



**City Council
Successor Redevelopment Agency
Financing Authority
Housing Authority**

AGENDA

Wednesday

Regular

**Closed Session 5:30 p.m.
Regular Session 6:00 p.m.**

March 18, 2015

**City Hall
100 West California Avenue
Ridgecrest CA 93555**

(760) 499-5000

**Peggy Breeden, Mayor
James Sanders, Mayor Pro Tempore
Lori Acton, Vice Mayor
Eddie B. Thomas, Council Member
Mike Mower, Council Member**

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LAST ORDINANCE NO. 15-01
LAST RESOLUTION NO. 15-22

CITY OF RIDGECREST

CITY COUNCIL REDEVELOPMENT SUCCESSOR AGENCY HOUSING AUTHORITY FINANCING AUTHORITY

AGENDA

Regular Council
Wednesday March 18, 2015

CITY COUNCIL CHAMBERS CITY HALL

100 West California Avenue
Ridgecrest, CA 93555

Closed Session – 5:30 p.m.
Regular Session – 6:00 p.m.

This meeting room is wheelchair accessible. Accommodations and access to City meetings for people with other handicaps may be requested of the City Clerk (499-5002) five working days in advance of the meeting.

In compliance with SB 343. City Council Agenda and corresponding writings of open session items are available for public inspection at the following locations:

1. City of Ridgecrest City Hall, 100 W. California Ave., Ridgecrest, CA 93555
2. Kern County Library – Ridgecrest Branch, 131 E. Las Flores Avenue, Ridgecrest, CA 93555
3. City of Ridgecrest official website at <http://ci.ridgecrest.ca.us>

CALL TO ORDER

ROLL CALL

APPROVAL OF AGENDA

PUBLIC COMMENT – CLOSED SESSION

CLOSED SESSION

GC54956.9 (d) (1) Conference With Legal Counsel – Existing Litigation –
Balfour v. City Of Ridgecrest

REGULAR SESSION – 6:00 p.m.

- Pledge Of Allegiance
- Invocation

CITY ATTORNEY REPORT

- Closed Session
- Other

PUBLIC COMMENT

PRESENTATIONS

1. Presentation Of A Proclamation Recognizing The Month Of April As DMV Donate Life California Month Council

CONSENT CALENDAR

2. Adopt A Resolution Awarding A Construction Contract For The Signing And Striping Of 12 Intersections Utilizing Funds From Highway Safety Improvement Program (HSIP) Cycle 5 To Super Seal & Stripe And Authorizing The City Manager, Dennis Speer, To Execute The Contract Speer
3. Adopt A Resolution To Amend The Professional Service Agreement Contract Amount With The Engineering Firm Of Willdan Engineering Inc. To Provide Additional Services Of Re-Scoping, Bidding Assistance And Construction Management For The City Corporation Yard And Bus Garage At The Property Of 636 W Ridgcrest Boulevard Speer
4. Adopt A Resolution Authorizing The City Manager To Sign The Notice Of Completion, Authorizing The City Clerk To File The Notice Of Completion And Authorizing The Release Of Retention On The South Sunland Avenue: East Ridgcrest Boulevard To Upjohn Avenue Speer
5. Adopt A Resolution Approving The Program Supplement Agreement No. 038-N With The State Of California, Department Of Transportation, Under Master Agreement No. 09-5385r And Authorizing The City Manager, Dennis Speer, To Sign The Agreement For The Graaf Avenue Project From North Sierra View Street To North Norma Street Speer
6. Adopt A Resolution Of The City Council Of The City Of Ridgcrest Approving Contract Change Order Number Twenty-Four With The Contractor, Griffith Company, For The West Ridgcrest Boulevard Project And Authorize The City Manager, Dennis Speer To Sign Change Order Number Twenty-Four Speer

7. Adopt A Resolution Authorizing Proclamations For The Annual Blue Jacket Awards And Announcing Date And Time Of Presentation Ford
8. Approve Draft Minutes Of The Ridgecrest City Council/Successor Redevelopment Agency/Financing Authority/Housing Authority Meeting Dated March 4, 2015 Ford

DISCUSSION AND OTHER ACTION ITEMS

9. Approval Of Installation Of A Memorial Plaque Honoring Former Mayor Ronald H. Carter Be Placed At The Leroy Jackson Skate Park Patin
10. Adopt A Resolution Of The City Of Ridgecrest Recognizing The Critical Work Of Eastern Sierra Connect Regional Broadband Consortium In Deploying Broadband Throughout The Region And The Necessity To Leverage Broadband Resources Through The Continuation Of Consortia Activity By State Funding As Proposed By Assembly Bill 1262 Authored By Assemblyperson Jim Wood O'Neill

ORDINANCES

11. Second Reading and Adoption, Ordinance No. 15-02, An Ordinance Of The City Council Of The City Of Ridgecrest Amending The Ridgecrest Municipal Code Chapter 6, Article 24 With Regard To License Tax Rates And Classifications McQuiston

COMMITTEE REPORTS

(Committee Meeting dates are subject to change and will be announced on the City website)

City Organization and Services Committee

Members: Lori Acton; Mike Mower
Meeting: 4th Wednesday each month at 5:00 p.m. as needed
Location: Council Conference Room B

Infrastructure Committee

Members: Jim Sanders; Mike Mower
Meeting: 2nd Thursday each month at 5:00 p.m. as needed
Location: Council Conference Room B

❖ Ad Hoc Water Conservation Committee

Members: Jim Sanders; Peggy Breeden
Meeting: 1st Monday each month at 5:00 p.m. as needed
Location: Conference Room B

Parks, Recreation, and Quality of Life Committee

Members: Eddie Thomas; Lori Acton
Meeting: 1st Tuesday each month at 12:00 p.m. as needed
Location: Kerr-McGee Center Meeting Rooms

❖ **Ad Hoc Youth Advisory Council**

Members: Eddie Thomas
Meeting: 2nd Wednesday of each month, 12:00 p.m. as needed
Location: Kerr-McGee Center Meeting Rooms

Activate Community Talents and Interventions For Optimal Neighborhoods Task Force (ACTION)

Members: Eddie Thomas; Lori Acton
Meeting: 3rd Tuesday every other month at 4:00 p.m. as needed
Location: Kerr McGee Center Meeting Rooms

Ridgecrest Area Convention And Visitors Bureau (RACVB)

Members: Lori Acton and Eddie Thomas
Meetings: 1st Wednesday Of The Month, 8:00 A.M.
Next Meeting: To Be Announced

OTHER COMMITTEES, BOARDS, OR COMMISSIONS

CITY MANAGER REPORT

MAYOR AND COUNCIL COMMENTS

ADJOURNMENT

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**A Proclamation of
The City Of Ridgecrest, California
DMV/Donate Life California Month**

WHEREAS, organ, tissue, marrow and blood donation are life-giving acts recognized worldwide as expressions of compassion to those in need;

WHEREAS, more than 123,000 individuals nationwide and more than 21,000 in California are currently on the national organ transplant waiting list, and every 90 minutes one person dies while waiting due to the shortage of donated organs;

WHEREAS, the need for donated organs is especially urgent in Hispanic and African American communities;

WHEREAS, more than 600,000 units of blood per year are needed to meet the need in California;

WHEREAS, at any given time, 6,000 patients are in need of volunteer marrow donors;

WHEREAS, a single individual's donation of the heart, lungs, liver, kidneys, pancreas and small intestine can save up to eight lives; donation of tissue can save and heal the lives of up to 50 others; and a single blood donation can help three people in need;

WHEREAS, millions of lives each year are saved and healed by donors of organs, tissues, marrow and blood;

WHEREAS, the spirit of giving and decision to donate are not restricted by age or medical condition;

WHEREAS, nearly twelve million Californians have signed up with the state-authorized Donate Life California Registry to ensure their wishes to be organ and tissue donors are honored;

WHEREAS, California residents can sign up with the Donate Life California Registry when applying for or renewing their driver's licenses or ID cards at the California Department of Motor Vehicles;

NOW, THEREFORE, BE IT RESOLVED that in recognition of National Donate Life Month, the month of April 2015 is hereby proclaimed "**DMV/Donate Life California Month**" in the City of Ridgecrest, and in doing so we encourage all Californians to check "YES!" when applying for or renewing their driver's license or I.D. card, or by signing up at www.donateLIFEcalifornia.org or www.doneVIDAcalifornia.org.

Proclaimed this 18th Day of March 2015



Peggy Breeden, Mayor


**James Sanders
Mayor Pro Tem**


**Lori Acton
Vice Mayor**



**Eddie B. Thomas
Council Member**



**Mike Mower
Council Member**

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**CITY COUNCIL/SUCCESSOR REDEVELOPMENT AGENCY/
FINANCING AUTHORITY/HOUSING AUTHORITY AGENDA ITEM**

SUBJECT: A Resolution Awarding A Construction Contract For The Signing And Striping Of 12 Intersections Utilizing Funds From Highway Safety Improvement Program (HSIP) Cycle 5 To Super Seal & Stripe And Authorizing The City Manager, Dennis Speer, To Execute The Contract

PRESENTED BY:

Dennis Speer, Public Works Director

SUMMARY:

On Monday January 26, 2015 the bids were opened for the Signing And Striping Of 12 Intersections Utilizing Funds From Highway Safety Improvement Program (HSIP) Cycle 5 at the following intersections: Richmond Road at California Avenue; Downs Street at Bowman Road; Downs Street at Dolphin Avenue; Downs Street at Graaf Avenue; Downs Street at Upjohn Avenue; Downs Street at Ward Avenue; Norma Street at Bowman Road; Norma Street at Graaf Avenue; Norma Street at Moyer Avenue; Norma Street at Reeves Avenue; Norma Street at Sydnor Avenue; and Norma Street at Upjohn Avenue in the City of Ridgecrest. The project consists of access ramps, signing and striping at all of these intersections.

A total of four (4) bids were received. The bids are as follows:

<u>Bidder</u>	<u>Bid</u>
Cal Stripe, Inc	\$186,500.00
Super Seal & Stripe	\$240,370.00
Sterndahl Enterprises, Inc.	\$264,900.00
Chrisp Company	\$265,223.00

The bids were reviewed by the Resident Engineer, Mike Bustos and Labor Compliance Officer Jane Freij with the engineering firm of Willdan Engineering. Based on this review, the low bid was non-responsive and was rejected. Therefore, the staff reviewed the resulting second low bidder of Super Seal & Stripe. It is recommended that the contract be awarded to the lowest responsible and responsive bidder, Super Seal & Stripe with a bid of \$240,370.00. A purchase order will be issued to Super Seal & Stripe for a total amount of \$240,370.00 for the Signing And Striping Of 12 Intersections Utilizing Funds From Highway Safety Improvement Program (HSIP) Cycle 5. A contingency in the amount of \$12,018.50 will be set aside.

This project is administered by Caltrans and funded at ninety percent (90%). The matching funds for this project were taken from the Measure L Funds for Fiscal Year 2013-2014.

Funding for the execution of the contract shall come from account 018-4760-430-4601 ST13-07.

FISCAL IMPACT: None

Reviewed by: Finance Director

ACTION REQUESTED: Adopt A Resolution Awarding A Construction Contract For The Signing And Striping Of 12 Intersections Utilizing Funds From Highway Safety Improvement Program (HSIP) Cycle 5 To Super Seal & Stripe And Authorizing The City Manager, Dennis Speer, To Execute The Contract

CITY MANAGER / EXECUTIVE DIRECTOR RECOMMENDATION:

Action as requested:

Submitted by: Karen Harker
(Rev. 02/13/12)

Action Date: March 18, 2015

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RESOLUTION NO. 15-xx

A RESOLUTION AWARDING A CONSTRUCTION CONTRACT FOR THE SIGNING AND STRIPING OF 12 INTERSECTIONS UTILIZING FUNDS FROM HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP) CYCLE 5 TO SUPER SEAL & STRIPE AND AUTHORIZING THE CITY MANAGER, DENNIS SPEER, TO EXECUTE THE CONTRACT

WHEREAS, On Monday, January 26, 2015 the bids were opened for the construction of the Signing And Striping Of 12 Intersections Utilizing Funds From Highway Safety Improvement Program (HSIP) Cycle 5 at the following intersections: Richmond Road at California Avenue; Downs Street at Bowman Road; Downs Street at Dolphin Avenue; Downs Street at Graaf Avenue; Downs Street at Upjohn Avenue; Downs Street at Ward Avenue; Norma Street at Bowman Road; Norma Street at Graaf Avenue; Norma Street at Moyer Avenue; Norma Street at Reeves Avenue; Norma Street at Sydnor Avenue; and Norma Street at Upjohn Avenue; and

WHEREAS, 4 bids were received and the results are as follows:

<u>Bidder</u>	<u>Bids</u>
Cal Stripe, Inc.	\$186,500.00
Super Seal & Stripe	\$240,370.00
Sterndahl Enterprises, Inc.	\$264,900.00
Chrisp Company	\$265,223.00

WHEREAS, These bids were reviewed by the Resident Engineer, Mike Bustos and Jane Freij, the Labor Compliance Officer from the engineering firm Willdan Engineering for a determination of no irregularities and that all the required forms were provided; and

WHEREAS, Based on this review, the low bid was non-responsive and was rejected; and

WHEREAS, The staff reviewed the resulting second low bidder of Super Seal & Stripe; and

WHEREAS, It was determined that Super Seal & Stripe was the lowest responsible and responsive bidder of \$240,370.00; and

WHEREAS, A purchase order will be issued to Super Seal & Stripe in a total amount of \$240,370.00 for construction of access ramps, signing and striping at all of these intersections; and

WHEREAS, A contingency in the amount of \$12,018.50 will be set aside; and

WHEREAS, The Highway Safety Improvement Program funds this project at ninety percent (90%) and it is administered by Caltrans; and

WHEREAS, The matching funds for this project were taken from the Measure L Funds for the Fiscal Year 2013-2014; and

WHEREAS, The funding for the execution of the contract shall come from account 018-4760-430-4601 ST1307.

NOW THEREFORE, Be It Resolved that the City Council of the City of Ridgecrest hereby:

1. Approves the award of the contract for the Signing And Striping Of 12 Intersections Utilizing Funds From Highway Safety Improvement Program (HSIP) Cycle 5 described herein to the lowest responsible and responsive contractor, Super Seal & Stripe, and
2. Authorizes the City Manager, Dennis Speer to execute the contract, and
3. Authorizes the Finance Director to amend the budget to reflect all appropriate capital, revenue and transfer accounts.

APPROVED AND ADOPTED this 18th day of March 2015 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Peggy Breeden, Mayor

ATTEST:

Rachel J. Ford, CMC
City Clerk

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**CITY COUNCIL/SUCCESSOR REDEVELOPMENT AGENCY/
FINANCING AUTHORITY/HOUSING AUTHORITY AGENDA ITEM**

SUBJECT: A Resolution To Amend The Professional Service Contract Agreement Amount With The Engineering Firm Of Willdan Engineering Inc. To Provide Additional Services Of Re-Scoping, Bidding Assistance And Construction Management For The City Corporation Yard Improvements And Bus Garage Transit Facility At The Property Of 636 W Ridgecrest Boulevard

PRESENTED BY:
Dennis Speer, Public Works Director

SUMMARY:
The City of Ridgecrest requires additional services from Willdan Engineering for the construction of the improvements to the City Corporation Yard and Bus Garage Transit Facility. The proposed additional services are on a time and materials basis and include re-scoping, bidding assistance, construction management, inspection, quality assurance testing, labor compliance, and contract administration.

The original bid opening for the City Corporation Yard Improvements and Bus Garage Transit Facility was on November 25, 2014. The bid amounts were too high and the bids were rejected by the City Council on December 17, 2014. Willdan Engineering along with Max Williams, Architect, has been working with staff to pare down for re-scoping the project and re-do bid documents into two separate projects. The new Bus Garage Transit Facility is being funded by Proposition 1B State Fund as a separate construction project and The City Corporation Yard Improvements are using Tax Allocation Bond Funds.

The proposed time and materials not to exceed fee for the Proposition 1B Bus Garage Transit Facility is \$120,428.00. The proposed time and materials not to exceed fee for the City Corporation Yard Improvements is \$148,618.00. The additional contract amount total is \$269,046.00.

Funds for the expenditure in the amount of \$120,428.00 for the Bus Garage Transit Facility will be taken from 003-4360-436-2109 TRGAR and amend PO #7242. Funds for the expenditure in the amount of \$148,618.00 for the City Corporation Yard Improvements will be taken from 018-4760-430-2109 CY15AB and amend PO #7438.

Staff recommends that the City Council approves the amendment to the contract amount for additional professional service.

FISCAL IMPACT: \$148,618.00
Reviewed by Finance Director

ACTION REQUESTED:
Adopt A Resolution To Approve The Amendment To The Professional Service Agreement Contract Amount With The Engineering Firm Of Willdan Engineering Inc. To Provide Additional Services Of Re-Scoping, Bidding Assistance And Construction Management For The City Corporation Yard And Bus Garage At The Property Of 636 W Ridgecrest Boulevard

CITY MANAGER / EXECUTIVE DIRECTOR RECOMMENDATION:

Action as requested:

Submitted by: Loren Culp
(Rev. 02/13/12)

Action Date: March 18, 2015

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RESOLUTION NO. 15-xx

A RESOLUTION TO AMEND THE PROFESSIONAL SERVICE AGREEMENT CONTRACT AMOUNT WITH THE ENGINEERING FIRM OF WILLDAN ENGINEERING INC. TO PROVIDE ADDITIONAL SERVICES OF RE-SCOPING, BIDDING ASSISTANCE AND CONSTRUCTION MANAGEMENT FOR THE CITY CORPORATION YARD AND BUS GARAGE AT THE PROPERTY OF 636 W RIDGECREST BOULEVARD

WHEREAS, The City of Ridgecrest requires additional services from Willdan Engineering Inc. for the construction of the improvements to the City Corporation Yard Improvements and Bus Garage Transit Facility; and

WHEREAS, The proposed services are on an time and materials for a not to exceed fee basis; and

WHEREAS, The services are for the re-scoping, bidding assistance, construction management, inspection, quality assurance testing, labor compliance and contract administration of the City Corporation Yard Improvements and Bus Garage Transit Facility construction at the property of 636 W Ridgecrest Boulevard; and

WHEREAS, The City Corporation Yard Improvements and Bus Garage Transit Facility was bid on November 25, 2014 and the bid amounts were too high with the bids being rejected by the City Council on December 17, 2014; and

WHEREAS, Willdan Engineering Inc along with Max Williams, Architect, working with staff to pare down to re-scope the project and redo bid documents into two separate projects; and

WHEREAS, The new Bus Garage Transit Facility will be funded by State Proposition 1 B Funds and will be separate construction project for a fee of \$120,428.00 and be expended from account 003-4360-436-2109 TRGAR amending PO #7242; and

WHEREAS, The City Corporation Yard Improvements will be funded by Tax Allocation Bond Funds for a fee of \$148,018.00 and be expended from account 018-4760-430-2109 CY15AB amending PO #7438; and

WHEREAS, The additional contract amount total is \$269,046.00.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Ridgecrest hereby:

1. Approves the Amendment to the Professional Service Agreement Contract Amount With The Engineering Firm Of Willdan Engineering Inc. To Provide Additional Services of Re-scoping, Bidding Assistance and Construction Management for the City Corporation Yard Improvements and Bus Garage Transit Facility at the property of 636 W Ridgecrest Boulevard
2. Authorizes the Finance Director to amend the budget to reflect all appropriate capital, revenue and transfer accounts.

APPROVED AND ADOPTED this 18th day of March 2015 by the following vote.

AYES:

NOES:

ABSENT:

ABSTAIN:

Peggy Breeden, Mayor

ATTEST:

Rachel J. Ford, CMC
City Clerk

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**CITY COUNCIL/SUCCESSOR REDEVELOPMENT AGENCY/
FINANCING AUTHORITY/HOUSING AUTHORITY AGENDA ITEM**

SUBJECT: A Resolution Authorizing The City Manager To Sign The Notice Of Completion, Authorizing The City Clerk To File The Notice Of Completion And Authorizing The Release Of Retention On The South Sunland Avenue: East Ridgecrest Boulevard to Upjohn Avenue

PRESENTED BY:
Dennis Speer, Public Works Director

SUMMARY:
Griffith Company finished the project that consisted of road reconstruction and rehabilitation of both north and south bound lanes on the South Sunland Avenue from East Ridgecrest Boulevard to Upjohn Avenue. City Council awarded a contract to Griffith Company on, April 22, 2014 in the amount of \$899,049.00. During the course of construction some deletions and additions were necessary. The total change order percentage is 14.34% over the original contract amount.

The final contract amount including all change orders is \$1,027,959.08. Work has been completed and, with the exception of retention in the amount of \$51,397.95 (5%), the contractor, Griffith Company has been paid in full.

The construction project was fully funded by Tax Allocation Bonds.

The project was completed on September 15, 2014.

The City will authorize release of retention thirty days from the filing of the Notice of Completion as long as no claims have been filed against the retained funds.

FISCAL IMPACT: \$51,397.95

Reviewed by Finance Director

ACTION REQUESTED:

- 1.) Authorize the City Manager to sign the Notice of Completion,
- 2.) Authorize the City Clerk to file the Notice of Completion,
- 4.) Authorize release of retained funds in the amount of \$51,397.95 thirty (30) days after recordation of the Notice of Completion.

CITY MANAGER / EXECUTIVE DIRECTOR RECOMMENDATION:

Action as requested:

Submitted by: Dennis Speer
(Rev. 02/13/12)

Action Date: March 18, 2015

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RESOLUTION NO. 15-XX

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN THE NOTICE OF COMPLETION, AUTHORIZING THE CITY CLERK TO FILE THE NOTICE OF COMPLETION AND AUTHORIZING THE RELEASE OF RETENTION ON THE SOUTH SUNLAND AVENUE: EAST RIDGECREST BOULEVARD TO UPJOHN AVENUE

WHEREAS, Griffith Company finished the project that consisted of a road rehabilitation of both north and south bound lanes on the South Sunland Avenue from East Ridgecrest Boulevard to Upjohn Avenue; and

WHEREAS, City Council awarded a contract to Griffith Company on April 22, 2014 in the amount of \$899,049.00; and

WHEREAS, This construction project was funded by Tax Allocation Bonds; and

WHEREAS, During the course of construction deletions and additions to the scope of the project were made necessary due to changed field conditions; and

WHEREAS, A final contract amount including all change orders is \$1,027,959.08; and

WHEREAS, Retained funds to date in the amount of \$51,397.95 (5%) of the final construction cost will be withheld until 30 days after recordation of the notice of completion.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Ridgecrest hereby:

- 1) Authorizes the City Manager to sign the Notice of Completion.
- 2) Authorizes the City Clerk to file the notice of completion for recordation for the project.
- 3) Authorizes City Staff to release the retained funds in the amount of \$51,397.95 thirty (30) days after recordation of the notice of completion providing no claims have been filed against said retained funds.

APPROVED AND ADOPTED this 18th day of March by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Peggy Breeden, Mayor

ATTEST:

Rachel J. Ford, CMC, City Clerk

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<p>Recording Requested By:</p> <p>CITY OF RIDGECREST</p> <p>When Recorded Mail to:</p> <p>City of Ridgecrest City Clerk 100 West California Avenue Ridgecrest, CA 93555</p>	<p>Document Title(s):</p> <p>Resolution No:</p> <hr/> <hr/> <hr/>
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NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN THAT:

1. The undersigned is **OWNER** or Agent of the **OWNER** of the interest or estate stated below in the property hereinafter described.
2. The **FULL NAME** of the **OWNER** is City of Ridgecrest
3. The **FULL ADDRESS** of the **OWNER** is 100 West California Avenue, Ridgecrest, CA 93555
4. The **NATURE OF THE INTEREST** or **ESTATE** of the undersigned is: In Fee.

(if other than fee, Strike "In Fee" and insert, for example, "Purchaser under contract of purchase," or "Lessee.")

5. The **FULL NAMES** and **FULL ADDRESSES** of **ALL PERSONS**, if any, **WHO HOLD SUCH INTEREST** or **ESTATE** with the undersigned as **JOINT TENANTS IN COMMON** are:

Names	Addresses
-------	-----------

6. The full names and full addresses of the predecessors in interest of the undersigned if the property was transferred subsequent to the commencement of the work of improvement herein referred to:

Names	Addresses
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7. A work of improvement on the property hereinafter described was **COMPLETED** September 15, 2014

8. The work of improvement completed is described as follows: Sunland Street Rehabilitation and Resurfacing

9. The **NAME OF THE ORIGINAL CONTRACTOR**, if any, for such work of improvement is: Griffith Company

10. The street address of said property is: Sunland Street between Upjohn Ave and E Ridgecrest Blvd (SR 178)

11. The property on which said work of improvement was completed is in the City of Ridgecrest County of Kern, State of California, and is described as follows:

Date	<u>Dennis Speer, City Manager</u>
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Verification for **INDIVIDUAL** owner

I, the undersigned, declare under penalty of perjury under the laws of the State of California that I am the owner of the aforesaid interest or estate in the property described in the above notice; that I have said notice, that I know and understand the contents thereof, and that the facts stated therein are true and correct.

Date and Place	Signature of Owner named in paragraph 2
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Verification for **NON-INDIVIDUAL** owner: I, the undersigned, declare under penalty of perjury under the laws of the State of California that I am the **City Manager** of the aforesaid interest or estate in the property described in the above notice; that I have read the said notice, that I know and understand the contents thereof, and that the facts stated therein are true and correct.

Date and Place	<u>Dennis Speer, City Manager</u>
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SUBSCRIBED AND SWORN TO before me on _____

Rachel Ford, City Clerk

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**CITY COUNCIL/SUCCESSOR REDEVELOPMENT AGENCY/
FINANCING AUTHORITY/HOUSING AUTHORITY AGENDA ITEM**

SUBJECT: A Resolution Approving The Program Supplement Agreement No. 038-N With The State Of California, Department Of Transportation, Under Master Agreement No. 09-5385R And Authorizing The City Manager, Dennis Speer, To Sign The Agreement For The Graaf Avenue Project From North Sierra View Street to North Norma Street

PRESENTED BY:
Dennis Speer, Public Works Director

SUMMARY:
The Program Supplement Agreement is for the Graaf Avenue Project From North Sierra View Street to North Norma Street. The preliminary engineering has been allocated \$31,600.00 with a local match of \$16,304.00.

The total estimated cost of the total project is \$116,578.00.

The funding source is the Congestion Mitigation Air Quality Program. The project will be allocated from 018-4760-430-2109 ST1505 account.

This project is on the three year Pavement Management System and will be funded from our Tax Allocation Bonds.

The State requires that one person in the local agency be designated to sign the agreement with the State. The City's Master Agreement with the State stipulates the City Manager as the designated person.

FISCAL IMPACT: \$16,304.00
Reviewed by Finance Director

ACTION REQUESTED:
Adopt A Resolution Approving The Program Supplement Agreement No. 038-N With The State Of California, Department Of Transportation, Under Master Agreement No. 09-5385R And Authorizing The City Manager, Dennis Speer, To Sign The Agreement For The Graaf Avenue Project From North Sierra View Street to North Norma Street

CITY MANAGER / EXECUTIVE DIRECTOR RECOMMENDATION:

Action as requested:

Submitted by: Karen Harker
(Rev. 02/13/12)

Action Date: March 18, 2015

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RESOLUTION NO. 15-XX

A RESOLUTION APPROVING THE PROGRAM SUPPLEMENT AGREEMENT NO. 038-N WITH THE STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION, UNDER MASTER AGREEMENT NO. 09-5385R AND AUTHORIZING THE CITY MANAGER, DENNIS SPEER, TO SIGN THE AGREEMENT FOR THE GRAAF AVENUE PROJECT FROM NORTH SIERRA VIEW STREET TO NORTH NORMA STREET

WHEREAS, The City of Ridgecrest is eligible to receive Federal and/or State funding for certain transportation projects, through the California Department of Transportation, and

WHEREAS, Program Supplemental Agreements need to be executed with the California Department of Transportation before such funds can be claimed, and

WHEREAS, This Program Supplement is for the Graaf Avenue Project from North Sierra View Street to North Norma Street; and

WHEREAS, The Preliminary Engineering allocation is for \$31,600.00; and

WHEREAS, The City has a local match in the amount of \$16,304.00 for preliminary engineering and these funds will be coming from Tax Allocation Bonds; and

WHEREAS, The total estimated cost of this construction work is \$116,578.00 and the funding source being the Congestion Mitigation Air Quality Program; and

WHEREAS, Funds shall be made available from the 018-4760-430-2109 ST1505 account; and

WHEREAS, The State requires that one person in the local agency be designated to sign the agreements with the State, and

WHEREAS, The City's Master Agreement with the State stipulates the City Manager as the designated person.

NOW THEREFORE, BE IT RESOLVED, that the City Council of the City of Ridgecrest Approves The Program Supplement Agreement No. 038-N With The State Of California, Department Of Transportation, Under Master Agreement No. 09-5385R And Authorizes The City Manager, Dennis Speer, To Sign The Agreement For The Graaf Avenue Project From North Sierra View Street to North Norma Street

APPROVED AND ADOPTED this 18th Day of March 2015 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN

Peggy Breeden, Mayor

ATTEST:

Rachel J. Ford, CMC
City Clerk

PROGRAM SUPPLEMENT NO. N038
to
ADMINISTERING AGENCY-STATE AGREEMENT
FOR FEDERAL-AID PROJECTS NO 09-5385R

Adv Project ID **Date:** February 3, 2015
0915000023 **Location:** 09-KER-0-RGCR
Project Number: CML-5385(054)
E.A. Number:
Locode: 5385

This Program Supplement hereby adopts and incorporates the Administering Agency-State Agreement for Federal Aid which was entered into between the Administering Agency and the State on 02/02/07 and is subject to all the terms and conditions thereof. This Program Supplement is executed in accordance with Article I of the aforementioned Master Agreement under authority of Resolution No. _____ approved by the Administering Agency on _____ (See copy attached).

The Administering Agency further stipulates that as a condition to the payment by the State of any funds derived from sources noted below obligated to this PROJECT, the Administering Agency accepts and will comply with the special covenants or remarks set forth on the following pages.

PROJECT LOCATION:

Graaf Ave. from North Sierra View St. to North Norma St.

TYPE OF WORK: Pave Dirt Road

LENGTH: 0.2(MILES)

Estimated Cost	Federal Funds		Matching Funds	
	M400		LOCAL	OTHER
\$31,600.00	\$15,296.00		\$16,304.00	\$0.00

CITY OF RIDGECREST

STATE OF CALIFORNIA
Department of Transportation

By _____
Title _____
Date _____
Attest _____

By _____
Chief, Office of Project Implementation
Division of Local Assistance
Date _____

I hereby certify upon my personal knowledge that budgeted funds are available for this encumbrance:

Accounting Officer *[Signature]* Date 2/2/15 \$15,296.00

Chapter	Statutes	Item	Year	Program	BC	Category	Fund Source	AMOUNT

SPECIAL COVENANTS OR REMARKS

1. A. The ADMINISTERING AGENCY will advertise, award and administer this project in accordance with the current published Local Assistance Procedures Manual.

B. ADMINISTERING AGENCY agrees that it will only proceed with work authorized for specific phase(s) with an "Authorization to Proceed" and will not proceed with future phase(s) of this project prior to receiving an "Authorization to Proceed" from the STATE for that phase(s) unless no further State or Federal funds are needed for those future phase(s).

C. Award information shall be submitted by the ADMINISTERING AGENCY to the District Local Assistance Engineer within 60 days of project contract award and prior to the submittal of the ADMINISTERING AGENCY'S first invoice for the construction contract.

Failure to do so will cause a delay in the State processing invoices for the construction phase. Attention is directed to Section 15.7 "Award Package" of the Local Assistance Procedures Manual.

D. ADMINISTERING AGENCY agrees, as a minimum, to submit invoices at least once every six months commencing after the funds are encumbered for each phase by the execution of this Project Program Supplement Agreement, or by STATE's approval of an applicable Finance Letter. STATE reserves the right to suspend future authorizations/obligations for Federal aid projects, or encumbrances for State funded projects, as well as to suspend invoice payments for any on-going or future project by ADMINISTERING AGENCY if PROJECT costs have not been invoiced by ADMINISTERING AGENCY for a six-month period.

If no costs have been invoiced for a six-month period, ADMINISTERING AGENCY agrees to submit for each phase a written explanation of the absence of PROJECT activity along with target billing date and target billing amount.

ADMINISTERING AGENCY agrees to submit the final report documents that collectively constitute a "Report of Expenditures" within one hundred eighty (180) days of PROJECT completion. Failure of ADMINISTERING AGENCY to submit a "Final Report of Expenditures" within 180 days of PROJECT completion will result in STATE imposing sanctions upon ADMINISTERING AGENCY in accordance with the current Local Assistance Procedures Manual.

E. Administering Agency shall not discriminate on the basis of race, religion, age, disability, color, national origin, or sex in the award and performance of any Federal-assisted contract or in the administration of its DBE Program Implementation Agreement. The Administering Agency shall take all necessary and reasonable steps under 49 CFR Part 26 to ensure nondiscrimination in the award and administration of Federal-assisted contracts. The Administering Agency's DBE Implementation Agreement is incorporated by reference in this Agreement. Implementation of the DBE Implementation Agreement, including but not limited to timely reporting of DBE commitments and utilization, is a legal

SPECIAL COVENANTS OR REMARKS

obligation and failure to carry out its terms shall be treated as a violation of this Agreement. Upon notification to the Administering Agency of its failure to carry out its DBE Implementation Agreement, the State may impose sanctions as provided for under 49 CFR Part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and/or the Program Fraud Civil Remedies Act of 1986 (31 U.S.C. 3801 et seq.).

F. Any State and Federal funds that may have been encumbered for this project are available for disbursement for limited periods of time. For each fund encumbrance the limited period is from the start of the fiscal year that the specific fund was appropriated within the State Budget Act to the applicable fund Reversion Date shown on the State approved project finance letter. Per Government Code Section 16304, all project funds not liquidated within these periods will revert unless an executed Cooperative Work Agreement extending these dates is requested by the ADMINISTERING AGENCY and approved by the California Department of Finance.

ADMINISTERING AGENCY should ensure that invoices are submitted to the District Local Assistance Engineer at least 75 days prior to the applicable fund Reversion Date to avoid the lapse of applicable funds. Pursuant to a directive from the State Controller's Office and the Department of Finance; in order for payment to be made, the last date the District Local Assistance Engineer can forward an invoice for payment to the Department's Local Programs Accounting Office for reimbursable work for funds that are going to revert at the end of a particular fiscal year is May 15th of the particular fiscal year. Notwithstanding the unliquidated sums of project specific State and Federal funding remaining and available to fund project work, any invoice for reimbursement involving applicable funds that is not received by the Department's Local Programs Accounting Office at least 45 days prior to the applicable fixed fund Reversion Date will not be paid. These unexpended funds will be irrevocably reverted by the Department's Division of Accounting on the applicable fund Reversion Date.

G. As a condition for receiving federal-aid highway funds for the PROJECT, the Administering Agency certifies that NO members of the elected board, council, or other key decision makers are on the Federal Government Exclusion List. Exclusions can be found at www.sam.gov.

2. In the event that right of way acquisition for or construction of this project of the initial federal authorization for preliminary engineering is not started by the close of the tenth fiscal year following the fiscal year in which the project is authorized, the ADMINISTERING AGENCY shall repay the Federal Highway Administration through Caltrans the sum of Federal funds paid under the terms of this agreement.

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**CITY COUNCIL/SUCCESSOR REDEVELOPMENT AGENCY/
FINANCING AUTHORITY/HOUSING AUTHORITY AGENDA ITEM**

SUBJECT: Approve Contract Change Order Number Twenty-Four With The Contractor, Griffith Company, For The West Ridgecrest Boulevard Project And Authorize The City Manager, Dennis Speer To Sign Change Order Number Twenty-Four

PRESENTED BY:

Dennis Speer, Public Works Director

SUMMARY:

As the West Ridgecrest Boulevard Project is coming to an end, additions to the project required a change to the plans and specifications.

Change Order #24	Cold Mill Addtl thickness of existing asphalt Concrete from what was shown on the plans Additional compensation represents the Difference for soil excavation versus milling.
------------------	--

TOTAL	\$11,648.00
--------------	--------------------

This dollar amount will be added to the existing PO #7344.

The funding source for this project will come from 018-4760-430-4601 ST1201.

FISCAL IMPACT: None

Reviewed by Finance Director

ACTION REQUESTED:

Approve Contract Change Order Number Twenty-Four With The Contractor, Griffith Company, For The West Ridgecrest Boulevard Project And Authorize The City Manager, Dennis Speer To Sign Change Order Number Twenty-Four

CITY MANAGER / EXECUTIVE DIRECTOR RECOMMENDATION:

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RESOLUTION NO. 15-XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIDGECREST APPROVING CONTRACT CHANGE ORDER NUMBER TWENTY-FOUR WITH THE CONTRACTOR, GRIFFITH COMPANY, FOR THE WEST RIDGECREST BOULEVARD PROJECT AND AUTHORIZE THE CITY MANAGER, DENNIS SPEER TO SIGN CHANGE ORDER NUMBER TWENTY-FOUR

WHEREAS, The West Ridgecrest Boulevard Project is coming to an end, an addition to the project required a change to the plans and specifications; and

WHEREAS, Change Order #24 was for Cold Mill additional thickness of existing asphalt Concrete from what was shown on the plans. Additional compensation represents the difference for soil excavation versus milling; and

WHEREAS, The total dollar value for the change order total is a positive \$11,648.00; and

WHEREAS, This dollar amount will be added to the existing PO #7344; and

WHEREAS, The funding source for this project will come from 018-4760-430-4601 ST1201.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Ridgecrest hereby:

1. Approves Change Order Number Twenty-Four, to Griffith Company to provide the addition to the West Ridgecrest Boulevard Project at the cost of \$11,648.00.
2. Authorizes the Finance Director to amend the budget to reflect all appropriate capital, revenue and transfer accounts.
3. Authorizes the City Manager, Dennis Speer, to execute Change Order Number Twenty-Four, to Griffith Company

APPROVED AND ADOPTED this 18th day of March 2015 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Peggy Breeden, Mayor

ATTEST

Rachel J. Ford, CMC, City Clerk

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CITY OF RIDGECREST

CONTRACT CHANGE ORDER No.

24

DATE:

2/17/15

Project Name: West Ridgecrest Blvd Reconstruction Project, RPSTPL-5385(048)

Willdan Project #: 102225

Purchase Order No.: 007344

Contractor: Griffith Company

You are hereby directed to make the described changes from the plans and specifications or do the following described work not included in the plans and specifications on this contract.

Summary table with columns: As directed by the City of Ridgecrest, Griffith Company is to provide all traffic control and quality control required for change order work., Cost, (calendar days). Rows include Original contract amount, Previous Change Order No(s), Current Change Order No. (24) amounts to, Total increase to contract to date, Revised contract amount, and Percentage of total increase to contract amount to date.

DESCRIPTION OF WORK TO BE DONE, ESTIMATE OF QUANTITIES, AND PRICES TO BE PAID:

Main table with columns: Item, Description, Contract Qty, Change Order Qty, Adjusted Contract Quantity, Unit, Unit Cost, Change order Cost, Time Ext. Calendar Days. Row 24: Cold mill additional thickness of existing asphalt concrete...

TOTAL THIS CHANGE ORDER: \$ 11,648.00 0

Requested: [Signature] Construction Manager/Resident Engineer

Date: 2/20/15

Approved: [Signature] City Engineer

Date: 3/2/15

Approved: Public Works Director

Date:

We the undersigned Contractor, have given careful consideration to the change proposed and hereby agree, if this proposal is approved, that we will provide all equipment, furnish all materials, except as may be otherwise noted above, and perform all services necessary for the work above specified, and will accept as full payment therefore the prices shown above.

Accepted: [Signature] GRIFFITH COMPANY Contractor

Date: 2/18/15

By: [Signature] LUCAS J. WALKER REGIONAL MANAGER

Title:

Mike Bustos

From: Eucce, Eric <eeucce@GriffithCompany.net>
Sent: Tuesday, February 10, 2015 1:44 PM
To: Mike Bustos; Loren Culp
Cc: Larry Brown; Beam, Greg
Subject: RE: Ridgecrest Blvd - Cold Plane vs Earthwork

Mike,

Regarding the proposed CCO #24 for cold plane Vs. earthwork. That CCO recap sheet that was given to you at the beginning of the project only accounted for Mahan St. to Downs Ave. The analysis needs to be performed on the entire project, with the exception of the days were only AC was stripped.

It should be based on 14 days of Roadway Ex with a grinder Vs. balancing with equipment.
14days @ \$832.00 = \$11,648.00

- 5/28 - Strip AC
- 5/29 - Road Ex
- 5/30 - Road Ex
- 6/2 - Road Ex
- 6/3 - Road Ex
- 6/4 - Road Ex
- 6/5 - Road Ex
- 6/6 - Road Ex
- 6/26 - Strip AC
- 6/27 - Strip AC
- 6/30 - Road EX
- 7/1 - Road EX
- 7/2 - Road EX
- 7/23 - Strip AC
- 8/7 - Strip AC
- 8/8 - Strip AC
- 8/25 - Road EX
- 8/26 - Road EX
- 8/27 - Road EX
- 8/28 - Road EX

Eric Eucce

Estimator / Project Manager
Central Region
Griffith Company
P (661) 392-6640 ext. 6651
F (661) 393-9525
C (661) 529-1494
eeucce@griffithcompany.net
www.griffithcompany.net



GRIFFITH
COMPANY

From: Mike Bustos [mailto:mbustos@willdan.com]
Sent: Tuesday, February 10, 2015 11:23 AM
To: Eucce, Eric
Cc: Loren Culp; Larry Brown; Churchwell, Georgena; Beam, Greg; Karen Harker; Beau Thompson
Subject: RE: Ridgecrest Blvd - Cold Plane vs Earthwork

Eric,

Please have the attached CCO #24 for Ridgecrest Blvd signed and returned to my office.

CCO #24 – Cold Plane vs. Earthwork cost difference



Mike Bustos, PE, ENV SP
Senior Engineer

Willdan Engineering

Celebrating 50 years of service

374 Poli Street, Ste 101
Ventura, CA 93001
T. 805.653.6597
F. 805.754.2067
C. 805.279.6870

From: Eucce, Eric [mailto:eeucce@GriffithCompany.net]
Sent: Saturday, February 07, 2015 11:58 AM
To: Mike Bustos
Subject: RE: Ridgecrest Blvd - Cold Plane vs Earthwork

Yes that is correct

Eric Eucce

Estimator / Project Manager
Central Region
Griffith Company
P (661) 392-6640 ext. 6651
F (661) 393-9525
C (661) 529-1494

eeucce@griffithcompany.net
www.griffithcompany.net



GRIFFITH
COMPANY

From: Mike Bustos [<mailto:mbustos@willdan.com>]
Sent: Saturday, February 07, 2015 11:53 AM
To: Eucce, Eric; Loren Culp; Larry Brown
Cc: Churchwell, Georgena; Beam, Greg
Subject: RE: Ridgecrest Blvd - Cold Plane vs Earthwork

Thanks Eric

This should be sufficient backup for the file. So, the first day of Phase 1 cold planing isn't included in the 7 days being requested for additional compensation, since you would have needed a day of cold planing to remove the existing AC anyways, right? That's why it says "no bill" on 5/28? Please confirm that I understand that correctly.

mike

From: Eucce, Eric [<mailto:eeucce@GriffithCompany.net>]
Sent: Saturday, February 07, 2015 11:14 AM
To: Mike Bustos; Loren Culp; Larry Brown
Cc: Churchwell, Georgena; Beam, Greg
Subject: RE: Ridgecrest Blvd - Cold Plane vs Earthwork

Mike,

see the attached cost breakdown for the Milling Vs. Earthwork analysis, and the dates the milling was performed. I just used an EW spreadsheet with the costs straight from my bid program with the labor surcharge removed, so the rates may be slightly different compared to some of the CT rates you are used to seeing, (surprisingly the numbers are pretty close). Let me know if you have any further questions , or concerns.

Thanks

Eric Eucce

Estimator / Project Manager

Central Region

Griffith Company

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C (661) 529-1494

eeucce@griffithcompany.net

www.griffithcompany.net



GRIFFITH
COMPANY

From: Mike Bustos [<mailto:mbustos@willdan.com>]
Sent: Friday, February 06, 2015 8:55 AM
To: Eucce, Eric
Subject: Ridgecrest Blvd - Cold Plane vs Earthwork

I'm preparing most of the remaining CCOs for Ridgecrest Blvd. Can you provide some backup for how you came up with the attached daily prices for cold plane vs. earthwork? Also, please note which 7 dates the milling operations took place in phase 1.

Thanks,



Mike Bustos, PE, ENV SP
Senior Engineer

Willdan Engineering
Celebrating 50 years of service
374 Poli Street, Ste 101
Ventura, CA 93001
T. 805.653.6597
F. 805.754.2067
C. 805.279.6870

Griffith Company is an employee-owned company and an equal opportunity employer

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May 2014

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
				1 May Day	2	3
4	5 Cinco de Mayo	6	7	8	9	10
11 Mother's Day	12	13	14	15	16	17 Armed Forces Day
18	19 Victoria Day	20	21	22	23	24
25	26 Memorial Day	27	28 COLD PLANE MAHAN - DOWN NO BILL	29 COLD PLANE MAHAN - DOWN 1	30 COLD PLANE MAHAN DOWN 2	31

www.Printable2014Calendars.com • www.FreePrintable.net

included in bid

June 2014

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1	2 COLD PLANE MAHAN - DOWN	3 COLD PLANE MAHAN - DOWN	4 COLD PLANE MAHAN - DOWN	5 COLD PLANE MAHAN - DOWN	6 COLD PLANE MAHAN DOWNS	7
8	9	10	11	12	13	14 Flag Day
15 Father's Day	16	17	18	19	20	21 Summer Begins
22	23	24	25	26 COLD PLANE DOWNS - NORMA	27 COLD PLANE DOWNS - NORMA	28
29	30 COLD PLANE DOWNS - NORMA					

included in bid

July 2014

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
		1 COLD PLANE DOWNS-NORMA Canada Day	2 COLD PLANE DOWNS-NORMA	3	4 Independence Day	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23 COLD PLANE	24	25	26
27	28	29	30 included in bid	31		

August 2014

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1	2
3	4	5	6	7 COLD PLANE NORMA - ALVORD	8 COLD PLANE NORMA - ALVORD	9
10	11	12	13	14 included in bid	15	16
17	18	19	20	21	22	23
24	25 COLD PLANE ALVORD - C-LAKE <small>13</small>	26 COLD PLANE ALVORD - CLAKE <small>14</small>	27 COLD PLANE ALVORD - C-LAKE <small>15</small>	28 COLD PLANE ALVORD - C-LAKE <small>16</small>	29	30
31						

CCO #24 Backup

City of Ridgecrest
West Ridgecrest Blvd. Reconstruction Project
CCO Pricing and breakdown

~~Traffic Control \$ 62,720.00 Mo~~

~~Monthly price for providing traffic control according to the revised traffic control scope of work.~~

~~Excess Pulverizing \$ 7,922.00 Day~~

~~For areas that have a greater thickness of asphalt than described on the plans. We will need to pulverize the roadway after cold planing, and before the FDR operation. in order for 100% of the material to pass the 2" screen.~~

China Lake Blvd

~~Cold Plane VS. Earthwork \$ 832.00 Day @ 14 Days = \$ 11,648.00
~~5,824.00~~~~

~~From Downs to Mahan the existing Asphalt thickness was thicker than what was described on the plans. We had to mill out the entire asphalt section rather than balance and haul off dirt. The price described is the difference between the two different operations.~~

~~Under Sidewalk drain \$ - Ls~~

~~install under sidewalk drain and tie in to existing roof drain @ 129 Ridgecrest Blvd.~~

~~Median Curb Opening \$ 2,888.00 Ea~~

~~Install opening in concrete median @ North Side of Ridgecrest Blvd. on Downs St.~~

GRIFFITH COMPANY

1128 Carrier Parkway Avenue
Bakersfield, CA 93308

Phone: 661: 392 - 6640
Fax: 661: 393 - 9525

CCO #24 Backup

Building in Quality since 1902

To: City Of Ridgecrest Address: Ridgecrest, CA	Contact: Phone: Fax:
Project Name: City Of Ridgecrest, China Lake Reconstruct CCO Earhwork Vs Mill Project Location: West Ridgecrest Blvd. No. Mahan To China Lake Blvd., Ridgecrest, CA Addendum #: 1&2	Bid Number: Bid Date: 2/27/2014

Item #	Item Description	Estimated Quantity	Unit	Unit Price	Total Price
1	Roadway Excavation (Cold Plane)	1.00	DDAY	\$11,771.73	\$11,771.73
2	Balance Earthwork	1.00	DDAY	\$10,940.19	\$10,940.19

Price Difference/Day = \$832

Notes:

- This priced is based upon the diffeernce in two different roadway excavation operations for the area between Downs Street and Mahan Street. The actual AC thickness is considerably thicker than the existing plans show, which changes the method of roadway excavation from an earthwork balancing operation to an AC coldmill operation. The cold mill operation took place for 7 days so the price will be the difference at 7 days.

<p>ACCEPTED: The above prices, specifications and conditions are satisfactory and are hereby accepted.</p> <p>Buyer: _____</p> <p>Signature: _____</p> <p>Date of Acceptance: _____</p>	<p>CONFIRMED: GRIFFITH COMPANY</p> <p>Authorized Signature: _____</p> <p>Estimator: Eric Eucce eeucce@griffithcompany.net</p>
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**CITY COUNCIL/SUCCESSOR REDEVELOPMENT AGENCY/
HOUSING AUTHORITY/FINANCING AUTHORITY AGENDA ITEM**

SUBJECT:

A Resolution Of The Ridgecrest City Council Announcing Proclamations Prepared For The Month Of March And Schedule Date Of Presentation

PRESENTED BY:

Rachel J. Ford, City Clerk

SUMMARY:

The Ridgecrest City Council receives requests for presentation of ceremonial proclamations for various events and observations. The resolution lists proclamations that have been processed and will be presented at the Kerr McGee Center on the date and time shown.

1. *Junior Bluejacket of the Year 2014*
2. *Senior Bluejacket of the Year 2014*

Bluejacket Proclamations will be presented on Saturday, March 21, 2015 at China Lake Naval Weapons Station Annual Bluejacket Dinner to be held at the Kerr McGee Center

FISCAL IMPACT: None

None

Reviewed by Finance Director

ACTION REQUESTED:

Approve a resolution authorizing the presentation of proclamations and scheduling the time and date for presentation.

CITY MANAGER / EXECUTIVE DIRECTOR RECOMMENDATION:

Action as requested: Approve a resolution authorizing the presentation of proclamations and scheduling the time and date for presentation.

Submitted by: Rachel J. Ford
(Rev.6/12/09)

Action Date: March 18, 2015

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RESOLUTION NO. 15-xx

**A RESOLUTION OF THE RIDGECREST CITY COUNCIL
ANNOUNCING PROCLAMATIONS PREPARED FOR THE
MONTH OF MARCH 2015 AND SCHEDULED DATE OF
PRESENTATION**

The Ridgecrest City Council receives requests for presentation of ceremonial proclamations for various event and observations. The following proclamations have been processed and will be presented at location, date and time shown below:

Proclamation Titles

- *Junior Bluejacket of the Year 2014 (recipient to be announced on March 21, 2015)*
- *Senior Bluejacket of the Year 2014 (recipient to be announced on March 21, 2015)*

Bluejacket Proclamations will be presented on Saturday, March 21, 2015 at China Lake Naval Weapons Station Annual Bluejacket Dinner to be held at the Kerr McGee Center

APPROVED AND ADOPTED THIS 18th day of March 2015 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Peggy Breeden, Mayor

ATTEST:

Rachel J. Ford, CMC
City Clerk

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**CITY COUNCIL/SUCCESSOR REDEVELOPMENT AGENCY/HOUSING
AUTHORITY/FINANCING AUTHORITY AGENDA ITEM**

SUBJECT:

Minutes of the Regular City Council/Successor Redevelopment Agency/Housing Authority/Financing Authority Meeting of March 4, 2015

PRESENTED BY:

Rachel J. Ford, City Clerk

SUMMARY:

Draft Minutes of the Regular City Council/Successor Redevelopment Agency/Housing Authority/Financing Authority Meeting of March 4, 2015

FISCAL IMPACT:

None

Reviewed by Finance Director:

ACTION REQUESTED:

Approve minutes

CITY MANAGER 'S RECOMMENDATION:

Action as requested: Approve Draft Minutes

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**MINUTES OF THE REGULAR MEETING OF THE
RIDGECREST CITY SUCCESSOR AGENCY,
FINANCING AUTHORITY, AND HOUSING AUTHORITY**

**City Council Chambers
100 West California Avenue
Ridgecrest, California 93555**

**March 4, 2015
5:30 p.m.**

This meeting was recorded and will be on file in the Office of the City Clerk for a certain period of time from date of approval by City Council/Redevelopment Agency. Meetings are recorded solely for the purpose of preparation of minutes.

CALL TO ORDER

ROLL CALL

Council Present: Mayor Peggy Breeden; Vice Mayor Lori Acton; Council Members Eddie B. Thomas, and Mike Mower

Council Absent: Mayor Pro Tempore Jim Sanders

Staff Present: City Manager Dennis Speer; City Clerk Rachel J. Ford; City Attorney Michael Silander; and other staff

APPROVAL OF AGENDA

[Added](#)

Closed Session

GC54956.8 Local Agency Real Property Negotiations – Negotiation for Purchase – APN 067-040-12 – Agency Negotiator City Manager Dennis Speer

[Remove](#)

Closed Session

GC54956.9 (d) (4) Conference With Legal Counsel – Existing Litigation - Squillacote v. Frid

GC54956.9 (d) (4) Conference With Legal Counsel – Existing Litigation – Eva Balfour v. City Of Ridgecrest

MINUTES – RIDGECREST CITY COUNCIL/REDEVELOPMENT AGENCY - REGULAR

March 4, 2015

Page 2 of 19

Motion To Approve Agenda As Amended Made By Council Member Mower, Second By Council Member Thomas. Motion Carried By Voice Vote Of 4 Ayes (Mayor Breeden, Council Members, Acton, Thomas And Mower); 0 Noes; 0 Abstain; 1 Absent (Council Member Sanders)

PUBLIC COMMENT – CLOSED SESSION

- None Presented

CLOSED SESSION

- GC54956.9 (d) (4) Conference With Legal Counsel – Existing Litigation – City Of Ridgecrest v. William Dale Howard
- GC54956.9 (d) (4) Conference With Legal Counsel – Potential Litigation – Public Disclosure Of Potential Litigant Would Prejudice The City Of Ridgecrest
- GC54956.9 (d) (4) Conference With Legal Counsel – Existing Litigation - NORTH COAST RIVERS ALLIANCE, PESTICIDE FREE ZONE, INC., HEALTH AND HABITAT, INC., and GAYLE MCLAUGHLIN, v. CALIFORNIA DEPARTMENT OF FOOD AND AGRICULTURE, KAREN ROSS, and DOES I-XX Respondents and Defendants, and DOES XXI-CC Real Parties in Interest

REGULAR SESSION – 6:00 p.m.

- Pledge Of Allegiance
- Invocation

CITY ATTORNEY REPORT

- Closed Session
 - City Of Ridgecrest v. William Dale Howard, report received – no reportable action taken, direction given to staff.
 - Squillacote v. Frid, report received – pulled, item concluded.
 - Eva Balfour v. City Of Ridgecrest – pulled prior to approval of the agenda.
 - Undisclosed potential litigation – instruction given to City Attorney.
 - NORTH COAST RIVERS ALLIANCE, PESTICIDE FREE ZONE, INC., HEALTH AND HABITAT, INC., and GAYLE MCLAUGHLIN, v. CALIFORNIA DEPARTMENT OF FOOD AND AGRICULTURE, KAREN ROSS, and DOES I-XX Respondents and Defendants, and DOES XXI-CC Real Parties in Interest, report received – City is not a party and no reportable action taken.
 - Local Agency Property Negotiation – report received – item moved to open session to take action.

PUBLIC COMMENT

Robert Eierman

- Members of the public have requested as agenda item regarding land use management plan
 - Peggy Breeden – wanted to wait until Lorelei gave presentation, want everyone to be able to hear the presentation
- Feel Council should precede the presentation with discussion. Commented on opportunity to hear from the public.
 - Peggy Breeden – want to give everybody the opportunity to hear the presentation.
- Suggesting interchange between public and Council before a decision has to be made.
 - Lori Acton – suggested Council hold a special meeting for discussion after the presentation
- Have already heard from the County and will hear again on Saturday. Would be good to have discussion before the presentation on April 1.
 - Lori Acton – questioned if public want to have discussion after the Saturday meeting and then be prepared with questions for April 1.
- Suggested discussions prior to County meeting on April 1.
 - Peggy Breeden – suggested Saturday meeting, early in the morning.

Special Meeting scheduled March 14, 2015 from 10:30am – 12:30 pm

Amy Hollingsworth

- Asked Council to consider building a Splash Park for young children.
- Commented on research of affordability and cost savings.
- Commented on water reclamation.
- Explained concept of Splash Park with fountains and ground drains without fear of children drowning.
- Moved here from Mississippi and would prefer to spend money locally for birthday parties and other children functions.
 - Lori Acton – will forward to quality of life committee
 - Peggy Breeden – asked if staff needs research to develop a report
 - Lori Acton – suggested meeting with Jason Patin for details.

Al Huey

- Commented on County land use management plan. Some properties may receive a letter of non-conforming from the County.
- Commented on discussion with land owner who had paid for a letter of non-conforming and when asked about the effect, County response was 'what letter?'
- Questions the viability of the letter having any standing for the property owner in the future.
 - Peggy Breeden – suggest this as a good question on Saturday at the presentation.

Dave Matthews

- Commented on the wording of the agenda item from last Council meeting regarding renaming the park. Item forwarded to quality of life committee by motion and now may come back to Council.
- Urged Council to set a meeting for quality of life committee.
 - Dennis Speer – internally wanted to research the subject. Never intent to rename the entire park, just the skate park. In the research discovered the park is County owned and County has given indication that if we want to place a memorial park would be reviewed by the board of supervisors. After being advised of the information, two members of the Quality Of Life Committee decided to refer back to Council.
- Commented on the resolution for renaming policy.
- Noted there is presently a sign at the park says ‘City Of Ridgecrest Skate Park’.
- Stated that if the City was installing a memorial, that is fine. If changing the name of the skate park then have to follow the procedure.
- Feel there is still a need for the Quality Of Life Committee meeting on the subject.
 - Eddie Thomas – feels it is premature in bringing forward.

Mike Neel

- Referenced the bulb-outs and will await Council Member Acton’s response to email.
- Hoping something can be done before a bicyclist is hit.
- Bulb-outs are fine except they are wider than necessary, could be cut down.
- If chopped then would allow room for bicyclist and bulb-outs would remain.
- Commented on the rescue islands as being unnecessary.
- Regarding land use management plan, concerned about turning private land to agriculture open space. Appears they (the County) are taking a value from the property. People now holding the property may have a reduced value.
- Closed session item on Dale Howard case – have been against this thing the whole time and another hearing coming. City has lost every hearing they had and spent a lot of money going after this. Only thing determined is nuisance and he has improved the situation. Citizens are saying there isn’t a problem yet City continues to sue. If all costs are reimbursed it will be a large sum of money if they win.
- Stated the Howard’s are an elderly couple with no health problems and sorry this has continued.

Public Comment closed at 6:40 p.m.

PRESENTATIONS

1. Presentation of Employee Service Awards

Council

- Council Members presented services awards to employees Kelly Brewton and John Bracken recognizing them for their years of service to the City of Ridgecrest.

CLOSED SESSION ACTION:

GC54956.8 Local Agency Real Property Negotiations – Negotiation for Purchase – APN 067-040-12 – Agency Negotiator City Manager Dennis Speer

Dennis Speer

- Presented report of property negotiations. 32 acres of residential property, offer received under first right of refusal due to storm drain master plan. Mr. Kirchmeier has presented offer of \$315,000 for 32 acres which was discussed in closed session and is now presented to Council for public comment.

Gary Parsons

- Explained the 32 acre location with sump and drainage channel. Property bordered by Las Flores Street, Felspar Street, and Norma Street to undesignated, unpaved path.

Mike Mower

- Norma Street sump is major drainage for large center section of town. Sump needs to be expanded to avoid flooding on Norma Street
- Feels price is fair and would be beneficial to the City. Could recoup money by selling some of the land for homes.

Eddie Thomas

- Concurs with the idea

Lori Acton

- Suggested developing a pocket park in the area with expanding the sump

Tom Wiknich

- Clarified 32 acres and asked how much would be sump and what would be done with remaining property.
 - Gary Parsons – purchase entire acres and engineer would design sump and drainage with possible park. Remaining portion would be sold to a developer for residential housing.
- Asked for estimate of how much would be sold
 - Gary Parsons – do not know at this time.

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Tom Wiknich *(continued)*

- Mike Mower – estimate need 1/3 of the property for sump expansion.
- Asked about connection to neighboring parcel with sump.
 - Gary Parsons – is not connected and that sump is drainage for Home Depot. No incorporation between the two sumps.

Dave Matthews

- Been watching that property for years
- In consensus the sump needs expansion
- Las Flores drainage may have a dry well beneath it on the same property, would like to see the drainage go to the sump, still flooding during heavy rain.
- Question is where the money will come from with a limited budget.
 - Peggy Breeden – staff has presented ideas, we rejected the idea of using reserves
 - Dennis Speer – TAB funds that are unexpended and unencumbered. Part of action tonight is for staff to come back with specific source from TAB funds.
 - Mike Mower – \$2.5 million TAB funds set aside for Parks.

Mike Neel

- Have walked past the property at Norma Street, asked about section of property.
 - Mike Mower – entire parcel is being considered
- If sold to another buyer, does City lose easement for sump
 - Mike Mower – Area is a natural drainage area and part of the master drainage plan.
 - Peggy Breeden – need to wait for hydrology report, cannot speculate at this time.
- Questioned time frame and urgency.
 - Gary Parsons – urgency is because the offer expires tomorrow due to owner is already in escrow with another buyer but City has first right of refusal.
- A small expansion of the sump might take care of the needs for drainage and need to be fair to future owner.
- Commented on the lack of funding, would have been nice to have heard about this before we had to make a decision.
- If bought, how much housing development is going on and how long will City have to hold onto the land before they can sell it.

Eddie Thomas

- Asked the value of the property
 - Peggy Breeden – originally listed at \$672,0000

Warren Cox

- If City has opportunity to control this land and do the engineering, here is 32 acres that if developed would be asked to dump into the sump. That cost could be passed onto future developer for expansion.
- Support the City in this purchase.

Motion To Entertain The Offer Of Purchase Made By Council Member Mower, Second By Council Member Thomas. Motion Carried By Roll Call Vote Of 4 Ayes (Mayor Breden, Council Members Acton, Thomas, And Mower) 0 Noes; 0 Abstain; And 1 Absent (Council Member Sanders)

CONSENT CALENDAR

2. Accept For Filing Investment Reports For Four Month Period Ending January 31, 2015 McQuiston
3. Adopt A Resolution Of The City Council Of The City Of Ridgecrest Approving The Contract Change Orders For Numbers Six, Seven, Eight And Nine With The Contractor, Griffith Company, For The Sunland Avenue Project From East Ridgecrest Boulevard To Upjohn Avenue And Authorize The City Manager, Dennis Speer, To Sign The Change Order Numbers Six, Seven, Eight And Nine Speer
4. Adopt A Resolution Of The City Council Of The City Of Ridgecrest Approving Contract Change Order Numbers Twenty-One, Twenty-Two And Twenty-Three With The Contractor, Griffith Company, For The West Ridgecrest Boulevard Project And Authorize The City Manager, Dennis Speer, To Sign The Change Order Numbers Twenty-One, Twenty-Two And Twenty-Three Speer
5. Approve Draft Minutes Of The Ridgecrest City Council/Successor Redevelopment Agency/Financing Authority/Housing Authority Meeting Dated February 4, 2015 Ford
6. Approve Draft Minutes Of The Ridgecrest City Council/Successor Redevelopment Agency/Financing Authority/Housing Authority Meeting Dated February 18, 2015 Ford

Items Pulled From Consent Calendar

- Item No. 4

Motion To Approve Item Nos. 2, 3, 5, And 6 Made By Council Member Thomas, Second By Council Member Mower. Motion Carried By Voice Vote Of 4 Ayes (Mayor Breedon, Council Members, Acton, Thomas And Mower); 0 Noes; 0 Abstain; 1 Absent (Council Member Sanders)

Item No. 4 Discussion

Dave Matthews

- Asked if change orders are for work already finished.
 - Dennis Speer – yes, one more coming next meeting
- Asked if any of these were connected to bulb-outs.
 - Dennis Speer – no.

Motion To Approve Item No. 4 Made By Council Member Acton, Second By Council Member Mower. Motion Carried By Roll Call Vote Of 4 Ayes (Mayor Breedon, Council Members, Acton, Thomas And Mower); 0 Noes; 0 Abstain; 1 Absent (Council Member Sanders)

PUBLIC HEARING

7. **Adopt A Resolution Of The Ridgecrest City Council Establishing A Finding For Unmet Transit Needs That Is Reasonable To Meet With The Public Transportation System** **Speer**

Dennis Speer

- Presented Staff Report

Public Comment Opened At 7:06 p.m.

Dave Matthews

- State the words 'reasonable to meet' is a catch that prevents anything being accomplished.
- Need to go back to the State to tell them we need a way to fund these unmet needs or quit going thru this process.
- Used to have a dial-a-ride system, explained process for scheduling rides.
- Currently have a deviated fixed route which allows handicap to deviate, but only by a certain amount.
- Suggested a smaller standby vehicle for people who cannot access the system, which allows these citizens to dial up and make arrangements.

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Mike Neel

- Asked the average daily use per bus and peak usage time
 - Lori Acton – lunchtime is the busiest
 - Dennis Speer – ridership 17,000 for 3 full time busses with extra bus for lunch.
- Commented the average riders is 10 per day.
- Asked about passenger capacity
 - Dennis Speer – 22 individuals per bus.
- Stated that most of the time, the bus is less than half full and a lot of time is empty.
- Fare box ratio is hard to meet and costs are higher for running the bus most of the time.
 - Dennis Speer – total cost is approximately \$1 million with subsidies of \$470,000
 - Fare box has changed to 25% and explained County contracts to Inyokern and Ransburg/Johannesburg which can now be counted into the totals.
 - Have to meet the transit needs before using any Caltrans funding for roads.
- Commented this is the usual requirement of doing one thing before getting the funding.
- Stated there is a lot of money wasted on buses and not enough on roads. Suggested smaller buses and finding ways to reduce bus cost in order to use other funds on roads.

Lori Acton

- Commented that there are approximately 70 people per day being serviced by the Transit System. Good numbers for a small town.

Peggy Breeden

- Commented on how well the service is run and feels if we can service 17,000 per year we have done a good job

Mike Mower

- Agrees with Mr. Neel but for over 30 years have had to follow these rules and would be foolish to lose the Kern COG money.

Closed Public Comment at 7:16 p.m.

Motion To Approve A Resolution Of The Ridgecrest City Council Establishing A Finding For Unmet Transit Needs That Is Reasonable To Meet With The Public Transportation System Made By Council Member Acton, Second By Council Member Mower. Motion Carried By Roll Call Vote Of 4 Ayes (Mayor Breeden, Council Members, Acton, Thomas And Mower); 0 Noes; 0 Abstain; 1 Absent (Council Member Sanders)

DISCUSSION AND OTHER ACTION ITEMS

8. Discussion And Approval Of Development Impact Fee Payment Plan With Vimco Venture, Inc., Approve Resolution And Authorize Finance Director To Execute Agreement **McQuiston**

Rachelle McQuiston

- Presented Staff Report

Mike Mower

- Questioned location of hotel and if impact fees were paid on first hotel before opening.
- Is the hotel open, have they received business license and are we receiving TOT?
- When I build a home cannot get a final until impact fees are paid, asked if he has already received a final without paying the fees.
- Asked about interest on the loan.

Loren Culp

- Project has had difficulty being completed
- Owner has completed improvements to satisfaction of County and City
- Has a conditional temporary occupancy permit and the condition is payment of impact fees.
- Municipal Code does allow improvement security with impact fee payment over time. Trying to accommodate the owner.

Peggy Breeden

- Want to get our money and this has a sour taste.
- Asked if this is applied equally to all developers?
 - Mike Mower – he is keeping the property which is different for homeowners
- Asked if we would allow this for homebuilders until the property sells? Do not want to do something that would hurt this person but want equality for all developers
 - Dennis Speer – there is already precedent for another local builder.

Mike Mower

- If I finish a house, I delay the fees by not occupying the building.

Lori Acton

- What happens if he goes delinquent
 - Rachelle McQuiston – There is a lien against property so cannot be sold and can also rescind the occupancy permit.

Mike Mower

- Commented on driving thru town every Sunday and hotel occupancy is good except at this owner's north hotel and the south hotel only had 2 vehicles.
- His occupancy is low but at least we are getting TOT

Public Comment

Tom Wiknich

- Clarified the \$72,000 with a 36 month pay off and lean being recorded upon approval.
- City would have foreclosure rights if he defaults.

Warren Cox

- Asked if the lien is a second and the bank has the first.
 - Dennis Speer – assuming this is a second.
- Important you know City position should there be a default

Mike Mower

- Asked if the retail store will also be open.
 - Loren Culp – currently in the inspection phase with County

Lori Acton

- Asked if it was ever opened
 - No

Mike Neel

- Commented it is inappropriate for the business license to be issued before this was approved.
- If bank has the loan, City is second in line should this default
- Have concerns about this property doing business
- Asked why title search has not been done.
- Suggested market research.
- Questioned if he was going to do enough business to justify him owing us money.
 - Rachele McQuiston – would get nothing without an agreement, at least will get something each month and could then remove the occupancy.
- Commented on impact fees have scared off persons developing property, perhaps we should not charge so many fees on the front end, give better breaks during development.

Motion To Approve Development Impact Fee Payment Plan With Vimco Venture, Inc. Made By Council Member Mower, Second By Council Member Acton. Motion Carried By Voice Vote Of 4 Ayes (Mayor Breeden, Council Members, Acton, Thomas And Mower); 0 Noes; 0 Abstain; 1 Absent (Council Member Sanders)

9. Executive Summary And Discussion Of Fiscal Year 2014-2015 Budget Projections **McQuiston**

Rachelle McQuiston

- Presented Staff Report

Peggy Breeden

- Asked about verification process to ensure hotels are reporting accurately.
 - Rachelle McQuiston – looking at doing an audit because the numbers did not increase during the petroglyph festival. Checking on hiring a firm to do the audit. An audit was performed a couple years ago.
- Might be appropriate to send letter of inquiry to hotels about their occupancy and let them know there may be an audit.

Lori Acton

- Suggested there may have been a reduction to base occupancy at the same time because of the holiday.

Rachelle McQuiston

- Compared like months for past 5 years and occupancy was lower than previous.

Eddie Thomas

- Suggested Rachelle McQuiston speak with Doug at RACVB

Mike Mower

- Commented about the audit process.
- Asked about tracking of individual hotels and slow payments.
 - Rachelle McQuiston – has a small problem with slow payments and has been watching totals, will break down to individuals.
- Asked about late penalty

Rachelle McQuiston

- Reviewed projection reports provided to Council as supplemental documents.
- General fund is \$140k to the good
- Gas tax fund is up
- Commented on transit grant for garage construction
- Reviewed wastewater fund. While still shows a negative balance, does have a cash balance.
 - Dennis Speer – explained the design contract which is only expended in small portions but shows in totality.
- Have issued RFP on new financial system and committee will be reviewing proposals. Hope to come back to Council in couple months with a recommendation.

Eddie Thomas

- Measure 'L' Fund is projected with increase.
 - Dennis Speer – as additional funds are received will come back to Council with requests to add streets.

Public Comment

- None presented

10. Discussion And Possible Termination Of The Nossaman, LLP, Professional Services Agreement **Speer**

Dennis Speer

- Presented Staff Report
- Asked Council to consider the actual value received versus the cost of the contract.
- Council discussion of whether to continue with the agreement or terminate.

Peggy Breeden

- Doesn't appear we are getting anything for what we pay, is there any possibility we will receive anything in the future?
 - Dennis Speer – at this time, do not believe we will benefit. Originally there was a proposed BRAC which did not materialize; in future this firm would be beneficial if there is a BRAC.

Mike Mower

- In three years, what have we received?
 - Dennis Speer – receive reports with information already received from other sources. Not aware of receiving any new information.

Eddie Thomas

- Has advance notice been given to the contractor
 - Dennis Speer – at this time no, brought to Council, 30 day notice requirement.

Lori Acton

- Asked if staff has interacted with this lobbyist.
 - Dennis Speer – have to have something specific in the federal areana to need their services. Already working with the Navy on the wastewater and Kern COG who provide the same information.
- Asked about relationship with Navy
 - Dennis Speer – have been involved with Navy for years and they are very accessible.
- Feel comfortable terminating the contract.

Dave Matthews

- Is it possible to request they do specific search for certain types of funding
 - Dennis Speer – main types of funding needed by the City we already receive grant listings. Most grants are matching and departments do not have matching funds available. Commented on street grants we already receive.
- Specified navy isn't paying their fair share to operate the facility, could this lobbyist find funding for wastewater plant in another area.

Mike Neel

- Recapped the money spent on the contract and have received nothing for it.
 - Dennis Speer – have received reports
- Commented on story of Death Valley Scotty.
- Asked why we took 3 years to decide we weren't getting anything. Raised opposition about lobbyists at the time this contract was approved.

Motion To Approve Termination Of The Professional Services Agreement Between The City Of Ridgecrest And Nossaman, LLP Made By Council Member Mower, Second By Council Member Thomas. Motion Carried By Voice Vote Of 4 Ayes (Mayor Breeden, Council Members, Acton, Thomas And Mower); 0 Noes; 0 Abstain; 1 Absent (Council Member Sanders)

ORDINANCES

11. Introduction And First Reading, An Ordinance Of The City Council Of The City Of Ridgecrest Amending The Ridgecrest Municipal Code Chapter 6, Article 24 With Regard To License Tax Rates And Classifications

McQuiston

Rachelle McQuiston

- Presented staff report
- Last time business license fees were raised was 1999

No Council comments

Motion To Waive Reading In Full Of An Ordinance Of The City Council Of The City Of Ridgecrest Amending The Ridgecrest Municipal Code Chapter 6, Article 24 With Regard To License Tax Rates And Classifications Made By Council Member Acton, Second By Council Member Mower. Motion Carried By Roll Call Vote Of 4 Ayes (Mayor Breeden, Council Members, Acton, Thomas And Mower); 0 Noes; 0 Abstain; 1 Absent (Council Member Sanders)

Requires A Second

Public Comment

Dave Matthews

- Asked if the title has been changed.
- Asked if this affects every individual who rents or leases property in the City
 - Mike Mower – clarifies that if you have 4 or more properties for rent you have to have business license.
- If these properties were all purchased and rented before the City was incorporated, does this apply. I know an individual who had rentals before incorporation.
 - Rachele McQuiston – Making the assumption the properties were rented since the ordinance went into effect, but if rented after ordinance is approved will have to get license.

Motion To Introduce, By Title Only, An Ordinance Of The City Council Of The City Of Ridgecrest Amending The Ridgecrest Municipal Code Chapter 6, Article 24 With Regard To License Tax Rates And Classifications Made By Council Member Acton, Second By Council Member Mower. Motion Carried By Roll Call Vote Of 4 Ayes (Mayor Breeden, Council Members, Acton, Thomas And Mower); 0 Noes; 0 Abstain; 1 Absent (Council Member Sanders)

Requires A Second

OTHER DISCUSSION AND ACTION ITEMS

Discussion And Authorization To Submit A Letter Of Opposition Of The Department Of Finance Redevelopment Agency Dissolution Trailer Bill To The Honorable Adrin Nazarian, Assembly Budget Subcommittee On State Administration #4 Lemieux

Michael Silander

- Presented Staff Report
- Ridgecrest v. Matasantos and other cities. This bill would retroactively nullify contracts and make them unenforceable
- Also prohibits legal fees.
- Many cities and attorneys will be doing the same letters.
- Will overthrow a couple litigations the state lost.

Mike Mower

- Another way for State to money grab
 - Michael Silander – correct

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Dennis Speer

- Would invalidate the AMG loan and litigation as well as the new litigation for the solar loan
- Would not get the \$3 million ransom money back and would lose another \$3 million loan for Solar, total loss is \$6 million

Peggy Breeden

- Everyone needs to stand up and say no. Can't change a law after it is passed and go backwards retroactively.
- Feel individuals need to also speak up and write letters.

Public Comment

- None Presented

Motion To Approve Authorization To Submit A Letter Of Opposition Of The Department Of Finance Redevelopment Agency Dissolution Trailer Bill To The Honorable Adrin Nazarian, Assembly Budget Subcommittee On State Administration #4 Made By Council Member Mower, Second By Council Member Thomas. Motion Carried By Roll Call Vote Of 4 Ayes (Mayor Breeden, Council Members, Acton, Thomas And Mower); 0 Noes; 0 Abstain; 1 Absent (Council Member Sanders)

COMMITTEE REPORTS

City Organization and Services Committee

Members: Lori Acton; Mike Mower
Meeting: 4th Wednesday each month at 5:00 p.m.
Location: Council Conference Room B

- No Report

Infrastructure Committee

Members: Jim Sanders; Mike Mower
Meeting: 2nd Thursday each month at 5:00 p.m.
Location: Council Conference Room B

Mike Mower

- Meeting one week from tomorrow to discuss downs widening project
- Discussed crosswalk
- Discussed edge line for streets, must have 12 feet before streets can be edge lined.

❖ **Ad Hoc Water Conservation Committee**

Members: Jim Sanders; Peggy Breeden
Meeting: 1st Monday each month at 5:00 p.m.
Location: Conference Room B

- No Report
- Next meeting April 6 at 5:30 p.m.

Parks, Recreation, and Quality of Life Committee

Members: Eddie Thomas; Lori Acton
Meeting: 1st Tuesday each month at 12:00 p.m.
Location: Kerr-McGee Center Meeting Rooms

- No Report
- Did talk with Lori about memorial plaque for Ron Carter.

❖ **Ad Hoc Youth Advisory Council**

Members: Eddie Thomas
Meeting: 2nd Wednesday of each month, 12:00 p.m.
Location: Kerr-McGee Center Meeting Rooms

- No Report

Activate Community Talents and Interventions For Optimal Neighborhoods Task Force (ACTION)

Members: Eddie Thomas; Lori Acton
Meeting: 3rd Tuesday each month at 4:00 p.m.
Location: Kerr McGee Center Meeting Rooms

- No Report

Ridgecrest Area Convention And Visitors Bureau (RACVB)

Members: Lori Acton and Eddie Thomas
Meetings: 1st Wednesday Of The Month, 8:00 A.M.
Next Meeting: To Be Announced

Lori Acton

- Read directors report (*copy attached*)
- BLM filming opportunities discussed
- Next meeting April 1 at Kerr McGee center
- OHV racing opportunities discussed
- SNOR happening again this year

OTHER COMMITTEES, BOARDS, OR COMMISSIONS

Peggy Breeden

- Kern COG meeting discussed vehicle registration \$1.00 fee going to State for road cleaning, call boxes, etc. Seems inappropriate to pay this fee when they don't come to our area to clean roads. Sheriff department discussion will look at how we can benefit by some of those funds in our area.
- League of California Cities attended meeting locally, opportunities available for information and grants and will follow up on these.
- Kern County grant thru board of trade to benefit 5 cities in the County that are impacted by federal installations. Approved to move forward.
- Groundwater management meeting received report from Lorelei Oviatte on how entities will deal with the land use management plan. Encouraged everyone who has questions about this plan attend the meetings. Handout given to water district and will provide the report for Council and the public regarding sustainability.

Lori Acton

- BLM roundtable and DRECP encouraged public to visit their website.

Dave Matthews

- BLM Desert Advisory Council will be meeting in Ridgecrest

CITY MANAGER REPORT

Dennis Speer

- Received Caltrans bulletin proposing reduction to gas excise tax. Projected revenue would be reduced over 20% for next year. Part of revenue neutral prop 42 sales taxes from Board Of Equalization.
- Call for projects from Kern COG; believe the Downs Street Project will qualify for all three funding opportunities. Will be meeting with committee to explain why the project qualifies.

MAYOR AND COUNCIL COMMENTS

Lori Acton

- Daylight saving time is this weekend
- Highlights on the private land, commented about the tax options
- Receiving two awards from Kern COG, the Ridge Project and the Petroglyph Festival.
- Thanked Starla for all her hard work with transit. A lot better off than we used to be.
- Looking for a good spring and the wildflowers

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Mike Mower

- Wildflowers already coming out. Hope to get a few more rains.

Eddie Thomas

- Thanked staff, shouts out to Parks Department for doing an outstanding job. Parks are looking great.
- Want to change the lights in Council Chambers, bulbs are out.
- Thanked public for wanting to give input regarding the land use management plan.

Peggy Breeden

- Kern County will be here at 9 am on the 7th of March
- Asked for agenda item about impact fees, how they came about, what is their impact on the City, if not building a lot would a reduction encourage more construction of homes. If we can reduce prices on a new home, appear to be moving around in the same old homes.
 - Dennis Speer – annual report
 - Mike Mower – responded with average home costs
- Rotary club meeting announced
- Washington trip to talk to navy about community needs is rescheduled for the 9th-11th. Meeting with Kevin McCarthy and Admiral McGinn to discuss projects for the Navy that will benefit the community. See an opportunity for us to work together to benefit the community. Will discuss wastewater treatment; believe we need a tertiary program. Lots of dollars for tertiary water. Long ways to go and a lot of opportunities to ask for help.
- 760-382-3563, want the public to text 'yes', 'no', or 'I don't know' about the Kern County Land Use Management Plan. Council wants to know how you feel. Don't want to know why or have your name.
- Thanked everyone for coming.

ADJOURNMENT at 8:38 p.m.

Rachel J. Ford, CMC
City Clerk

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Monthly Director's Report for RACVB For February 2015 Held at Kerr McGee Center

March 4, 2015

- ❖ February 2015 – BLM featured a Filming Report in their Quarterly Magazine, on Ridgecrest, which was a half-page and the BLM Quarterly Magazine is distributed from Washington, D.C.
- ❖ February 6, 2015 – Doug Lueck attended the Desert Mountain Division Conference.
- ❖ RACVB had a meeting with Thrivent Financial, in which their Sponsorship level was discussed.
- ❖ Doug Lueck advised of changes in By-Laws to Director's, which will be further be discussed in next RACVB Director's meeting in April.
- ❖ Filming promotions for Ridgecrest include, half-page ad in the "2015 Locations International Magazine" (annual) and inclusion of Ridgecrest on home page of FLICS website (about 10,000 unique visitors per month) for month of February.
- ❖ February 26, 2015 – IWV Economic Outlook Conference, RACVB had booth promoting 2nd Annual Petroglyph Festival.
- ❖ February 21st & 22nd 2015 - Long Beach Travel and Adventure Show, RACVB had a booth, promoting the 2015 Petroglyph Festival, 33,000 attendees, 7,000 handouts distributed over the two day show.
- ❖ U.S. Travel Association 2014: Snapshot of Success advised, +1.1 Million Additional Visitors to U.S. Generating \$3.4 Billion in additional Visitor Spending, \$1 Billion in Tax Revenues, with a return on investment of \$47.00 for Every \$1.00 Spent on Marketing Programs, Brand USA Supported Nearly 53,000 NEW U.S. Jobs and will continue to deliver for years to come.

FILMING: Ridgecrest Regional Film Commission

For the month of February, there were a total of **3** productions for the Ridgecrest Film Commission of which **two** were "short films" and **one** "children's music video" filming productions.

At [Inyokern Airport](#), there was **NO** filming productions.

Total for February 2015: \$ 50,000.00

Next Board of Director's meeting will be Wednesday, April 1, 2015, location will be Kerr McGee Center.

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**CITY COUNCIL/SUCCESSOR REDEVELOPMENT AGENCY/
FINANCING AUTHORITY/HOUSING AUTHORITY AGENDA ITEM**

SUBJECT:

Discussion of installing a memorial plaque honoring former Mayor and Council Member Ronald H. Carter at the Leroy Jackson Park Skate Park

PRESENTED BY:

Jason Patin – Recreation Supervisor

SUMMARY:

Staff and Council Members have been approached by a number of citizens in the community expressing their desire to have the City of Ridgecrest honor former Mayor and Council Member Ronald H. Carter by installing a memorial at the Leroy Jackson Skate Park.

The Parks and Recreation department would like the Council to discuss the possibility of installing a memorial plaque. Staff has approached Kern County about the issue and the County has indicated they would most likely be agreeable to the installation of a memorial plaque once a written request has been presented.

The City currently has several similar memorial plaques in our parks (Leroy Jackson tennis courts and football fields, and Kerr McGee youth sports complex Baseball fields) honoring other individuals for their support and contributions to the community.

If the Council approves the memorial, the project would consist of the design, purchase and installation of a memorial plaque. The proposed fee to complete this scope of work is \$1,000.00 - \$3,000.00 depending on the type of signage.

Funds for this project will be coming from the Leroy Jackson Park budget and the City has received monetary verbal commitments of \$250 each from four individuals to help defray the cost.

Staff is recommending installation of a memorial plaque honoring former Mayor Ronald H. Carter be installed at the Leroy Jackson Skate Park.

FISCAL IMPACT:

Not to exceed \$3,000.00

Reviewed by Finance Director

ACTION REQUESTED:

Approve the installation of a memorial plaque honoring former Mayor Ronald H. Carter at the Leroy Jackson Skate Park, and approve signage not to exceed \$3,000.00.

CITY MANAGER / EXECUTIVE DIRECTOR RECOMMENDATION:

Action as requested:

Submitted by: Rachel J. Ford
(Rev. 02/13/12)

Action Date: March 18, 2015

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CITY COUNCIL/SUCCESSOR REDEVELOPMENT AGENCY
FINANCING AUTHORITY/HOUSING AUTHORITY AGENDA ITEM

SUBJECT:

A Resolution Of The City Of Ridgecrest Recognizing The Critical Work Of Eastern Sierra Connect Regional Broadband Consortium In Deploying Broadband Throughout The Region And The Necessity To Leverage Broadband Resources Through The Continuation Of Consortia Activity By State Funding As Proposed By Assembly Bill 1262 Authored By Assemblyperson Jim Wood

PRESENTED BY:

Peggy Breeden - Mayor

SUMMARY:

This request for a letter of support for AB 1262 has been brought to Council by Justin O'Neill as part of his ongoing consulting agreement with the City.

AB 1262 proposes to allocate additional funding to the Rural and Urban Regional Broadband Consortia Grant Account which in turn will benefit the efforts of this community through Eastern Sierra Connect Regional Broadband Consortia to enhance the connectivity and reliability of internet capability for local businesses.

Council is asked to discuss and approve authorization for the Mayor to sign a letter of support for AB 1262 to The Honorable Jim Wood of the California State Assembly

FISCAL IMPACT:

None

Reviewed by Finance Director

ACTION REQUESTED:

A Resolution Of The City Of Ridgecrest Recognizing The Critical Work Of Eastern Sierra Connect Regional Broadband Consortium In Deploying Broadband Throughout The Region And The Necessity To Leverage Broadband Resources Through The Continuation Of Consortia Activity By State Funding As Proposed By Assembly Bill 1262 Authored By Assemblyperson Jim Wood

CITY MANAGER / EXECUTIVE DIRECTOR RECOMMENDATION:

Action as requested:

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RESOLUTION NO. 15-XX

A RESOLUTION OF THE CITY OF RIDGECREST RECOGNIZING THE CRITICAL WORK OF EASTERN SIERRA CONNECT REGIONAL BROADBAND CONSORTIUM IN DEPLOYING BROADBAND THROUGHOUT THE REGION AND THE NECESSITY TO LEVERAGE BROADBAND RESOURCES THROUGH THE CONTINUATION OF CONSORTIA ACTIVITY BY STATE FUNDING AS PROPOSED BY ASSEMBLY BILL 1262 AUTHORED BY ASSEMBLYPERSON JIM WOOD

WHEREAS, Eastern Sierra Connect Regional Broadband Consortium (ESCRBC) has been actively improving broadband resources through the City and region through adoption programs, outreach efforts, and networking, and

WHEREAS, the City of Ridgecrest recognizes the need for the continuation of Consortium activity to develop and leverage broadband resources for economic development and quality of life, and

WHEREAS, the City of Ridgecrest wishes to partner with ESCRBC in its activities by providing local leadership and stakeholder advocacy for broadband, and

WHEREAS, the City of Ridgecrest demands universally available broadband at competitive prices and delivered at reliable, high-level services for the purpose of supporting economy and standard of living, and

WHEREAS, AB 1262, as authored by California Assemblyperson Jim Wood of District 2, proposes to reallocate \$5 million from the California Advanced Services Fund (CASF) Broadband Infrastructure Revolving Loan Account (currently at \$10 million) to the Rural and Urban Regional Broadband Consortia Grant Account for the purpose of continued funding of statewide Consortia.

NOW THEREFORE, BE IT RESOLVED that the City of Ridgecrest formalizes its support of Eastern Sierra Connect Regional Broadband Consortium and the critical need for broadband as a resource for a stable economy and high quality of life and further supports Assembly Bill 1262 in the continuation of Consortia activity and applauds Assemblyperson Jim Wood for his progressive attitude toward community and economic development.

ADOPTED, AND APPROVED, this 18th day of March, 2015, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Peggy Breeden, Mayor

ATTEST:

Rachel J. Ford, CMC
City Clerk



March 11th, 2015

The Honorable Jim Wood
California State Assembly
State Capitol
P.O. Box 942849
Sacramento, CA 94249-0002
RE: AB 1262

CITY OF RIDGECREST

Telephone 760 499-5000

FAX 760 499-1500

100 West California Avenue, Ridgecrest, California 93555-4054

Dear Assemblymember Wood,

On behalf of the City of Ridgecrest, I would like to extend our utmost appreciation and respect for authoring Assembly Bill 1262. The City of Ridgecrest supports your effort and the importance of Regional Consortia to improve broadband resources.

By allocating additional funds into the Rural & Urban Regional Broadband Consortia Grant Account, you are ensuring the continued effort of Consortia statewide. The work that has been done is critical to laying a local and regional foundation for broadband deployment and adoption. The continuation of Consortia activity is essential to reach State and Federal goals for connectivity and adoption. We are eager to support your effort and partner with the goals of the Bill.

In our region, Eastern Sierra Connect Regional Broadband Consortia (ESCRBC) has been working diligently to gather public support, increase adoption, improve connectivity, and better the reliability of internet services. Their work has been a critical element of economic development and initiatives to improve quality of life in the City of Ridgecrest. The continuance of their work is crucial to closing the digital divide and ushering in modern business practices, health services, educational resources, and quality of life standards.

The City of Ridgecrest applauds your progressive attitude toward broadband expansion and your willingness to ambitiously advocate for the continuation of Consortia work. The City of Ridgecrest officially supports AB 1262 and joins the growing list of Cities and Counties identifying the need for continued advocacy, outreach, and programming on a local and regional level.

Thank you again for your dedication to remote and rural communities in the expansion of broadband resources, bridging the digital divide, and providing a critical economic and quality of life resource to the underserved of California.

Sincerest regards,

Peggy Breeden, *Mayor of Ridgecrest*

City of Ridgecrest
100 W. California Ave.
Ridgecrest, CA 93555

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**CITY COUNCIL/SUCCESSOR REDEVELOPMENT AGENCY/
FINANCING AUTHORITY/BUSINESS LICENSE AGENDA ITEM**

SUBJECT:

Waive Reading In Full And Adopt By Title Only, Ordinance No. 15-02, An Ordinance Of The City Council Of The City Of Ridgecrest Amending The Municipal Code Section 6-24 With Respect To License Tax Rates And Classifications.

PRESENTED BY:

Rachelle McQuiston, Finance Director

SUMMARY:

This item was heard by Council at the regular meeting of January 21, 2015 and amended. It was returned on March 4, 2015 and approved by Council for Introduction by title only and first reading.

The intent of the following ordinance is to amend section 6-24 of the Ridgecrest Municipal code as it relates to the business license requirements of Residential and Mobile home Space Rentals. The current ordinance has a discrepancy between whether or not a business license is required to rent one to three units. This amended ordinance will require that a business license be obtained only if four or more units are rented.

The Ordinance has been reviewed and approved to form by the City Attorney and a summary of the ordinance has been published by the City Clerk. The Ordinance is brought back now for public hearing, second reading and adoption by the following two motions.

Recommended Motions:

Motion To Waive Reading In Full And To Adopt By Title Only, Ordinance No. 15-02, An Ordinance Of The City Council Of The City Of Ridgecrest Amending §§ 6-24 Of The Ridgecrest Municipal Code With Respect To License Tax Rates And Classifications.

Requires A Second

Motion To Adopt, By Title Only, Ordinance No. 15-02, An Ordinance Of The City Council Of The City Of Ridgecrest Amending §§ 6-24 Of The Ridgecrest Municipal Code With Respect To License Tax Rates And Classifications.

Requires A Second

FISCAL IMPACT:

License tax revenue lost from Residential and Mobile home Space Rental businesses with one to three units.

ACTION REQUESTED:

Approve recommended motions

CITY MANAGER / EXECUTIVE DIRECTOR RECOMMENDATION:

Action as requested: Approve recommended motions

Submitted by: Rachel Ford

Action Date: March 18, 2015

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ORDINANCE NO. 15-02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIDGECREST AMENDING THE RIDGECREST MUNICIPAL CODE CHAPTER 6, ARTICLE 24 WITH REGARD TO LICENSE TAX RATES AND CLASSIFICATIONS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIDGECREST as follows:

1. Purpose

This ordinance amends the Ridgecrest Municipal Code with respect to Article 24 – License Tax Rates and Classifications as it relates to Residential and Mobilehome Space Rentals. The current ordinance has a discrepancy between whether or not a business license is required to rent one to three units. This amended ordinance will require that a business license be obtained only if four or more units are rented.

2. Amendment

The following Chapter 9, Article 8 is hereby amended to read as follows:

Article 24. - License Tax Rates and Classifications.

6-24. – License Tax Rates and Classifications.

6-24.1. – Fees Designated; Increase or Decrease by Cost of Living Index.

6-24.2. – Rates.

6-24.3. – Classifications.

9-24. – License Tax Rates and Classifications.

6-24.1. – Fees Designated; Increase or Decrease by Cost of Living Index.

Every person who engages in business in the City shall pay a license tax based on the license tax rate specified in the Classification into which his business is placed by this chapter or by the Director of Finance in interpreting this chapter:

Beginning with the calendar year 1980, and each year thereafter, the license tax fees as hereinafter set forth for Classifications "A" through "T" shall be raised or lowered by the percentage of the cost of living index as determined by the Federal Government. The increase or decrease shall be to the nearest dollar according to the U.S. Department of Labor's adjusted, compound annual rate of the Consumer Price Index for all Urban consumers (CPI-U) for all items to be determined in October of each year.

6-24.2. – Rates.

- (a) Classification "A"—Retail Sales and Services—Base Permit Fee: Sixty dollars (\$60.00) per year for the first five (5) employees plus six dollars (\$6.00) per year for each employee over five (5).
- (b) Classification "B"—Professionals—Base Permit Fee: Sixty dollars (\$60.00) per year for each professional practicing as an individual, partner, member of an association, or employee plus six dollars (\$6.00) per year for each non-professional employee.
- (c) Classification "C"—Manufacturing, Hospitals, Utilities—Base Permit Fee: Eighty-four dollars (\$84.00) per year for the first five (5) employees plus six dollars (\$6.00) per year for each employee over six (6).
- (d) Classification "D"—Vending, etc.—Base Permit Fee: Sixty dollars (\$60.00) per year for the first employee plus sixty-six dollars (\$66.00) per year for each additional employee.
- (e) Classification "E"—Wholesale and Route—Base Permit Fee: Sixty dollars (\$60.00) per year for the first vehicle plus sixteen dollars (\$16.00) per year for each additional vehicle.
- (f) Classification "F"—Catering from Vehicle—Base Permit Fee: Sixty dollars (\$60.00) per year for the first vehicle and sixty-six dollars (\$66.00) per year for each additional vehicle.
- (g) Classification "G"—Itinerant/Theaters, Junk Dealers—Base Permit Fee: One hundred sixty dollars (\$160.00) per year.
- (h) Classification "H"—Residential Rentals—Base Permit Fee: Sixty six dollars (\$66.00) per year minimum for four (4) units; six dollars (\$6.00) per year for every unit over four (4).
- (i) Classification "I"—Mobilehome Space Rentals—Base Permit Fee: Sixty six dollars (\$66.00) per year minimum for four (4) spaces; six dollars (\$6.00) per year for every unit over four (4).
- (j) Classification "J"—Commercial Rentals—Base Permit Fee: Sixty dollars (\$60.00) per year for the first commercial parcel or structure plus sixteen dollars (\$16.00) per year for each additional parcel or structure.
- (k) Classification "K"—Pool Tables/Bowling Alleys—Base Permit Fee: Eighty dollars (\$80.00) per year for the first table or alley plus six dollars (\$6.00) per year for each additional table or alley.

- (l) Classification "L"—Card Rooms—Base Permit Fee: Three hundred ninety dollars (\$390.00) semi-annually for the first table plus forty dollars (\$40.00) semi-annually for each additional table.
- (m) Classification "M"—Billboards—Base Permit Fee: Sixty dollars (\$60.00) per year for one (1) sign; sixty dollars (\$60.00) per year for each sign over one (1).
- (n) Classification "N"—Carnivals/Circuses (Non-charitable Sponsor)—Base Permit Fee: Three hundred ninety dollars (\$390.00) per day plus sixteen dollars (\$16.00) per day for each concession as defined in Section 6-1.
- (o) Classification "O"—Carnival/Fortune Tellers, etc.—Base Permit Fee: One hundred dollars (\$100.00) per day.
- (p) Classification "P"—Shoe Shining—Base Permit Fee: Fifteen dollars (\$15.00) per year for the first chair and six dollars (\$6.00) per year for each additional chair.
- (q) Classification "Q"—Non-licensed Contractor—Base Permit Fee: Sixty-six dollars (\$66.00) per year for the first employee plus six dollars (\$6.00) per year for each additional employee.
- (r) Classification "R"—Licensed Contractor—Base Permit Fee: Sixty-six dollars (\$66.00) per year for each licensed contractor contracting as an individual, partner, or member of an association, plus six dollars (\$6.00) per year for each non-licensed employee.
- (s) Classification "S"—Part-time/Intermittent—Base Permit Fee: Nine dollars (\$9.00) per day per each day of retail sales.
- (t) Classification "T"—Swap Meets, etc.—Base Permit Fee: Three hundred ninety dollars (\$390.00) per day plus nine dollars (\$9.00) per day for each vendor not having a City license.

6-24.3. – Classifications.

a) Classification "A" shall consist of:

- (1) Retailing of goods, wares, or merchandise including, but not limited to, the following businesses selling tangible personal property at retail or conducting a business of a retail nature:
 - Air conditioning or cooler supplies
 - Appliance sales and service
 - Automobiles—New or used
 - Automobile tires, batteries, parts, and accessories
 - Automobile service station

Awning sales
Bakery
Bicycle sales and service
Book shop
Brush and toiletries
Catalogue and mail order sales
Carpet sales and installation
Clothing store
Cosmetics and toiletries
Dairy products delivery to customer service routes from an established place of business in the City, (Otherwise see Classification "E")
Department store
Drug store
Dry goods store
Electric supplies and appliances
Feed
Fence sales (not installation, see Classification "G")
Fish and poultry (not from vehicle, see Classification "G")
Fire extinguisher sales and service
Five and ten—variety store
Florist
Fruit and vegetable sales (not from vehicle, see Classification "G")
Furniture and home furnishings
Gasoline and gasoline tank sales
Gift and novelty shop
Glass and paint shop
Groceries and meats
Hardware, paint, and appliances
Health foods
Ice
Ice cream parlors
Ice cream sales from vehicles operated from an established place of business in the City (otherwise see Class "E")
Jewelry store
Lapidary shop
Lumber and building materials
Motorcycle sales and service
Mobilehome sales and repairs (not towing, see Class "E")
Newspaper publishing (not distributors see Classification "E")
Nursery
Paint sales
Pet shop, pet food, pet supplies
Pharmacy
Photographer (not transient photographer, see Classification "G")
Photo shop
Plumbing supplies and appliances

Sewing machine sales and service
Shoe sales
Sporting goods
Stationery, office equipment, office supplies
Stamp redemption center
Wig sales

(2) Services including, but not limited to, the following businesses which are considered of a service nature:

Advertising and advertising agency (not billboards, see Classification "M")
Artist
Automobile or truck repairs (all types)
Automobile parking lot
Automobile or recreation vehicle or trailer rentals
Automobile towing service
Automobile wash
Animal kennels
Barber shop
Beauty shop
Bookkeeper (not public accountant, see Classification "B")
Bus depot
Cafe, restaurant, night club, tavern, without live entertainment or public dancing (with live entertainment or public dancing add twenty (\$20.00) dollars per year)
Carpet cleaning
Cemetery
Cesspool cleaning
Collection agency
Credit checking agency
Dancing school
Dressmaking and tailoring
Dry cleaning and laundry (not out-of City, see Class "E"); not coin-operated, see Class "D")
Finance company or loan company
Financial counselor
Gardener, yard cleaning (not landscaping, see Class "G")
Gunsmith
Gymnasium, health studio
Income tax service
Insurance broker or adjustor
Interior decorator
Janitorial service
Laundry (not coin-operated, see Classification "D")
Locksmith
Machine shop making repairs only (for fabricating machine shops, see Classification "C")

Musical instructor or school
Mutual fund broker
Moving and storage services
Nursery school
Printing, dry copying, mimeographing, multi-graphing, duplicating
Radio or television station
Real estate agent or broker
Repair services (all types except those under "contractor" in Classification "G" and those under Classification "Q")
Savings and loan institution
Saw sharpening
Steam cleaning
Stocks and bonds broker or agent
Sweeping service
Swimming pool, commercial operation
Telephone answering service
Travel services
Upholstering

b) Classification "B" shall consist of:

Accountant
Architect
Appraiser
Attorney
Bacteriologist
Certified Public Accountant
Chemist
Chiropractor
Consultant
Clairvoyant
Dental or Medical Laboratory
Dentist
Detective
Engineer (all types)
Embalmer
Fortune Teller
Funeral Director
Geologist
Masseur
Medium
Mortician
Oculist
Optician
Optometrist
Osteopath
Palm Reader

Physician
Psychiatrist
Psychologist
Public Stenographer
Radiologist
Spiritualist
Surgeon
Surveyor
Veterinarian

- c) Classification "C" shall consist of:
- (1) Manufacturing, fabricating, processing, or other industrial businesses including data processing businesses, data analysis services and manufacturer's customer service representatives working in the City.
 - (2) Hospitals of all types.
 - (3) Telephone and other utility companies and communication companies not specifically classified in this ordinance or franchised by the City.
 - (4) Automobile dismantling yards including sale of used vehicle parts removed from dismantled vehicles.
- d) Classification "D" shall consist of:
- (1) Coin-operated laundrettes, laundromats, dry cleaning establishments, wet wash businesses including persons conducting businesses in which the public is permitted to enter to wash, dry, or dry clean clothes or other materials in individual machines and the public uses coins in coin-operated machines.
 - (2) Persons distributing and maintaining vending and self-service machines including but not limited to:
 - Merchandise dispensing machines
 - Music dispensing machines
 - Amusement machines
 - Beverage dispensing machines
 - Food dispensing machines
 - Automobile car wash machines
 - Copying machines.
- e) Classification "E" shall consist of:
- (1) Wholesaling including any person primarily selling goods, wares, or merchandise directly to retailers, and including, but not limited to:
 - Automobile parts distributors (TBA)
 - Bakery products distributors
 - Dairy products distributors
 - Grocery products distributors
 - Gasoline and oil distributors
 - Produce distributors

- (2) Laundry, dry cleaning, and other services conducted over customer routes from locations outside the corporate limits of the City.
 - (3) Retail sales conducted from vehicles over customer routes from locations outside the corporate limits of the City (but not itinerant merchants as defined in Section 6-1).
 - (4) Pick-up and delivery services including, but not limited to:
 - Parcel and freight delivery (when delivery in the City is more than occasional and incidental to business conducted elsewhere)
 - Newspaper delivery (but not newspaper boys)
 - Mobilehome transport service
 - (5) Ice cream vending from vehicles.
 - (6) Bottled water distributors.
 - (7) Propane or other gas or fuel distributors.
 - (8) Pest exterminator services.
- f) Classification "F" shall consist of:
Food catering service when conducted primarily from a vehicle (otherwise see Classification "A").
- g) Classification "G" shall consist of:
 - (1) Theater (motion picture or playhouse) except that only one license shall be required for a firm operating theaters at separate locations alternately and not simultaneously.
 - (2) Skating rink.
 - (3) Public dance hall (but not night club or restaurant with dancing, see Classification "A").
 - (4) Itinerant merchant as defined in Section 6-1, see also Section 6-31 of this chapter.
 - (5) Solicitor as defined in Section 6-1 of this chapter.
 - (6) Transient photographer as defined in Section 6-1 of this chapter.
 - (7) Junk dealer as defined in Section 6-1 of this chapter.
- h) Classification "H" shall consist of: Persons regularly engaged in the business of renting residential property or accommodations including all those types of residential accommodations listed in Section 6-1 of this chapter but not including mobilehome park spaces and not including a residential accommodation usually rented which is being occupied by its owner.
- i) Classification "I" shall consist of: Persons regularly engaged in the business of renting mobile-home park spaces. Persons owning mobilehome park spaces who rent out or lease out mobilehomes on those spaces shall also obtain a license under Classification "H" for the number of mobilehome units so rented or leased.
- j) Classification "J" shall consist of: Persons regularly engaged in the business of renting commercial property or accommodations including offices, stores, shops, or other commercial structures and parcels of land occupied by any business

use. Several parcels used together as part of the same local business (lessee) shall be considered one parcel for the purposes of applying the tax rate in this Classification.

- k) Classification "K" shall consist of: Persons engaged in the business of providing recreation involving the following games:
- Pool, billiards, or bagatelle
 - Bowling
 - Shuffleboard
 - Skeeball

A table, alley, board, or device licensed under this Classification shall not be licensed under any other classification.

A person licensed under this Classification shall not be required to obtain an additional license under Classification "A" for the serving of food or beverages on the same premises.

- l) Classification "L" shall consist of: Persons operating card rooms approved by the Chief of Police as prescribed by City Ordinance. See also Section 6-32.
- m) Classification "M" shall consist of: Persons erecting and maintaining outdoor advertising structures as defined in Section 6-1 of this chapter.
- n) Classification "N" shall consist of: Persons operating carnivals, circuses, animal shows, and exhibitions not sponsored by a local charitable organization.
- o) Classification "O" shall consist of:
- (1) Persons operating carnivals, circuses, animal shows and exhibitions sponsored by a local church, school, PTA club, veteran's organization or other recognized local charitable organization.
 - (2) Fortune teller, clairvoyant, palm reader, spiritualist, medium or other prognosticator who provides such services in connection with an event described in the preceding paragraph (1).
 - (3) A masseur or masseuse who provides such services in connection with an event described in the preceding paragraph (1).
- p) Classification "P" shall consist of: Persons engaged in the business of shining shoes.
- q) Classification "Q" shall consist of: Persons engaged in businesses not required to be licensed under the California Contractors License Law but which involve maintenance or repair of structures, or installation, maintenance or repair of improvements to structures, including but not limited to:
- Air conditioning
 - Building moving and wrecking

Cabinet making
Carpentry and building alterations
Concrete finishing
Coolers
Earth moving, grading, trenching, paving
Electrical alterations
Flooring and tiling
Heating
Landscaping
Masonry
Metal Working
Mobilehome installation and accessory building erection
Painting and decorating
Plumbing, including sewer repairing and rodding
Refrigeration
Roofing
Sign painting
Welding
Well drilling

All persons applying for a license under Classification "Q" shall be required by the City Clerk to sign a statement under penalty of perjury that they are exempt from and will not do any work in violation of the California Contractors License Law (Bus. & Prof. Code Secs. 7000 et seq.). If it appears that any person licensed under Classification "Q" has performed work different from that permitted hereunder, the City Clerk may, after conferring with the City Attorney notify such person in accordance with Section 6-25 that his business is being reclassified to Classification "G". Notwithstanding provisions of Section 6-25 to the contrary, such reclassification shall apply during the current licensing year and such person shall pay the difference in licensing fees. Procedures in Section 6-2 for appeal to the City Council shall apply to any such reclassification.

- r) Classification "R" shall consist of: Contractors as defined in Section 6-1.f.
- s) Classification "S" shall consist of: Persons who engage in business on a part-time or intermittent basis.
- t) Classification "T" shall consist of: Persons carrying on, conducting, or managing such events as arts exhibitions, crafts exhibitions, swap meets, flea markets, and similar events.

PASSED, APPROVED, AND ADOPTED by the Ridgecrest City Council on November 5, 2014, by the following roll call vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Peggy Breeden, Mayor

ATTEST:

Rachel J. Ford, CMC
City Clerk

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CITY OF RIDGECREST

PUBLIC NOTICE

SUMMARY OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIDGECREST AMENDING THE RIDGECREST MUNICIPAL CODE CHAPTER 6, ARTICLE 24 WITH REGARD TO LICENSE TAX RATES AND CLASSIFICATIONS

INTRODUCTION:

Under Government Code Section 36933 (c) (1), the City may publish a summary of a proposed ordinance or a proposed amendment to an ordinance provided that a summary of the proposal is prepared by the person designated by the City Council and provided further that the summary is published at least five (5) days prior to adoption of the proposal and within fifteen (15) days after the adoption with the names of the Council Members voting for and against the proposal. This summary of a proposed amendment to the Ridgecrest Municipal Code is pursuant to Government Code Section 36933 (c) (1).

A CERTIFIED COPY OF THE FULL TEXT OF THE PROPOSAL IS AVAILABLE FOR INSPECTION IN THE OFFICE OF THE CITY CLERK, CITY HALL, 100 WEST CALIFORNIA AVENUE, RIDGECREST, CA.

TITLE:

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIDGECREST AMENDING THE RIDGECREST MUNICIPAL CODE CHAPTER 6, ARTICLE 24 WITH REGARD TO LICENSE TAX RATES AND CLASSIFICATIONS"

At their regular meeting on March 4, 2015, the City Council approved this ordinance on first reading and authorized and instructed the City Clerk to prepare a summary for publication. Approval on second reading, by title only, will be considered at the Regular City Council meeting to be held on March 18, 2015

GENERAL SUMMARY:

This ordinance amends the Ridgecrest Municipal Code with respect to Article 24 – License Tax Rates and Classifications as it relates to Residential and Mobile home Space Rentals. The current ordinance has a discrepancy between whether or not a business license is required to rent one to three units. This amended ordinance will require that a business license be obtained only if four or more units are rented.

City of Ridgecrest

Rachel J. Ford, CMC
City Clerk

Dated: March 4, 2015

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