

**CITY OF SANTA CLARITA  
CITY COUNCIL  
MINUTES OF SPECIAL MEETING  
5:00 P.M.  
MINUTES OF REGULAR MEETING  
6:00 P.M.  
OCTOBER 9, 2007**

**CALL TO ORDER**

Mayor McLean called to order the special meeting of the City Council at 5:07 p.m.

**ROLL CALL**

All Councilmembers were present with the exception of Councilmember Ferry who entered the meeting at 5:21 p.m.

**PUBLIC PARTICIPATION**

There was none.

**CLOSED SESSION**

Carl Newton, City Attorney, advised of the need to conduct a Closed Session for the purpose of holding a:

**CONFERENCE WITH PROPERTY NEGOTIATOR**

Government Code Section 54956.8

**Location of Property:** Assessor's Parcel Number: 2827-036-012,  
9.31 acres – vacant land parcels

Property Owner: Wright

Under Negotiation: Price and Terms

**Location of Property:** Assessor's Parcel Number: 2833-024-038, 2833-024-039,  
59.60 acres – vacant land parcels

Property Owner: Pryor

Under Negotiation: Price and Terms

**Location of Property:** Assessor's Parcel Number: 2848-012-085, 2848-011-010,  
140 acres – proposed land acquisition

Property Owner: Treinen/Placerita Land Co.

Under Negotiation: Price and Terms

**CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION**

Government Code Section 54956.9 (a)

**Case Name:** City of Santa Clarita, et al. v U.S. Department of Interior, et al. and Cemex  
U.S. Court of Appeals for the Ninth Circuit, Appeals Case No. 06-55006  
(Consolidated with Case No. 06-55225 and 06-55960)

**RECESS AND RECONVENE**

Mayor McLean recessed the meeting to Closed Session at 5:09 p.m. and reconvened the meeting at 6:19 p.m.

**CITY ATTORNEY ANNOUNCEMENT**

Carl Newton, City Attorney, announced that no action was taken in Closed Session that was required to be reported.

**ADJOURN**

Mayor McLean adjourned the meeting at 6:20 p.m.

**CITY CLERK'S ANNOUNCEMENT**

Sharon Dawson, City Clerk, announced that anyone wishing to address an item on the agenda should complete a speaker's slip and submit it to the City Clerk before the item is announced by the Mayor.

**INVOCATION**

Mayor Pro Tem Kellar gave the invocation.

**CALL TO ORDER**

Mayor McLean called to order the regular meeting of the City Council at 6:22 p.m.

**ROLL CALL**

All Councilmembers were present.

**FLAG SALUTE**

Mayor Pro Tem Kellar led the flag salute.

**AWARDS/RECOGNITION TO MEMBERS OF THE COMMUNITY**

Mayor McLean and Councilmembers presented certificates of congratulations to the Hart Mustangs Little League World Series Winners and their coaches.

Mayor McLean and Councilmembers presented certificates of congratulations to Sergeants James Anderson and Gregg Lewison, and Deputies Laurie Baylis and Patrick Rissler, members of the Fraud and Identity Theft Education (FITE) Program at Santa Clarita Sheriff's Station for receipt of the 2007 California Crime Prevention Program of the Year Award by the California Department of Justice.

Mayor McLean and Councilmembers presented certificates of appreciation to Sergeant Steven Casaus, Detectives Juan Carrillo and John Gil, and Deputies Stephanie ShROUT and Keith Greene for their work on the sexual assault and residential burglary investigation and subsequent arrest on September 10, 2007.

Mayor McLean and Councilmembers proclaimed September 15 through October 15, 2007 as Hispanic Heritage Month and presented a proclamation in English and one in Spanish to Gloria Mercado-Fortine and Paul De La Cerda.

## **PRESENTATIONS TO THE CITY**

Captain La Berge of the Los Angeles County Sheriff's Department provided an update including the revealing of a new website, a training program for local financial institutions, a new pamphlet, presentations on the Neighborhood Watch Program, the upcoming Sheriff's Haunted House, and current recruitments.

## **PUBLIC PARTICIPATION**

Addressing the Council at this time was Pauline Harte regarding the proposed hospital expansion and G&L representatives; and Cam Noltemeyer regarding an alleged closed session prior to a Council subcommittee meeting held yesterday and the Open Space issue.

## **STAFF COMMENTS**

Ken Pulskamp, City Manager, explained that Council standing committees are subject to the Brown Act and ad hoc committees are not and confirmed that the Open Space ballot process was conducted according to law. Carl Newton, City Attorney, confirmed the comments made by the City Manager. Mr. Newton also advised that Ms. Harte should possibly contact the Sheriff's Department with regard to her incident with G&L representatives.

## **COMMITTEE REPORTS/COUNCILMEMBER COMMENTS**

Councilmember Boydston commented on his attendance at Law Appreciation Day acknowledging the community's public safety officials and attorneys; and requested the meeting be adjourned in memory of Tatiana Weiss.

Mayor Pro Tem Kellar acknowledged the recruiting efforts of the Sheriff's Department and encouraged those interested to apply; commented on his attendance at the Senior Wine Auction benefiting the Senior Center and their funding needs; advised that the SCV Artist's Association would hold an exhibit and auction on Saturday at the Performing Arts Center; asked Mike Murphy, the City's Intergovernmental Relations Officer, to report on their trip to Washington D.C. to confer with legislators on Cross Valley Connector funding and the Soledad Canyon mining/Cemex proposal; and acknowledged that College of the Canyons Superintendent Van Hook would be honored for her professional development on behalf of the College and its students.

Councilmember Weste commented on the luncheon held today with Senator Feinstein; acknowledged Deputy Appreciation Day which provided much positive feedback; commented on the success of the Senior Wine Auction; acknowledged that the Burrtec Waste proposal for the MRF site is moving ahead; and acknowledged the passing of Charles Albrech.

Councilmember Ferry commended staff for their efforts on Teen Scene Unplugged; commented on his attendance and the success of the Senior Wine Auction; invited attendance at an upcoming high school symposium next Tuesday night; commended the City and staff for today's lunch with Senator Feinstein; commented on the Newhall Street Art Festival; commended College of the Canyons for their new east-side facility; commended staff for their efforts on this year's State of the City lunch, acknowledged the presence of Bill Russell and his World Series Ring; and expressed condolences for the passing of Tatiana Weiss.

Mayor McLean acknowledged the passing of Tatiana Weiss; commented on the Council Subcommittee on Solid Waste and that the MRF siting is moving along; thanked staff for their

efforts on the Street Fair and suggested that the professional artists be expanded; commented on her attendance at the Cal Arts ground breaking amphitheatre; thanked the Redevelopment Committee for their efforts toward improvements in Newhall; mentioned the 2007 Entrepreneurs Forum at the Performing Arts Center; advised that she has been attending SCAG workshops on transportation issues; commented on today's lunch with Senator Feinstein; advised that the Blue Star Mothers would hold their Ball at the Aqua Dulce Vineyards on Saturday; and reminded of a Sheriff's Department program on Neighborhood Watch to be held on October 16.

### **EXECUTIVE MEETING**

This time has been set aside for Councilmembers to review the agenda and obtain any further information that may be added.

### **APPROVAL OF AGENDA**

**Motion by Weste, second by Kellar, to approve the agenda, pulling Items 2 and 10 from the Consent Calendar.**

**Hearing no objections, it was so ordered.**

### **APPROVAL OF MINUTES**

**Motion by Kellar, second by Weste, to approve the minutes of the September 21, 2007 special City Council meeting as submitted.**

**Hearing no objections, it was so ordered.**

**Motion by Kellar, second by Weste to approve the minutes of the September 25, 2007 regular City Council meeting as submitted.**

**Hearing no objections, it was so ordered.**

### **ITEM 1**

#### **CONSENT CALENDAR**

##### **READING OF ORDINANCE TITLES**

Government Code Section 36934 requires that all ordinances be read in full prior to Council taking action on the ordinance. By listing the ordinance title on the Council meeting agenda, Council may determine that the title has been read. Determine that the titles to all ordinances which appear on this public agenda have been read and waive further reading.

### **ITEM 2**

#### **CONSENT CALENDAR**

##### **SANTA CLARITA VALLEY AUTOMOBILE DEALERS ASSOCIATION SHOP LOCAL PROGRAM**

The Shop Local Program targets local residents, and is based on an ad campaign that shows the benefits residents receive as a result of making a local purchase. Additionally, sales tax revenues generated locally are reinvested back into the community in the form of increased public improvements and services. Approve \$60,000 for a public/private partnership with the Santa Clarita Valley Automobile Dealers Association for continuing the Shop Local Program for fiscal year 2007/2008, renewable for FY 08/09 and FY 09/10. Authorize the City Manager to execute

a renewable multi-year agreement with the Santa Clarita Valley Automobile Dealers Association, subject to City Attorney approval. Funds are budgeted in account number 11301-5161.002.

Addressing the Council on this item was Cam Noltemeyer.

Ken Pulskamp, City Manager, provided information on the origin of the program and its success as well as the formula for matching funds with the Auto Dealers contributing 83% and the City contributing 17%.

### **ITEM 3**

#### **CONSENT CALENDAR**

##### **8TH STREET AND PARKVIEW DRIVE DRAINAGE IMPROVEMENTS, PROJECT NO. S2043 - PROJECT ACCEPTANCE**

This project has corrected the problem of stagnant water and damaged asphalt near the intersection of 8th Street and Parkview Drive in the Newhall area. Accept the completion of 8th Street and Parkview Drive Drainage Improvements, Project No. S2043; direct the City Clerk to file the Notice of Completion; approve an additional expenditure for \$42,856 to R.C. Becker & Son, Inc.; and direct staff to release the 10 percent retention 35 days after the Notice of Completion is recorded, provided no stop notices have been filed, as provided by law.

### **ITEM 4**

#### **CONSENT CALENDAR**

##### **2005-2006 BRIDGE MAINTENANCE PROGRAM, PROJECT NO. M4004 - PROJECT ACCEPTANCE**

The Bridge Maintenance Program has improved various bridges throughout the City by repairing and sealing surface cracks in the concrete bridge deck and repairing other maintenance items. Maintenance of the bridges will enhance the appearance of the area and extend the economic life of the bridge. Accept the completion of the 2005-2006 Bridge Maintenance Program, Project No. M4004; direct the City Clerk to file the Notice of Completion; approve an additional expenditure for \$26,246 to Griffith Company; and direct staff to release the 10 percent retention 35 days after the Notice of Completion is recorded, provided no stop notices have been filed, as provided by law.

### **ITEM 5**

#### **CONSENT CALENDAR**

##### **BURRTEC ANNUAL PERFORMANCE EVALUATION**

Pursuant to Article 7 of the "Agreement between the City of Santa Clarita and Burrtec Waste Industries, Inc. for Commercial Solid Waste Management Services" (Franchise Agreement), the City may hold an annual Solid Waste Services and Performance Review. The performance review gives the City the opportunity to discuss the services provided by Burrtec. Direct staff to continue working with Burrtec Waste Industries Inc. (Burrtec) to continue implementing programs that will increase the City's commercial waste diversion rate; adopt **Resolution No. 07-71** for the Sixth Amendment to the Agreement between the City of Santa Clarita and Burrtec Waste Industries, Inc. for Commercial Solid Waste Management Services (Franchise Agreement). This amendment requires Burrtec to begin construction on the Materials Recovery

Facility (MRF) no later than January 1, 2009, and have the MRF constructed and operational by November 1, 2009; and authorize the City Manager or designee to execute all documents, subject to City Attorney approval.

**ITEM 6**

**CONSENT CALENDAR**

**RESOLUTION DESIGNATING THE COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC HEALTH AS THE LOCAL ENFORCEMENT AGENCY FOR SOLID WASTE MANAGEMENT**

Due to a reorganization in the County of Los Angeles, this resolution will designate the County of Los Angeles Department of Public Health as the Local Enforcement Agency (LEA) for solid waste management. Adopt **Resolution No. 07-72** designating the Los Angeles County Department of Public Health as the City's Local Enforcement Agency (LEA) for solid waste management.

**ITEM 7**

**CONSENT CALENDAR**

**TRACT MAP NO. 68286 (COMMERCIAL CONDOMINIUMS - CENTRE POINTE BUSINESS PARK) - APPROVAL OF FINAL MAP**

Approval of Tract Map No. 68286 (Commercial Condominiums - Centre Pointe Business Park) consisting of approximately 4.9 acres is located on Summit Circle, 250 feet northerly of Ferry Court, and is owned by CMD Centre Pointe Partners, LLC, a California Limited Liability Company. Approve Tract Map No. 68286; make certain findings; instruct the Director of Administrative Services to endorse the Special Assessment Certificate on the face of the Tract Map; instruct the City Clerk to endorse the Certificate on the face of the Tract Map; and instruct the City Engineer to endorse the Statement on the face of the tract map.

**ITEM 8**

**CONSENT CALENDAR**

**RESOLUTION APPROVING THE APPLICATION FOR GRANT FUNDS FOR THE CALIFORNIA RIVER PARKWAYS GRANT PROGRAM - PROPOSITION 50**

In 2006, City Council accepted completion of Phase I of the Discovery River Park project, including construction of 0.5 miles of Class I shared-use bicycle and pedestrian path along the Santa Clara River embankment. Planning and preliminary design of the Discovery Park site has been completed, however construction documents, permits, and construction funding has not been available to provide for the construction of the park site. This grant would provide up to \$1,000,000 for the completion of design and construction of a phase of Discovery River Park. Adopt **Resolution No. 07-73** to provide for the filing of a California River Parkways (CRP) grant application for the development of Discovery River Park. Authorize the City Manager, or designee, to sign all documents required to file the application and receive the grant, if awarded, subject to the approval of the City Attorney.

**ITEM 9**

**CONSENT CALENDAR**

**BASKETBALL COURT RENOVATION - PROJECT NUMBER: M2002 - PROJECT ACCEPTANCE**

On April 24, 2007, the City Council awarded the contract to construct basketball courts to Pivot Group, Inc. Construction commenced on June 26, 2007, and was completed

September 18, 2007. This project completed the removal and replacement of existing basketball courts at three park sites: Old Orchard, Valencia Glen, and Almendra Parks. Accept work performed by Pivot Group, Inc., on the Basketball Renovation Project, Project #M2002. Direct the City Clerk to file the Notice of Completion with the County Recorder. Direct staff to release the 10% retention 35 days after Notice of Completion is recorded, provided no stop notices, as provided by law, have been filed.

**ITEM 10  
CONSENT CALENDAR**

**APPROVE AGREEMENT FOR BIG LEAGUE DREAMS SPORTS PARK - PHASE I SITE SELECTION**

The City currently faces a deficit of over 600 acres of active parkland. The City desires to evaluate the potential for a multi-purpose recreational Sports Park to ensure the City is able to meet the park and recreational needs of its residents, while at the same time forming an opportunity for sports tourism in the City.

Addressing the Council on this item was Alan Ferdman representing the Canyon Country Advisory Committee; Cam Noltemeyer; Allan Cameron; David Lutness; Carole Lutness representing the SCV Clean Money Committee; Bruce McFarland; Don Webber, Vice President of Development of Big League Dreams; Bill Russell representing Big League Dreams; Pat Kight of PK Consulting representing Big League Dreams; and Randy Howard.

Ken Pulskamp, City Manager, provided additional information in response to public comments.

Rick Gould, Director of Parks, Recreation and Community Services, provided background on staff's work with Big League Dreams, including tours taken by the Parks, Recreation and Community Services Commission and their subsequent prioritization of the concept. Further information was provided on the proposal and the benefits anticipated for the City.

Councilmember Boydston expressed concerns about the Big League Dreams proposal.

In response to comments and inquiries from other Councilmembers, Mr. Pulskamp and Mr. Gould provided additional information.

**Motion by Ferry, second by Weste, to approve the approve the agreement for Phase I – Site Selection of the proposed Big League Dreams Sports Park to Big League Dreams Consulting, LLC, for an amount not to exceed \$90,000, from account number P0016-723-5161.001. Authorize the City Manager, or designee, to execute all documents, subject to City Attorney approval.**

**On roll call vote:**

**Ayes: Ferry, Weste, Kellar, McLean**

**Noes: Boydston**

**Absent: None**

**Motion carried.**

**ITEM 11**

**CONSENT CALENDAR**

CHECK REGISTER NOS. 38 AND 39

Approval of the Check Registers. Approve and ratify for payment the demands presented in Check Register Nos. 38 and 39.

**Motion by Ferry, second by Kellar, to approve the Consent Calendar, with the exception of Item 10.**

**On roll call vote:**

**Ayes: Weste, Kellar, Boydston, Ferry, McLean**

**Noes: None**

**Absent: None**

**Motion carried.**

**ITEM 12**

**PUBLIC HEARING**

ADOPTION OF LAW ENFORCEMENT FACILITIES IMPACT FEE

Mayor McLean opened the public hearing.

Sharon Dawson, City Clerk, stated that all notices required have been provided.

Darren Hernández, Deputy City Manager and Director of Administrative Services, advised that the primary policy objective of the law enforcement facilities impact fee is to ensure new development pays its fair share for the capital costs associated with expanding and/or building law enforcement facilities to accommodate the growth in service population.

Addressing the Council on this item was Cam Noltemeyer and Allan Cameron.

Ken Pulskamp, City Manager, assured that this fee would not turn into a Mello Roos district and advised that the City Council has never approved any Mello Roos district.

Mayor McLean closed the public hearing.

**Motion by Kellar, second by Weste, to adopt Resolution No. 07-74 establishing a law enforcement facilities impact fee to mitigate the impact of new development on police facilities.**

**On roll call vote:**

**Ayes: Kellar, Boydston, Ferry, Weste, McLean**

**Noes: None**

**Absent: None**

**Motion carried.**

**ITEM 13**

**NEW BUSINESS**

**LOBBYIST REGISTRATION**

Michael Murphy, Intergovernmental Relations Officer, advised that at the August 28, 2007 City Council meeting, upon the request of Council Member Boydston, the Council directed staff to prepare an agenda report relating to lobbyist registration with the City of Santa Clarita. The purpose of requiring lobbyist registration is to maintain fair and open decision making processes within City government and inform the public of lobbying activities bearing on legislative and administrative action.

Addressing the Council on this item was Bruce McFarland; Cam Noltemeyer; Allan Cameron; David Lutness, Carole Lutness and Arthur Sohikian.

**Motion by Weste, second by Ferry, to direct staff to bring back a recommendation including examples of what other cities do regarding alternatives for reporting, keeping any fee reasonable and to cover only administrative costs.**

**On roll call vote:**

**Ayes: Boydston, Ferry, Weste, Kellar, McLean**

**Noes: None**

**Absent: None**

**Motion carried.**

**ADJOURNMENT**

Mayor McLean adjourned the meeting at 9:21 p.m. in memory of Charles “Chuck” Butler Albrecq and Tatiana Weiss.

**FUTURE MEETINGS**

The next regular meeting of the City Council will be held Tuesday, October 23, 2007, at 6:00 p.m. in the Council Chamber, 1st floor of City Hall, 23920 Valencia Blvd., Santa Clarita, CA.

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**MAYOR**

**ATTEST:**

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**CITY CLERK**