

**CITY OF SANTA CLARITA
CITY COUNCIL
MINUTES OF SPECIAL MEETING
5:00 P.M.
MINUTES OF REGULAR MEETING
6:00 P.M.
NOVEMBER 8, 2005**

CALL TO ORDER

Mayor Smyth called to order the special meeting of the City Council at 5:00 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:** City of Santa Clarita v. Charles Von Der Ahe, et al.
Los Angeles County Superior Court Case # PC 036780
- Case Name:** Bradley Leber v. City of Santa Clarita
Los Angeles County Superior Court Case # PC 035083
- Case Name:** City of Santa Clarita v. SC LLC, et al.
Los Angeles County Superior Court Case # BC 259442

CONFERENCE WITH LEGAL COUNSEL – Potential Litigation

Government Code Section 54956.9 (c) – one matter

PUBLIC EMPLOYEE ANNUAL PERFORMANCE EVALUATION

Government Code Section 54957

Position Title: City Manager

RECESS AND RECONVENE

Mayor Smyth recessed the meeting to Closed Session at 5:02 p.m. and reconvened the meeting at 6:12 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 Smyth adjourned the meeting at 6:12 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

Councilmember McLean gave the invocation.

CALL TO ORDER

Mayor Smyth called to order the regular meeting of the City Council at 6:15 p.m.

ROLL CALL

All Councilmembers were present.

FLAG SALUTE

Cub Scout Troop 58 led the flag salute.

COMMITTEE REPORTS/COUNCILMEMBER COMMENTS

Councilmember Ferry thanked Tess Simgen, Community Services Analyst, for her work on the Dads and Moms Against Drugs (DAD’s) program and commented that the attendance had tripled; commented that the Every 15 Minutes Program will be held at Saugus High School on November 18; the groundbreaking for the Youth Memorial will be held at Central Park on November 18; the proposed Open Space and Parkland Preservation District Election being held on November 22; and recognized Joe Caso of Frontier Toyota for the televised Hart/Valencia High School game on Public Access Channel 20.

Councilmember McLean reported that she attended the November 3 Regional Water Quality Board meeting regarding the Total Daily Maximum Load (TDML) of chlorides released into the Santa Clara River; the League of California Cities meeting; and commented on Proposition 1A which stops the confiscation of local budgets by the State; the reception being held on November 29 with Los Angeles Councilmember Padilla; Oak Tree Day event held at Canyon Country Park; and the Redevelopment Committee meeting held on November 7 that she attended along with Carrie Rogers, Economic Development Manager, and Paul Brotzman, Director of Community Development.

Councilmember Kellar commented on the grand opening of the new Teroso Adobe Park in the County and that Harry Carey was in attendance; the Chamber of Commerce Education Foundation “Principal for a Day Program” that he spent at Sulphur Springs Elementary School; the honor of starting the Santa Clarita Marathon on Sunday November 6; and the Festival of Trees scheduled for November 18 – 20 to benefit the Boys and Girls Club.

Mayor Pro-Tem Weste commented on the proposed Open Space and Parkland Preservation District election and encouraged anyone with questions to call the City; the Animal Shelter

Appreciation Week taking place, and that it would be a good opportunity to volunteer and/or adopt at a shelter; and the event taking place at the Veterans Historical Plaza on Veterans' Day.

Mayor Smyth commented on the Veterans' Day events taking place at the Veterans of Foreign Wars and at the Veterans' Historical Plaza; and recognized his 3rd and 6th grade teachers who were in the audience.

AWARDS/RECOGNITION TO MEMBERS OF THE COMMUNITY

Mayor Smyth and Council recognized the Carroll, Ferrar and Hwang families as the first 3 Grand Prize Winners of the "We Recycle Program" and presented them with certificates of recognition.

Mayor Smyth and Councilmembers presented certificates of recognition to Chelsea Huntley, Kristie Dolan, Sarah Lopez, Dominic Ramirez, Gayne Kalustian, Dayton Provost, the 6 Grand Prize Winners from the "Recycling Rhyme Contest".

PRESENTATIONS TO THE CITY

Mayor Smyth and Councilmembers presented long-time PRCS employees Dale Sargent and Pat Hagele and their respective teams for becoming finalists in the On Location Employee of the Year program for their ongoing work on specific film projects.

Mayor Smyth and Councilmembers presented City Manager Ken Pulskamp the ICMA 2005 Public and Private Partnership Award for Golden Valley project, and an ICMA award for 25 years of public service.

PUBLIC PARTICIPATION

Addressing the Council was Carl Goldman regarding the success of the "We Recycle Program"; Karin Nelson regarding the proposed Open Space and Parkland Preservation District; Kathy Wieck, Lorena Barona, Martha Menendez, Josy Block, Larry Bustetter, Michael Dean, David Keating and Tim Crissman regarding the Old Orchard Shopping Center and the Vallarta Market.

Three written comments were received.

STAFF COMMENTS

Carl Newton, City Attorney, advised that the City is precluded from influencing a landlord in dealing with tenants.

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 McLean, to approve the agenda.

Hearing no objections, it was so ordered.

APPROVAL OF MINUTES

Motion by Weste, second by McLean, to approve the minutes of the October 25, 2005 special and regular City Council meetings 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

JOINT RESOLUTIONS OF THE CITY COUNCIL AND THE COUNTY BOARD OF SUPERVISORS APPROVING NEGOTIATED EXCHANGE OF PROPERTY TAX REVENUE RESULTING FROM THE STONECREST, NORTH PARK, AND CALIFORNIA CANYONS ANNEXATIONS

Adoption of joint resolutions approving negotiated exchange of property tax revenue from the Stonecrest, Northpark and California Canyons annexations into the City of Santa Clarita. Adopt **Resolution No. 05-124** as a joint Resolution of Negotiated Exchange of Property Tax Revenue resulting from the proposed Stonecrest Annexation to the City of Santa Clarita; adopt **Resolution No. 05-125** as a joint Resolution of Negotiated Exchange of Property Tax Revenue resulting from the proposed Northpark Annexation to the City of Santa Clarita; adopt **Resolution No. 05-126** as a joint Resolution of Negotiated Exchange of Property Tax Revenue resulting from the proposed California Canyons Annexation to the City of Santa Clarita.

ITEM 3

CONSENT CALENDAR

I-5/MAGIC MOUNTAIN PARKWAY PHASE 2, PROJECT NO. S1003 - AGREEMENTS FOR RIGHT-OF-WAY, INCLUDING REAL PROPERTY ACQUISITIONS, GRANTING OF EASEMENTS, CONSENTS, AND THE TRANSFER OF NECESSARY PROPERTY RIGHTS TO COUNTY AND STATE

This project will reconstruct the interchange at I-5/Magic Mountain Parkway and realign The Old Road. Right-of-way negotiations are an integral part of the project. Approve the acquisition of real property interests valued at \$349,800.00 plus 15 percent for negotiations for right-of-way; approve the granting of utility easements, consents, and the transfer property rights as required for the construction of interstate ramps and relocation of The Old Road, Magic Mountain Parkway/Interstate 5 Phase II, Project No. S1003, including, but not limited to, Los Angeles County, State of California, Newhall Land, Mobil Oil, Chevron Oil, and Ocean Park Hotels; and authorize the City Manager or designee to execute utility easements, consent agreements, and all other documents related to the transfer of property rights, subject to City Attorney approval.

ITEM 4

CONSENT CALENDAR

SUMMARY VACATION OF A PORTION OF A SEWER EASEMENT ON LOTS 5 AND 6 OF TRACT MAP NO. 42670-07 - CENTRE POINTE BUSINESS PARK

Spirit Properties has requested to vacate a portion of an existing sewer easement dedicated by Tract Map No. 42670-07, Lots 5 and 6, Centre Pointe Business Park. A portion of sewer has been relocated and this portion of easement is no longer needed and is considered an excess easement. Adopt **Resolution No. 05-127** for the summary vacation of a portion of the sewer easement on Lots 5 and 6 of Tract Map No. 42670-07; and direct the City Clerk to record the certified original resolution in the office of the Registrar-Recorder of the County of Los Angeles.

ITEM 5

CONSENT CALENDAR

SUMMARY VACATION OF A PORTION OF A STORM DRAIN EASEMENT ON LOTS 1 AND 2 OF PARCEL MAP NO. 23349 IN THE VICINITY OF MAGIC MOUNTAIN PARKWAY AND TOURNEY ROAD

Newhall Land has requested to vacate portions of an existing storm drain easement dedicated by Parcel Map No. 23349, Lots 1 and 2, in the vicinity of Magic Mountain Parkway and Tourney Road. The storm drain has been relocated and this easement is no longer needed and is considered an excess easement. Adopt **Resolution No. 05-128** for the summary vacation of the storm drain easement on Lots 1 and 2 of Parcel Map No. 23349; and direct the City Clerk to record the certified original resolution in the office of the Registrar-Recorder of the County of Los Angeles.

ITEM 6

CONSENT CALENDAR

AWARD YOUTH SPORTS UNIFORMS CONTRACT

Periodically, Purchasing reviews annual contracts for rebid. The Youth Sports Uniform contract was last awarded in 2002. Purchasing solicited bids from qualified vendors and has found the bid from Idea Factory to be the lowest responsive, responsible bid. Award the Youth Sports Uniform contract to Idea Factory, in an amount of \$70,527.47 and a 10% contingency fee of \$7052.75, not to exceed a total of \$77,580.22 from account number 7242-7312.

ITEM 7

CONSENT CALENDAR

AWARD CONTRACT FOR THE PURCHASE OF ONE HEAVY-DUTY DUMP TRUCK

Award a contract to purchase a diesel-fueled, heavy-duty dump truck from Boerner Truck Center. Award a contract to Boerner Truck Center for the purchase of a diesel-fueled heavy-duty dump truck for an amount not to exceed \$150,117.19; authorize the City Manager or designee, to sign all documents, subject to City Attorney approval.

ITEM 8

CONSENT CALENDAR

CHECK REGISTER NOS. 42 AND 43

Approval of the Check Registers. Adopt **Resolution No. 05-129** to approve and ratify for payment the demands presented in Check Registers 42 and 43.

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

On roll call vote:

Ayes: Ferry, McLean, Weste, Kellar, Smyth

Noes: None

Absent: None

Motion carried.

ITEM 9

PUBLIC HEARING

GENERAL PLAN AMENDMENT, PREZONE, SPHERE OF INFLUENCE AMENDMENT AND ANNEXATION OF THE EAST SANTA CLARITA ANNEXATION AREA, MASTER CASE 05-270

Mayor Smyth opened the public hearing.

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

Council consensus to waive staff presentation.

In report Kai Luoma, Senior Planner, advised that the subject annexation area is located east of City boundaries in Canyon Country in the area where Soledad Canyon Road bisects State Route 14. The approximately 1,885-acre annexation area extends from the eastern boundary of the soon to be completed Stonecrest Annexation east across State Route 14 to within a few hundred feet of Agua Dulce Road.

There were no requests to speak on this item.

Mayor Smyth closed the public hearing.

Motion by Weste, second by Kellar, to adopt Resolution No. 05-130 adopting the Negative Declaration and approving General Plan Amendment 05-007; adopt Resolution No. 05-131 as a Resolution of Application to submit to LAFCO as an application to annex the East Santa Clarita Annexation Area to the City of Santa Clarita; and introduce and pass to second reading on November 22, 2005 an Ordinance entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA CLARITA TO APPROVE PREZONE NO. 05-001 (MASTER CASE 05-270) FOR THE EAST SANTA CLARITA ANNEXATION AREA GENERALLY LOCATED IN CANYON COUNTRY NEAR THE EASTERN CITY BOUNDARY ABUTTING THE STONECREST ANNEXATION NORTH OF SOLEDAD CANYON ROAD.

On roll call vote:

Ayes: McLean, Weste, Kellar, Ferry, Smyth

Noes: None

Absent: None

Motion carried.

ITEM 10

UNFINISHED BUSINESS

DRAFT DOWNTOWN NEWHALL SPECIFIC PLAN AND DRAFT ENVIRONMENTAL IMPACT REPORT

Jason Smisko, Senior Planner, advised that this item is for (Master Case 05-029) Draft Specific Plan designed to revitalize and redevelop Downtown Newhall into a thriving, mixed-use, pedestrian-oriented urban village with a series of economic engines.

Mayor Pro Tem Weste disqualified herself from participation on this item due to a potential conflict of interest on the basis of living in the area and left the dais.

Addressing the Council on this item was Connie Worden-Roberts representing herself, the Chamber of Commerce and the Valencia Industrial Association; John Grannis representing himself as well as the Redevelopment Committee; Phil Ellis representing the Newhall Redevelopment Committee; Todd Weaver representing the development community; Leon Worden; Valerie Thomas; and Laurene Weste representing herself.

One written comment was received.

Motion by Kellar, second by McLean, to adopt Resolution No. 05-132 adopting the Downtown Newhall Specific Plan and General Plan Amendment; adopt Resolution No. 05-133 certifying the project's Environmental Impact Report adopting the Statement of Overriding Conditions and adopting the Mitigation Monitoring and Reporting Program; as a goal and objective in the implementation of the Specific Plan that the Council/Redevelopment Agency in review and approval of projects will be sensitive to the needs of the surrounding area; introduce and pass to a second reading on November 22, 2005 an ordinance entitled: AN ORDINANCE OF THE CITY OF SANTA CLARITA APPROVING ZONE CHANGE 05-001 AND UNIFIED DEVELOPMENT CODE AMENDMENT 05-001 (MASTER CASE 05-029) TO CHANGE THE PROPOSED DOWNTOWN NEWHALL SPECIFIC PLAN BOUNDARY FROM COMMUNITY COMMERCIAL (CC), RESIDENTIAL SUBURBAN (RS), RESIDENTIAL MEDIUM (RM), RESIDENTIAL MEDIUM HIGH (RMH), RESIDENTIAL LOW (RL), INDUSTRIAL COMMERCIAL (IC), AND OPEN SPACE (OS), TO SPECIFIC PLAN (SP) GENERALLY LOCATED AS 50 BLOCKS BOUNDED BY NEWHALL CREEK TO THE EAST, 14TH STREET TO THE NORTH, NEWHALL AVENUE AND WILLIAM S. HART PARK TO THE WEST AND THE INTERSECTION OF PINE STREET AND SAN FERNANDO ROAD TO THE SOUTH IN THE CITY OF SANTA CLARITA.

On roll call vote:

Ayes: Kellar, Ferry, McLean, Smyth

Noes: None

Disqualified: Weste

Absent: None

Motion carried.

Mayor Pro Tem Weste returned to the dais.

RECESS AND RECONVENE

Mayor Smyth recessed the meeting at 8:45 p.m. and reconvened at 9:00 p.m.

PUBLIC PARTICIPATION

Due to miscommunication earlier during the meeting, addressing the Council at this time under Public Participation was Natalie Leal, Emily Fleischer, Jillian Rifkind, and Janet Feeder regarding the Valencia High School recycling program.

ITEM 11

UNFINISHED BUSINESS

PROPOSALS FOR THE ROLL-OFF BIN AND TEMPORARY BOX FRANCHISE

Travis Lange, Environmental Services Manager, advised that pursuant to Council's direction, staff released a Request for Proposals (RFP) for Roll-Off Bin and Temporary Box providers. Staff has reviewed the subsequent proposals from the haulers and has prepared recommendations for the Council.

There were no requests to speak on this item.

Motion by Weste, second by Kellar, to award exclusive franchises to solid waste enterprises as recommended by staff; authorize the City Manager or designee to execute all documents, subject to City Attorney approval.

On roll call vote:

Ayes: Ferry, Weste, Kellar

Noes: McLean, Smyth

Absent: None

Motion carried.

ITEM 12

NEW BUSINESS

THE BIG PICTURE COMMUNITY STRATEGIC PLAN - 1ST YEAR PROGRESS REPORT 2005

Ken Pulskamp, City Manager, advised that in August 2004, the City Council adopted The Big Picture Community Strategic Plan. The Plan was developed with an unprecedented level of community participation and included all of the City's key priorities. Each year the City Council will receive a comprehensive progress report covering all action items within the Plan.

Council received presentation.

ADJOURNMENT

Mayor Smyth adjourned the meeting at 9:35 p.m.

FUTURE MEETINGS

The next regular meeting of the City Council will be held Tuesday, November 22, 2005 at 6:00 p.m. in the Council Chamber, 1st floor of City Hall, 23920 Valencia Blvd., Santa Clarita, CA.

The regular Council Study Session scheduled for December 6, 2005 has been cancelled.

ATTEST:

MAYOR

CITY CLERK

05Nov8m