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MVB

**LANCASTER
CITY COUNCIL/SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
January 13, 2015**

CALL TO ORDER

Vice Mayor Crist called the meeting of the City Council/Successor Agency/Financing/Power Authority to order at 5:02 p.m.

ROLL CALL

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

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

EXCUSED: 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; Public Works Manager; Parks, Recreation and Arts Director; Finance Director, Economic Development Director, Housing Director; Human Resources Director

INVOCATION

Spiritual Assembly of the Baha'is of Lancaster

PLEDGE OF ALLEGIANCE

Council Member Johnson

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M 1. MINUTES

On a motion by Council Member Smith and seconded by Council Member Mann, the City Council/Successor Agency/Financing/Power Authority approved the City Council/Successor Agency/Financing/Power Authority Meeting minutes of December 9, 2014, by the following vote: 4-0-0-1; AYES: Johnson, Mann, Smith, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

CONSENT CALENDAR

On a motion by Council Member Smith and seconded by Council Member Johnson, 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

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 November 16, 2014 through December 27, 2014 in the amount of \$12,736,208.08.

CC 3. INVESTMENT REPORT

Accepted and approved the November 2014, Monthly Report of Investments as submitted.

CC 4. NEIGHBORHOOD STABILIZATION PROGRAM (NSP 1)

Approved agreement for acquisition of real property between the City of Lancaster and the Secretary of Housing and Urban Development for property located at 531 East Lingard Street, as part of the approved Neighborhood Stabilization Program (NSP 1).

CC 5. NEIGHBORHOOD STABILIZATION PROGRAM (NSP 3)

Approved agreement for acquisition of real property between the City of Lancaster and Federal National Mortgage Association for property located at 45535 Lostwood Avenue, as part of the approved Neighborhood Stabilization Program (NSP 3).

CC 6. NEIGHBORHOOD STABILIZATION PROGRAM (NSP 1)

Approved agreement for acquisition of real property between the City of Lancaster and Federal Home Loan Mortgage Corporation for property located at 43702 Foxton Avenue, as part of the approved Neighborhood Stabilization Program (NSP 1).

CC 7. TRANSFER OF FUNDS

Approved the transfer of \$7,700 to the Lancaster Community Services Foundation and increase appropriations in Account No. 106-4100-301 by \$7,700 and approved the expenditure of the same amount to the Point of Light Foundation to upgrade the One LINC Volunteer management website.

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CC 8. AWARD OF BID

Awarded Housing and Neighborhood Revitalization Construction Project No. 599-15, Tierra Bonita Park Improvements Project, to R.E. Schultz Construction, of Silverado, California, in the amount of \$189,868.00, for the rehabilitation of the park with new stationary playground and exercise equipment and authorized the City Manager, or his designee, to sign all documents.

CC 9. GRANT FUNDING APPROPRIATION

Approved grant funding appropriation for Emergency Watershed Project Funding to Expense Account No. 399-4200-771 and Revenue Account No. 399-3304-200.

PH 1. 2014 CAPITAL IMPROVEMENT PLAN OF THE CONSOLIDATED FIRE PROTECTION DISTRICT

Vice Mayor Crist opened the Public Hearing.

The Planning Director presented the staff report on this item.

Hearing no further testimony Vice Mayor Crist closed the Public Hearing.

On a motion by Council Member Johnson and seconded by Council Member Mann, the City Council adopted **Resolution No. 15-01**, adopting the November 2014 Capital Improvement Plan of the Consolidated Fire Protection District and the Annual Adjustment of Developer Fees, by the following vote: 4-0-0-1; AYES: Johnson, Mann, Smith, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

NB 1. POLICY FOR INVESTMENT OF PUBLIC FUNDS

The Finance Director presented the staff report on this item.

On a motion by Council Member Johnson and seconded by Council Member Mann, the City Council adopted **Resolution No. 15-02**, rescinding Resolution No. 13-47 in its entirety, and establishing a policy for the investment of public funds for the City of Lancaster, by the following vote: 4-0-0-1; AYES: Johnson, Mann, Smith, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

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**NB 2. FORM OF POWER PURCHASE AGREEMENTS TO SUPPORT SERVICE
COMMENCEMENT FOR LANCASTER CHOICE ENERGY**

The City Manager introduced the Deputy City Manager and the Finance Director and acknowledged the work they have put into this project and commended them for the outstanding work done regarding Lancaster Choice Energy.

The Deputy City Manager and the Finance Director presented the staff report on this item.

Council Member Johnson stated she is excited about this program which is a great opportunity to showcase the City's willingness to think outside the box.

Council Member Mann discussed the benefits the citizens will receive as they choose to become a part of Lancaster Choice Energy and discussed the savings customers will receive.

Vice Mayor Crist requested clarification regarding the impact Lancaster Choice Energy will have on the local economy and the timeline for the process as it relates to customers choosing to opt out from the program.

Discussion among the City Council and staff included the possible use of Community Choice Aggregation for water and the process involved. Discussion took place regarding the option for citizens to opt in to the program prior to October if they desire.

On a motion by Council Member Mann and seconded by Council Member Smith, the City Council approved the Master Agreement, Confirmations (for requisite energy products and services, including electric energy, renewable energy, resource adequacy capacity, and scheduling coordinator services) in substantially the form attached hereto to support commencement of Community Choice Aggregation (CCA) electric service to the customers of Lancaster Choice Energy (LCE). Authorized the City Manager or his designee to execute the aforementioned agreements and confirmations following the receipt of binding price quotes from energy product and service providers, subject to the conditions set forth below, by the following vote: 4-0-0-1; AYES: Johnson, Mann, Smith, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

**CA 1. APPOINTMENT TO THE ANTELOPE VALLEY MOSQUITO AND VECTOR
CONTROL DISTRICT BOARD**

On a motion by Vice Mayor Crist and seconded by Council Member Smith, the City Council approved the nomination and appointment of Elvie Ancheta, for a two-year term, to the Antelope Valley Mosquito & Vector Control District Board, by the following vote: 4-0-0-1; AYES: Johnson, Mann, Smith, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

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CR 1. COUNCIL REPORTS

Council Member Mann discussed preparation for the upcoming budget process for the Sanitation District.

Council Member Johnson discussed the Antelope Valley Transit Authority's continued focus of purchasing electric buses.

The City Attorney discussed a letter provided to the Antelope Valley Transit Authority by the City Attorney from the City of Palmdale regarding a possible Brown Act violation at a recent Board meeting. The City Attorney verified the actions taken by the Board at the meeting in question were not in violation of the Brown Act.

LANCASTER HOUSING AUTHORITY

No action required at this time.

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 ANNOUNCEMENT

The City Manager discussed the number of good people he works with on staff and the City Council; discussed the City Council's work with the Sanitation District and the work Council does as they sit on the Boards of different agencies. Mr. Bozigian discussed two upcoming events taking place in Lancaster which are the Los Angeles County Air Show which takes place on March 21st and 22nd and the Martin Luther King Day of Service and Justice Sunday taking place January 17th and 18th.

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 item.

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PUBLIC BUSINESS FROM THE FLOOR - NON-AGENDIZED ITEMS

Addressing the City Council at this time:

Fran Sereseres – discussed having solar panels installed on her roof and stated changes regarding the Senior Center are coming; discussed providing a skateboard park and other activities for the kids in the community.

Wally Melendez – discussed riders of public buses and the condition of the buses; requested the City consider passing an Ordinance relating to ‘soiling’ city buses; stated it is very difficult to read the ticket machine at the Metrolink Station.

Terry Fairfield – stated she is the manager of Lancaster Estates Mobile Home Park and discussed vehicles speeding and running stop signs in the park; requested the City consider passing an ordinance allowing tickets to be issued by Los Angeles County Deputies.

Discussion took place regarding the feasibility of putting such an ordinance in place; the mobile home park is private property and has not been speed surveyed which indicates it is not subject to vehicle code enforcement; staff will look into the matter.

Kimberly Clarkson – resides in Lancaster Estates Mobile Home Park and stated these residents pay taxes and suggested city staff visit other mobile home parks to fix these issues that are also present at many mobile home parks in the City.

Wayne Wilson - resides in Lancaster Estates and fears a child will get hurt if the issue isn't resolved.

Vee Friss – discussed the bus service and stated the bus company is not maintaining the ramps; rusty and torn rubber, stated she was injured as a result of the non-maintenance of the buses; discussed the cost to seniors to use the bus.

Vice Mayor Crist discussed rate structure options being discussed by AVTA, and stated the City of Lancaster is against charging seniors to ride the bus.

Darlene Peterson – stated she supports the residents of the Lancaster Estate Mobile Home Park and thanked the City for their work in keeping the Metrolink Station open.

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COUNCIL / AGENCY COMMENTS

None

RECESS

Vice Mayor Crist recessed the meeting at 6:06 p.m. for the purpose of conducting a Closed Session meeting regarding the following matters:

CLOSED SESSION

1. Conference with Legal Counsel – Anticipated Litigation: significant exposure to litigation pursuant to Government Code Section 54956.9(d) (2) - three potential cases.
2. Conference with Legal Counsel – Anticipated Litigation: consideration of initiation of litigation pursuant to Government Code Section 54956.9(d) (4) - four potential cases.
3. Conference with Legal Counsel--Existing Litigation - Government Code Section 54956.9(d) (1)
4. Coalition for Open Government v. City of Lancaster, Case No. BC499047
5. Quartz Hill Cares v. City of Lancaster, Case No. BS 122336
6. Lancaster v. Housing Authority of the County of Los Angeles (HACoLA) Case No. MC023649
7. Save Our Neighborhood Group v. City of Lancaster, et al. Los Angeles Superior Court Case No. BS 121501.
8. 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

Vice Mayor Crist reconvened the meeting at 6:24 p.m.

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CITY ATTORNEY ANNOUNCEMENT

The City Attorney announced the City Council met in Closed Session and discussed item numbers one, two and eight and gave direction to counsel with no reportable action.

ADJOURNMENT

Council Member Johnson stated the City Council meeting will be adjourned in memory of Allen Lee Andrews. He worked for Lockheed before finding his love for teaching at Antelope Valley College. He is also an ordained minister at the Antelope Valley Christian Center where he taught the word of God and served the people of his church and community. He served on the board for Grace Resources Center as another way to support his community. He was loved by his family, friends and colleagues and will be missed by all who knew him.

Council Member Johnson stated the City Council meeting will also be adjourned in memory of Susan Jeanette Grantham. She was a heavily involved member in our community and an active real estate agent/broker helping many families along the way. She was a devoted mother and grandmother. She will be missed by family and friends.

Council Member Johnson adjourned the meeting at 6:26 p.m. and stated the next meeting would take place on Tuesday, January 27, 2015 at 5:00 p.m.

PASSED, APPROVED and ADOPTED this _____day of _____, 2015, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

BRITT AVRIT, CMC
CITY CLERK
AGENCY/AUTHORITY SECRETARY

R. REX PARRIS
MAYOR/CHAIRMAN

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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)
