

M 1
08/26/14
MVB

**LANCASTER
CITY COUNCIL/SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
August 12, 2014**

CALL TO ORDER

Vice Mayor/Vice Chair Crist called the meeting of the City Council/Successor Agency/Financing/Power Authority to order at 5:05 p.m.

ROLL CALL

PRESENT: Council Member/Agency Director/Authority Member: Johnson, Mann, Smith, Vice Mayor/Vice Chair Crist

ABSENT: Mayor/Chair Parris

STAFF

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

INVOCATION

Pastor Darmie Sule Odu, Redeemed Christian Church

PLEDGE OF ALLEGIANCE

Boy Scouts of America - Pack 86

It was the consensus of the Council to hear Item No. CA 1 at this time.

CA 1. APPOINTMENTS/RE-APPOINTMENTS TO VARIOUS COMMISSIONS

Mayor Parris has requested the following individuals be considered for appointment to the City Commissions:

Lancaster Planning Commission: re-appoint James Vose (Chair), Diana Cook, Randy Hall, Cassandra Harvey, Fabian Terracciano, Rajprabhot (Raj) Malhi; appoint: Dr. Miguel Coronado.

Nominated by Mayor Parris and seconded by Vice Mayor Crist, the City Council approved the appointment of Miguel Coronado to the Lancaster Planning Commission by the following vote: 4-0-0-1; AYES: Johnson, Mann, Smith, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

On a motion by Council Member Mann and seconded by Council Member Smith, the City Council approved the reappointment of James Vose, Diana Cook, Randy Hall, Cassandra Harvey, Fabian Terracciano, and Rajprabhot (Raj) Malhi to the Lancaster Planning Commission by the following vote: 4-0-0-1; AYES: Johnson, Mann, Smith, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

Architectural and Design Commission: re-appoint April Bartlett (Chair), Russell Bartholet, Andrew Mercy, Timothy Wiley; appoint: Howard Harris, Angela Hearn.

On a motion by Council Member Mann and seconded by Council Member Smith, the City Council approved the reappointment of April Bartlett, Russell Bartholet, Andrew Mercy and Timothy Wiley to the Architectural and Design Commission by the following vote: 4-0-0-1; AYES: Johnson, Mann, Smith, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

On a motion by Council Member Mann and seconded by Council Member Johnson, the City Council approved the appointment of Howard Harris and Angela Hearn to the Architectural and Design Commission by the following vote: 4-0-0-1; AYES: Johnson, Mann, Smith, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

**CA 1. APPOINTMENTS/RE-APPOINTMENTS TO VARIOUS COMMISSIONS
CONTINUED...**

Criminal Justice Commission: re-appoint David Vierra (Chair), Mark Brown, Lee Smith, Christy Valaskantjis; appoint: Sheldon Carter, Jeff Little, Angela Underwood-Jacobs.

On a motion by Council Member Mann and seconded by Council Member Johnson, the City Council approved the reappointment of David Vierra, Mark Brown, Lee Smith and Christy Valaskantjis to the Criminal Justice Commission by the following vote: 4-0-0-1; AYES: Johnson, Mann, Smith, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

On a motion by Council Member Mann and seconded by Council Member Johnson, the City Council approved the appointment of Sheldon Carter, Jeff Little and Angela Underwood-Jacobs to the Criminal Justice Commission by the following vote: 4-0-0-1; AYES: Johnson, Mann, Smith, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

Lancaster Neighborhood Vitalization Commission: re-appoint Steven Derryberry (Chair), Michelle Kiefer, Dave Mashore, Lisa Moulton.

On a motion by Council Member Mann and seconded by Council Member Johnson, the City Council approved the reappointment of Steven Derryberry, Michelle Kiefer, Dave Mashore and Lisa Moulton to the Lancaster Neighborhood Vitalization Commission by the following vote: 4-0-0-1; AYES: Johnson, Mann, Smith, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

Addressing the City Council on this matter:

Michael Rives – congratulated the appointed and reappointed Commissioners and discussed having standing Committees as opposed to standing Commissions and involving ordinary people.

Maria Pasaeno – discussed her issues with Commissions.

M 1. MINUTES

On a motion by Council Member Mann and seconded by Council Member Smith, the City Council/Successor Agency/Financing/Power Authority approved the City Council/Successor Agency/Financing/Power Authority Meeting minutes of July 22, 2014, by the following vote: 4-0-0-1; AYES: Johnson, Mann, Smith, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

Mayor Parris arrived at the meeting at this time.

CONSENT CALENDAR

Addressing the City Council on the Consent Calendar

Maria Paesano – discussed responsibility for different issues facing citizens in the City.

Addressing the City Council on Item No. CC 9:

Michael Rives - discussed blight and the role of code enforcement in the City.

Addressing the City Council on Item No. CC 4:

Ed Galindo – thanked the council for the reconditioning of the Cedar Street Center and requested clarification regarding the documents being destroyed.

On a motion by Vice Mayor Crist and seconded by Council Member Smith, 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

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 6, 2014 through July 26, 2014 in the amount of \$7,003,964.68.

CC 3. REIMBURSEMENT AGREEMENT

Approved the reimbursement agreement with Eastside Union School District for construction of street improvements on 37th Street East between Avenue J-8 and the southerly boundary of the Enterprise Elementary School site.

CC 4. RESOLUTION NO. 14-54

Adopted **Resolution No. 14-54**, authorizing the destruction of certain records (City Property Damage Claims, Claims Against the City, Risk Management Agendas, Unemployment Insurance Appeals, Maintenance Log Books, Sports, Special Events, Repetitive Maintenance Reports, Registration-Recreation Programs, Special Classes-Enrichment Centers, Refunds-Recreation Programs, Recreation-City Facility Use, Recreation Log Books, Summer Day Camp, CARES Program, Accident/Incident/Damage Reports, Accounts Payable-Encumbrance Reports, Accounts Payable, Accounts Receivable, Business License Files, Violations of Municipal Codes – Business License, Banking Records, Financial Reports, Payroll, State & Federal Income Tax, Payroll-Registers, W-2, PERS Reports, Purchase Orders, Speaker Cards, Closed Session, Public Records Requests, Records Center Documentation, Appeals, Subpoenas, Roster of Voters, Affidavits of Publication, Insurance – City as Insured, Dig Alert Permits, Correspondence, Deposit Records, Graffiti, Fuel Reports, Bids-Unsuccessful, Service Requests, Grants, Vehicle Records, Work Orders, Work Logs, Enterprise Zone Vouchers).

CC 5. ACCEPTANCE OF SANITARY OFF-SITE SEWER

Approved and accepted the following developer installed sanitary off-site sewer, and accepted this off-site sewer for maintenance by the City and for public use for Tract No. 47583, Private Contract No. 05-18, located on the southeast corner of Avenue I and 90th Street West. Owner: K. Hovnanian Forecast Homes, Inc.

CC 6. RESOLUTION 14-55

Adopted **Resolution No. 14-54**, declaring its intention to accept two irrevocable offers of dedication located on 25th Street West and Avenue I, and declaring the public necessity therefor.

CC 7. MUNICIPAL CORPORATION WARRANTY DEED AND BILL OF SALE

Approved the Municipal Corporation Warranty Deed and Bill of Sale for Transfer of Water Improvements for PWCP 11-012, Downtown Alley Waterline, Fern Avenue to Ehrlich Avenue, to Los Angeles County Waterworks District No. 40 and authorized the City Manager, or his designee, to sign all documents.

CC 8. RESOLUTION NO. 14-56

Adopted **Resolution No. 14-56**, delegating authority to execute Small Business Incubator Program lease agreements to the City Manager.

CC 9. NEIGHBORHOOD STABILIZATION PROGRAM (NSP3)

Approved an agreement for acquisition of real property between the City of Lancaster and Federal National Mortgage Association for property located at 45323 6th Street East, as part of the approved Neighborhood Stabilization Program (NSP 3).

Addressing the City Council at this time:

Wally Melendez – discussed issues with bus service.

NB 1. YOU ONLY LIVE ONCE (YOLO) CAMPAIGN

A brief video was shown followed by a presentation given by Elizabeth Brubaker, Lancaster Director of Housing; Michelle Keifer, CEO for Antelope Valley Partners for Health and Tracy Davis, Owner of Davis Communications. The presentation included an overview of the wellness collaboration for the You Only Live Once (YOLO) Campaign.

Council received and filed the report on the wellness collaboration for the planned launch of You Only Live Once (YOLO) Campaign

Discussion among the City Council and staff included measuring success of the program, the projected number of people to have sign up for the challenge, the data provided by the program's website, the length of the challenge and the potential for a kids challenge. It was noted the City is the first to initiate this type of campaign.

NB 2. ORDINANCE 999

The Community Development Director presented the staff report regarding this item.

Discussion among the City Council and staff included clarification of the definition of a carnival, the associated fines and the timeline for approval of an exemption. Additionally the authority to shut down unapproved carnivals was discussed. The restrictions and fundraising opportunities for various organizations were addressed as well as the impact on nonprofit organizations. Council and staff discussed interpretation, application and staff discretion related to the Ordinance. Mayor Parris stated it may be difficult to envision the difficulties that may arise; addressing the issues as they arise may be more appropriate.

Addressing the City Council on this matter
Maria Paesano – discussed noise she hears at her home.

On a motion by Council Member Smith and seconded by Council Member Mann, the City Council introduced Ordinance 999, amending Title 9 of the Lancaster Municipal Code by adopting Chapter 9.46, and amending Sections 17.08.050, 17.10.050, 17.12.070, 17.16.060, and 17.20.340, relating to the regulation of carnivals by the following vote: 3-2-0-0; AYES: Mann, Smith, Parris; NOES: Johnson, Crist; ABSTAIN: None; ABSENT: None

NB 3. REPORT ON STATEWIDE AND COUNTY MANDATORY WATER CONSERVATION MEASURES

The Development Services Director presented the report regarding this item.

Receive and file report on Statewide and County Mandatory Water Conservation Measures

Addressing the City Council on this matter:
Jason Zink – discussed a water bond measure on the November ballot, discussed agencies watering lawns during the day, discussed rebates and potential job opportunities.

Mayor Parris discussed enforcement of the mandated watering restrictions; accountability needs to be clear.

**CA 2. RE-APPOINTMENTS TO THE CONVENTION AND VISITORS BUREAU
(DESTINATION LANCASTER)**

On a motion by Mayor Parris and seconded by Vice Mayor Crist, the City Council approved the reappointment of Council Member Mann, Vern Lawson and Randy Miranda to the Convention and Visitors Bureau (Destination Lancaster) by the following vote: 5-0-0-0; AYES: Johnson, Mann, Smith, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

Mayor Parris requested a brief recess at this time.

Vice Mayor Crist reconvened the meeting at 6:45 p.m.

CA 3. REPORT ON PROPOSED CAL WATER RATE INCREASE

Vice Mayor Crist presented the report regarding this item. The report included the history of the issue and the details of an agreement that was reached between Cal Water and the rate payers which instituted a 10% increase. Vice Mayor Crist discussed a potential lawsuit related to this issue.

The City Attorney provided information regarding the actions being taken by the PUC. If the PUC institutes the proposed more than 35% increase, the City will file a petition for modification of that order. The City Attorney stated the City is willing to pursue all remedies to support the rate payers. She discussed attempts to meet with the PUC Commissioners and no response to requests for meetings has been received. Discussion regarding utilizing local legislators and the potential of a class action lawsuit by the citizens took place.

Council requested that staff investigate all avenues to help these rate payers. It was stated the Office of Ratepayer Advocates, which is an organization created to ensure rates are fair and equitable, proposed a more than 35% increase in the water rates as opposed to the 10% increase (over 3 years) which had been agreed upon by the rate payers and Cal Water. Council and staff cannot understand how this organization, which was established to fight for rate payers, is requesting a much higher water rate for these citizens.

**CA 4. TASK FORCE TO ADDRESS INEQUITIES IN THE DISTRIBUTION OF
REGIONAL FUNDING FOR HOMELESSNESS AND OTHER RELATED
SOCIAL SERVICES IN THE ANTELOPE VALLEY**

This item not discussed

Addressing the City Council on this matter:

Michael Rives – stated homelessness is a regional issue not a city issue; discussed requesting assistance related to homeless issues from the AV Healthcare District; Mr. Rives acknowledged he is a candidate on the November ballot for the AV Healthcare District Board

CR 1. COUNCIL REPORTS

Vice Mayor Crist invited members of Antelope Valley Transit Authority to discuss issues related to the AVTA.

Julie Austin discussed the recent test with BYD buses as they drove from Rosamond to Palmdale; tests show the buses have the ability to drive more than 200 miles while being fully loaded with passengers.

Ryan Larson discussed a recent personnel issue with an AVST subcontracted driver as it relates to a complaint received by a Lancaster citizen.

The City Council thanked the AVTA members for attending the meeting.

LANCASTER FINANCING 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.

CITY MANAGER / EXECUTIVE DIRECTOR ANNOUNCEMENTS

The City Manager discussed attending the fair as a way to reconnect with the community, discussed the grand opening of the Cedar Center for the Arts and thanked staff for their hard work on this project. Mr. Bozigian stated future repaving in the City will be done with a product the City will be producing and discussed the upcoming local job fair.

CITY CLERK / AGENCY / AUTHORITY SECRETARY ANNOUNCEMENT

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

PUBLIC BUSINESS FROM THE FLOOR - NON-AGENDIZED ITEMS

Addressing the City Council at this time:

Jason Zink – discussed areas in the city that don't have bike lines or a bus bench, discussed marketing Lancaster Boulevard to other communities, discussed the landscape around the new LA County hospital, manufacturing LED lights locally and discussed disenfranchisement existing in the city.

Kurt Boyer – discussed his career and stated he is on the Board of Directors for a local nonprofit medical board which works with several charitable organizations in the city and stated the organization would like to connect with the city.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY MINUTES
August 12, 2014

PUBLIC BUSINESS FROM THE FLOOR - NON-AGENDIZED ITEMS CONTINUED...

Judy Hist – as the local Library Manager, Ms. Hist stated the library will soon be open one additional day each week and provided the new hours for the library.

Denise Latanzi – thanked the Council and city staff for their assistance with a recent backpack distribution that was held and discussed next year’s plan to hold a similar event.

David Paul – stated he loves the City and discussed the passing of Robin Williams, discussed the water situation, situations in Ukraine, Gaza, and Africa and discussed a Navy Seal team who recently watched a City Council meeting.

COUNCIL / AGENCY COMMENTS

CLOSED SESSION

None

ADJOURNMENT

Vice Mayor Crist adjourned the meeting at 7:28 p.m. and stated the next meeting would take place on Tuesday, August 26, 2014 at 5:00 p.m.

The meeting was adjourned in memory of Arthur ‘Art’ Ekizian. Mr. Ekizian served on the committee to incorporate Lancaster and taught mathematics at Antelope Valley High School and Antelope Valley College. Mr. Ekizian and his wife Marilyn also owned The Westerner, a local retail store specializing in western wear, for nearly 30 years.

PASSED, APPROVED and ADOPTED this _____day of _____, 2014, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

BRITT AVRIT, CMC
CITY CLERK
AGENCY/AUTHORITY
SECRETARY

R. REX PARRIS
MAYOR/CHAIRMAN

CERTIFICATION OF MINUTES

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY MINUTES
August 12, 2014

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)
