

**CITY OF SANTA CLARITA
CITY COUNCIL
MINUTES OF SPECIAL MEETING
5:30 P.M.
MINUTES OF REGULAR MEETING
6:00 P.M.
JUNE 9, 2009**

CALL TO ORDER

Mayor Ferry called to order the special meeting of the City Council at 5:31 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 PROPERTY NEGOTIATOR

Government Code Section 54958

Property Location: Appx. 1.70 acres in Old Town Newhall, bounded by Lyons Avenue, Main Street, Railroad Avenue, and 9th Street

Property Owner: 1.23 acres consisting of APNs 2831-007-014,015,016,017,018,019 and 032 by AF Main Street comprised of Gary and Sandra Avery and Akki and Marcia Frimerman and .46 acres consisting of APNs 2831-007-025 and 023 by AF Main Street in escrow but currently owned by Peter and Eleanor Wiese

Under Negotiation: Price and Terms

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Government Code Section 54956.9(b) - one matter

RECESS AND RECONVENE

Mayor Ferry recessed the meeting to Closed Session at 5:34 p.m. and reconvened the meeting at 6:00 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 Ferry adjourned the meeting at 6:00 p.m.

INVOCATION

Councilmember Kellar gave the invocation.

CALL TO ORDER

Mayor Ferry called to order the regular meeting of the City Council at 6:01 p.m.

ROLL CALL

All Councilmembers were present.

FLAG SALUTE

Councilmember Kellar led the flag salute.

AWARDS/RECOGNITION TO MEMBERS OF THE COMMUNITY

Councilmember Ender and Council presented a certificate of recognition Taylor Kozak, Canyon Cowboys Offensive Linebacker, for organizing a free four-day youth football camp.

Councilmember Kellar and Council recognized SCV Velo for holding their first fundraiser, the Century Bike Ride benefiting the Child and Family Center and presented them with a certificate. Lois Bauccio from the Child and Family Center expressed her appreciation.

PRESENTATIONS TO THE CITY

There were none.

COMMITTEE REPORTS/COUNCILMEMBER COMMENTS

Mayor Pro Tem Weste commented on the North Park Community Church event; requested that Council adjourn in memory of Phil Rawlins; and asked that consideration be given to the possibility of placing plaques in Old Town Newhall honoring rodeo stars.

Councilmember Kellar gave accolades to the Santa Clarita Master Chorale, mentioning that they are in their 10th year of giving great performances; and commented on the phenomenal job the Master Chorale did performing "How the West was Sung".

Councilmember Ender thanked the Signal Newspaper for all the help and support with White Ribbon Week; commented on her visit to Bridgeport Elementary School, the first 6th Grade graduation class and the time capsule that the students buried that will be opened in 2034; commented on the passing of the gavel from outgoing Santa Clarita Valley PTA Council President Sabrina Utter to incoming President Diane McGrory; and suggested that the City investigate ways to participate in the recognition of what would have been Ronald Reagan's 100th birthday taking place in 2011.

Councilmember McLean reported that SB 1180, introduced by George Runner, would have removed the prohibition for inclusion of Elsmere Canyon within the Rim of the Valley Corridor, this was among the 136 bills that the Governor vetoed. Assembly Member Cameron Smyth has reintroduced this bill as AB 110 which passed the Assembly and is headed to the Senate for consideration; and further that the County of Los Angeles, Department of Public Works, will remove Elsmere Canyon from the Siting Element; commented on her attendance at the League of California Cities meeting in which many cities, special districts, and State Controller, John Chiang, voiced their opposition to the legislature regarding the borrowing of money from local agencies; commented on the Study Session tour in Newhall; and stated that she inquired with the Los Angeles County Transportation Committee, whether the median improvements on Copperhill will benefit the Benz Road residents and is anticipating a response soon.

Mayor Ferry commented on the work that he and Mayor Pro Tem Weste are doing with the Sanitation District to look at alternatives for further lowering of chlorides in the Santa Clara River, and stated that it had been determined that it was not appropriate to move forward with an assessment at this time; and thanked the Sanitation District Chief Engineer Steve McGuinn, and Mary Ann Lutz, Mayor of Monrovia for all their continuing work.

EXECUTIVE MEETING

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

Ken Pulskamp, City Manager, recommended that an addition be made to Item 9 to include David Morrow as the representative for the Sierra Club.

APPROVAL OF AGENDA

Council concurred to approve the agenda.

Hearing no objections, it was so ordered.

CONVENE SANTA CLARITA REDEVELOPMENT AGENCY CALL TO ORDER

Mayor/Chair Ferry called the meeting of the Redevelopment Agency to order at 6:31 p.m.

ITEM 1

CONSENT CALENDAR

APPROVAL OF MEETING MINUTES

The minutes of the previous Redevelopment Agency meeting are submitted for Redevelopment Agency approval.

Motion by McLean, second by Ender, to approve the minutes of the May 26, 2009 regular meeting of the Redevelopment Agency.

Hearing no objections, it was so ordered.

ITEM 2

JOINT CONSENT CALENDAR

SECOND READING AND ADOPTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA CLARITA, CALIFORNIA, ADOPTING AMENDMENT NO. THREE TO THE REDEVELOPMENT PLAN FOR NEWHALL REDEVELOPMENT PROJECT AREA PERTAINING TO THE POWER OF EMINENT DOMAIN, AND MAKING FINDINGS IN SUPPORT THEREOF, AND APPROVING AND ADOPTING THE NEGATIVE DECLARATION RELATED THERETO”

The Redevelopment Agency ("Agency") seeks to amend the Redevelopment Plan ("Plan") for the Newhall Redevelopment Project Area ("Project Area") in order to reinstitute its eminent domain authority for a period of 12 additional years.

Mayor Pro Tem/Vice Chair Weste recused herself from voting on this item this item due to possible conflict of interest due to the proximity of her property with the subject property.

City Council: Motion by Ender, second by Kellar, to adopt Ordinance No. 09-7 entitled “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA CLARITA, CALIFORNIA, ADOPTING AMENDMENT NO. THREE TO THE REDEVELOPMENT PLAN FOR NEWHALL REDEVELOPMENT PROJECT AREA PERTAINING TO THE POWER OF EMINENT DOMAIN, AND MAKING FINDINGS IN SUPPORT THEREOF, AND APPROVING AND ADOPTING THE NEGATIVE DECLARATION RELATED THERETO.”

Redevelopment Agency: No Action.

On roll call vote:

Ayes: McLean, Ender, Kellar, Ferry

Noes: None

Recused: Weste

Absent: None

Motion carried.

ITEM 3

JOINT PUBLIC HEARING

DRAFT FISCAL YEAR 2009-2010 ANNUAL OPERATING BUDGET AND FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM

Mayor/Chair Ferry opened the public hearing.

Susan Caputo, Deputy City Clerk/Secretary, stated that all notices required have been provided.

Ken Pulskamp, City Manager/Executive Director, advised that this is a joint Public Hearing of the City Council and Redevelopment Agency on the proposed Fiscal Year 2009-2010 Operating Budget, Redevelopment Agency Budget, and Five-Year Capital Improvement Program.

Council/Agency member Kellar acknowledged staff for all the hard work in preparing the budget.

Mayor/Chair Ferry closed the public hearing.

**City Council and Redevelopment Agency:
Motion by Weste, second by Kellar, to schedule the budget for adoption at the
June 23, 2009, joint City Council and Redevelopment Agency meeting.**

On roll call vote:

Ayes: Kellar, Ender, McLean, Weste, Ferry

Noes: None

Absent: None

Motion carried.

ITEM 4

JOINT PUBLIC HEARING

**CITY COUNCIL AND REDEVELOPMENT AGENCY JOINT PUBLIC HEARING AND
ADOPTION OF RESOLUTIONS APPROVING THE NEIGHBORHOOD STABILIZATION
GRANT APPLICATION FUNDED THROUGH THE HOUSING AND ECONOMIC
RECOVERY ACT**

Mayor/Chair Ferry opened the public hearing.

Susan Caputo, Deputy City Clerk/Secretary, stated that all notices required have been provided.

Motion by Ender, second by Kellar, to waive staff report.

Hearing no objections, it was so ordered.

In report, Armine Chaparyan, Redevelopment Manager, advised that the Neighborhood Stabilization Program is authorized under the Housing and Economic Recovery Act of 2008 for the purpose of assisting in the redevelopment of abandoned and foreclosed homes. The City of Santa Clarita and the Redevelopment Agency are submitting an application to receive \$1,187,003 in funding.

There were no requests to speak submitted on this item.

Mayor/Chair Ferry closed the public hearing.

**City Council: Motion by Kellar, second by Weste, to adopt Resolution No. 09-40
approving an application for Neighborhood Stabilization Program Funding.**

**Redevelopment Agency: Motion by Kellar, second by Weste, to adopt Resolution
No. RDA 09-7 to execute a Sub-Recipient Agreement to implement the NSP
program and leverage approximately \$5 million in Redevelopment housing bond-
proceeds with the City's application for Neighborhood Stabilization Program
Funding.**

On roll call vote:

Ayes: McLean, Ender, Kellar, Weste, Ferry

Noes: None

Absent: None

Motion carried.

ADJOURN SANTA CLARITA REDEVELOPMENT AGENCY

Chair Ferry adjourned the meeting at 6:40 p.m.

RESUME CITY COUNCIL MEETING

Mayor Ferry resumed the City Council meeting at 6:40 p.m.

ITEM 5

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 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 6

CONSENT CALENDAR

APPROVAL OF MEETING MINUTES

The minutes of the previous City Council meetings are submitted for City Council approval. Approve minutes of the May 20, 2009 special joint meeting with the Santa Clarita Community College District Board of Trustees and the May 26, 2009 special and regular meetings of the City Council.

ITEM 7

CONSENT CALENDAR

RENEW CONTRACT WITH LOS ANGELES COUNTY SHERIFF'S DEPARTMENT FOR LAW ENFORCEMENT SERVICES

Since incorporation, the City of Santa Clarita has contracted with the Los Angeles County Sheriff's Department for public safety services. Per the Law Enforcement Agreement terms, the County provides law enforcement services within the corporate limits of the City. Customarily, the Agreement is renewed for five (5) year periods. However, due to the pending Limited Liability Trust Fund (LTF) Tolling Agreement issues, the California Contract Cities Association (CCCA) has requested all contract cities to submit amendments to the existing Law Enforcement Agreements with the County extending the contract by only one (1) year. Renew contract with Los Angeles County for Law Enforcement Services and authorize the City Manager or designee to sign the contract, subject to City Attorney approval; authorize the City Manager or designee to execute all documents, including subsequent annual renewals in accordance with the terms of the contract, subject to City Attorney approval.

ITEM 8

CONSENT CALENDAR

STATE LEGISLATION: ASSEMBLY BILL 1464

During the May 12, 2009, Santa Clarita Legislative Committee meeting, Mayor Frank Ferry and Councilmember Laurie Ender recommended that the City take a position in support of AB 1464. Accept the recommendation of the City Council Legislative Committee and direct staff to submit letters of support to appropriate Members of the California Legislature, Governor, and League of California Cities for AB 1464.

ITEM 9

CONSENT CALENDAR

FORMATION OF AD HOC RECYCLING FACILITY SITE SELECTION CITIZEN COMMITTEE

Using the methodology approved by City Council on February 24, 2009, staff invited a number of organizations to participate in a Recycling Facility Site Selection Citizen Committee (Committee) and held an application process to fill the open seats. Pursuant to the request of Councilmember Kellar, the proposed list of participants is before the City Council for final approval. Approve the proposed list of participants for the Ad Hoc Recycling Facility Site Selection Citizen Committee (Committee), and direct staff to commence the proposed activities of the Committee.

Through earlier action, Ken Pulskamp, City Manager, recommended that an addition be made to include David Morrow as the representative for the Sierra Club.

Addressing the Council was Lynne Plambeck.

ITEM 10

CONSENT CALENDAR

FIRST AMENDMENT TO TEMPORARY BIN AND ROLL-OFF BOX FRANCHISES ADDING SECTION 25 - ACTIVITIES FOR THE IMPOUNDMENT OF NON-FRANCHISED HAULERS

Section 15.44.755 of the Municipal Code gives the City the ability to impound containers from haulers removing waste from within City limits without a valid Franchise Agreement. The City does not have the equipment to remove the containers of non-franchised haulers, should that become necessary. Staff is proposing to amend the Non-Exclusive Temporary Bin and Roll-Off Box Franchises to include this service as a voluntary program of the Franchise Agreement. Adopt **Resolution No. 09-41** to approve the First Amendment to the six current Non-Exclusive Temporary Bin and Roll-Off Box Franchisees to add Section 25 - Activities for the Impoundment of Non-Franchised Haulers; and establish and increase Revenue Account 100-4571.021 by \$15,000, and appropriate an ongoing amount of \$15,000 to Account 14601-5161.001 (Solid Waste Contractual Services) beginning Fiscal Year 2009-10.

ITEM 11

CONSENT CALENDAR

RESOLUTION AUTHORIZING THE SUBMITTAL OF THE ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT (EECBG) PROGRAM FUNDED THROUGH THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA)

As a result of President Barack Obama's American Recovery and Reinvestment Act (Recovery Act) of 2009, a total of \$3.2 billion was allocated to the United States Department of Energy (DOE) to administer the Energy Efficiency and Conservation Block Grant. Based on a formula allocation, the City of Santa Clarita is expected to receive \$1,565,800. Adopt **Resolution No. 09-42** authorizing the City Manager or designee to execute all documents and submit the Energy Efficiency and Conservation Block Grant (EECBG) to the United States Department of Energy by the June 25, 2009, deadline, requesting \$1,565,800 in grant funds.

ITEM 12

CONSENT CALENDAR

2008-09 ANNUAL OVERLAY AND SLURRY SEAL PROGRAM, PROJECT M0063 - AWARD CONSTRUCTION CONTRACT

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. Approve the plans and specifications for the 2008-09 Annual Overlay and Slurry Seal Program, Project M0063, and award the construction contract to Palp Inc., Excel Paving Co. in an amount not to exceed \$6,600,000, including contingency; award the construction management and material testing services contract to Bureau Veritas North America, Inc., in an amount not to exceed \$120,000; authorize the expenditure of up to \$75,000 for the annual citywide pavement inspection and the updates for the Pavement Management System; appropriate \$2,633,691 in Proposition 1B (Transportation Bond) Local Streets and Roads Congestion Relief and Traffic Safety funds to Expenditure Account M0063230-5161.001; authorize the decrease of Expenditure Account M0063601-5161.001 (General Funds) by \$386,868 and return to General Fund balance; authorize the decrease of Expenditure Account M0063230-5161.001 (Gas Tax) by \$161,737 and increase Expenditure Account M0063233-5161.001 (TDA Article 8) by \$161,737; authorize the transfer of \$140,000 in project savings from the 2007-08 Overlay and Slurry Seal Program Account M0055230-5161.001 to the 2008-09 Overlay and Slurry Seal Program Account M0063230-5161.001; authorize use of funds in Expenditure Account T2004238-5161.001 for the 16th Street and Newhall Avenue Pedestrian Safety Improvement project; and authorize the City Manager or designee to execute all documents, subject to City Attorney approval.

ITEM 13

CONSENT CALENDAR

SAFE ROUTE TO SCHOOL INFRASTRUCTURE, PROJECT T0028 - AWARD CONSTRUCTION CONTRACT AND CONSTRUCTION SUPPORT CONTRACTS

This project consists of the construction of physical improvements at crossings near Canyon Springs Elementary School, Emblem Elementary School, and Meadows Elementary School. The goal of this project is to enhance students' safety by reducing the speed of vehicles near school grounds and increasing the visibility of school crossings. Approve the plans and specifications and award the construction contract for the Safe Route to School Infrastructure, Project T0028, to R.C. Becker & Son, Inc., in the amount of \$236,512, plus a contingency in the amount of \$47,302, for a total not to exceed \$283,814; increase revenues in State Miscellaneous Grant Revenue Account 259-4621.001 by \$279,732 and appropriate to Expenditure Account T0028259-5161.001; appropriate \$31,082 from TDA Article 8 Fund Balance (233) to Expenditure Account T0028233-5161.001; and authorize the City Manager or designee to execute all documents, subject to City Attorney approval.

ITEM 14

CONSENT CALENDAR

WILEY CANYON AND SOLEDAD CANYON ROADS MEDIAN IMPROVEMENT, PROJECT B1007 - AWARD CONSTRUCTION CONTRACT

The median improvement project includes two different projects areas: Project Area 1 is located on Wiley Canyon Road between Orchard Village Road and Lyons Avenue; Project Area 2 is located on Soledad Canyon Road and includes the four medians just east of Bouquet Canyon Road. The project will help the City accomplish its beautification efforts of all major roadways

through landscaped medians. Approve the plans and specifications for the Wiley Canyon Road and Soledad Canyon Road Median Improvement, Project B1007, and award the construction contract to Beldaire West Landscape in the amount of \$463,126, and authorize a 15 percent contingency in the amount of \$69,468, for a total not to exceed \$532,594; appropriate \$270,000 from Landscape Maintenance District Fund Balance (357) to Project Account B1007357-5161.001; authorize an increase of \$45,000 to existing contract for Pacific Coast Land Design for a total contractual amount of \$78,500; and authorize the City Manager or designee to modify the award in the event that issues of impossibility of performance arise, subject to City Attorney approval.

ITEM 15

CONSENT CALENDAR

2008-09 CIRCULATION IMPROVEMENTS, PROJECT C0033 – AWARD CONSTRUCTION CONTRACT

The proposed project will install additional lanes on Whites Canyon Road, Via Princessa, Copper Hill Drive, Valencia Boulevard, and Railroad Avenue to increase roadway capacity and reduce congestion. In addition, one travel lane on Tournament Road will be reduced and a bicycle lane will be added. This improvement will also enhance the pedestrian crossing at Golf View Drive by reducing walking distance. Approve the plans and specifications for the 2008-09 Circulation Improvements, Project C0033, and award the construction contract to PCI in the amount of \$76,060, and authorize a 15 percent contingency in the amount of \$11,409, for a total not to exceed \$87,469 from Account C0033230-5161.001; and authorize the City Manager or designee to execute all documents, subject to City Attorney approval.

ITEM 16

CONSENT CALENDAR

FIBER OPTIC COMMUNICATION SYSTEM, PROJECT I3001 - AWARD CONSTRUCTION CONTRACT

The proposed project will add critical infrastructure to the City's existing Intelligent Transportation Management System and Thoroughfare Signal Interconnect. Award the construction contract for the Fiber Optic Communication System, Project I3001, to Pro Tech Engineering, Corp. in the amount of \$75,565, and authorize a 15 percent contingency in the amount of \$11,335, for a total contract amount not to exceed \$86,900; authorize the transfer of \$91,900 from the Traffic Signal Maintenance Account 14402-5141.007 to Account I3001354-5161.001; and authorize the City Manager or designee to execute all documents, subject to City Attorney approval.

ITEM 17

CONSENT CALENDAR

CHECK REGISTER NOS. 19 & 20

Approval of the Check Registers. Approve and ratify for payment the demands presented in Check Register Nos. 19 & 20.

Motion by Kellar, second by Ender, to approve the Consent Calendar.

On roll call vote:

Ayes: Ender, McLean, Kellar, Weste, Ferry
Noes: None
Absent: None
Motion carried.

ITEM 18

PUBLIC HEARING

ANNUAL LEVY OF ASSESSMENTS FOR SPECIAL DISTRICTS

Mayor Ferry opened the public hearing.

Susan Caputo, Deputy City Clerk, stated that all notices required have been provided.

In report, Dennis Luppens, Special Districts Administrator, advised that this item is an annual procedure required to continue the maintenance of special district improvements.

No requests to speak were submitted on this item.

Mayor Ferry closed the public hearing.

Motion by McLean, second by Weste, to adopt the resolutions approving the Engineer's Reports for the FY 2009-2010 annual levy of assessments for the continuation of maintenance for the following special districts: Resolution No. 09-43 for Drainage Benefit Assessment Areas Nos. 3, 6, 18, 19, 20, 22, 2008-1 and 2008-2; Resolution No. 09-44 for Landscape Maintenance Districts Nos. 1, T1, and A2; Resolution No. 09-45 for Streetlight Maintenance District No. 1; and Resolution No. 09-46 for the Golden Valley Ranch Open Space Maintenance District.

On roll call vote:

Ayes: McLean, Kellar, Ender Weste, Ferry

Noes: None

Absent: None

Motion carried.

ITEM 19

PUBLIC HEARING

ANNUAL LEVY OF ASSESSMENTS FOR OPEN SPACE PRESERVATION

Mayor Ferry opened the public hearing.

Susan Caputo, Deputy City Clerk, stated that all notices required have been provided.

Motion by Kellar, second by Ender, to waive staff report.

Hearing no objections, it was so ordered.

In report, Darren Hernández, Deputy City Manager and Director of Administrative Services, advised that this item is for the public hearing on FY 09-10 assessment and adoption of a resolution ordering the assessments and approving the Final Engineer's Report for the Open Space Preservation District.

Addressing the Council on this item was Jim Farley.

Mayor Ferry closed the public hearing.

Motion by Weste, second by Kellar, to adopt Resolution No. 09-47 approving the Engineer's Report for the FY 2009-2010 annual levy of assessments for the continuation of maintenance for the Open Space Preservation District.

On roll call vote:

Ayes: Kellar, McLean, Ender, Weste, Ferry

Noes: None

Absent: None

Motion carried.

ITEM 20

PUBLIC HEARING

ANNUAL ADJUSTMENT TO FEES AND AMENDMENTS TO THE FEE SCHEDULE

Mayor Ferry opened the public hearing.

Susan Caputo, Deputy City Clerk, stated that all notices required have been provided.

Motion by Weste, second by Kellar, to waive staff report.

Hearing no objections, it was so ordered.

In report, Carmen Magana, Finance Manager, advised that during the current fiscal year, the City, along with a fee consultant, conducted a time-motion study and created a cost allocation plan to determine the most accurate cost of providing services to the public.

Addressing the Council on this item was Holly Schroeder, representing the Building Industry Association.

Mayor Ferry closed the public hearing.

Motion by Kellar, second by Ender, to adopt Resolution No. 09-48 establishing a schedule of fees and charges for City services and revising fees and charges for parking penalties and other related violations within the City; and adopt Resolution No. 09-49, establishing fees and charges for the storm drainage utility services for Fiscal Year 2009-10.

On roll call vote:

Ayes: McLean, Kellar, Ender, Weste, Ferry

Noes: None

Absent: None

Motion carried.

ITEM 21

PUBLIC HEARING

STORMWATER POLLUTION PREVENTION FEE RATE AND METHODOLOGY ADJUSTMENT

Mayor Ferry commented that this continued public hearing was opened at the regular City Council meeting of May 26, 2009, and continued to this time.

Susan Caputo, Deputy City Clerk, stated that all notices required have been provided.

Travis Lange, Environmental Services Manager, advised that this item is a continued public hearing to hear public testimony, receive written and/or oral property owner protests, and consider all protests against the proposed Fee. Pursuant to Article XIID of the California Constitution (Proposition 218) the City is required to go through a two-step process. The first step is a Public Hearing, and the second step is a property owner election. In the absence of a majority protest the City Council may order a mailed-ballot election on the proposed Stormwater Pollution Prevention Fee.

Addressing the Council on this item was Manuel Santana, and Sandra Cattell.

Mayor Ferry closed the public hearing.

Susan Caputo, Deputy City Clerk, advised that there is no majority protest.

Motion by Weste, second by Ender, to order a change in the fee methodology for parcels in the "single family residential-rural" land use category to be based on the "actual impervious percentage" of each parcel; adopt Resolution No. 09-50 authorizing a mail ballot election for August 25, 2009, for submittal of a proposed annual Stormwater Pollution Prevention Fee to owners of real property subject to the Fee, confirming a report, as modified, on the proposed Fee, and adopting procedures for the conduct of the election; increase the contract for Harris and Associates, in the amount of \$65,000, and authorize the City Manager or designee to execute any documents, subject to City Attorney approval; appropriate \$149,000 from the Stormwater Utility fund balance to expenditure account 14600-5161.002

for the election and public information process of the proposed Stormwater Pollution Prevention Fee Rate and Methodology adjustment.

On roll call vote:

Ayes: McLean, Kellar, Ender, Weste, Ferry

Noes: None

Absent: None

Motion carried.

ITEM 22

PUBLIC HEARING

AMENDMENTS TO THE CITY'S MUNICIPAL AND UNIFIED DEVELOPMENT CODE 1) ADDRESSING ROOMING HOUSES IN SINGLE-FAMILY RESIDENTIAL ZONES; 2) THE DEFINITION OF FAMILY; AND 3) CREATING A RESIDENTIAL HIGH OCCUPANCY PERMIT (RHOP)

Mayor Ferry opened the public hearing.

Susan Caputo, Deputy City Clerk, stated that all notices required have been provided.

Patrick Leclair, Associate Planner, advised that this is a request to amend the City's Municipal and Unified Development Codes to address concerns regarding the rental of single-family residences and to address the comments issued by the California Department of Housing and Community Development regarding the definition of "Family" in the Unified Development Code.

Addressing the Council on this item was Ellie Guimaraes; Raymond Holybee; Jo Lasky; Patricia Wyman; George Menta; Alan Ferdman; and Mark Bolger.

Seven written comments were submitted.

Mayor Ferry closed the public hearing.

Motion by Kellar, second by Weste, to introduce and pass to second reading an ordinance entitled, "AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT CODE (UDC) TO INCLUDE (1) A NEW DEFINITION FOR ROOMING HOUSES, (2) A PROHIBITION OF ROOMING HOUSES IN SINGLE-FAMILY RESIDENTIAL ZONES, AND (3) MODIFYING THE EXISTING DEFINITION OF "FAMILY" IN THE UDC, AND ADOPTING THE ASSOCIATED NEGATIVE DECLARATION"; and introduce and pass to second reading an ordinance entitled, "AN ORDINANCE ESTABLISHING A RESIDENTIAL HIGH OCCUPANCY PERMIT (RHOP) FOR OWNERS IN ALL RESIDENTIAL ZONES WHO RENT THEIR PROPERTIES TO MORE THAN SIX PEOPLE 18 YEARS OF AGE OR OLDER, AND ADOPTING THE ASSOCIATED NEGATIVE DECLARATION."

On roll call vote:

Ayes: Ender, McLean, Kellar, Weste, Ferry

Noes: None

Absent: None

Motion carried.

ITEM 23

PUBLIC HEARING

SECOND READING AND ADOPTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA CLARITA, CALIFORNIA, PROTECTING PUBLIC HEALTH, SAFETY, AND WELL-BEING WITH RESPECT TO INDUSTRIAL WASTE DISPOSAL PERMITS, PLAN REVIEWS, INSPECTIONS, AND OTHER NECESSARY SERVICES BY AMENDING SECTIONS 15.20.010, 15.20.020, 15.20.030, 5.20.040, AND 15.20.050 OF CHAPTER 15.20 SANITARY SEWERS AND INDUSTRIAL WASTE, ADOPTING THE COUNTY OF LOS ANGELES CODE TITLE 20, UTILITIES, DIVISION 2, SANITARY SEWER AND INDUSTRIAL WASTE BY REFERENCE, AND REPEALING SECTIONS 15.20.060 - 15.40.040 OF THE SANTA CLARITA MUNICIPAL CODE, TITLE 15, DIVISION 2

Mayor Ferry opened the public hearing.

Susan Caputo, Deputy City Clerk, stated that all notices required have been provided.

Motion by Weste, second by Kellar, to waive staff report.

Hearing no objections, it was so ordered.

In report, Ruben Barrera, City Building Official, advised that the City has a formal agreement in effect with the County of Los Angeles to perform industrial waste permitting, inspection, and enforcement consistent with federal law, state law, and the Santa Clarita Municipal Code. In turn, the County of Los Angeles bills the City for the cost of the service provided.

No requests to speak were submitted on this item.

Mayor Ferry closed the public hearing.

Motion by Kellar, second by Weste, to adopt Ordinance No. 09-8 entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA CLARITA, CALIFORNIA, PROTECTING PUBLIC HEALTH, SAFETY, AND WELL-BEING WITH RESPECT TO INDUSTRIAL WASTE DISPOSAL PERMITS, PLAN REVIEWS, INSPECTIONS, AND OTHER NECESSARY SERVICES BY AMENDING SECTIONS 15.20.010, 15.20.020, 15.20.030, 5.20.040, AND 15.20.050 OF CHAPTER 15.20 SANITARY SEWERS AND INDUSTRIAL WASTE, ADOPTING THE COUNTY OF LOS ANGELES CODE TITLE 20, UTILITIES, DIVISION 2, SANITARY SEWER AND INDUSTRIAL WASTE BY REFERENCE, AND REPEALING SECTIONS 15.20.060 - 15.40.040 OF THE SANTA CLARITA MUNICIPAL CODE, TITLE 15, DIVISION 2"; adopt Resolution No. 09-51 setting the fees for stormwater monitoring and stormwater treatment BMP approval/monitoring; authorize the contract renewal with Los Angeles County Department of Public Works, authorize staff to expend an amount not to exceed \$250,000, and authorize the City Manager or designee to execute contract documents; and approve and appropriate an ongoing amount of \$110,000 to Expenditure Account 14100-5161.001 and increase Revenue Account 100-4111.008 by \$135,000, beginning Fiscal Year 2009-10.

On roll call vote:

Ayes: McLean, Kellar, Ender, Weste, Ferry

Noes: None

Absent: None

Motion carried.

PUBLIC PARTICIPATION

Addressing the Council was Duane Harte, representing the Santa Clarita Parade Committee, regarding the 4th of July Parade.

STAFF COMMENTS

None.

ADJOURNMENT

Mayor Ferry adjourned the meeting at 7:59 p.m. in memory of Phil Rawlins.

FUTURE MEETINGS

The next regular meeting of the City Council will be held Tuesday, June 23, 2009, at 6:00 p.m. in the Council Chamber, 1st floor of City Hall, 23920 Valencia Blvd., Santa Clarita, CA.

MAYOR

ATTEST:

CITY CLERK

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