

**LANCASTER
CITY COUNCIL/SUCCESSOR AGENCY/
FINANCING/POWER AUTHORITY
MINUTES
February 14, 2017**

CALL TO ORDER

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

ROLL CALL

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

EXCUSED: Council Member Mann

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

STAFF

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

INVOCATION

Imam Kamal Abdul-Jabbaar of Masjid Imam W.D. Mohammed

PLEDGE OF ALLEGIANCE

United States Air Force Cadet

PRESENTATIONS

1. Justice Sunday Appreciation Presentation
Presenter: Mayor Emeritus Henry Hearn

2. Recognition of Los Angeles County Sheriff Explorers – Chandler Explorer Competition
Presenter: Mayor Parris

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AGENDA ITEMS TO BE REMOVED

Mayor Parris stated Item No. CC 9 is being removed from the agenda.

M 1. MINUTES

On a motion by Vice Mayor Crist and seconded by Council Member Underwood-Jacobs, the City Council/Successor Agency/Financing/Power Authority approved the City Council/Successor Agency/Financing/ Power Authority Regular Meeting Minutes of January 24, 2017, by the following vote: 3-0-1-1; AYES: Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: Malhi; ABSENT: Mann

CONSENT CALENDAR

On a motion by Vice Mayor Crist and seconded by Council Member Malhi, the City Council approved the Consent Calendar, by the following vote: 4-0-0-1; AYES: Malhi, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: Mann

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 January 8, 2017 – January 21, 2017 in the amount of \$9,557,474.80.

CC 3. INFORMAL BID NO. 651-17, CITY HALL FASCIA IMPROVEMENTS

Awarded Informal Bid No. 651-17, City Hall Fascia Improvements, to SoCal Design of Lancaster, CA in the amount of \$162,462 and authorized the City Manager or his designee to sign all documents.

CC 4. ORDINANCE NO. 1020

Adopted **Ordinance No. 1020**, amending Titles 15 and 17 of the Lancaster Municipal Code establishing requirements for the construction of Zero Net Energy (ZNE) single family residences.

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CC 5. TRACT MAP NO. 63201

Approved the map and accepted the dedications as offered on the map for Tract Map No. 63201, located approximately 338.66 feet east of 21st Street West and north of Avenue J-8.; 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 6. CONFLICT OF INTEREST CODE

Adopted **Resolution No. 17-07**, amending Resolution No. 16-48 and re-establishing the List of Designated Employment Classifications and the Disclosure Categories of the Conflict of Interest Code as provided in Section 2.40.030, Title 2, of the Lancaster Municipal Code.

CC 7. PARCEL MAP NO. 66627

Approved the map and accepted the dedications as offered on Parcel Map No. 66627, located 499.46 feet south of Avenue M-8 and 342.92 feet east of 38th Street West, owned by Andrew J. Eliopulos; approved the Undertaking Agreement and Improvement Securities required as a condition of recordation of the map; 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 8. AGREEMENT WITH ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT

- a. Approved an agreement with Antelope Valley Air Quality Management District (AVAQMD) for a Plug-in Infrastructure Incentive Program Grant. The grant total is \$37,650, of which 80% (\$30,120) will be reimbursed by AVAQMD and 20% (\$7,530) will be matched by Lancaster Choice Energy.
- b. Appropriated \$37,650 to Lancaster Choice Energy expenditure Account No. 490-4370-755 for the purchase of equipment, installation, and networking costs.
- c. Recognized revenue in the amount of \$30,120 to Account No. 204-3750-100; appropriated a transfer of these funds from Account No. 204-4999-490 to Account No. 490-3990-204 for the purpose of reimbursing Lancaster Choice Energy for 80% of the purchase and installation costs of the equipment.

CC 9. CLIMATE ACTION PLAN (CAP)

This item was removed from the agenda.

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NB 1. AWARD OF REQUEST FOR PROPOSAL (RFP) NO. 650-17 – STREETLIGHT LEDS

The Deputy City Manager and Energy Manager - Programs presented the staff report on this item.

Addressing the City Council on this matter:

Fran Sereseres: discussed where the streetlight LED's will be manufactured and the contract term for Item No. NB 2.

On a motion by Vice Mayor Crist and seconded by Council Member Malhi, the City Council awarded a multi-year contract in the amount of \$2,852,803.59 to BYD Energy LLC for RFP No. 650-17 for Streetlight LEDs, and authorized the City Manager, or his designee, to sign all documents, by the following vote: 4-0-0-1; AYES: Malhi, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: Mann

NB 2. AWARD OF REQUEST FOR PROPOSAL (RFP) NO. 658-17 – CITYWIDE STREETLIGHT CONVERSION FROM HIGH PRESSURE SODIUM (HPS) TO LIGHT EMITTING DIODE (LED) LIGHTS

The Deputy City Manager and Energy Manager - Programs presented the staff report on this item.

On a motion by Vice Mayor Crist and seconded by Council Member Malhi, the City Council approved a one-time contract in the amount of \$739,980.64 to Taft Electric Company for RFP No. 658-17 for the Citywide Streetlight Conversion from High Pressure Sodium (HPS) to Light Emitting Diode (LED) Lights, and authorized the City Manager, or his designee, to sign all documents, by the following vote: 4-0-0-1; AYES: Malhi, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: Mann

CPH 1. ORDINANCE AND RESOLUTIONS REGULATING MEDICAL CANNABIS

The City Manager and City Attorney presented the staff report on this item and a brief video was shown.

Discussion surrounding this issue included discussion of not acting on cannabis regulation is not an option, the number of meetings the Planning Commission held, the number of people who attended and spoke at those meetings regarding this issue and discussion of the voter results for Lancaster associated with Proposition 64. Additionally, discussion took place regarding the additional law enforcement resources that will be needed as a result of the problems related to Proposition 64/recreational cannabis regulation and determining who should be responsible for the costs associated with those resources. Discussion took place regarding those who suffer from disease and pain and possibly this is an effective solution to alleviate suffering.

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**CPH 1.ORDINANCE AND RESOLUTIONS REGULATING MEDICAL CANNABIS
CONTINUED...**

Addressing the City Council on this matter:

Speaking in favor of this item:

Dennis Anderson

Jerral Hancock

Lisa Selan

David Paul

Fran Sereseres

Katie Podein

Yolanda Aldaz

David Wallen

Dr. David Bearman

Miguel Aldaz

Melanie Coker

Bob Selan

Speaking in opposition of this item:

Paul Chappell

Ron Shreves

Chris Johnson

Rob Dietzel

Bishop Henry Hearn

John Meadors

Matt Dumas

Steve Baker

Charley Williams

Brad Hayes

Drew Mercy on behalf of George Runner

Dr. Tom Shepherd

Brian Schoonmaker

Larry Cox

Tobias (Toby) England

Yvette Emard

Brandon Ewing

Clifton Huffmire

Tim McDonald

Carlos Navarrete

Shane Idleman

Chuck Keortge

Pat Tanner

**CPH 1.ORDINANCE AND RESOLUTIONS REGULATING MEDICAL CANNABIS
CONTINUED...**

Mayor Parris closed the Public Hearing.

Discussion among the City Council and staff included clarification regarding dedicated staff that would be responsible for regulating these types of businesses and Sheriff's Department personnel would be involved if there is a law enforcement issue; clarification of when these businesses will be visited by personnel and discussion of the amount of revenue that may be generated as a result of the proposed fees.

Comments from the City Council regarding this item:

Mayor Parris thanked those who participated in the meeting for their demonstration of how a community should react in the face of disagreement.

Council Member Malhi stated this is one the most difficult subjects he's been involved in since joining the City Council; he has conducted research and consulted with members of his family and members of the public and learned medical cannabis does help people even though historically marijuana has been described as 'bad.' Proposition 64 has forced the City to take steps to address cannabis; he supports Mayor Parris and believes if nothing is done the impact will be worse.

Council Member Underwood-Jacobs stated she has discussed the issue with her family who told her they trust her to do the right thing for the City; she would never question anyone's faith especially when it comes to a subject that may not be agreed upon; the City Council has the "responsibility of making prudent, rational, mindful decisions" for the people they represent.

Vice Mayor Crist read a letter he received from Council Member Mann that stated he apologizes for not being present for this critical vote and he requested that the item be postponed until February 28th.

Additionally, Vice Mayor Crist stated approximately 10 years ago the City had faith that crime could be lowered, community homes were created from faith, the City has a history of doing good things, and requested the City Council have faith now in where the additional resources will come from. He discussed the fact of cannabis not being legal according to the Federal Government, the existence of these being cash only businesses and expressed concerns that the largest employers in the Antelope Valley are Edwards Air Force Base and the aerospace industry which are federally funded companies. He stated his oath is to protect the Constitution and this isn't doing that.

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**CPH 1.ORDINANCE AND RESOLUTIONS REGULATING MEDICAL CANNABIS
CONTINUED...**

Mayor Parris stated the meeting has included a balance of moral arguments, Christian arguments and the facts; stated his oath is to protect the Constitution, not every law passed by the Federal Government. Mayor Parris discussed the enormous problem coming the City's way because a law was passed that allows smoking marijuana recreationally; will have a huge effect on crime and people may lose their jobs because of it. He stated the use of fireworks has not diminished regardless of not allowing them in the City, and stated he is "not saying it's ok to smoke marijuana." The City has attempted to figure out a way to handle this issue and suggested possibly expanding wellness homes; have people who use them pay for them. Mayor Parris stated as long "as we can keep this city safe, I think we're doing our job."

Mayor Parris requested the City Attorney read the revised motion to include the changes made to the proposed Ordinance.

**CPH 1.ORDINANCE AND RESOLUTIONS REGULATING MEDICAL CANNABIS
CONTINUED...**

On a motion by Mayor Parris and seconded by Council Member Underwood-Jacobs, the City Council introduced **Ordinance No. 1019**, (the "Ordinance"), adding Chapters 5.56 and 17.43 to the Lancaster Municipal Code relating to the regulation of medical cannabis; with section 17.43.110.A.1.b revised to read 'Within one thousand (1,000) feet of a public or private school, college or university (excluding trade schools); and with sections 5.56.040 and 17.43.040 revised to read: 'Distribution, delivery and retail sale of cannabis prohibited. Within the City, it shall be unlawful to operate a cannabis distribution facility, cannabis dispensary and/or cannabis delivery business; and with the definition of "Development Agreement" set forth in section 17.430.030.A revised to read "Cannabis License Agreement means an agreement between the City and Applicant governing the operation of a medical cannabis cultivation facility. The City Manager or his or her designee shall prepare a form of Cannabis License Agreement to be used for the purpose of this Chapter; provided, however, that the form of Cannabis License Agreement must at a minimum provide that the Applicant: (i) agrees to and shall pay to the City an annual surcharge determined by resolution of the City Council; (ii) covenants to not challenge the validity, enforceability or seek a refund of such surcharge; (iii) agrees that failure to timely pay such surcharge shall result in the immediate termination of the Cannabis License Agreement and revocation of the conditional use permit issued pursuant to this Chapter; and (iv) pay the first annual surcharge at the time the Cannabis License Agreement is submitted to the City for approval."; and replacing all references to "Development Agreement" to "Cannabis License Agreement" throughout Chapters 5.56 and 17.43; and with the definitions of Cannabis cultivation facility set forth in sections 5.56.020.A. and 17.430.030.A revised to read as follows: "'Cannabis cultivation facility" means and includes a cannabis manufacturing facility, as well as any facility wherein cannabis is propagated, planted, grown, harvested, dried, cured, graded, labeled, tagged for tracking or trimmed, or that does all or any combination of those activities, by the following vote: 3-1-0-1; AYES: Malhi, Underwood-Jacobs, Parris; NOES: Crist; ABSTAIN: None; ABSENT: Mann

On a motion by Mayor Parris and seconded by Council Member Underwood-Jacobs, the City Council adopted **Resolution No. 17-04**, establishing fees regarding regulation of medical cannabis, by the following vote: 3-1-0-1; AYES: Malhi, Underwood-Jacobs, Parris; NOES: Crist; ABSTAIN: None; ABSENT: Mann

On a motion by Mayor Parris and seconded by Council Member Underwood-Jacobs, the City Council adopted **Resolution No. 17-05**, establishing the maximum number of licenses and permits that may be issued for cultivation of medical cannabis, by the following vote: 3-1-0-1; AYES: Malhi, Underwood-Jacobs, Parris; NOES: Crist; ABSTAIN: None; ABSENT: Mann

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CR 1. Report on the Activities of the Board of Directors for District No. 14 of the County Sanitation Districts of Los Angeles County
Presenter: Council Member Mann

CR 2. Council Reports

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 current exhibit at MOAH and invited the community to see it.

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:

Michael Evans – discussed the Mayor’s bounty for gang members.

Mayor Parris stated the bounty for the arrest and conviction of Crips and Bloods in the City of Lancaster is his personal program and is not associated with the City.

Fran Sereseres – discussed handicapped parking on Lancaster Boulevard.

COUNCIL / AGENCY COMMENTS

Mayor Parris thanked staff for their commitment during this long meeting.

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ADJOURNMENT

Mayor Parris adjourned the meeting at 10:42 p.m. and stated the next City Council meeting will be held on Tuesday, February 28, 2017 at 5:00 p.m.

PASSED, APPROVED and ADOPTED this 28^h day of February, 2017, by the following vote:

AYES: Council Members Malhi, Mann, Underwood-Jacobs, Vice Mayor Crist

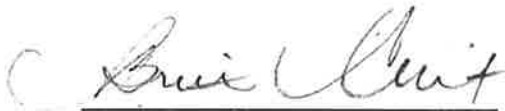
NOES: None

ABSTAIN: None

ABSENT: Mayor Parris

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)
