LANCASTER CITY COUNCIL REGULAR MEETING MINUTES January 10, 2006

CALL TO ORDER | Mayor Roberts called the meeting to order at 6:00 p.m.

ROLL CALL | Present: Council Members: Jeffra, Sileo, Visokey, Vice-Mayor

Hearns, Mayor Roberts

Absent: None

Staff Members: City Attorney, City Manager, City Clerk, Assistant City

Managers, Community Development Director, Assistant Finance Director, Parks, Recreation and Arts Director, Public Works Director, Interim Human Resources

Director

AGENDA ITEMS TO BE REMOVED None

APPROVAL OF CONSENT CALENDAR Vice-Mayor Hearns requested that CC 10 be pulled from the agenda for separate action. On a motion by Vice-Mayor Hearns and seconded by Council Member Jeffra, the City Council approved the Consent Calendar with the exception of CC 10, by the following vote: 5-0-0-0; AYES: Jeffra, Sileo, Visokey, Hearns, Roberts; NOES: None; ABSTAIN: None; ABSENT: None

ORDINANCE WAIVER CC 1. Waived further reading of any proposed ordinances. (This permits reading the title only in lieu of reciting the entire text.)

MINUTES CC 2.

Approved the Regular meeting minutes of December 13, 2005.

WARRANT REGISTER Approved the Warrant Register (November 24 through December 24, 2005) in the amount of \$21,625,628.60.

MONTHLY REPORT OF INVESTMENTS

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

CC 4.

CC 3.

ORD. NO. 851
ESTABLISHMENT
OF LOWER SPEED
LIMIT ON 42 ND
STREET WEST
CC 5.

Adopted **Ordinance No. 851,** an ordinance of the City Council of the City of Lancaster, California, to establish a lower 35 mile per hour speed limit on 42nd Street West from south of Avenue J-13 to Avenue K.

RESO. NO. 06-01 DESTRUCTION OF CERTAIN RECORDS CC 6.

Adopted **Resolution No. 06-01**, authorizing the destruction of certain records (Traffic Control and Detour Plans.)

BID NO. 484-06 EXTERIOR PAINTING OF WESTERN HOTEL CC 7.

Awarded **Bid No. 484-06** – Exterior Painting of the Western Hotel to Lighting Nike Construction Co. of Sylmar, CA. in the amount of \$134,000.00.

ACQUISITION OF REAL PROPERTY WITH WANETTA COPE

CC 8.

CC 9.

Approved Agreement for Acquisition of Real Property between the City of Lancaster and Wanetta Cope for property located at 45050 Cedar Avenue.

ACQUISITION OF REAL PROPERTY WITH GARY AND CLAUDIA FINKEL

Approved Agreement for Acquisition of Real Property between the City of Lancaster and Gary and Claudia Finkel, Trustees of the Gary J. Finkel and Claudia L. Finkel Revocable Trust dated August 2, 1996 for property located at 1317 West Avenue J-3.

DECLARATION OF VACANCY ON LANCASTER PLANNING COMMISSION CC 10.

Vice-Mayor Hearns commented on the dedication and commitment that William Andy brought to the Planning Commission as he served for six years and requested the meeting for January 10, 2006 be adjourned in his honor. On a motion by Vice-Mayor Hearns and seconded by Council Member Sileo, the City Council approved the declaration of vacancy on the Planning Commission by the following vote: 5-0-0-0; AYES: Jeffra, Sileo, Visokey, Hearns, Roberts; NOES: None; ABSTAIN: None; ABSENT: None.

MONUMENTATION WORK FOR TRACT NOS. 44613; 45050; 49864; 54224 CC 11. Approved the monumentation work for Tract No. 44613, located on the south side of Avenue L-12 and 665 feet west of 55th Street West. Owner: KB Home Greater Los Angeles, Inc.; Tract No. 45050, located at the northeast corner of Avenue K and 20th Street East. Owner: KB Home Greater Los Angeles, Inc.; Tract No. 49864, located at the southwest corner of Avenue K and 32nd Street East. Owner: Trimark Pacific; and Tract No. 54224, located at the southwest corner of 55th Street West and Avenue L-12. Owner: KB Home Greater Los Angeles, Inc.

ACCEPTANCE OF WORK AND MATERIALS FOR DRAINAGE IMPROVEMENTS TRACT NOS. 47179; 47179-01 CC 12. Approved and accepted for maintenance the work and materials for the drainage improvements for Drainage Maintenance District (Annexation No. 98-10) installed for Tract No. 47179/47179-01, located at the southeast corner of Avenue J and 42nd Street West. Owner: Richmond American Homes of CA, Inc.

ACCEPTANCE OF MAP AND DEDICATIONS FOR TRACT NO. 060428 CC 13. Approved the map and accepted the dedications as offered on the map for Tract No. 060428, located at the southwest corner of Avenue J-6 and 40th Street West; approved and accepted 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.

ACCEPTANCE OF MAP AND DEDICATIONS FOR TRACT NO. 061064 CC 14. Approved the map and accepted the dedications as offered on the map for Tract No. 061064, located at the northeast corner of Avenue K and 30th Street East; approved and accepted 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.

ACCEPTANCE OF MAP AND DEDICATIONS FOR TRACT NO. 061756 CC 15. Approved the map and accepted the dedications as offered on the map for Tract No. 061756, located south of Avenue H-8 at Carrousel Drive; approved and accepted 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.

ON

RESO. NO. 06-02 DECLARATION OF INTENT TO VACATE ROAD RIGHT-OF-WAY Adopted **Resolution No. 06-02**, declaring intention to vacate the road right-of-way located on Ovington Street north of Avenue J and west of 17th Street West

OVINGTON STREET CC 16.

PWCP NO. 05-021
PARKING LOT
CONSTRUCTION
AND FIRE
HYDRANT
INSTALLATIONS
CC 17.

Awarded **Public Works Construction Project No. 05-021,** 11th Street West Parking Lot and Fire Hydrants at 10th Street West and at Division Street, to ANM Construction & Engineering in the amount of \$251,830 plus a 10% contingency, for the construction of the 11th Street West parking lot and two fire hydrants. Appropriated \$100,000.00 from Redevelopment Fund Balance to Project No. 166-58. Authorized the City Manager, or his designee to sign all documents.

PWCP NO. 05-028 RECORDS STORAGE FACILITY ADDITION CC 18. Awarded **Public Works Construction Project No. 05-028**, Records Storage Facility Addition, to Bowe Contractors in the amount of \$538,917 plus a 10% contingency, for the construction of a new records storage facility at the north end of City Hall. Approved the appropriation of an additional \$98,000.00 from Special Reserves – Building Replacement funds to Project Account No. 182-19. Authorized the City Manager, or his designee to sign all documents.

PWCP NO. 05-055 SOUTH DOWNTOWN BUILDINGS DEMOLITION NO. 1 CC 19. Awarded **Public Works Construction Project No. 05-055**, South Downtown Buildings Demolition No. 1, to American Wrecking, Inc. in the amount of \$75,173.00 plus a 10% contingency. The project is designed to demolish ten properties along Milling street and Cedar Avenue to make way for future parking lot improvements. Authorized the City Manager, or his designee to sign all documents.

RESO. NO. 06-16 INCLUSION OF NIMS PRINCIPLES AND POLICIES INTO THE CITY OF LANCASTER'S EMS CC 20. Adopted **Resolution No. 06-16**, authorizing inclusion of the NIMS (National Incident Management System) principles and policies into the City's Emergency Management System, and provided staff with direction to continue plan integration of the NIMS, to the extent appropriate, into the City's Emergency Management System.

JOINT USE AGREEMENT WITH SCE FOR TRACT NO. 53190 CC 21. Approved the Joint Use Agreement with the Southern California Edison Company (SCE) for Tract No. 53190, located at the southeast corner of Avenue J and 60th Street West, to provide for the relocation of existing SCE facilities necessitated by the proposed widening of Avenue J.

JOINT USE AGREEMENT WITH SCE FOR TRACT NOS. 54369 AND 54370 CC 22. Approved the Joint Use Agreement with the Southern California Edison Company (SCE) for Tract Nos. 54369 and 54370, located at the southwest corner of Avenue L and 70th Street West, to provide for the relocation of existing SCE facilities necessitated by the proposed widening of 70th Street West.

JOINT USE AGREEMENT WITH SCE FOR TRACT NOS. 60889; 60811; 60524 CC 23. Approved the Joint Use Agreement with the Southern California Edison Company (SCE) for Tract Nos. 60889, 60811, and 60524, located at the northwest corner of Avenue L and 60th Street West, to provide for the relocation of existing SCE facilities necessitated by the proposed widening of Avenue L.

AGREEMENT WITH
DEVELOPER OF
TRACT NO. 060858
FOR NEEDED
RIGHT-OF-WAY
CC 24.

Approved an agreement with Beazer Homes Holdings Corporation, the developer of Tract No. 060858, to provide needed right-of-way for required street improvements for the tract through condemnation proceedings.

TAX SHARING RESOLUTIONS WITH L.A. COUNTY WATERWORKS DISTRICT NO. 40 CC 25. Adopted the Tax Sharing Resolutions for proposed Annexations 40-53, 40-73, 40-74, 40-76, 40-77, and 40-78 (4-125, 4-140, 4-141, 4-143, 4-144, and 4-145) into Los Angeles County Waterworks District No. 40, Antelope Valley.

RESO. NOS. 06-03 AND 06-04 ANNEX. NOS. 05-78; 05-79; 05-88; 05-99; 05-106; 05-107; 05-108 TO LDBAD CC 26.

Proposed Annexations to Lancaster Drainage Benefit Assessment District

Annexation No. 05-78, Tract No. 46192, located on the south side of Avenue H between 80th Street West and 90th Street West. Owner: Heller Development Company, a California Corporation.

Annexation No. 05-79, Permit No. 05-03977, located south of Avenue J between 57th Street West and 50th Street West. Owner: Marty Hamilton and Jackie Hamilton, husband and wife, as joint tenants.

Annexation No. 05-88, Director's Review No. 03-93, located at 507 E. Avenue L-12. Owner: Hartwell Donovan Follendore and Brenda Joyce Follendore, as Trustees and any successor trustee of the Hartwell Donovan Follendore and Brenda Joyce Follendore Family Trust dated September 27, 2000.

Annexation No. 05-99, Permit No. 05-05481, located on the south side of Avenue L between 21st Street West and 22nd Street West. Owner: Javier Ortega and Shandy A. Ortega, husband and wife as joint tenants.

CC 26. (continued)

Annexation No. 05-106, Tract No. 061225, located at the southeast corner of Lancaster Boulevard and 30th Street East. Owner: KB Home Greater Los Angeles Inc., a California Corporation.

Annexation No. 05-107, Permit No. 05-06050, located on the east side of future 75th Street East between future Avenue K-8 and Avenue K-12. Owner: Ramiro Cuevas and Margarita Banuelos Cuevas, husband and wife as joint tenants.

Annexation No. 05-108, Tract No. 061278, located at the northeast corner of Avenue K-8 and Challenger Way. Owner: Richmond American Homes of California, Inc., a Colorado Corporation.

- A) Adopted **Resolution No. 06-03**, initiating proceedings for the annexation of territories to Lancaster Drainage Benefit Assessment District to be established pursuant to the Benefit Assessment Act of 1982 and California Constitution Article XIIID (Annexation Nos. 05-78, 05-79, 05-88, 05-99, 05-106, 05-107, and 05-108.)
- B) Adopted **Resolution No. 06-04**, approving the Engineer's Report and the time and place for Public Hearing, and declaring its intention to annex territories into Lancaster Drainage Benefit Assessment District and to levy and collect assessments pursuant to the Benefit Assessment Act of 1982 and California Constitution Article XIIID (Annexation Nos. 05-78, 05-79, 05-88, 05-99, 05-106, 05-107, and 05-108.)

RESO. NOS. 06-05 AND 06-06 ANNEX. NOS. 609; 610; 618; 630; 636; 637; 638 TO LLMD CC 27.

Proposed Annexations to Lancaster Lighting Maintenance District

Annexation No. 609, Tract No. 46192, located on the south side of Avenue H between 80th Street West and 90th Street West. Owner: Heller Development Company, a California Corporation.

Annexation No. 610, Permit No. 05-03977, located south of Avenue J between 57th Street West and 50th Street West. Owner: Marty Hamilton and Jackie Hamilton, husband and wife, as joint tenants.

Annexation No. 618, Director's Review No. 03-93, located at 507 E. Avenue L-12. Owner: Hartwell Donovan Follendore and Brenda Joyce Follendore, as Trustees and any successor trustee of the Hartwell Donovan Follendore and Brenda Joyce Follendore Family Trust dated September 27, 2000.

Annexation No. 630, Permit No. 05-05481, located on the south side of Avenue L between 21st Street West and 22nd Street West. Owner: Javier Ortega and Shandy A. Ortega, husband and wife as joint tenants.

Annexation No. 636, Tract No. 061225, located at the southeast corner of Lancaster Boulevard and 30th Street East. Owner: KB Home Greater Los Angeles Inc., a California Corporation.

CC 27. (continued)

Annexation No. 637, Permit No. 05-06050, located on the east side of future 75th Street East between future Avenue K-8 and Avenue K-12. Owner: Ramiro Cuevas and Margarita Banuelos Cuevas, husband and wife as joint tenants.

Annexation No. 638, Tract No. 061278, located at the northeast corner of Avenue K-8 and Challenger Way. Owner: Richmond American Homes of California, Inc., a Colorado Corporation.

- A) Adopted **Resolution No. 06-05**, initiating proceedings for the annexation of territories into Lancaster Lighting Maintenance District, an Assessment district established pursuant to the Landscaping and Lighting Act of 1972 and California Constitution Article XIIID (Annexation Nos. 609, 610, 618, 630, 636, 637, and 638.)
- B) Adopted **Resolution No. 06-06**, approving the Engineer's Report and the time and place for Public Hearing, and declaring its intention to annex territories into Lancaster Lighting Maintenance District and to levy and collect assessments pursuant to Part 2 of Division 15 of the Streets and Highways Code of the State of California and California Constitution Article XIIID (Annexation Nos. 609, 610, 618, 630, 636, 637, and 638.)

RESO. NOS. 06-07 AND 06-08 ANNEX. NOS. 322; 331; 332 TO LMD CC 28.

Proposed Annexations to Lancaster Landscape Maintenance District No. 1

Annexation No. 322, Tract No. 46192, located on the south side of Avenue H between 80th Street West and 90th Street West. Owner: Heller Development Company, a California Corporation.

Annexation No. 331, Tract No. 061225, located at the southeast corner of Lancaster Boulevard and 30th Street East. Owner: KB Home Greater Los Angeles Inc., a California Corporation.

Annexation No. 332, Tract No. 061278, located at the northeast corner of Avenue K-8 and Challenger Way. Owner: Richmond American Homes of California, Inc., a Colorado Corporation.

A) Adopted **Resolution No. 06-07**, initiating proceedings for the annexation of territories into Lancaster Landscape Maintenance District No. 1, an Assessment District established pursuant to the Landscaping and Lighting Act of 1972 and California Constitution Article XIIID (Annexation Nos. 322, 331, and 332.)

CC 28. (continued)

B) Adopted **Resolution No. 06-08**, approving the Engineer's Report and the time and place for Public Hearing, and declaring its intention to annex territories into Lancaster Landscape Maintenance District No. 1 and to levy and collect assessments pursuant to Part 2 of Division 15 of the Streets and Highways Code of the State of California and California Constitution Article XIIID (Annexation Nos. 322, 331, and 332.)

RESO. NO. 06-09 VACATION OF DRAINAGE EASEMENT FOR TRACT NO. 25750 PH 1. Mayor Roberts opened the public hearing. The Public Works Director presented the staff report. There being no further testimony, Mayor Roberts closed the public hearing. On a motion by Council Member Jeffra and seconded by Vice-Mayor Hearns, the City Council adopted **Resolution No. 06-09**, ordering the vacation of a drainage easement located in Tract 25750 on Lot 14 along Sugar Street, by the following vote: 5-0-0-0; AYES: Jeffra, Sileo, Visokey, Hearns, Roberts; NOES: None; ABSTAIN: None; ABSENT: None.

RESO. NO. 06-10 VACATION OF DRAINAGE; SEWER; INGRESS; EGRESS EASEMENTS FOR TRACT NO. 45474 PH 2. Mayor Roberts opened the public hearing. The Public Works Director presented the staff report. There being no further testimony, Mayor Roberts closed the public hearing. On a motion by Vice-Mayor Hearns and seconded by Council Member Jeffra, the City Council adopted **Resolution No. 06-10**, ordering the vacation of drainage, sewer and ingress and egress easements located west of 65th Street West and north of Avenue L-8 in Tract 45474, by the following vote: 5-0-0-0; AYES: Jeffra, Sileo, Visokey, Hearns, Roberts; NOES: None; ABSTAIN: None; ABSENT: None.

RESO. NO. 06-11 CONFIRMING DIAGRAMS AND ASSESSMENTS FOR ANNEX. NOS. 05-78; 05-79; 05-88; 05-99; 05-106; 05-107; 05-108 TO LDBAD PH 3. Mayor Roberts opened the public hearing. The Public Works Director presented the staff report. There being no further testimony, Mayor Roberts closed the public hearing. On a motion by Council Member Jeffra and seconded by Vice-Mayor Hearns, the City Council adopted **Resolution No. 06-11**, confirming the diagrams and assessments and ordering the annexation of territories into Lancaster Drainage Benefit Assessment District and levy of assessment (Annexation Nos. 05-78, 05-79, 05-88, 05-99, 05-106, 05-107, and 05-108), by the following vote: 5-0-0-0; AYES: Jeffra, Sileo, Visokey, Hearns, Roberts; NOES: None; ABSTAIN: None; ABSENT: None.

RESO. NO. 06-12 CONFIRMING DIAGRAMS AND ASSESSMENTS FOR ANNEX. NOS. 609; 610; 618; 630; 636; 637; 638 TO LLMD PH 4. Mayor Roberts opened the public hearing. The Public Works Director presented the staff report. There being no further testimony, Mayor Roberts closed the public hearing. On a motion by Council Member Jeffra and seconded by Vice-Mayor Hearns, the City Council adopted **Resolution No. 06-12**, confirming the diagrams and assessments and ordering the annexation of territories into Lancaster Lighting Maintenance District (Annexation Nos. 609, 610, 618, 630, 636, 637, and 638), by the following vote: 5-0-0-0; AYES: Jeffra, Sileo, Visokey, Hearns, Roberts; NOES: None; ABSTAIN: None; ABSENT: None.

RESO. NO. 06-13 CONFIRMING DIAGRAMS AND ASSESSMENTS FOR ANNEX. NOS. 322; 331; 332 TO LMD PH 5. Mayor Roberts opened the public hearing. The Public Works Director presented the staff report. There being no further testimony, Mayor Roberts closed the public hearing. On a motion by Council Member Jeffra and seconded by Vice-Mayor Hearns, the City Council adopted **Resolution No. 06-13**, confirming the diagrams and assessments and ordering the annexation of territories into Lancaster Landscape Maintenance District No. 1 (Annexation Nos. 322, 331, and 332), by the following vote: 5-0-0-0; AYES: Jeffra, Sileo, Visokey, Hearns, Roberts; NOES: None; ABSTAIN: None; ABSENT: None.

ORD. NO. 852 STRAW-BALE CONSTRUCTION

NB 1.

The Public Works Director presented the staff report regarding an ordinance pertaining to straw-bale construction. On a motion by Vice-Mayor Hearns and seconded by Council Member Visokey, the City Council introduced **Ordinance No. 852**, amending Title 15 of the Lancaster Municipal Code by amending Section 4 of Ordinance No. 730 pertaining to Straw-Bale Construction, by the following vote: 5-0-0-0; AYES: Jeffra, Sileo, Visokey, Hearns, Roberts; NOES: None; ABSTAIN: None; ABSENT: None.

CITY MANAGER'S ANNOUNCEMENTS

None

CITY CLERK'S ANNOUNCEMENT

The City Clerk provided the public with the procedure to address the City Council regarding non-agendized items.

PUBLIC BUSINESS FROM THE FLOOR NON-AGENDIZED ITEMS

Addressing the Council at this time:

Shari Martin – Family members who are dealing with a slumlord and have become homeless are now staying at a hotel on Sierra Highway; concern regarding the reports of numerous sex offenders and prostitutes who are staying at the hotels on Sierra Highway.

David Paul – Attended the Palmdale City Council meeting on January 9, 2006 which is taped and shown on television; stated that he spoke to the Palmdale City Council regarding respect for the law, law enforcement and the importance of accountability of everyone to have a decent society.

Gary Burgess – Concerns with crime in the City and related several events that have taken place in his neighborhood which are threats to law abiding citizens.

David Abber – Thanked the City Clerk; Assistant City Manager – Mark Bozigian and the Public Works Director for their responsiveness to concerns and questions when he calls the City; unhappy with the responsiveness of the Sheriff's Department to investigate a crime that he claims was committed against him; commended Mayor Roberts for his hard work and dedication; concerns regarding Vice-Mayor Hearns; concerns for annexation of new developments into the lighting districts.

Jason Smith – Ongoing problem of crime in a section of alleyway near Division Street; more law enforcement is needed; current law enforcement is working hard and doing an excellent job; works closely with parole officers regarding sex offenders that are housed in the hotels on Sierra Highway and will gather further information on this matter.

Karen Wilson – Thanked Council for their hard work; her neighborhood has become safe once again. Law Enforcement is doing an excellent job and she appreciates everyone's hard work.

COUNCIL COMMENTS

Council Member Sileo – Progress is being made to clean up crime in the City and progress can only happen one neighborhood at a time. Citizens in neighborhoods must work together on this to help achieve a positive goal.

Council Member Jeffra – Regarding the recent episode of shots being fired from snipers and comments that were made in the AV Press. There is a procedure in place and it is the responsibility of the Sheriff's Department to handle situations such as this. The Sheriff's Department does an excellent job of keeping the Mayor and Council informed as to the situation and the last thing they need are politicians running around trying to get their pictures in the paper. The procedure is excellent, in place and it works.

Vice-Mayor Hearns – Stated that whether a person is elected or appointed to a public office, it takes a strong commitment to handle the job. He stated that William Andy was committed to being an excellent Planning Commissioner; he did his research; kept Council informed; took pride in everything he did and was proud to be a part of planning process for the City.

Council Member Sileo – Mr. Andy's level of dedication is unmatched and he loved the City.

Council Member Jeffra – Anyone who knew William Andy came out a better person.

CLOSED SESSION

None

ADJOURNMENT

Mayor Roberts adjourned the meeting at 6:49 p.m. in memory of Planning Commissioner – William Andy and announced the next regular meeting of the City Council would be held on January 24, 2006 at 6:00 p.m.

ATTEST:	APPROVED:
GERI K. BRYAN, CMC	FRANK C. ROBERTS
City Clerk	Mayor
City of Lancaster	City of Lancaster

CITY COUNCIL MINUTES JANUARY 10, 2006 Page 12

STATE OF CALIFORNIA) COUNTY OF LOS ANGELES) ss CITY OF LANCASTER)
CERTIFICATION OF MINUTES CITY COUNCIL
I,
WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this day of
(seal)