipated Litigation: significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2). Three potential cases.

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

- Coalition for Open Government v. City of Lancaster, Case No. BC499047
- Quartz Hill Cares v. City of Lancaster, Case No. BS 122336
- Waterhouse v. Lancaster – Case No. CV 12-00923 SJO
- Palmdale v. Lancaster - Case No. BC443280
- Lancaster v. Housing Authority of the County of Los Angeles (HACoLA) Case No. MC023649

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- Antelope Valley Allied Arts Association et al v. Lancaster et al, Los Angeles Superior Court Case No. BC488907
- Rubin v. Lancaster - United States District Court Case No. CV 10-4046 DSF (JCx)
- 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** Vice Mayor Crist reconvened the meeting at 6:24 p.m.

**CITY ATTORNEY ANNOUNCEMENT**

The City Attorney announced that in Closed Session, the City Council gave direction to Legal Counsel in regards to: Anticipated Litigation: significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) – two potential cases; Waterhouse v. Lancaster – Case No. CV 12-00923 SJO.

**COUNCIL / AGENCY COMMENTS**

Council Member Johnson stated she was looking forward to the Antelope Valley Fair and hoped to see everyone there.

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**ADJOURNMENT**

Vice Mayor Crist adjourned the meeting at 6:25 p.m. and stated that the next regular meeting would take place on Tuesday, August 27, 2013 at 5:00 p.m.

PASSED, APPROVED and ADOPTED this \_\_\_\_\_day of \_\_\_\_\_, 2013, 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**

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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)

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