

**LANCASTER
CITY COUNCIL/SUCCESSOR AGENCY/
FINANCING/POWER/
CALIFORNIA CHOICE ENERGY AUTHORITY
MINUTES
October 24, 2017**

CALL TO ORDER

Mayor Parris called the meeting of the Lancaster City Council/Successor Agency/Financing/Power/California Choice Energy Authority to order at 5:07 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; City Attorney/Agency/Authority Counsel; City Clerk/Agency/Authority Secretary; Assistant to the City Manager; Parks, Recreation and Arts Director; Development Services Director; Planning Director; Economic Development Director; Finance Director; Housing Director; Public Safety Director

INVOCATION

Los Angeles County Sheriff Deputy

PLEDGE OF ALLEGIANCE

Vice Mayor Crist

PRESENTATIONS

1. Recognition of Lancaster Community Contributor, Mr. Ralph Bozigian – Longtime Community Supporter and Local Businessman
Presenter: Mayor Parris

2. Presentation of Streets of Lancaster Grand Prix winners
Presenter: Mayor Parris and Ronda Perez, Director of Parks, Recreation & Arts

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CCEA CONSENT CALENDAR

On a motion by Vice Chair Crist and seconded by Authority Member Underwood-Jacobs, the California Choice Energy Authority 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

CCEA CC 1. PROFESSIONAL SERVICES AGREEMENT FOR IMPLEMENTATION SUPPORT SERVICES AND ADMINISTRATIVE SERVICES AGREEMENT WITH CITY OF RANCHO MIRAGE

Approved Professional Services Agreement for Implementation Support Services with the City of Rancho Mirage (“Rancho Mirage”) and authorized Executive Director, or his designee, to sign all documents.

Approved Administrative Services Agreement with Rancho Mirage and authorized Executive Director, or his designee, to sign all documents.

Recognized revenue of \$301,259 into Account No. 491-3100-004 and appropriate a total of \$157,842.50 into Account 491-4370-004P for professional services to be provided to Rancho Mirage in accordance with the above agreements and \$143,416.50 to transfer out to Account No. 491-4999-490 to offset Lancaster Choice Energy operating costs.

Approved amendment to Master Professional Services Agreement with Calpine Energy Solutions, LLC (“Calpine”) to support work performed for Rancho Mirage under the terms of the Professional Services Agreement for Implementation Support Services and Administrative Services Agreement; and authorized the Executive Director, or his designee, to sign all documents.

Approved amendment to Professional Service Agreement with Pacific Energy Advisors to support work performed for Rancho Mirage under the terms of the Professional Services Agreement for Implementing Support Services and Administrative Services Agreement for Rancho Mirage; and authorized the Executive Director, or his designee, to sign all documents.

M 1. MINUTES

On a motion by Vice Mayor Crist and seconded by Council Member Malhi, the City Council/Successor Agency/Financing/Power/California Choice Energy Authority approved the City Council/Successor Agency/Financing/Power/California Choice Energy Authority Regular Meeting Minutes of October 10, 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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CITY COUNCIL CONSENT CALENDAR

Mayor Parris stated he needs to recuse himself from Item No. CC 9 due to the proximity of the project to property he owns and left the dais at this time.

On a motion by Council Member Mann and seconded by Council Member Underwood-Jacobs, the City Council approved Item No. CC 9, by the following vote: 4-0-1-0; AYES: Malhi, Mann, Underwood-Jacobs, Crist; NOES: None; ABSTAIN: Parris; ABSENT: None

Mayor Parris returned to the dais at this time.

On a motion by Vice Mayor Crist and seconded by Council Member Mann, the City Council approved the Consent Calendar with the exception of Item No. CC 9, 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

CC 2. CHECK REGISTERS

Approved the Check and Wire Registers for September 17, 2017 through September 30, 2017 in the amount of \$6,027,751.62; approved the Check Register as presented.

CC 3. INVESTMENT REPORT

Accepted and approved the September 2017, Monthly Report of Investments as submitted.

CC 4. PUBLIC WORKS CONSTRUCTION PROJECT NO. 17-001, 2017 CURB AND GUTTER REPAIRS

Accepted the work constructed by Leonida Builders, Inc. for **Public Works Construction Project No. 17-001, 2017 Curb and Gutter Repairs**, 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 5. PUBLIC WORKS CONSTRUCTION PROJECT NO. 17-002, 2017 SIDEWALK REPAIRS

Accepted the work constructed by Granite Construction Company for **Public Works Construction Project No. 17-002, 2017 Sidewalk Repairs**, 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.

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CC 6. TRACT MAP NO. 61040-01

Approved the map and accepted the dedications as offered on the map for Tract Map No. 61040-01; approved and accepted the Subdivision Improvement and Lien Agreement for the 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 7. TRACT MAP NO. 61041-01

Approved the map and accepted the dedications as offered on the map for Tract Map No. 61041-01; approved and accepted the Subdivision Improvement and Lien Agreement for the 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. ORDINANCE NO. 1036, AMENDING TITLE 16 OF THE LANCASTER MUNICIPAL CODE

Adopted **Ordinance No. 1036**, amending Title 16 of the Lancaster Municipal Code to modify the design requirements for new subdivisions.

CC 9. PUBLIC WORKS CONSTRUCTION PROJECT NO. 17-012

Rejected all bids for Public Works Construction Project No. 17-012, Avenue I at 10th Street West and Avenue K at 30th Street West Intersection Improvements, HSIPL-5419(041). One bid was received and significantly exceeded the project budget.

PH 1. AMENDMENT TO TITLE 16 (SUBDIVISIONS) OF THE LANCASTER MUNICIPAL CODE

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 Malhi, the City Council introduced **Ordinance No. 1037**, amending Title 16 (Subdivisions) of the Lancaster Municipal Code by adding Chapter 16.24 Article XI (Covenant of Easement), relating to the creation of easements by covenant, 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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CB 1. LANCASTER TOURISM BUSINESS IMPROVEMENT DISTRICT

Ron Emard, President of Destination Lancaster and Angela Clayborne provided a report for this item.

Discussion among the City Council and staff included discussion of partnering with AVTA and AVAQMD to provide a vanpool to Edwards Air Force Base and discussion of the occupancy of the hotels.

No action is necessary at this time. It is the City Council's intention to continue the process to renew the Lancaster Tourism Business Improvement District (LTBID) and receive public comment. This matter will be brought before the City Council as a Public Hearing on November 14, 2017.

NB 1. GENERAL MUNICIPAL ELECTION – APRIL 10, 2018

The City Clerk presented the Staff Report on this item.

On a motion by Vice Mayor Crist and seconded by Council Member Malhi, the City Council adopted **Resolution No. 17-51**, calling for the holding of a General Municipal Election to be held on Tuesday, April 10, 2018, for the election of certain officers as required by the provisions of the applicable laws of the state of California and the City of Lancaster City Charter, by the following vote: 5-0-0-0; AYES: Malhi, Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

On a motion by Vice Mayor Crist and seconded by Council Member Malhi, the City Council adopted **Resolution No. 17-52**, requesting the Board of Supervisors of the County of Los Angeles to render specified services to the city relating to the conduct of a General Municipal Election to be held Tuesday, April 10, 2018, by the following vote: 5-0-0-0; AYES: Malhi, Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

On a motion by Vice Mayor Crist and seconded by Council Member Malhi, the City Council adopted **Resolution No. 17-53**, adopting regulations for candidates for elective office, pertaining to filing fees and candidate statements submitted to the voters at an election to be held Tuesday, April 10, 2018, by the following vote: 5-0-0-0; AYES: Malhi, Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

On a motion by Vice Mayor Crist and seconded by Council Member Malhi, the City Council adopted **Resolution No. 17-54**, providing for the conduct of a special runoff election for elective offices in the event of a tie vote at any municipal election, by the following vote: 5-0-0-0; AYES: Malhi, Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

On a motion by Vice Mayor Crist and seconded by Council Member Malhi, the City Council approved the agreement with Martin & Chapman for consulting services for the April 10, 2018 General Municipal Election, 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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NB 2. AGREEMENT WITH SOUTHERN CALIFORNIA EDISON

It was the consensus of the City Council to waive the Staff Report for this item.

On a motion by Vice Mayor Crist and seconded by Council Member Malhi, the City Council authorized the City Manager, or his designee, to enter into an agreement with Southern California Edison (SCE) for the conversion of all LS-1 HPS streetlights to LED, by the following vote: 5-0-0-0; AYES: Malhi, Mann, Underwood-Jacobs, Crist, Parris; NOES: None; ABSTAIN: None; ABSENT: None

CR 1. REPORT ON THE ACTIVITIES OF THE BOARD OF DIRECTORS FOR THE ANTELOPE VALLEY TRANSIT AUTHORITY

Council member Underwood-Jacobs stated the Board has looked at the objectives for the next fiscal year and stated the age for the senior subsidy grant program has been conditionally reduced from 65 to 62.

Vice Mayor Crist discussed the all-electric fleet of buses and stated the Antelope Valley Air Quality Management District (AVAQMD) provided a grant to AVTA to renew senior vouchers and for funding more electric buses.

CR 2. COUNCIL REPORTS

Mayor Parris discussed the recent Sanitation District 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.

LANCASTER SUCCESSOR AGENCY

No action required at this time.

CITY MANAGER / EXECUTIVE DIRECTOR ANNOUNCEMENT

The City Manager stated information regarding affordable housing concepts for land owned by the Lancaster Housing Authority will be provided to the City Council at a future meeting. The City Manager thanked the public for their patience with the various construction and road projects taking place in the City. The City Manager discussed the progress on the 'Ready Lancaster' campaign, which is a campaign to assist residents in preparing for an emergency and a brief video highlighting the recent dedication of a freeway sign in honor of Sgt. Steve Owen was shown.

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Mayor Parris requested a recess at 5:51 p.m.

Vice Mayor Crist reconvened the meeting at 5:55 p.m.

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:

Fran Sereseres – discussed ‘Riders on the Move’ which is a group of individuals who receive assistance from Metro regarding the use of transit.

David Paul – stated he finds joy in the City and the various events; stated he is amazed at what the staff does, appreciates the City Council and staff.

Toreano Nuckleburger – discussed an incident involving his daughter.

COUNCIL / AGENCY COMMENTS

Planning Commission Chairman Vose discussed a recent meeting with representatives of the Building Industry Association regarding the potential Community Benefit Agreement.

Council Member Malhi discussed the recent Senior Expo and thanked staff for their hard work at the Expo.

Council Member Underwood-Jacobs discussed her participation at Pepperdine’s Women Leaders in Politics and Policy Symposium and discussed upcoming Town Hall type meetings for LA County’s Women and Girls Governing Council.

Council Member Mann thanked Assistant to the City Manager, Toi Chisom for her outstanding work at the most recent City Council meeting.

Vice Mayor Crist discussed Ralph Bozigian’s contributions to the community.

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RECESS

Vice Mayor Crist recessed the meeting at 6:11 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) - two potential cases.
3. Conference with Legal Counsel--Existing Litigation - Government Code Section 54956.9(d) (1)
4. Estarella v. City of Lancaster, LASC Case No. BC527749
5. Dunnagan v. City of Lancaster, LASC Case No. BC 615917
6. Simmons v. City of Lancaster, LASC Case No. BC 615471
7. Celebron v. City of Lancaster, LASC Case No. BC 615587
8. Bootleggers 2 v. City of Lancaster, LASC Case No. BS169660
9. Byrd v. City of Lancaster, LASC Case No. MC 026025
10. 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 6:19 p.m.

CITY ATTORNEY ANNOUNCEMENT

The City Attorney announced the City Council met in Closed Session and discussed Item No. nine and gave direction to legal counsel; no reportable action.

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ADJOURNMENT

Vice Mayor Crist adjourned the meeting at 6:21 p.m. and stated the next City Council/Successor Agency/Financing/Power/California Choice Energy Authority meeting will be held on Tuesday, November 14, 2017 at 5:00 p.m.

PASSED, APPROVED and ADOPTED this 14th day of November, 2017, by the following vote:


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

NOES: None

ABSTAIN: None


ABSENT: Council Member Malhi

ATTEST:



BRITT AVRIT, MMC
CITY CLERK
AGENCY/AUTHORITY SECRETARY

APPROVED:



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/CALIFORNIA CHOICE
ENERGY 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/California Choice Energy 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)
