

**CITY OF SANTA CLARITA
CITY COUNCIL
MINUTES OF SPECIAL MEETING
5:30 P.M.
MINUTES OF REGULAR MEETING
6:00 P.M.
MAY 9, 2006**

CALL TO ORDER

Mayor Pro Tem McLean called to order the special meeting of the City Council at 5:30 p.m.

ROLL CALL

All Councilmembers were present, with the exception of Mayor Weste and Councilmember Ferry.

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. US Dept of Interior (NEPA Litigation)
US District Court Case No. CV 04-1572 DT (on appeal)

RECESS AND RECONVENE

Mayor Pro Tem McLean recessed the meeting to Closed Session at 5:32 p.m. and Mayor Weste reconvened the meeting at 6:07 p.m.

CITY ATTORNEY ANNOUNCEMENT

Carl Newton, City Attorney, announced that in Closed Session by unanimous vote, Council authorized filing an appeal to the Ninth Circuit Court of Appeals from an order of the US District Court, J. Tevrizian, granting a Cemex Application for Award of Attorney's Fees in an undetermined amount.

ADJOURN

Mayor Weste adjourned the meeting at 6:08 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 McLean gave the invocation.

CALL TO ORDER

Mayor Weste called to order the regular meeting of the City Council at 6:13 p.m.

ROLL CALL

All Councilmembers were present.

FLAG SALUTE

Mayor Pro Tem McLean invited Fred Trueblood to lead the salute to the flag.

COMMITTEE REPORTS/COUNCILMEMBER COMMENTS

Councilmember Ferry made no comments.

Councilmember Smyth congratulated Councilmember Ferry on his appointment as the new principal at Alemany High School, his alma mater; and noted signs non-conforming with the City’s sign ordinance are coming down on Lyons Avenue.

Councilmember Kellar commented on the his recent visit to Washington D.C. with members of the community and the Chamber of Commerce and asked Michael Murphy, Intergovernmental Relations Officer, to provide additional information. Mr. Murphy reported on the topics which community members stood together on to benefit the area.

Mayor Pro Tem McLean thanked staff for their efforts on the Cowboy Festival held last week; reported on the topics discussed at the LA Division of the League of CA Cities meeting; congratulated Mike Berger and Diana Cusumano for being named as Man and Woman of the Year; expressed concern with vandalism and theft which occurred during the Man and Woman of the Year event at the Hyatt involving her vehicle; congratulated Councilmember Ferry on his appointment as principal at Alemany High School; and requested that the petition being circulated at the last Council meeting be returned to her.

Mayor Weste congratulated Mike Berger and Diana Cusumano for receiving the Man and Woman of the Year Award; thanked all who were involved with the Cowboy Festival; advised that Fire Chief Michael Freeman had provided information on a fund-raiser for Muscular Dystrophy at Lowe’s on May 18-20; and requested that this meeting be adjourned in memory of Millie Jones’ mother who died last week.

AWARDS/RECOGNITION TO MEMBERS OF THE COMMUNITY

There were none.

PRESENTATIONS TO THE CITY

Mayor Weste and Councilmembers presented a proclamation recognizing National Public Works Week to several members of the Public Works Department, led by Robert Newman, Director of Public Works.

Mayor Weste and Councilmembers recognized Rob McRee, Webmaster, for receiving an Honorable Mention for the City's Website *en espanol* from the CA Association of Public Information Officers (CAPIO), and members of the City's Film Bureau for receiving a First Place Award of Excellence for Community or Special Audience Newsletter from CAPIO.

PUBLIC PARTICIPATION

Addressing the Council at this time was David Desmond regarding the proposed historic preservation ordinance; Carole Lutness representing the SCV Clean Money for Better Government asking when the clean money campaign finance reform topic will be before the City Council for consideration; Margaret Carpender representing Sierra Vista Townhomes HOA regarding the restriping of San Fernando Road; Joseph Payton representing the Rancho La Salle HOA regarding a proposed bistro at a motorcycle shop on Wiley Canyon at Calgrove; Cam Noltemeyer supporting the Clean Money Campaign; Cynthia Harris regarding the proposed historic preservation ordinance; Marie Schubert regarding the motorcycle shop bistro; Annette Lucas regarding the motorcycle shop bistro; Steve Cornell regarding the motorcycle shop bistro; Julie Krumrine representing The Oaks HOA regarding the motorcycle shop bistro; and Ruthann Levison representing the Sand Canyon HOA and the Sand Canyon Trails Committee requesting money for the trails.

One written comment was submitted regarding the San Fernando Road restriping.

STAFF COMMENTS

Ken Pulskamp, City Manager, advised that the proposed historic preservation ordinance is in a preliminary phase and suggested that any comments be directed to Toi Chisom, Management Analyst; explained the Brown Act requirement with regarding to providing adequate notice of Council meetings and the topics to be discussed; advised that the Clean Money Campaign topic is being scheduled for the June 27 Council meeting; requested that any questions with regard to the restriping on San Fernando Road be directed to Robert Newman, Director of Public Works; advised that the Planning Commission is scheduled to consider the motorcycle shop bistro on July 18; and indicated that money for the Sand Canyon trails could be considered as the budget is compiled.

EXECUTIVE MEETING

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

Carl Newton, City Attorney, advised of an item for the Council to consider adding to the agenda as Subsequent Need Item 9A to consider adoption of a resolution offering a reward for information leading to the arrest and conviction of the person or persons responsible for the homicide of the newborn baby girl found at the Polynesian Mobile Home Park in the amount of \$10,000.

Motion by Smyth, second by Kellar, to add Item 9A to the agenda, finding that there is an immediate need to address the issue and that the need arose subsequent to the posting of the agenda for this meeting.

On roll call vote:

Ayes: Ferry, Smyth, McLean, Kellar, Weste

Noes: None

Absent: None

Motion carried.

APPROVAL OF AGENDA

Motion by Smyth, second by Ferry, to approve the agenda, pulling Item 4 for discussion.

Hearing no objections, it was so ordered.

APPROVAL OF MINUTES

Motion by Smyth, second by Ferry, to approve the minutes of the April 25, 2006 regular City Council meeting as submitted.

Hearing no objections, it was so ordered.

**CONVENE SANTA CLARITA REDEVELOPMENT AGENCY MEETING
CALL TO ORDER**

Chair Weste called the meeting of the Redevelopment Agency to order at 7:11 p.m.

ROLL CALL

All Agency Members were present.

PUBLIC PARTICIPATION

There was none.

APPROVAL OF MINUTES

Motion by Smyth, second by McLean, to approve the minutes of the April 25, 2006 meeting as submitted.

Hearing no objections, it was so ordered.

ITEM 1

JOINT CONSENT CALENDAR

NORTH NEWHALL SPECIFIC PLAN AND ENVIRONMENTAL IMPACT REPORT (EIR)

In report, Jason Mikaelian, Associate Planner, advised that this item is consideration of a contract for completion of a Specific Plan and of an Environmental Impact Report for a 213-acre portion of the City north of the Downtown Newhall area.

Mayor Weste was disqualified from voting on this item due to the location of her home in proximity to the location of the subject property.

City Council action: to adopt Resolution No. 06-40 approving a loan in the amount of \$439,400 from the City of Santa Clarita General Fund to the Santa Clarita

Redevelopment Agency.

Redevelopment Agency action: to authorize the City Manager or designee to enter into a professional services contract between the City and Moule and Polyzoides to complete the North Newhall Specific Plan and Environmental Impact Report (EIR) in an amount not to exceed \$822,000; and authorize the City Manager or a designee to execute all documents, subject to City Attorney approval; authorize the City Manager or designee to enter into a reimbursement agreement between the City and Casden, Inc. to pay for 50 percent of the cost (\$439,400), Specific Plan and EIR, to be placed in account 501-23078; and authorize the City Manager or designee to execute all documents, subject to City Attorney approval; adopt Resolution No. RDA-06-3 accepting a loan in the amount of \$439,400 from the City of Santa Clarita General Fund and approving a promissory note to the City of Santa Clarita; and authorize a transfer in the amount of \$439,400 in loan proceeds from the Redevelopment Agency Debt Service Fund 910 to the Redevelopment Agency Capital Projects Fund 901 and appropriate \$439,400 to account 3610-8110.

Motion by Smyth, second by Ferry, to approve the joint Consent Calendar.

On roll call vote:

Ayes: Smyth, McLean, Kellar, Ferry

Noes: None

Absent: None

Disqualified: Weste

Motion carried.

ADJOURN SANTA CLARITA REDEVELOPMENT AGENCY

Chair Weste adjourned the Redevelopment Agency meeting at 7:13 p.m.

CONTINUE CITY COUNCIL MEETING

Mayor Weste continued the Council meeting at 7:13 p.m.

ITEM 2

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 3

CONSENT CALENDAR

SUBMISSION OF COMMUNITY DEVELOPMENT BLOCK GRANT 2006-2007 ANNUAL ACTION PLAN

The Department of Housing and Urban Development requires the submission of the Community Development Block Grant Annual Action Plan 45 days before the beginning of the 2006-2007

Program Year. The Annual Action Plan requires the approval of the City Council prior to submission. Approve the 2006-2007 CDBG Annual Action Plan and the funding recommendations contained therein; and authorize the City Manager or designee to execute all required documents, subject to City Attorney approval.

ITEM 4

CONSENT CALENDAR

MASTER CASE 03-358, REQUEST FOR A GENERAL PLAN AMENDMENT, ZONE CHANGE, VESTING TENTATIVE TRACT MAP, CONDITIONAL USE PERMIT, HILLSIDE REVIEW PERMIT AND OAK TREE PERMIT

Allow subdivision and construction of 499 residential units, a general plan arterial roadway, a 6-acre turnkey public park and graded and prepared lots for a future YMCA and junior high school. Adopt **Ordinance No. 06-4** entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA CLARITA APPROVING ZONE CHANGE NO. 03-002 (MASTER CASE 03-358) FOR THE KEYSTONE PROJECT SITE LOCATED ON 246 ACRES OF LAND AT THE WESTERN TERMINUS OF ERMINE STREET, NORTH OF SOLEDAD CANYON ROAD IN THE CITY OF SANTA CLARITA.

Councilmember Kellar disqualified himself from voting on this item due to a possible conflict of interest as a result of working with the SCV Facilities Foundation and left the dais.

Addressing the Council on this item was Cam Noltemeyer.

Ken Pulskamp, City Manager, advised that a memorandum of understanding has been developed between the City and the school district that would protect the site.

ITEM 5

CONSENT CALENDAR

CROSS VALLEY CONNECTOR GAP CLOSURE, PROJECT NO. S1001 – REJECTION OF ALL BIDS AND AUTHORIZATION TO RE-ADVERTISE FOR BIDS

The Cross Valley Connector (CVC) Gap Closure project will extend Newhall Ranch Road from Interstate 5 to Copper Hill Drive. It is the western most segment of the CVC, which will provide a direct connection between Interstate 5 and State Route 14. Reject all bids and direct staff to re-advertise for bids for the Cross Valley Connector Gap Closure, Project No. S1001.

ITEM 6

CONSENT CALENDAR

SUMMARY VACATION OF A PORTION OF SAND CANYON ROAD ADJACENT TO TRACT MAP NO. 45148 AT COMET WAY

AV Development LLC, a California Limited Liability Company, has requested to vacate a portion of Sand Canyon Road dedicated to the City of Santa Clarita by Tract Map No. 45148. Adopt **Resolution No. 06-41** for the summary vacation of a portion of Sand Canyon Road dedicated to the City of Santa Clarita by Tract Map No. 45148; 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 7

CONSENT CALENDAR

SUMMARY VACATION OF FLOOD HAZARD AREAS WITHIN TRACT NO. 45148 SOUTHEASTERLY CORNER OF SAND CANYON ROAD AND COMET WAY

AV Development LLC, a California Limited Liability Company, has requested to vacate the right to restrict the erection of buildings or other structures within those areas designated as flood hazard areas dedicated to the City of Santa Clarita by Tract Map No. 45148. The flood hazard area is unnecessary because it duplicates an existing FEMA "AO-1" flood zone per current Flood Insurance Rate Maps. Adopt **Resolution No. 06-42** for the summary vacation of the right to restrict the erection of buildings or other structures within those areas designated as flood hazard areas dedicated to the City of Santa Clarita by Tract Map No. 45148; 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 8

CONSENT CALENDAR

AWARD OF CONTRACT TO DM GEOGRAPHICS LLC FOR PROFESSIONAL GIS CONSULTING SERVICES

The City is currently undertaking several organizational priorities such as the *One Valley, One Vision* Project that require a significant amount of professional Geographic Information System consulting services. At this time, City staff believes it is appropriate to contract for additional GIS consulting services in order to augment existing staff and provide technical additional resources to the organization. Approve a contract for an amount not to exceed \$85,000 to DM Geographics LLC for professional Geographic Information System Services.

ITEM 9

CONSENT CALENDAR

CHECK REGISTER NOS. 15 AND 16

Approval of the Check Registers. Adopt **Resolution No. 06-43** to approve and ratify for payment the demands presented in Check Registers 15 & 16.

ITEM 9A

SUBSEQUENT NEED ITEM

Staff has prepared a resolution for Council consideration of offering a reward to assist the Sheriff's Department with solving a crime. Adopt **Resolution No. 06-44** authorizing the City Manager to offer a reward in the amount of \$10,000 for information leading to the arrest and conviction of the person or persons responsible for the homicide of the newborn baby girl found at the Polynesian Mobile Home Park. Appropriate \$10,000 from Council Contingency Account 2250-7401 to Account 1210-8110 for this reward.

Motion by Ferry, second by Smyth, to approve the Consent Calendar with Councilmember Kellar disqualified on Item 4.

On roll call vote:

Ayes: McLean, Kellar, Ferry, Smyth, Weste

Noes: None

Absent: None
Motion carried.

ITEM 10

PUBLIC HEARING

ANNUAL ANNEXATION OF TERRITORIES INTO LANDSCAPE MAINTENANCE DISTRICT NOS. 1, T-1, & A-2 AND STREETLIGHT MAINTENANCE DISTRICT NO. 1

Mayor Weste opened the public hearing.

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

In report, Dennis Luppens, Special Districts Manager, advised that this public hearing is to consider annexation of territories into Landscape Maintenance and Streetlight Maintenance Districts.

Council consensus to waive staff presentation.

No requests to speak were submitted on this item.

Mayor Weste closed the public hearing.

Mayor Weste directed that the assessment ballots be tabulated. Council will return to this item after the ballots have been counted for the results to be announced. Council returned to this item at the conclusion of Item 11.

Sharon Dawson, City Clerk, announced that no protests had been received. All ballots received were in favor of the assessment and annexation. Therefore, a majority protest does not exist.

Motion by Smyth, second by Kellar, to adopt Resolution No. 06-45 and Resolution No. 06-46 approving the Engineers' Reports ordering said annexations, and authorize the annual levy and collection of assessments within each District.

On roll call vote:

Ayes: Ferry, Smyth, McLean, Kellar, Weste

Noes: None

Absent: None

Motion carried.

ITEM 11

PUBLIC HEARING

APPEAL OF PLANNING COMMISSION'S DENIAL OF MASTER CASE 05-072

Mayor Weste opened the public hearing.

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

Jason Smisko, Senior Planner, advised that this is a request for the construction of 10 buildings

consisting of 44 multi-family units on 9.9 acres located east of Sierra Highway at Scherzinger Lane.

Addressing the Council on this item was Steven Afriat representing Orange Grove Partners.

Mayor Weste closed the public hearing.

Motion by Kellar, second by Smyth, to refer the matter back to the Planning staff and Planning Commission to review modifications to be submitted by the applicant.

On roll call vote:

Ayes: Kellar, Ferry, Smyth, McLean, Weste

Noes: None

Absent: None

Motion carried.

ITEM 12

PUBLIC HEARING

CALGROVE PARK, AMENDMENT TO THE CITY'S GENERAL PLAN PARKS ELEMENT TO REMOVE THE PARK DESIGNATION FROM A VACANT 0.25 ACRE SITE ON BRITTANY LANE

Mayor Weste opened the public hearing.

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

In report, Aimee Schwimmer, Associate Planner, advised that this is a request to amend the General Plan Parks and Recreation Element to remove the park designation of a 0.25 acre site known as Calgrove Park.

Council consensus to waive staff presentation.

Addressing the Council on this item was Amy Willens; Scott Willens; Cam Noltemeyer; Dave Kurian; and representing Brittany Lane Home Owners, Dave Chittum, who submitted material.

Mayor Weste closed the public hearing.

Motion by Ferry, second by Smyth, to adopt Resolution No. 06-47 to remove the neighborhood park designation of a 0.25 acre site from the City of Santa Clarita General Plan Parks and Recreation Element.

On roll call vote:

Ayes: Smyth, Kellar, Ferry, Weste

Noes: McLean

Absent: None

Motion carried.

ADJOURNMENT

Mayor Weste adjourned the meeting at 8:35 p.m. in memory of Millie Jones' mother.

FUTURE MEETINGS

The next regular meeting of the City Council will be held Tuesday, May 23, 2006 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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