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**LANCASTER
CITY COUNCIL/SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
July 14, 2015**

CALL TO ORDER

Mayor/Chair Parris called the meeting of the City Council/Successor Agency/Financing/Power Authority to order at 5:04 p.m.

ROLL CALL

PRESENT: Council Members/Agency Directors/Authority Members: Mann, Underwood-Jacobs, Vice Mayor/Vice Chair Crist, Mayor/Chair Parris

ABSENT: Council Member/Agency Director/Authority Member Smith

STAFF

MEMBERS: City Manager/Executive Director; Deputy City Manager/Deputy Executive Director; City Attorney/Agency/Authority Counsel; City Clerk/Agency/Authority Secretary; Planning Director; Public Works Manager; Parks, Recreation and Arts Director; Finance Director; Economic Development Director; Housing Director, Deputy City Clerk

INVOCATION

Rev. Angus Bower, St. Columba's Anglican Church

PLEDGE OF ALLEGIANCE

Lancaster Neighborhood Vitalization Chairman Steven Derryberry

PRESENTATION

1. Presentation to Paraclete's Softball Team in recognition of their CIF Southern Section - Division 6 Championship
Presenters: Mayor Parris and City Manager, Mark Bozigian

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M 1. MINUTES

On a motion by Vice Mayor Crist 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 June 23, 2015, by the following vote: 4-0-0-1; AYES: Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: Smith

CONSENT CALENDAR

Item No.'s CC 2 and CC 4 were removed for separate discussion.

On a motion by Vice Mayor Crist and seconded by Council Member Underwood-Jacobs, the City Council approved the Consent Calendar with the exception of Item No.'s CC 2 and CC 4 by the following vote: 4-0-0-1; AYES: Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: Smith

Addressing the City Council on Item Nos. CC 2 and CC 4:

Michael Rives – concerned with funds spent on landscaping; concerned with Ordinance 1004 and possibly exposing employees to danger, wants to ensure Sheriff Deputies will be handling unruly gatherings, concerned with misdemeanors and possible constitutional rights lawsuits.

On a motion by Vice Mayor Crist and seconded by Council Member Mann, the City Council approved Item No.'s CC 2 and CC 4, by the following vote: 4-0-0-1; AYES: Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: Smith

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 June 7, 2015 through June 27, 2015 in the amount of \$3,758,731.47.

CC 3. TRANSFER OF FUNDS

Approved the transfer of funds for checks issued by the City for individual items less than fifteen dollars (\$15) which have remained unclaimed for the period of one year.

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CC 4. ORDINANCE 1004

Adopted **Ordinance No. 1004**, amending Title 9 of the Lancaster Municipal Code by adding Chapter 9.22 (Nuisance Gatherings and Social Host Accountability), relating to the imposition of administrative penalties against responsible persons who conduct, host or allow unruly gatherings that create disturbances of the peace and other nuisance activities, including but not limited to gatherings where alcoholic beverages are consumed by underage persons.

CC 5. DESTRUCTION OF CERTAIN RECORDS

Adopted **Resolution No. 15-38**, authorizing the destruction of certain records (City Property Damage Claims, Recruitment Files, Claims Against the City, Risk Management Agendas, Worker's Compensation, Unemployment Insurance, Personnel Files, Service Requests, Sports, Special Programs, 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, Pesticide Usage Reports, Community Development Block Grant Program, Accident/Incident/Damage Reports, Accounts Payable, Accounts Receivable, Business License Files, Banking Records, Financial Reports, Payroll, Payroll Employee Files, Payroll-Registers, Purchase Orders, Absentee Voting, Ballots, Inspector Receipts, Precinct Board Records, Precinct Election Records, Speaker Cards, Closed Session, Appeals, Public Records Requests, Records Center Documentation, Subpoenas, Insurance – City as Additional Insured, Roster of Voters, Affidavits of Publication, Insurance - City as Insured, Correspondence, Telephone Accounts, Community Service Grant, Enterprise Zone Vouchers, Plans and Plan Checks).

CC 6. TAX SHARING RESOLUTION

Adopted the Tax Sharing Resolution for proposed Annexation No. 14-418 into Los Angeles County Sanitation District No. 14.

CC 7. ACCEPTANCE OF IMPROVEMENTS (WATER)

Approved the completed water system installed by the developer for Tract No. 061206 Phase 1, lots 1-14, 114, 118, 119 and 123-169; located on the southeast corner of 35th Street East and Avenue J; Owner: KB Home Coastal Inc.

CC 8. PUBLIC WORKS CONSTRUCTION PROJECT (PWCP) 14-014

Approved a professional services agreement with David Evans and Associates, Inc., dba: Hall & Foreman, a division of David Evans and Associates, Inc., of Victorville, California, in the amount of \$125,541.00, for Design Services for Public Works Construction Project No. (PWCP) 14-014, 5th Street East Corridor Improvements ATPL-5419(046) and authorized the City Manager, or his designee, to sign all documents. The consultant selection process was made in accordance with Government Codes 4526 and 53060.

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CC 9. PUBLIC WORKS CONSTRUCTION PROJECT (PWCP) 14-012

Awarded **Public Works Construction Project No. 14-012, Division Street Recycled Water Main Modification and Valve Replacement**, to High Desert Contractors, Inc. of Lancaster, California, in the amount of \$177,180.00, plus a 20% contingency, for recycled water valve replacements along the Division Street recycled water main and authorized the City Manager, or his designee, to sign all documents. This contract is awarded to the lowest responsible bidder per California Public Contract Code Section 22038 (b).

CC 10. RESOLUTION 15-39

Adopted **Resolution No. 15-39**, authorizing the renewal of the City's Insurance for the Property and Public Entity Liability Programs, and Membership in the County Supervisors Association of California Excess Insurance Authority Workers Compensation Program (CSAC) for a one-year term beginning July 1, 2015.

PH 1. CONGESTION MANAGEMENT PROGRAM (CMP)

Mayor Parris opened the Public Hearing.

It was the consensus of the City Council to waive the staff report for this item.

Mayor Parris closed the Public Hearing.

On a motion by Vice Mayor Crist and seconded by Council Member Underwood-Jacobs, the City Council adopted **Resolution No. 15-40**, a resolution of the City Council of the City of Lancaster, California, finding the City to be in conformance with the Congestion Management Program (CMP) and adopting the 2015 CMP Local Development Report, in accordance with California Government Code Section 65089, by the following vote: 4-0-0-1; AYES: Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: Smith

NB 1. PARTNERSHIP WITH THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE TO HOST AMERICORP VOLUNTEERS IN SERVICE TO AMERICA (VISTA) MEMBERS

The City Manager and the Lancaster Neighborhood Vitalization Commission Chairman presented the staff report regarding this matter. The AmeriCorp VISTA's presented an End of the Year Progress Report for the projects worked on over the past year.

The Mayor stated he will give the VISTA's each a \$1,000 scholarship.

On a motion by Vice Mayor Crist and seconded by Council Member Mann, the City Council approved the Memorandum of Agreement between the Corporation for National and Community Service (CNCS) and the City of Lancaster, by the following vote: 4-0-0-1; AYES: Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: Smith

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NB 2. ANTELOPE VALLEY TRANSIT AUTHORITY FARE SUBSIDY

The Finance Director presented the staff report regarding this matter.

Discussion among the City Council included the background leading up to this decision, and discussion of advertising “seniors ride free courtesy of the City of Lancaster” on buses; Lancaster has always supported senior citizens. Additionally, discussion took place regarding churches use of buses on Sundays and discussion of a possible bus route from Palmdale directly to the main Antelope Valley College campus.

Addressing the City Council on this matter:

Michael Rives – discussed a discount provided to commuters by the AVTA.

On a motion by Council Member Mann and seconded by Vice Mayor Crist, the City Council appropriated \$50,000 in Lancaster Proposition A funds to Account No. 207-4330-301 to the Antelope Valley Transit Authority (AVTA) as matching funds for an Antelope Valley Air Quality Management District (AVAQMD) AB 2766 grant to be awarded to AVTA contingent upon AVTA’s receipt of matching funds from the AVTA member agencies and/or Antelope Valley College, for AVTA to provide free fare subsidies for Lancaster senior riders, by the following vote: 4-0-0-1; AYES: Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: Smith

On a motion by Council Member Mann and seconded by Vice Mayor Crist, the City Council appropriated \$50,000 in Lancaster Proposition A funds to Account No. 207-4330-301 on behalf of the City of Palmdale to the Antelope Valley Transit Authority (AVTA) as matching funds for an Antelope Valley Air Quality Management District (AVAQMD) AB 2766 grant to be awarded to AVTA contingent upon AVTA’s receipt of matching funds from the AVTA member agencies and/or Antelope Valley College, for AVTA to provide free fare subsidies for Palmdale senior riders, by the following vote: 4-0-0-1; AYES: Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: Smith

NB 3. HIGH SPEED RAIL UPDATE

The Planning Director presented the update regarding this matter.

Discussion among the City Council and staff included discussion of the proposed alignment of the project; high speed rail will be at street level requiring overpasses to be built; plans received two years ago show alignment on the west side of the rail road tracks which will significantly impact the businesses along Sierra Highway. Discussion took place regarding the impact of overpasses on businesses and the impact on the revitalization of Lancaster’s Downtown area. Additionally, the views of the area’s legislative representatives, the actions the City can take regarding opposing the project and the frequency of trains coming through the area were discussed.

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NB 3. HIGH SPEED RAIL UPDATE CONTINUED...

The City Council requested staff bring this item back at a future meeting to take action opposing the project.

Received and filed update regarding proposed High Speed Rail Project

NB 4. CALIFORNIA COMMUNITY FOUNDATION GRANT AWARD

The Parks, Recreation and Arts Director presented the information regarding this matter.

Received information regarding \$80,000 California Community Foundation Grant awarded to the Lancaster Museum & Public Art Foundation (LMPAF).

CR 1. REPORT ON THE ACTIVITIES OF THE BOARD OF DIRECTORS FOR DISTRICT NO. 14 OF THE COUNTY SANITATION DISTRICTS OF LOS ANGELES COUNTY

Council Member Mann stated the District is moving forward with a tax reduction in the fall.

Addressing the City Council on this matter:

Michael Rives – discussed Sanitation District No. 14's budget.

CR 2. REPORT ON THE ACTIVITIES OF THE BOARD OF DIRECTORS FOR THE ANTELOPE VALLEY TRANSIT AUTHORITY

Vice Mayor Crist invited the incoming AVTA Executive Director, Len Engel to speak. Mr. Engel discussed several grants awarded to the AVTA and discussed the number and types of buses that will be provided as a result of the grants. Additionally, Mr. Engel provided information regarding grant funding received to improve the infrastructure at the local facility for handling the new electric buses. The maintenance of diesel buses vs. electric buses, the number of riders the new buses can hold and MTA grants were also discussed. Mr. Engel stated AVTA will be a Lancaster Choice Energy customer.

Vice Mayor Crist discussed a meeting with the North County Transportation Coalition (NCTC) at which a possible tax increase from LA County was discussed. Additional discussion took place regarding the City of Lancaster becoming more vocal with the Los Angeles Board of Supervisors and using buses to take citizens to the Board meetings.

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CR 3. COUNCIL REPORTS

Criminal Justice Commissioner Sheldon Carter discussed possible new courtrooms coming to the AV courthouse in the next couple of years, discussed a new program for reporting shoplifting - the initial businesses involved in the program will be near the eastside Walmart. Additionally Mr. Carter stated Vice Mayor Crist has invited representatives from Senator Runner and Assemblyman Lackey's offices to participate at Criminal Justice Commission meetings.

Planning Commission Chairman Vose discussed projects coming before the Commission at its meeting being held on July 20, 2015.

Mayor Parris requested that staff look at providing more youth oriented activities near The BLVD on the weekends.

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 recent award of grant funds to be used for infrastructure for the Medical Main Street project.

Mayor Parris requested a brief recess at this time.

Mayor Parris reconvened the meeting at 6:58 p.m.

Three videos were shown showcasing recent softball tournaments held in the City, 4th of July activities and the Thunder on the Lot event.

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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/Authority regarding non-agendized item.

PUBLIC BUSINESS FROM THE FLOOR - NON-AGENDIZED ITEMS

Addressing the City Council at this time:

Kathleen Melton – discussed her recent interaction with BASTA, and discussed the negative impact this organization has on good landlords in the City.

Fran Sereseres – discussed Parks & Recreation month, thanked the Mayor for attending the services for Ms. Annie Bell, discussed cost of bringing gas to the community and the high speed rail project.

Mauricio Perez – discussed consumption of electricity and requested guidance for an invention he has regarding this issue.

Wally Melendez – discussed trash in the City

Shannon McDonald – discussed artificial turf vs. grass.

David Paul – thanked the Council for all they do; discussed shows on television and issues with the Justice Department.

COUNCIL / AGENCY COMMENTS

RECESS

Mayor Parris recessed the meeting at 7:32 p.m. for the purpose of conducting a Closed Session meeting regarding the following matters:

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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. Tapola v. City of Lancaster, LASC Case No. MC 024672
9. City of Lancaster v. Van Dam, LASC Case No. MC 024810
10. Randy Poitevint v. City of Lancaster, LASC Case No. BC 531964
11. SCE General Rate Case – Phase 2 (A.14-06-014)
12. SCE 2015 Energy Resource Recovery Account (ERRA) Forecast Proceeding (A.14-06-011)

13. 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

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RECONVENE

Mayor Parris reconvened the meeting at 7:45 p.m.

CITY ATTORNEY ANNOUNCEMENT

The City Attorney announced the City Council met in Closed Session and discussed item number one - one potential case and gave direction to Counsel; no reportable action.

ADJOURNMENT

Mayor Parris stated the City Council meeting is being adjourned in memory of Annie Margaret Bell; Ms. Bell was very active at the Antelope Valley Senior Center and was recently honored by Los Angeles County for Older Americans Recognition Day. Annie was a long time Antelope Valley resident who leaves behind a legacy of service to the entire community. She will be missed by family and friends.

Mayor Parris adjourned the meeting at 7:46 p.m. and stated the next meeting would take place on Tuesday, July 28, 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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STATE OF CALIFORNIA }
COUNTY OF LOS ANGELES }ss
CITY OF LANCASTER }

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)
