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MVB

**LANCASTER
CITY COUNCIL/SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
June 14, 2016**

CALL TO ORDER

Mayor/Chair Parris 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, 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; Development Services Director; Parks, Recreation and Arts Director; Finance Director; Economic Development Director; Housing Director

INVOCATION

Chaplain John Von Almen, MAJ, USAF

PLEDGE OF ALLEGIANCE

Paraclete High School softball pitcher Kailla Searcy

PRESENTATIONS

1. Americorps Vistas – A Year in Review
Presenter: Toi Chisom, Assistant to the City Manager

2. Government Finance Officers Association (GFOA) Certificate of Achievement for Excellence in Financial Reporting
Presenter: Barbara Boswell, Finance Director

3. 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 Malhi, the City Council/Successor Agency/Financing/Power Authority approved the City Council/Successor Agency/Financing/Power Authority Meeting Minutes of May 24, 2016, by the following vote: 4-0-1-0; AYES: Malhi, Mann, Crist; Parris; NOES: None; ABSTAIN: Underwood-Jacobs; ABSENT: None

Item No. CC 3 was removed for separate discussion.

CONSENT CALENDAR

On a motion by Vice Mayor Crist and seconded by Council Member Malhi, the City Council approved the Consent Calendar with the exception of Item No. CC 3, by the following vote: 5-0-0-0; AYES: Malhi, Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

The Assistant City Attorney presented the staff report for this item.

Addressing the City Council on Item No. CC 3:

Mary Trichell – owner of W.A. Thompson Distributing; concerned with loss of revenue for the businesses involved and with the loss of sales tax revenue for the City.

Jack Hana – works in his family owned small business that will be impacted with this ordinance; discussed concerns with lack of collaboration between the City and small business owners; suggests working together to develop a solution to include education and training for store owners and employees to deal with the specific issues surrounding the proposed ordinance; discussed free training offered by Tarzana Treatment Center.

Sam Alshaer – discussed his history as a business owner in the City and discussed the changes in the drinking industry - specifically the changes in offering smaller sizes; concerned that only offering larger size beverages means some individuals will simply drink more; discussed working together on issues such as keeping businesses clean, painting the businesses and not letting them look bad in the community; educating the clerks, adding cameras.

Normy Mashhoir – wants to work with the city and discussed a retail association involving business owners.

The Mayor requested a brief recess at this time.

The Mayor reconvened the meeting at 6:38 p.m.

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CONSENT CALENDAR; ITEM NO. CC 3 CONTINUED...

Bart Avery – discussed the suggestion of working on the issue until January 2017, an agreement between the City and Kinetic proposed to increase tourism, the City's potential to become a craft beer destination and specific wording in the proposed ordinance.

Melissa Hannah works for Tarzana Treatment Center, discussed the Antelope Valley Alcohol Prevention Coalition, free responsible beverage service training which is offered to business owners by the Tarzana Treatment Center and suggests removing signage from businesses as an option to addressing the issue.

Xavier Flores – represents the Prevention Community Council of the Antelope Valley; commended the Council for the action being considered; discussed specific types of alcohol contributing to issues with youth; discussed specific products carried by liquor stores.

Jason Zink – stated convenience stores and breweries are stakeholders in the community; stated the City should send postcards or go door-to-door to engage businesses.

Katherine Dirden – co-owner and COO for SHE Beverage Company, stated the ordinance will devastate her company; her product is primarily smaller serving sizes, suggests working with the problem stores and not impacting all businesses that are not causing problems.

Brian Avery – stated panhandling, loitering and homeless issues occur in many areas in the City in businesses that do not sell alcohol, stated some businesses could go out of business as a result of the ordinance.

Steve Kinsey – stated he is a Board Member of the Los Angeles County Brewers Guild; discussed Assembly Bill 2082; suggests pulling the nuisance business's permit to address the issues; suggests going after the root of the problem as opposed to a blanket solution to the problem.

Matthew Luker – from Transplants Brewing in Palmdale; discussed availability of agendas and minutes.

Myrle McLernon – states the ordinance isn't broad enough; the ordinance targets a product as opposed to a behavior; each business has a responsibility to address issues at their business; suggests focus on training and taking away the business license; discussed The BLVD Association's work to address the homeless issue on the BLVD.

Brian Schmitz – discussed the California Department of Alcohol Beverage Control's role with sales and production of alcohol and discussed a specific section of the Business & Professions Code; multiple calls to the ABC can have an impact on the business if the state gets involved.

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CONSENT CALENDAR; ITEM NO. CC 3 CONTINUED...

Lyndsay Carpenter – discussed the City’s communication regarding the ordinance; suggests using different ways to communicate with the public.

Heather Brady – discussed her history with volunteering with the homeless in the community, stated the panhandlers and vagrants aren’t necessarily looking for money to purchase single serving alcohol, many are looking for money to live; should focus on homeless as much as focusing on alcohol sales.

Bruce Evans – an attorney who represents a number of businesses, stated many businesses want to work with the City, stated the most important reason not to pass the ordinance is the City has the business owners’ attention, stated the deemed approved ordinance is well-crafted, requests that the City doesn’t enact tonight, if it’s enacted as proposed, a challenge can be put in motion.

Discussion among Council and staff included discussion of business owners being engaged in what is happening in the City and the percentage of sales of singles as compared to other alcohol sales for small businesses. This is a community issue that needs community engagement; a solution needs to be reached among the city and business owners. Discussion took place regarding forming a group of individuals from different entities to work towards a solution. The drain of resources for the Sheriff’s Department for responding to specific businesses was discussed. The ordinance was not intended to target craft beer; the problem is not with craft beer manufacturing; breweries were exempt as written in the ordinance; the goal of the Council is to clean the City up.

Discussion took place regarding adopting the ordinance and delaying enactment until January 1, 2017 to provide time for the group to meet and find a solution to address the issues. The Council believes 6 months is adequate time to reach a solution; the Mayor requests that the group move quickly and requested an outline of where the group is headed within 30 days followed by a comprehensive plan in 90 days to include identifying and working with the stores that struggle and help them revitalize.

Planning Commission Chairman Vose discussed the Planning Commission’s role with the ordinance.

On a motion by Vice Mayor Crist and seconded by Council Member Mann, the City Council approved Item No. CC 3 with delayed enactment until January 1, 2017 and authorization for the City Attorney to enter into a tolling agreement with the affected parties, 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.)

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CC 2. WARRANT REGISTER

Approved the Check and Wire Registers for May 8, 2016 through May 28, 2016 in the amount of \$ 6,905,209.42.

CC 3. ORDINANCE 1013

Adopted **Ordinance No. 1013**, amending Title 5 of the Lancaster Municipal Code by adding a new Section 5.04.055, relating to business licenses and the establishment of operational requirements for certain types of businesses.

The Mayor requested a brief recess at this time.

The Mayor reconvened the meeting at 8:12 p.m.

PH 1. PROPOSED FISCAL YEAR 2016/2017 AND 2017/2018 BUDGET AND FIVE YEAR CAPITAL IMPROVEMENT PROGRAM

Mayor Parris opened the Public Hearing.

The City Council waived the presentation of the staff report on this item.

Mayor Parris closed the Public Hearing.

On a motion by Vice Mayor Crist and seconded by Council Member Malhi, the City Council directed staff to schedule the budget adoption and adjustment to master fee schedule adoption for June 28, 2016, by the following vote: 5-0-0-0; AYES: Malhi, Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

PH 2. LANCASTER LIGHTING MAINTENANCE DISTRICT LEVY OF ANNUAL ASSESSMENT FOR FISCAL YEAR 2016-2017

Mayor Parris opened the Public Hearing.

The City Council waived the presentation of the staff report on this item.

Mayor Parris closed the Public Hearing.

On a motion by Vice Mayor Crist and seconded by Council Member Mann, the City Council adopted **Resolution No. 16-30**, a resolution of the City Council of the City of Lancaster, California, confirming the diagram and assessment and ordering the levying of an assessment in Lancaster Lighting Maintenance District for Fiscal Year 2016-2017, by the following vote: 5-0-0-0; AYES: Malhi, Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

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PH 3. LANCASTER LANDSCAPE MAINTENANCE DISTRICT NO. 1 LEVY OF ANNUAL ASSESSMENT FOR FISCAL YEAR 2016-2017

Mayor Parris opened the Public Hearing.

The City Council waived the presentation of the staff report on this item.

Mayor Parris closed the Public Hearing.

On a motion by Vice Mayor Crist and seconded by Council Member Malhi, the City Council adopted **Resolution No. 16-31**, a resolution of the City Council of the City of Lancaster, California, confirming the diagram and assessment and ordering the levying of an assessment in Lancaster Landscape Maintenance District No. 1 for Fiscal Year 2016-2017, by the following vote: 5-0-0-0; AYES: Malhi, Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

PH 4. LANCASTER DRAINAGE BENEFIT ASSESSMENT LEVY OF ANNUAL ASSESSMENT FOR FISCAL YEAR 2016-2017

Mayor Parris opened the Public Hearing.

The City Council waived the presentation of the staff report on 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. 16-32**, a resolution of the City Council of the City of Lancaster, California, confirming the diagram and assessment and ordering the levying of an assessment in Lancaster Drainage Benefit Assessment District for Fiscal Year 2016-2017, by the following vote: 5-0-0-0; AYES: Malhi, Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

NB 1. AUTHORIZATION TO USE BIOLOGICAL IMPACT FEE FUNDS FOR THE ACQUISITION OF CONSERVATION PROPERTY BY WILDLANDS

The City Council waived the presentation of the staff report on this item.

On a motion by Vice Mayor Crist and seconded by Council Member Mann, the City Council adopted **Resolution No. 16-33**, authorizing funding for the purchase of 236.91 acres of conservation property by Wildlands and appropriate \$1,160,859.00 from the Biological Impact Fee fund balance to Account No. 224-4520-912, Property Acquisitions, by the following vote: 5-0-0-0; AYES: Malhi, Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

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CA 1. UPDATE AND POSSIBLE ACTION REGARDING POTENTIAL CITY PARCEL TAX

Addressing the City Council on this item:

Fran Sereseres – requested clarification regarding this item.

Nicole Moser – provided her history with the community; discussed the impact of \$60 on residents, provided statistics for the number of homeless people in the Antelope Valley and the cost of emergency services.

Discussion took place regarding homeless children in the Antelope Valley and working with the Los Angeles County Board of Supervisors.

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

Vice Mayor Crist stated rates will remain the same for the next several years; other district's rates are increasing.

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

A brief video was shown showcasing a small business on The BLVD.

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:

Liz Seelman – stated she is the new Government Affairs Representative for Southern California Edison and looks forward to working with the City.

Fran Sereseres – discussed the \$1 million received by Los Angeles County and the recent Thunder on the Lot event.

Sandy William – discussed a letter she received from the City regarding maintenance of her yard.

ADJOURNMENT

Mayor Parris adjourned the meeting at 8:46 p.m. and stated the next meeting would take place on Tuesday, June 28, 2016 at 5:00 p.m.

PASSED, APPROVED and ADOPTED this 28th day of June, 2016, 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)
