

M 1
01/26/16
MVB

**LANCASTER
CITY COUNCIL/SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
January 12, 2016**

CALL TO ORDER

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

ROLL CALL

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

EXCUSED: Mayor/Chair Parris

On a motion by Council Member Mann and seconded by Council Member Malhi, the City Council/Successor Agency/Financing/Power Authority excused Mayor/Chair Parris from the meeting, by the following vote: 4-0-0-1; AYES: Malhi, Mann, Underwood-Jacobs, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

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; Public Safety Director, Finance Director; Economic Development Director; Housing Director; Deputy City Clerk

INVOCATION

Pastor John Meadors, Christian Life Assembly

PLEDGE OF ALLEGIANCE

Council Member Underwood-Jacobs

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES

January 12, 2016

PRESENTATIONS

1. Introduction of Antelope Valley Hospital Chief Executive Officer John Rossfeld
Presenter: Council Member Malhi
2. Homeowner's Exemption Awareness Month
Presenter: Deputy City Manager Jason Caudle

**SA NB 1. RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE PERIOD
OF JULY 1, 2016 TO DECEMBER 31, 2016**

The Assistant Finance Director presented the staff report on this item.

On a motion by Agency Director Mann and seconded by Agency Director Underwood-Jacobs, the Successor Agency adopted **Resolution No. SA 01-16**, approving the Recognized Obligation Payment Schedule for the period July 1, 2016 to June 30, 2017 and directed staff to bring before the Lancaster Successor Agency Oversight Board for approval, by the following vote: 4-0-0-1; AYES: Malhi, Mann, Underwood-Jacobs, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

**SA NB 2. SUCCESSOR AGENCY BUDGET FOR THE PERIOD OF JULY 1, 2016 TO
DECEMBER 31, 2016**

The Assistant Finance Director presented the staff report on this item.

On a motion by Agency Director Underwood-Jacobs and seconded by Agency Director Malhi, the Successor Agency adopted **Resolution No. SA 02-16**, approving the Successor Agency Administrative Budgets for the periods of July 1, 2016 to December 31, 2016 and January 1, 2017 to June 30, 2017, as detailed in Attachment A & B, by the following vote: 4-0-0-1; AYES: Malhi, Mann, Underwood-Jacobs, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

M 1. MINUTES

On a motion by Council Member Mann and seconded by Council Member Underwood-Jacobs, the City Council/Successor Agency/Financing/Power Authority approved the City Council/Successor Agency/Financing/Power Authority Meeting Minutes of December 8, 2015, by the following vote: 4-0-0-1; AYES: Malhi, Mann, Underwood-Jacobs, Crist; NOES: None; ABSTAIN: None; ABSENT: Parris

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY

MINUTES

January 12, 2016

CONSENT CALENDAR

Addressing the City Council on Item No. CC 11

Fran Sereseres – discussed her observations of the property involved with this item.

Addressing the City Council on Item No.'s CC 2, 10, 12 & 13

Michael Rives – discussed a payment on the check register, colored bike lanes, the contract regarding item no. CC 13, and creating an off ramp that leads to AV Hospital.

The Mayor arrived at the meeting at this time.

On a motion by Council Member Mann and seconded by Council Member Underwood-Jacobs, the City Council approved the Consent Calendar, by the following vote: 5-0-0-0; AYES: Malhi, Mann, Underwood-Jacobs, 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 November 22, 2015 – December 19, 2015 in the amount of \$4,957,746.81.

CC 3. INVESTMENT REPORT

Accepted and approved the November 2015, Monthly Report of Investments as submitted.

CC 4. RESOLUTION NO. 16-01, TERMINATION OF A LOCAL EMERGENCY

Adopted **Resolution No. 16-01**, a resolution of the City Council of the City of Lancaster, California, proclaiming the termination of a local emergency in the City of Lancaster, California, and confirming the powers and duties of the Director of Emergency Services during the local emergency.

CC 5. ACCEPTANCE OF IMPROVEMENTS (STREETS)

Approved and accepted for maintenance the developer constructed streets for Tract No. 061078 Phase 2, lots 13-22 and 25-49, located on the northwest corner of Avenue K-8 and 15th Street East; Owned by: KB Home Greater Los Angeles, Inc.

CC 6. ACCEPTANCE OF IMPROVEMENTS (STREETS)

Approved and accepted for maintenance the developer constructed streets for Tract No. 061278, located on the northeast corner of Avenue K-8 and Challenger Way; Owned by: KB Home Greater Los Angeles, Inc.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY

MINUTES

January 12, 2016

CC 7. ACCEPTANCE OF IMPROVEMENTS (WATER)

Approved the completed water systems installed by the developers for Tract No. 061078 Phase 2 lots 13-22 and 25-49, located on the northwest corner of Avenue K-8 and 15th Street East and Tract No. 061278, located on the northeast corner of Avenue K-8 and Challenger Way; Owned by: KB Home Greater Los Angeles, Inc.

CC 8. ACCEPTANCE OF IMPROVEMENTS

Approved the map; accepted the dedications of easements for Avenue H and 80th Street West as offered on the map; rejected the offers of dedication easements for private and future streets; made findings that this project will not violate any of the provisions of Sections 66473.5, 66474.1, and 66474.6 of the Subdivision Map Act, and instructed the City Clerk to endorse on the face of the map the certificate which embodies the approval of said map and the dedications shown thereon.

CC 9. PUBLIC WORKS CONSTRUCTION PROJECT NO. 09-027, 25TH STREET EAST ALIGNMENT AND AVENUE J AND LANCASTER BOULEVARD

Accepted the work constructed by ANM Construction and Engineering for **Public Works Construction Project No. 09-027, 25th Street East Alignment, at Avenue J and Lancaster Boulevard**, SLPPCL13-5419(039), 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 10. AWARD OF BID FOR PWCP 13-014, AVENUE H REHABILITATION

Awarded **Public Works Construction Project No. 13-014, Avenue H Rehabilitation**, STPL-5419(044) to C. A. Rasmussen, Inc. of Valencia, California, in the amount of \$1,138,070.00, plus a 20% contingency, for pavement rehabilitation, curb ramp modifications, re-striping, and colored bike lanes on Avenue H, between 20th Street West and Sierra Highway; 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).

Appropriated \$450,000.00 from Proposition C Fund Balance Account to Capital Improvements Budget Account No. 209-12ST031-924.

CC 11. ACCEPTANCE OF WORK FOR PUBLIC WORKS CONTRACTION PROJECT 12-010, DOWNTOWN LANCASTER GATEWAY

Accepted the work constructed by C. A. Rasmussen, Inc. of Valencia, California, for **Public Works Construction Project No. 12-010, Downtown Lancaster Gateway (Re-Bid), 10th Street West and Lancaster Boulevard**, FTIP ID LAF3830 (LA11G4T), RPSTPLE-5419(036) 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.

MINUTES

January 12, 2016

CC 12. PROFESSIONAL SERVICES AGREEMENT WITH STANTEC CONSULTING

Approved an increase in the contract amount for CDP No. 14-06, Avenue I and 10th Street West Road Diet, Professional Consultant Services, with Stantec Consulting Services, Inc. of Lancaster, California, by \$130,267.50 and authorized the City Manager, or his designee, to sign all documents.

CC 13. PROFESSIONAL SERVICES AGREEMENT WITH TRC SOLUTIONS

Approved a professional services agreement with TRC Solutions, Inc. of Irvine, California in the amount of \$1,111,779.08, with a 5% contingency, to develop the Project Approval and Environmental Document for Public Works Construction Project No. 13-018, SR-138(SR-14) and Avenue K Interchange; 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.

NB 1. USED MATTRESS RECYCLING PROGRAM

The Planning Director presented the staff report on this item.

Addressing the City Council on this item

Fran Sereseres – discussed the City’s reimbursement for the program.

Michael Rives – discussed being compensated for picking up the mattresses and the number of mattresses currently being picked up.

On a motion by Vice Mayor Crist and seconded by Council Member Malhi, the City Council adopted **Resolution No. 16-02**, a Resolution of the City Council of the City of Lancaster, California, authorizing and directing the City Manager, or his designee, to execute an agreement with the Mattress Recycling Council, Inc. for a Used Mattress Recycling Program and Used Mattress Collection Service Agreement by the following vote: 5-0-0-0; AYES: Malhi, Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

CA 1. CONSIDERATION OF APPOINTMENT OF ANGELA UNDERWOOD-JACOBS AS THE AUDIT REPRESENTATIVE TO REPRESENT THE CITY COUNCIL IN COMMUNICATIONS WITH AUDITORS

Mayor Parris requested consideration of the nomination and appointment of Angela Underwood-Jacobs as the Audit Representative to represent the City Council in communication with auditors

On a motion by Mayor Parris and seconded by Vice Mayor Crist, the City Council approved the appointment of Angela Underwood-Jacobs as the Audit Representative to represent the City Council in communication with auditors, by the following vote: 4-0-1-0; AYES: Malhi, Mann, Crist, Parris; NOES: None; ABSTAIN: Underwood-Jacobs; ABSENT: None

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES

January 12, 2016

CA 2. CONSIDER APPOINTING MARIA XIA AS AN OFFICIAL REPRESENTATIVE FOR THE CITY OF LANCASTER IN BUSINESS AFFAIRS WITH CHINESE BUSINESS AND GOVERNMENT ENTITIES

Mayor Parris requested consideration of the nomination and appointment of Maria Xia as an official representative for the City of Lancaster in business affairs with Chinese Business and Government entities

On a motion by Mayor Parris and seconded by Vice Mayor Crist, the City Council appointed Maria Xia as an official representative for the City of Lancaster in business affairs with Chinese Business and Government entities, by the following vote: 5-0-0-0; AYES: Malhi, Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

CA 3. DISCUSSION AND POSSIBLE ACTION TO:

Consider placement of an ordinance on the next agenda requiring any public or private cemetery within City limits to notify the City of Lancaster and the Los Angeles County Sheriff's Department prior to interring or entombing the remains of any individual identified by the federal government as having participated in a terrorist incident so that the City and/or Sheriff's Department may place reasonable mitigation requirements and/or prohibit such interment or entombment within city limits in order to protect and preserve public safety.

Discussion among City Council and staff included discussion of the City's authority to adopt such ordinance, determination of individuals being identified as 'terrorists' and discussion of desecration and veneration of burial plots.

David Paul – discussed his understanding of the City's authority regarding this subject, and stated "let the dead be dead."

Michael Rives – discussed retaliation and confederacy.

The City Council directed the City Attorney to draft an ordinance regarding requiring any public or private cemetery within City limits to notify the City of Lancaster and the Los Angeles County Sheriff's Department prior to interring or entombing the remains of any individual identified by the federal government as having participated in a terrorist incident so that the City and/or Sheriff's Department may place reasonable mitigation requirements and/or prohibit such interment or entombment within city limits in order to protect and preserve public safety.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY

MINUTES

January 12, 2016

**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 he provided this update at the most recent City Council meeting.

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.

CITY MANAGER / EXECUTIVE DIRECTOR ANNOUNCEMENT

The City Manager showed four brief videos showcasing the Magical BLVD Christmas event, the City Business Partners program, the upcoming LA County Airshow taking place March 19-20, 2016 and the winner of the YOLO competition.

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:

Zachary Carlson – discussed the lack of minimum wage jobs for individuals ages 16-18 years old.

Wally Melendez – discussed government representation at City Council meetings and district voting.

Shannon McDonald – discussed her education and Assembly Bill 58.

Kurt Boyer – discussed the events in the City over the holidays, discussed skateboarding on the BLVD and his experience with a business on the BLVD.

Vianna Friss – discussed an incident she was involved in while riding the bus.

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY

MINUTES

January 12, 2016

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

Jason Zink – discussed district voting, a tour of a sewer plant, having a refinery in Lancaster, and the trauma tax.

Fran Sereseres – discussed her attendance at the Board of Supervisors meeting, homelessness, and the bus schedule on Christmas and New Year’s Eve holidays.

David Paul – discussed camera views during City Council meetings.

James Stouvenier – discussed the funding to continue having seniors to ride buses for free next year.

RECESS

Mayor Parris recessed the meeting at 6:16 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) – two 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. Patton v. City of Lancaster, LASC Case No. MC 025064
5. Estarella v. City of Lancaster, LASC Case No. BC527749
6. Wilson v. City of Lancaster, LASC MC025201
7. City of Azusa v. County of Los Angeles, LASC Case No. BS152744
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

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY

MINUTES

January 12, 2016

RECONVENE

Mayor Parris reconvened the meeting at 7:14 p.m.

CITY ATTORNEY ANNOUNCEMENT

The City Attorney announced the City Council met in Closed Session and discussed and gave direction to Legal Counsel on one potential case for Item No. 2 and Item No. 8 and the City Council authorized a settlement with the County of Los Angeles with regard to Item No. 7 with a unanimous vote; no other reportable action.

ADJOURNMENT

Mayor Parris adjourned the meeting at 7:15 p.m. and stated the next meeting would take place on Tuesday, January 26, 2016 at 5:00 p.m.

PASSED, APPROVED and ADOPTED this _____ day of _____, 2016, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

BRITT AVRIT, CMC
CITY CLERK
AGENCY/AUTHORITY SECRETARY

R. REX PARRIS
MAYOR/CHAIRMAN

LANCASTER CITY COUNCIL/ SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY

MINUTES

January 12, 2016

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)
