

**CITY OF SANTA CLARITA  
CITY COUNCIL  
MINUTES OF SPECIAL MEETING  
5:30 P.M.  
MINUTES OF REGULAR MEETING  
6:00 P.M.  
FEBRUARY 24, 2009**

**CALL TO ORDER**

Mayor Ferry called to order the special meeting of the City Council at 5:30 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 LEGAL COUNSEL – PENDING LITIGATION**

Government Code Section 54956.9(a)

**Case Name:** In re RFI Realty, Inc. et al.  
US Bankruptcy Court, District of Arizona  
Case No. 2-04-BK-10486-CGC

**Case Name:** Sulphur Springs School District, et al. v. City of Santa Clarita  
Los Angeles Superior Court Case No. PC044437

**RECESS AND RECONVENE**

Mayor Ferry recessed the meeting to Closed Session at 5:31 p.m. and reconvened the meeting at 6:14 p.m.

**CITY ATTORNEY ANNOUNCEMENT**

Carl Newton, City Attorney, announced that as a result of the closed session just concluded, the City Council by unanimous vote authorized the City Attorney and Burke, Williams, and Sorensen, to defend its interests in litigation designated as Sulpur Springs School District v. City of Santa Clarita, Los Angeles Superior Court Case No. PC044437. This is a subrogation action brought in the name of the school district by their workers compensation insurance carrier to recover workers compensation benefits paid to a school district employee, Margaret Campbell, who was allegedly injured in a trip and fall accident on a City sidewalk.

**ADJOURN**

Mayor Ferry adjourned the meeting at 6:15 p.m.

## **INVOCATION**

Mayor Pro Tem Weste gave the invocation.

## **CALL TO ORDER**

Mayor Ferry called to order the regular meeting of the City Council at 6:17 p.m.

## **ROLL CALL**

All Councilmembers were present.

## **FLAG SALUTE**

Mayor Pro Tem Weste led the flag salute.

## **PRESENTATIONS TO THE CITY**

Ms. Grace Chan, Assistant Chief Engineer and Assistant General Manager, Sanitation Districts of Los Angeles County, gave the Waste by Rail presentation.

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

Mayor Ferry read a proclamation and Councilmembers acknowledged February as Senior Center month in Santa Clarita.

## **COMMITTEE REPORTS/COUNCILMEMBER COMMENTS**

Councilmember Ender congratulated the students whose art work and writing samples have been displayed at City Hall as part of the Season of Diversity program, sponsored by the Human Relations Forum; commented that the elementary schools will be celebrating Read Across America month in March, and encouraged those that may have books to donate to the library, to please do so.

Councilmember Kellar commented on the stellar job of the Santa Clarita Master Chorale and the Saints and Scoundrels program scheduled for March 22, 2009, at the Performing Arts Center; the Amgen Tour; the Celebrity Waiter dinner held at the Hyatt to benefit the Senior Center; and that the City is working with all available partners to lessen the burden of these difficult economic times on our citizens.

Councilmember McLean commented on her attendance at the Library Commission meeting by teleconference and the importance of the support and efforts to keep the libraries open; her attendance at the League of California Cities Board of Directors meeting, and the California cities that have to close one day per week to help meet budget constraints; and the Committee on Aging event that took place to raise funds for the Senior Center Respite Daycare program.

Mayor Pro Tem Weste commented on the Amgen Tour and how thrilling and exciting it was; the Santa Clarita Historical Society's Life and Death of James Dean event taking place at Hart Hall on Saturday, February 28, 2009, 2:00 p.m., with panel members in attendance who were a part of that last day; commented on Read Across America; and on the Channel 20 studio.

Mayor Ferry commented on the opening of the skate park on March 27, 2009; commented on the

Amgen Tour, and thanked Sheriff Department and City staff for an outstanding event; thanked Communications and Technology Services staff for their work on the first live blog with Mayor Dude.com; commented on Community Court and thanked those responsible for bringing an area court to Santa Clarita; the lunch with Princess Cruises CEO Alan Buckelew and his commitment to the area; and thanked committee and commission members that were involved in creating norms and practices for relationships between commissions, committees, and City Council, to be brought to a future joint meeting.

### **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 Kellar, second by Weste, to approve the agenda, pulling Item 5 from the Consent Calendar.**

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

### **APPROVAL OF MINUTES**

**Motion by Weste, second by Kellar, to approve the minutes of the February 10, 2009, special and regular City Council meetings as submitted.**

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

### **RECESS TO SANTA CLARITA REDEVELOPMENT AGENCY**

Mayor Ferry recessed the meeting to the Redevelopment Agency meeting at 6:55 p.m.

### **RECONVENE CITY COUNCIL MEETING**

Mayor Ferry reconvened the meeting of the City Council at 6:56 p.m.

### **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**

##### **2007-2008 ANNUAL OVERLAY AND SLURRY SEAL PROGRAM, PROJECT M0055 - PROJECT ACCEPTANCE**

The Annual Overlay and Slurry Seal project is an integral part of the City's pavement management program and adds pavement and slurry seal asphalt maintenance treatments to selected City streets. Accept the completion of the Annual Overlay and Slurry Seal Program, Project M0055; direct the City Clerk to file the Notice of Completion; direct staff to release the

remaining retention 35 days after the Notice of Completion is recorded, provided no stop notices as provided by law have been filed; and authorize the City Manager or designee to execute all documents, subject to City Attorney approval.

**ITEM 3**

**CONSENT CALENDAR**

**NEWHALL RANCH ROAD AND MCBEAN PARKWAY POLE RELOCATION, PROJECT C1001 - AWARD CONSTRUCTION CONTRACT AND CONSTRUCTION SUPPORT CONTRACTS**

This project will remove and relocate an existing traffic signal pole at the intersection of Newhall Ranch Road and McBean Parkway to enhance traffic safety at the intersection. Approve the plans and specifications; approve the following actions for a total project cost of \$82,651: award the construction contract for the Newhall Ranch Road and McBean Parkway Pole Relocation, Project C1001, to Christopher R. Morales, Inc., in the amount of \$40,684, plus a contingency in the amount of \$8,137, for a total contract amount not to exceed \$48,821; award the construction engineering and survey support contract to Advantec Consulting Engineers in the amount of \$4,500; award the labor compliance consulting services contract to Padilla & Associates in the amount of \$3,500; authorize staff, inspection, and miscellaneous project administration costs in the amount of \$10,960; authorize the use of City-owned streetlight equipment valued at \$14,870; increase Miscellaneous Grant Revenue Account 259-4451.004 by \$61,221 and appropriate the sum of \$56,221 to Expenditure Account C1001259-5161.001; authorize the transfer of \$6,560 of project savings from Project Expenditure Account I0004354-5161.001 to C1001354-5161.001; and authorize the City Manager or designee to execute all documents, subject to City Attorney approval.

**ITEM 4**

**CONSENT CALENDAR**

**APPOINTMENT OF CITY OF SANTA CLARITA REPRESENTATIVE TO THE GREATER LOS ANGELES VECTOR CONTROL DISTRICT**

Appointment of City of Santa Clarita Representative to the Greater Los Angeles Vector Control District. Appoint Robert Newman, Director of Public Works, to the Greater Los Angeles Vector Control District Board to represent the City of Santa Clarita for a two-year term.

**ITEM 5**

**CONSENT CALENDAR**

**MATERIALS RECOVERY FACILITY (MRF) CITIZEN SITE SELECTION COMMITTEE FORMATION**

Travis Lange, Environmental Services Manager, reported that pursuant to the request of Mayor Pro Tem Weste, staff has created a methodology for selecting a citizen's committee to locate a suitable location for a MRF in or around the City of Santa Clarita. Receive a presentation and direct staff to move forward with the formation of the MRF Citizen Site Selection Committee; adopt **Resolution No. 09-12** for the Eighth Amendment to the Agreement between the City of Santa Clarita and Burrtec Waste Industries, Inc., (Burrtec) for Commercial Solid Waste Management Services (Franchise Agreement). This amendment requires that Burrtec begin construction on the MRF no later than January 3, 2011, and to have the MRF constructed and operational by November 1, 2011; and authorize the City Manager or designee to execute all

documents, subject to City Attorney approval.

Addressing the Council on this item was Bruce McFarland, David Lutness, Allan Cameron, Diane Trautman, Alan Ferdman, representing the Canyon Country Advisory Committee; Phil Hof, Gina Nordenstrom, representing the Val Verde Civic Association; Sally Ellis; Wade Hunter, representing the North Valley Coalition of Concerned Citizens, Inc.; Steve Teeman, representing the Castaic Town Council; Vanessa Brookman, representing CATC – Region II; Robert Kelly, representing Castaic Town Council; Minerva Williams; and Todd Hoover.

Two written comments were received.

Following Council discussion/comments including possible sites for the MRF; the trash coming to the MRF being from City only or regional; efforts by all to recycle; being proactive recycling-wise; and no toxic waste ever being accepted by the MRF; a proposed amendment to the staff recommendaton was offered by City Manager Ken Pulskamp to include Val Verde in the list of proposed members; reduce the four open seats selected by the Solid Waste Subcommittee to three; invite those reluctant to participate as they may not have complete information; have the Solid Waste Subcommittee meet and make a recommendation for the MRF Committee; and return to Council for final approval of the MRF Committee.

**Motion by Weste, second by Kellar, to approve Consent Calendar Item 5 as amended.**

**On roll call vote:**

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

**Noes: None**

**Absent: None**

**Motion carried.**

## **ITEM 6**

### **CONSENT CALENDAR**

**ACCEPT STATE OF CALIFORNIA BICYCLE TRANSPORTATION ACCOUNT (BTA) GRANT AND APPROPRIATE MATCHING LOCAL FUNDS**

The City has received its first State of California BTA grant for Fiscal Year 2008-09. The BTA grant provides state funds for City and county projects that improve safety and convenience for bicycle commuters. Accept the State of California Bicycle Transportation Account (BTA) grant in the amount of \$141,723; increase Revenue Account 259-4621.001 and appropriate to Expenditure Account T1011259-5161.001; transfer project savings in the amount of \$15,749 from Expenditure Account C0029230-5161.001 to Expenditure Account T1011230-5161.001; and authorize the City Manager or designee to execute all documents, subject to City Attorney approval.

## **ITEM 7**

### **CONSENT CALENDAR**

**UPGRADE PEDESTRIAN FACILITIES - REMOVE OBSTRUCTIONS AT SOLEDAD CANYON ROAD AND CROSSGLADE AVENUE, PROJECT T3012 - AWARD CONTRACT**

Pedestrian facilities at the intersection of Soledad Canyon Road and Crossglade Avenue must be upgraded to meet Americans with Disabilities Act (ADA) standards. Approve the plans and specifications for the Upgrade Pedestrian Facilities – Remove Obstructions at Soledad Canyon Road and Crossglade Avenue, Project T3012; award the construction contract to Christopher R. Morales, Inc., for \$139,820, plus a 15 percent contingency in the amount of \$20,973, for a total contract amount not to exceed \$160,793; award construction support contract totaling \$3,250 to Padilla & Associates for labor compliance consulting services; authorize staff, inspection, and miscellaneous project administration costs in the amount of \$5,000; authorize the expenditure from Accounts T3012259-5161.001 and T3012601-5161.001; authorize the transfer of \$7,500 of project savings from Account M0066354-5161.001 to Account T3012354-5161.001; and authorize the City Manager or designee to execute all documents, subject to City Attorney approval.

#### **ITEM 8**

##### **CONSENT CALENDAR**

###### **AWARD CONTRACT FOR JANITORIAL SUPPLIES**

This action covers the annual purchase of janitorial supplies for Parks Facilities and Facilities Maintenance divisions. Award a contract to McCalla Company for janitorial supplies in the amount of \$256,051; authorize the City Manager or designee to modify the award in the event other issues of impossibility of performance arise, execute up to two (2) annual renewal options, not to exceed \$256,051 each, plus Consumer Price Index (CPI) adjustments, contingent upon the appropriation of funds by the City Council in the annual budget for such Fiscal Year, and execute all documents, subject to City Attorney approval.

#### **ITEM 9**

##### **CONSENT CALENDAR**

###### **CHECK REGISTER NOS. 5 & 6**

Approval of the Check Registers. Approve and ratify for payment the demands presented in Check Register Nos. 5 & 6.

**Motion by Weste, second by Kellar, to approve the Consent Calendar with the exception of Item 5.**

**On roll call vote:**

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

**Noes: None**

**Absent: None**

**Motion carried.**

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

Mayor Ferry and Councilmembers presented a certificate to Gary Borg for heroic action when seeing two people in peril in the water at his local community swimming pool; and Captain Anthony La Berge presented a certificate to Mr. Borg on behalf of Sheriff Lee Baca and the Los Angeles County Sheriff Department.

##### **RECESS AND RECONVENE**

Mayor Ferry called a recess at 7:55 p.m., and reconvened the meeting at 8:15 p.m.

**PUBLIC PARTICIPATION**

Addressing the Council regarding Congressman Buck McKeon and the Federal Stimulus Bill was Bruce McFarland; Andrew Morales and Bartley Bishop, representing Obama for Change SCV; Sterling King; Gina Nordenstrom; Corene Malloy; Carlos Needham; Jerry Clark; Allan Cameron; Jocelyn Reyes, representing California Republican Assembly; Paige Weaver, representing Republican Women’s Federation; Marcia Lewis; Doree Baklash; and Suzette Martinez-Woodruff.

Twenty-eight written comments were received.

**STAFF COMMENTS**

There were none.

**ADJOURNMENT**

Mayor Ferry adjourned the meeting at 8:44 p.m.

**FUTURE MEETINGS**

The next regular meeting of the City Council will be held Tuesday, March 10, 2009, 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**

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