

**CITY OF SANTA CLARITA  
CITY COUNCIL  
MINUTES OF SPECIAL MEETING  
5:00 P.M.  
MINUTES OF REGULAR MEETING  
6:00 P.M.  
NOVEMBER 25, 2008**

**CALL TO ORDER**

Mayor Kellar called to order the special meeting of the City Council at 5:05 p.m.

**ROLL CALL**

All Councilmembers were present.

**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 LABOR NEGOTIATOR**

Government Code Section 54957.6

**Agency Negotiator:** City Manager or designee

**Unrepresented Employees:** All positions not represented by SEIU Local 721

Government Code Section 54957.6

**Agency Negotiator:** City Manager or designee

**Represented Employees:** All positions represented by SEIU Local 721

**CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION**

Government Code Section 54956.9(a)

**Case Name:** City of Santa Clarita v. Bermite Recovery, LLC, et al.  
City of Santa Clarita v. Santa Clarita, LLC et al.  
L A Superior Court Case Nos. BC278004 and BC257152

**Case Name:** City of Santa Clarita v. County of Los Angeles Board of Supervisors, et al.  
US District Court, Central District of California, Western Division  
Case No. CV 04-7355 AHM (FMOx)

**RECESS AND RECONVENE**

Mayor Kellar recessed the meeting to Closed Session at 5:06 p.m. and reconvened the meeting at 6:15 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 Kellar adjourned the meeting at 6:15 p.m.

## **INVOCATION**

Councilmember Weste gave the invocation.

## **CALL TO ORDER**

Mayor Kellar called to order the regular meeting of the City Council at 6:18 p.m.

## **ROLL CALL**

All Councilmembers were present.

## **FLAG SALUTE**

Councilmember Weste asked members of Boy Scout Troup 303 in attendance to come forward and lead the flag salute.

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

The recognitions for Senator George Runner and Assembly Member Sharon Runner will be rescheduled.

## **PRESENTATIONS TO THE CITY**

There were none.

## **PUBLIC SAFETY TOPIC OF THE MONTH**

Lt. Brenda Cambra of the Los Angeles County Sheriff's Department gave a presentation on Kid Safety Month.

## **COMMITTEE REPORTS/COUNCILMEMBER COMMENTS**

Councilmember Ender congratulated staff for the City receiving the "Most Business Friendly City in Los Angeles County" award from the Los Angeles Economic Development Corporation; introduced her in-laws attending this meeting; and wished everyone a Happy Thanksgiving.

Councilmember Weste provided information on a rebate program being initiated by the Santa Clarita Valley Sanitation District Board with regard to sewer service fees for residents and businesses, effective January 2009; and requested that this meeting be adjourned in memory of Juan Bonavera, DVM, James Fall and Bruce Cramer.

Mayor Pro Tem Ferry encouraged shoppers to get a good deal at Mervyn's who has been a good corporate sponsor in the City; encouraged attendance at the Children's Holiday Parade and the Arts Festival at Hart Park on December 6; reminded of the Community Tree Lighting at Henry Mayo Newhall Memorial Hospital on December 7; and congratulated the Saugus High School

Cross Country team, the Valencia High School Girls Tennis team, and the Saugus and Valencia Football teams for their achievements.

Councilmember McLean commented on the all weekend event at Heritage Junction on December 6-7 including the Children's Holiday Parade, window painting, Holiday train, and 25 tons of imported snow and congratulated staff for their efforts in coordinating this event; acknowledged the new, improved format of the City's Seasons Magazine; mentioned her attendance as a Los Angeles County Library Commissioner at the opening and dedication of the new Castaic Library; reviewed the 4 strategic goals of the League of California Cities currently being finalized; read portions of a proclamation of the City proclaiming December 18, 2008 as "Day Without a Bag Day"; and wished all a safe and Happy Thanksgiving.

Mayor Kellar commented on his attendance at the welcome home celebration for Lance Corporal Jeffrey Phillipps held by Robert and Rachel Phillipps for their son's return from Iraq.

#### **EXECUTIVE MEETING**

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

#### **APPROVAL OF AGENDA**

**Motion by Weste, second by McLean, to approve the agenda, pulling Items 7, 9 and 11 from the Consent Calendar.**

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

#### **APPROVAL OF MINUTES**

**Motion by Ender, second by McLean, to approve the minutes of the October 28, 2008 special and regular City Council meetings as submitted.**

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

#### **CONVENE SANTA CLARITA REDEVELOPMENT AGENCY/CALL TO ORDER**

Chair Kellar called the meeting of the Redevelopment Agency to order at 6:40 p.m.

#### **PUBLIC PARTICIPATION**

There was none.

#### **APPROVAL OF MINUTES**

**Motion by McLean, second by Weste, to approve the minutes of the September 9, 2008 regular meeting as submitted.**

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

#### **ITEM 1**

##### **CONSENT CALENDAR**

##### **LOCAL APPOINTMENTS LIST**

Section 54970 of the Government Code, also known as "The Maddy Act", requires that the legislative body must cause to be prepared a list of appointments of all ongoing boards, commissions and committees which are appointed by the Redevelopment Agency.

**City Council: No action required.**

**Redevelopment Agency: Motion by Weste, second by Ferry, to approve the Local Appointments List and designate the Valencia Public Library to receive a copy of the list.**

**On roll call vote:**

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

**Noes: None**

**Absent: None**

**Motion carried.**

## **ITEM 2**

### **JOINT PUBLIC HEARING**

RESOLUTION MAKING CERTAIN DETERMINATIONS PERTAINING TO THE PURCHASE OF LAND FOR PUBLIC IMPROVEMENTS AT 24509 SPRUCE STREET, SANTA CLARITA, CA 91321 - APN 2831-006-032, PURSUANT TO HEALTH AND SAFETY CODE SECTIONS 33445 AND 33679

Mayor/Chair Kellar opened the public hearing.

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

Paul Brotzman, Director of Community Development, advised that this item is for the funding to acquire real property for construction of new public library.

Addressing the Council on this item was Thomas Fitterer, the property owner.

Mayor/Chair Kellar closed the public hearing.

**Motion by Ferry, second by Ender, to:**

**City Council: adopt Resolution No. 08-103 consenting to payment being made by its Redevelopment Agency for the purchase of land for public improvement and making the findings required by Section 33445 of the California Redevelopment Law to permit the use of Agency funds to purchase 24509 Spruce Street for the construction of a public library.**

**Redevelopment Agency: adopt Resolution No. RDA 08-12 as a resolution of the Agency requesting consent from the City Council to use Agency funds for the purchase of land for public improvements and making the findings required by Section 33445 of the California Redevelopment Law and to permit the use of those funds to acquire 24509 Spruce Street for the construction of a public library; and**

**authorize Executive Director or designee to approve payments up to a maximum amount of \$806,000 for the acquisition and for all required costs related thereto and execute all required documentation to complete the acquisition of 24509 Spruce Street, Santa Clarita, California 91321 (Assessor Parcel 2831-006-032), subject to review by Agency Attorney.**

**On roll call vote:**

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

**Noes: None**

**Absent: None**

**Motion carried.**

### **ITEM 3**

#### **JOINT PUBLIC HEARING**

**RESOLUTION OF NECESSITY FOR THE ACQUISITION OF REAL PROPERTY LOCATED AT 24509 SPRUCE STREET, APN 2831-006-032 FOR PROJECT NO. F2007390**  
Mayor/Chair Kellar opened the public hearing.

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

Paul Brotzman, Director of Community Development, advised that this item is for the consideration of adopting a Resolution of Necessity authorizing the acquisition of real property located at 24509 Spruce Street by condemnation for the development of the proposed public library improvements in Downtown Newhall.

Addressing the Council on this item was Thomas Fitterer the property owner; and Jeff Prada.

Mayor/Chair Kellar closed the public hearing.

**City Council: No action required.**

**Redevelopment Agency: Motion by Ferry, second by Ender, to adopt Resolution No. RDA 08-13 as a Resolution of Necessity authorizing the acquisition of real property located at 24509 Spruce Street (Assessors Parcel No. 2831-006-0032) by condemnation for the development of the proposed public library improvements in Downtown Newhall; appropriate \$806,000 from available funds in the Redevelopment Agency fund balance to Account 13400-5201.004; and authorize the Executive Director or designee to deposit \$790,000 from Account 13400-5201.004 to the Los Angeles County Superior Court to initiate immediate taking proceedings; to approve additional payments up to a maximum amount of \$16,000 for costs related to the purchase, and to execute all required documentation to complete the acquisition of 24509 Spruce Street, subject to Agency Attorney approval.**

**On roll call vote:**

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

**Noes: None**

**Absent: None**

**Motion carried.**

**ADJOURN SANTA CLARITA REDEVELOPMENT AGENCY**

Chair Kellar adjourned the meeting at 7:05 p.m.

**RESUME CITY COUNCIL MEETING**

Mayor Kellar resumed the regular City Council meeting at 7:05 p.m.

**ITEM 4**

**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 5**

**CONSENT CALENDAR**

**PLAYGROUND UPGRADES AT CANYON COUNTRY PARK - PROJECT M0080 - PROJECT ACCEPTANCE**

On April 22, 2008, City Council awarded the contract to remove and replace the existing playground structure and swings and bid alternates at Canyon Country Park to Fleming Environment, Inc. Construction commenced on August 11, 2008, and was completed on October 14, 2008, on time and on budget. Accept the work performed by Fleming Environmental, Inc. - Project M0060 for Canyon Country Park Playground Upgrades; direct the City Clerk to file the Notice of Completion with the County Recorder; direct staff to release the ten percent retention 35 days after Notice of Completion is recorded, provided no stop notices, as provided by law, have been filed.

**ITEM 6**

**CONSENT CALENDAR**

This number was not used.

**ITEM 7**

**CONSENT CALENDAR**

**WEIGHT LIMITS WITHIN THE CANVAS STREET/LINDA VISTA STREET NEIGHBORHOOD AND ON ISABELLA PARKWAY**

Establishment of weight limits will restrict trucks from utilizing these residential streets as "cut-through" routes. Introduce and pass to second reading an ordinance entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA CLARITA, CALIFORNIA, AMENDING CHAPTER 12.48 OF TITLE 12 (VEHICLES AND TRAFFIC), OF THE SANTA CLARITA MUNICIPAL CODE CONCERNING VEHICLES EXCEEDING FOURTEEN

THOUSAND (14,000) POUNDS—OPERATION ON CERTAIN HIGHWAYS PROHIBITED—  
ALTERNATE ROUTES.”

Addressing the Council on this item was Tony Natoli and Scott Young.

In response to inquiries from Councilmembers, Andrew Yi, City Traffic Engineer, provided additional information.

**ITEM 8**

**CONSENT CALENDAR**

**RESOLUTION TO AUTHORIZE THE SUBMITTAL OF A GRANT PROPOSAL FOR THE STATE OF CALIFORNIA BICYCLE TRANSPORTATION ACCOUNT**

The Bicycle Transportation Account (BTA) provides state funds for City and County projects that improve safety and convenience for bicycle commuters. This resolution authorizes staff to submit a grant proposal to the BTA. Adopt **Resolution No. 08-104** authorizing City staff to submit a grant proposal for the State of California Bicycle Transportation Account.

**ITEM 9**

**CONSENT CALENDAR**

**PURCHASE OF SPEED CUSHIONS FOR PLACEMENT IN THE BENZ ROAD NEIGHBORHOOD - AWARD CONTRACT**

At the special City Council meeting of September 30, 2008, the City Council directed staff to purchase and install speed cushions in the Benz Road neighborhood.

Addressing the Council on this item was Tony Natoli; Scott Young; Jean Erickson; and Nels Jacobson. One written comment was also submitted.

Ken Pulskamp, City Manager, explained the City’s search for solutions in this matter and the many meetings held.

**Motion by Ender, second by Weste, to find apparent low bid submitted by Tag International non-responsive; award contract for purchase of up to 100 speed cushions from Traffic Logix Corporation for \$86,353 plus a 15 percent contingency in the amount of \$12,953 for a total of \$99,306; and authorize the City Manager or designee to execute all documents, subject to City Attorney approval.**

**On roll call vote:**

**Ayes: Ender, Weste, Kellar**

**Noes: Ferry, McLean**

**Absent: None**

**Motion carried.**

**ITEM 10**

**CONSENT CALENDAR**

**2008-09 REMOVAL AND REPLACEMENT OF SIDEWALK, CURB AND GUTTER, AND**

**ACCESS RAMPS, PROJECTS M0064, M0065, AND T0027 - AWARD CONSTRUCTION CONTRACT**

These capital improvement projects consist of the removal and replacement of damaged sidewalks, driveway approaches, and curb and gutter, and the construction of access ramps at various locations within the City. Approve the contract documents and specifications for Fiscal Year 2008-09 Concrete Rehabilitation Program, Projects M0064, M0065, and T0027; find apparent low-bid submitted by WD Equipment Leasing, Inc., non-responsive; award the construction contract to responsible low-bidder, Toro Enterprises, Inc., for an amount not to exceed \$610,000; and authorize the City Manager or designee to execute all documents, subject to City Attorney approval.

**ITEM 11**

**CONSENT CALENDAR**

**AWARD SERVICE CONTRACTS FOR LANDSCAPE MAINTENANCE MONITORING**

Award of landscape inspection contracts to services providers who will monitor the performance of contracted landscape maintenance companies that service the City's Landscaped Maintenance Districts. Award contract to Coastal Land Care, LLC for landscape maintenance inspection services for an amount not to exceed \$164,300 annually, for a two-year period; award contract to Bryan Smith/Landscape Consultant for landscape maintenance inspection services for an amount not to exceed \$216,000 annually, for a two-year period; authorize the City Manager or designee to execute the above contracts and associated documents, and execute up to three (3) one-year options not to exceed the above annual amounts, plus Consumer Price Index (CPI) adjustments, contingent upon the appropriation of funds by the City Council during subsequent fiscal years, subject to City Attorney approval.

Addressing the Council on this item was Alan Ferdman.

At the request of Council, Kevin Tonoian, Technology Services Manager, provided clarification on the proposed contracts.

**ITEM 12**

**CONSENT CALENDAR**

**LOCAL APPOINTMENTS LIST**

Section 54970 of the Government Code, also known as "The Maddy Act", requires that the legislative body must cause to be prepared a list of appointments of all ongoing boards, commissions and committees which are appointed by the City Council. Approve the Local Appointments List and designate the Valencia Public Library to receive a copy of the list.

**ITEM 13**

**CONSENT CALENDAR**

**CHECK REGISTER NOS. 42, 43, 44, & 45**

Approval of the Check Registers. Approve and ratify for payment the demands presented in Check Register Nos. 42, 43, 44, & 45.

**Motion by Ender, second by Ferry, to approve the Consent Calendar with the exception of Item 9.**

**On roll call vote:**

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

**Noes: None**

**Absent: None**

**Motion carried.**

**RECESS AND RECONVENE**

Mayor Kellar called a recess at 7:35 p.m. and reconvened the meeting at 7:40 p.m.

**ITEM 14**

**PUBLIC HEARING**

**HEARING ON OBJECTIONS TO PROPOSED REMOVAL OF A NON-CONFORMING SIGN LOCATED AT 24811 RAILROAD AVENUE**

Mayor Kellar opened the public hearing.

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

In report, Carl Newton, City Attorney, advised that this item is for the consideration of objections to the proposed removal of a non-conforming sign.

Ken Pulskamp, City Manager, requested that the City Council provide staff with additional time to work with the property owner on this matter.

No requests to speak were submitted on this matter.

**Motion by Ender, second by Ferry, to table this matter.**

**On roll call vote:**

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

**Noes: None**

**Absent: None**

**Motion carried.**

**ITEM 15**

**PUBLIC HEARING**

**RESOLUTION ADOPTING AMENDMENT NUMBER ONE DATED NOVEMBER 2008 TO THE CITY OF SANTA CLARITA NONDISPOSAL FACILITY ELEMENT**

Mayor Kellar opened the public hearing.

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

Travis Lange, Environmental Services Manager, advised that California Public Resources Code Sections 41730-41736 require each city and county to prepare a Nondisposal Facility Element

that serves as a list of diversion facilities utilized by the jurisdiction to implement its diversion programs.

No requests to speak were submitted on this item.

Mayor Kellar closed the public hearing.

**Motion by McLean, second by Weste, to adopt Resolution No. 08-105 amending the City of Santa Clarita Nondisposal Facility Element; and direct staff to submit all required documents to the County of Los Angeles and the California Integrated Waste Management Board.**

**On roll call vote:**

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

**Noes: None**

**Absent: None**

**Motion carried.**

## **ITEM 16**

### **NEW BUSINESS**

#### **HISTORICAL BELL FOR SAUGUS UNION SCHOOL DISTRICT CENTENNIAL CELEBRATION**

Bob Kellar, Mayor, advised that the first Saugus Elementary School opened in 1908 with a bronze bell placed in the school tower. When the Saugus Elementary School closed in 1978, the bell was transferred to the Santa Clarita Valley Historical Society. In 2000 the bell was placed on permanent loan with the City of Santa Clarita at the Jan Heidt Metrolink Station in Newhall.

Addressing the Council on this item was Daniel Fuentes; Bailey Hill; Allison Campbell; Carol Rock; Judy Fish representing the Saugus Union School District; Judy Umeck representing the Saugus Union School District; Joan Oxman, President, representing the Saugus Teachers Association; Jon Baker representing the Saugus School District Administrators; Pat Saletore representing the Santa Clarita Valley Historical Society; and Paul de la Cerda, Clerk of the Board of Trustees of the Saugus Union School District.

**Motion by Kellar, second by Ferry, to submit a letter to the Santa Clarita Valley Historical Society requesting that they consider returning the historical bell to the Saugus Union School District and providing direction that removal and replacement of the bell will not be at City expense.**

**On roll call vote:**

**Ayes: Ender, Ferry, Kellar**

**Noes: McLean, Weste**

**Absent: None**

**Motion carried.**

## **ITEM 17**

### **NEW BUSINESS**

#### **POLITICAL SIGNS ORDINANCE AMENDMENT**

Carl Newton, City Attorney, advised that during a previous City Council meeting, Council directed the City Attorney's Office to review the City's current political signage regulations. Specifically, Council directed the City Attorney's Office to review the constitutionality of the City's current regulations regarding the quantity, size, height, lighting, and removal of temporary freestanding political signs on private property. In short, the City's ability to provide guidelines on temporary freestanding political signs are limited per constitutional freedom of speech provisions. Therefore, staff recommends that the Santa Clarita Municipal Code § 17.19.230 be amended to remove restrictions on quantity, height, size, and removal of political signs on private property.

No requests to speak were submitted on this item.

**Motion by Ferry, second by Weste, to introduce and pass to a second reading an ordinance entitled "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA CLARITA, CALIFORNIA, AMENDING CHAPTER 17.19 OF TITLE 17, SIGN REGULATIONS (PRIVATE PROPERTY), SECTION 17.19.230 "TEMPORARY FREESTANDING SIGNS" OF THE SANTA CLARITA MUNICIPAL CODE CONCERNING THE REGULATION OF TEMPORARY FREESTANDING CAMPAIGN SIGNS."**

**On roll call vote:**

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

**Noes: None**

**Absent: None**

**Motion carried.**

#### **PUBLIC PARTICIPATION**

Addressing the Council at this time was Alan Ferdman representing the Canyon Country Advisory Committee regarding the proposed hospital expansion; Nadine Teter regarding comments made by the Mayor at the conclusion of the public hearing on the proposed hospital expansion and the proposed Mercy Housing Project at the Hidaway Apartments; and David Gauny representing Smart Growth SCV regarding the Council's decision on the proposed hospital expansion, urging a motion to reconsider.

#### **STAFF COMMENTS**

Ken Pulskamp, City Manager, advised that the hospital item will be back on the agenda on December 9; and that staff will gather facts on the Mercy Housing Project and share them with Ms. Teter.

#### **ADJOURNMENT**

Mayor Kellar adjourned the meeting in memory of James Fall, Bruce Cramer, and Juan Bonavera, DVM at 8:58 p.m.

**FUTURE MEETINGS**

The Study Session scheduled for Tuesday, December 2, 2008, has been cancelled.

The next regular meeting of the City Council will be held Tuesday, December 9, 2008, at 6:00 p.m. in the Council Chamber, 1st floor of City Hall, 23920 Valencia Blvd., Santa Clarita, CA.

No City Council meetings are scheduled for the remainder of the year due to the holidays.

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**MAYOR**

**ATTEST:**

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**CITY CLERK**

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