

| |
|----------|
| M 1 |
| 10/22/13 |
| MVB |

**LANCASTER
CITY COUNCIL/SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
OCTOBER 8, 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 5:02 p.m.

ROLL CALL

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

EXCUSED: On a motion by Council Member/Authority Member Mann and seconded by Council Member/Authority Member Johnson, the City Council/Authority excused Mayor/Chair 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/Chair 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; Public Works Director; Parks, Recreation and Arts Director; Finance Director; Economic Development Director, Housing Director; Human Resources Director

INVOCATION

Pastor John Meadors, Christian Life Assembly

PLEDGE OF ALLEGIANCE

Council Member/Authority Member Johnson

AGENDA ITEMS TO BE REMOVED

None

Mayor/Chair Parris arrived at the meeting at 5:13 p.m.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
OCTOBER 8, 2013

PRESENTATIONS

1. Sandy Smith, representing the Lancaster Chamber of Commerce thanked the City Manager and City staff for involving the Chamber of Commerce in a partnership to make the Streets of Lancaster a successful event.
2. Recognition of Lancaster School District employee Dan Green, Custodian at El Dorado School - While working on the job at El Dorado Elementary, Mr. Green observed a 12 year old girl being approached by a stranger who tried to lure her into his car in an alleged kidnapping attempt. He observed the young girl's reaction to the stranger, became concerned, and swiftly took action to come to her aid. Although the suspect fled, they left behind evidence which ultimately led to their capture and arrest. Mr. Green's quick thinking not only saved the young girl from harm, but ultimately led to the apprehension of the suspect.
3. Sue Dell of the Tapestry Commission presented the Bridge to Empowerment Season Proclamation for 'Not In Our Town' for Lancaster School District, Antelope Valley Union High School District, Eastside School District and Westside School District.
4. Sue Dell of the Tapestry Commission presented the International Walk to School Day Proclamation for Lancaster School District, Antelope Valley Union High School District, Eastside School District and Westside School District.
5. Mayor Parris and the City Manager presented trophies to the Streets of Lancaster Grand Prix winners.

RECESS Mayor Parris requested a brief recess at 5:24 p.m.

RECONVENE Mayor Parris reconvened the meeting at 5:27 p.m.

M 1. MINUTES

On a motion by Vice Mayor/Vice Chair Crist and seconded by Council Member/Agency/Authority Member Johnson, the City Council/Agency/Authority approved the City Council/Successor Agency/Financing/Power Authority Regular Meeting minutes of September 24, 2013, by the following vote: 4-0-1-0; AYES: Johnson, Smith, Crist, Parris; NOES: None; ABSTAIN: Mann; ABSENT: None

CONSENT CALENDAR

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

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
OCTOBER 8, 2013

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 September 8, 2013 through September 21, 2013 in the amount of \$1,996,530.79.

CC 3. ORDINANCE NO. 993

Adopted **Ordinance No. 993**, an ordinance of the City of Lancaster, California, amending the City Zoning Plan for a total of 120± acres located at the southeast corner of Avenue J and 110th Street West known as Zone Change No. 13-02.

CC 4. APPROPRIATIONS TO AND ACCEPTANCE OF INFORMAL BID NO. 1301, JOSHUA ELEMENTARY SCHOOL PEDESTRIAN IMPROVEMENTS

- A. Approved Change Orders No. 1 and 2 and increased the total amount of the contract with ANM Construction & Engineering of Lancaster, California, for **Informal Bid No. 1301, Joshua Elementary School Pedestrian Improvements**, by \$5,702.45, for a total revised contract amount of \$141,625.45, plus a 10% contingency.
- B. Accepted the work constructed by ANM Construction & Engineering for **Informal Bid No. 1301, Joshua Elementary School Pedestrian Improvements** and directed the City Clerk to file the Notice of Completion for the project. Retention on this project has been disbursed in accordance with California Public Contract Code.

CC 5. PWCP NO. 13-001

Accepted the work constructed by Chrisp Company for **Public Works Construction Project No. 13-001, Pavement Marking Program** and directed the City Clerk to file the Notice of Completion for the project. Retention on this project has been disbursed in accordance with California Public Contract Code.

NB 1. LOCKHEED MARTIN GRANT APPROPRIATION

The Senior Operations Manager presented the staff report regarding this matter.

On a motion by Council Member Mann and seconded by Council Member Johnson, the City Council approved an appropriation in the amount of \$8,000 to Account No. 106-4684-222 for the Lockheed Martin grant and increased estimated Revenue Account No. 106-3232-100 by the same amount, by the following vote: 5-0-0-0; AYES: Johnson, Mann, Smith, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
OCTOBER 8, 2013

NB 2. KAISER FOUNDATION COMMUNITY GRANT APPROPRIATION

The Management Analyst presented the staff report regarding this matter.

On a motion by Vice Mayor Crist and seconded by Council Member Johnson, the City Council approved an appropriation in the amount of \$10,000 to Account No. 106-4684-221 for the Kaiser Foundation Community grant and increased estimated Revenue Account No. 106-3233-100 by the same amount, by the following vote: 5-0-0-0; AYES: Johnson, Mann, Smith, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

NB 3. 2013-2014 LANCASTER YOUTH COMMISSION

The Parks, Recreation and Arts Director and the Recreation Coordinator presented the staff report regarding this matter.

Mayor Parris nominated and requested Council approval for the appointments to the Youth Commission.

On a motion by Vice Mayor Crist and seconded by Council Member Johnson, the City Council nominated and appointed: Creed Broadwater, Jeffrey Rosales, Alex Conrado, Tiffany Darden, Dalia Gonzalez, Kaeleen Hernandez and Brian McCormick to the 2013-2014 Lancaster Youth Commission, by the following vote: 5-0-0-0; AYES: Johnson, Mann, Smith, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

At this time the City Clerk administered the oath of office to the 2013/2014 Lancaster Youth Commission.

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.

LANCASTER SUCCESSOR AGENCY

No action required at this time.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
OCTOBER 8, 2013

CITY MANAGER / EXECUTIVE DIRECTOR ANNOUNCEMENTS

The City Manager stated that tickets were selling very fast for the Field of Drafts Event which will take place on November 9, 2013 and encouraged everyone to purchase tickets.

The City Manager presented three videos on recent events held by the City. The videos were: City of Lancaster Job Fair; Bark at the Park and football games now being held at Jethawks stadium.

The football game featured in the video was between Palmdale High and Highland High. This allowed for Palmdale High to host home games, as they do not have a home field this season.

Vice Mayor Crist stated that sometimes the community may believe that the two cities do not work together for the betterment of the community. Lancaster opened their arms to Palmdale High School to have these games take place. Parks and Recreation did a wonderful job; Palmdale High staff was great to work with. It was tremendous to look at that field and the crowd of approximately 1500 people; it was a great event and much thanks to the school district as well.

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:

Ed Galindo – stated that on behalf of his wife, thank you for the trophy for last place in the Streets of Lancaster event. She practiced quite a bit, really wanted to win and she had a lot of fun.

Vee Friss – thanked the City Council for the improvements with the restrooms at the Metrolink Station.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
OCTOBER 8, 2013

COUNCIL / AGENCY COMMENTS

Mayor Parris stated that the State Assemblyman and some County Officials have requested that the City of Lancaster meet with the City of Palmdale and try to resolve the differences between the two cities. The State Senator has not contacted Mayor Parris directly but did contact Council Member Smith and Council Member Mann of Lancaster and Council Member Hofbauer and Council Member Dispenza of Palmdale. He made it clear that the City will not appreciate anyone attempting to engage in self-aggrandizement or political nonsense for a very serious problem that Lancaster has with the City of Palmdale. He is surprised that the State Senator selected people that were not running for reelection in Palmdale and one person who was possibly running for reelection in Lancaster. This gives it a taint of political showmanship which the State Senator should recognize and Lancaster does not appreciate. Elections should be independent of that and hopefully he will see the error of his ways. This will go on for awhile and hopefully the County official will succeed in arranging a meeting between Lancaster and Palmdale so we can start moving in the right direction.

Vice Mayor Crist stated that all of the City Council is accessible to meet and willing to meet with the City of Palmdale to discuss whatever issues and problems they would like to discuss.

Council Member Mann stated that several months ago the City of Lancaster made two or three attempts to extend that olive branch. The City Manager did a lot of hard work, came up with a list that from a City standpoint, were matters the two cities could work on together. The list was submitted to the City of Palmdale and there has been no response from anyone at the City of Palmdale. The citizens of both cities are misled sometimes because they think that somehow Lancaster has created the issues and that is quite the contrary. The Senator called him and he told the Senator he would not be available and it is unfortunate, as Lancaster has attempted multiple times and Palmdale is just not willing to meet and find some kind of middle ground.

Council Member Johnson stated that she agrees and that Lancaster has tried many times to communicate with the City of Palmdale. With anyone coming from another area and trying to make this happen, the City does not feel this is what is needed to make the change. The doors of Lancaster have always been open and the City has always strived for open communication. Lancaster will continue to do so and the City is waiting for the City of Palmdale to follow through so both cities can talk.

Mayor Parris stated that Assemblyman Fox sent a letter to Mayor Ledford and to himself, requesting that the two cities figure out some way to meet and work out these difficulties. He appreciates that Assemblyman Fox followed the proper protocol by doing this and did not attempt to engage in any divisiveness, in an already divisive situation. The City of Lancaster remains ready and willing to talk about anything. The Israelis and the Palestinians at least talk and the differences of these two cities cannot be any greater than theirs.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
OCTOBER 8, 2013

RECESS Mayor Parris recessed the meeting at 6:08 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 Hills Cares v. City of Lancaster, Case No. BS 122336
- Palmdale v. Lancaster - Case No. BC443280
- Lancaster v. Housing Authority of the County of Los Angeles (HACoLA) Case No. MC023649
- 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 District
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 6:59 p.m.

CITY ATTORNEY ANNOUNCEMENT

No reportable action.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
OCTOBER 8, 2013

ADJOURNMENT

Mayor Parris adjourned the meeting at 7:01 p.m. in memory of Luis Volta, father of Council Member Johnson and stated that the next Regular Meeting will take place on Tuesday, October 22, 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

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)
